



Haverling

L O N D O N B O R O U G H

LICENSING SUB-COMMITTEE KC'S BAR

AGENDA

10.30 am	Friday 1 November 2013 (adjourned from 22 October 2013)	Council Chamber - Town Hall
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Members 3: Quorum 2

COUNCILLORS:

Peter Gardner (Chairman)
Linda Van den Hende
Melvin Wallace (Vice-Chair)

**For information about the meeting please contact:
Grant Soderberg - 017083091
grant.soderberg@haverling.gov.uk**

AGENDA ITEMS

1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS

(if any) - receive

2 DISCLOSURE OF PECUNIARY INTERESTS

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

Members may still disclose any pecuniary 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)

5 REPORT OF THE LICENSING OFFICER (Pages 7 - 84)

Application to vary a premises licence for KC's Bar 155 Billet Lane, Hornchurch RM11 1UR

Andrew Beesley
Committee Administration Manager



LICENSING SUB-COMMITTEE

REPORT

22 October 2013

Subject Heading:

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

Report Author and contact details:

**Grant Soderberg – Committee Officer
01708 433091
grant.soderberg@havering.gov.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. 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 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.

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:
- 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.



Havering
LONDON BOROUGH

Licensing Officer's Report

& Licence details

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LICENSING SUB-COMMITTEE

REPORT

22 OCTOBER 2013

Subject Heading:

Application to vary a premises licence at
KC's Bar, 155 Billet Lane, Hornchurch,
RM11 1UR

Report Author and contact details:

Arthur Hunt – Licensing Officer
01708 432777
licensing@havering.gov.uk

This application for a variation to a premises licence is made by Monty's Bar Limited under section 34 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 3 September 2013.

Geographical description of the area and description of the building

The premise is a ground floor unit at the end of a terrace of commercial properties, some with residential units above.

The bar is located south of the railway bridge separating Butts Green Road and Billet Lane, Hornchurch. A further 50 metres south of the premise are flats located on the corner of Cromer Road. At the rear of the premises are further blocks of residential flats.

The premise is located approximately 75 metres from Emerson Park railway station and is serviced by bus routes to and from Hornchurch.

The premise is situated in St Andrews Ward and is thus covered by Havering's Licensing Policy 017.

A map of the area and aerial view is attached to assist the committee.

Details of the application

The current premises licence allows for the below activity:-

Supply of Alcohol, Films, Recorded Music		
Day	Start	Finish
Sunday - Wednesday	11:00hrs	23:00hrs
Thursday	11:00hrs	00:00hrs
Friday - Saturday	11:00hrs	01:00hrs

Live Music, Provision of facilities for Dance		
Day	Start	Finish
Friday - Saturday	20:00hrs	01:00hrs

Late Night Refreshment		
Day	Start	Finish
Friday - Saturday	23:00hrs	01:00hrs

Opening Hours		
Day	Start	Finish
Sunday - Wednesday	11:00hrs	23:00hrs
Thursday	11:00hrs	00:00hrs
Friday - Saturday	11:00hrs	01:00hrs

Variation applied for:

Supply of Alcohol, Films, Recorded Music		
Day	Start	Finish
Sunday - Wednesday	09:00hrs	00:00hrs
Thursday	09:00hrs	01:00hrs
Friday - Saturday	09:00hrs	02:00hrs

Live Music		
Day	Start	Finish
Thursday	19:00hrs	00:00hrs
Friday - Saturday	19:00hrs	01:00hrs

Late Night Refreshment		
Day	Start	Finish
Sunday - Wednesday	23:00hrs	00:00hrs
Thursday	23:00hrs	01:00hrs
Friday - Saturday	23:00hrs	02:00hrs

Opening Hours		
Day	Start	Finish
Sunday - Wednesday	09:00hrs	00:30hrs
Thursday	09:00hrs	01:30hrs
Friday - Saturday	09:00hrs	02:30hrs

The application also seeks to remove the following conditions in Annex 2 of the current premises licence:-

1,2,3,7,8,9,10,13,23,24,25,32,34,39,40

and amend the following conditions in Annex 2:-

5,17,19,33.

In addition application has been made to cover both on and off sales as only on sales are currently allowed.

Seasonal variations

None

Non-standard timings

From the start of permitted hours on New Year's Eve to the end of permitted hours on New Year's Day for authorised licensed activities. On Christmas Eve, Boxing Day, St George's Day and Sundays preceding a Bank Holiday until 0200 for authorised licensed activities.

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 11 September 2013 edition of the Yellow Advertiser.

Summary

There were 4 valid representations against this application from 5 interested parties.

There were 21 valid representations which support the application.

There were 5 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 first representation from an interested party details several concerns/incidents that fall under all of the licensing objectives.

The second representation was received from Councillor Galpin on behalf of the first objector. It was pointed out to Councillor Galpin that the representation had been received from the named individual and she responded that she would be submitting her own representation. However, there has been no further correspondence from Councillor Galpin. After having sought managerial advice, Councillor Galpin's original representation has been submitted.

The third representation was made on behalf of 2 interested parties; their representation seeking to address issues concerning all of the licensing objectives. The last representation from an interested party is a verbatim copy of the objection submitted by the above interested parties from another individual.

The Licensing Authority was also in receipt of 21 representations that supported the application. It would appear that 19 of these were a pre-formatted letter and the parties just added their personal details. These parties come from as far afield as Havering, Dagenham, North Finchley, Ingatestone and Billericay and would all appear to have some connection to the premises.

Responsible Authorities' representations

Environmental Health (Noise)

The representation details on-going noise issues with the premises, thus addressing the prevention of public nuisance licensing objective.

Planning Enforcement

This representation seeks to address all of the licensing objectives. It also points out that the premises are operating outside their current planning permission with regards to hours and use of the premises.

Licensing Authority

The submitted representation is based on concerns over the prevention of crime and disorder, prevention of public nuisance and public safety licensing objectives.

The Metropolitan Police

The representation details issues at the premises which would undermine the crime and disorder and prevention of public nuisance licensing objectives.

The Health & Safety Enforcing Authority

The representation addresses concerns over the public safety licensing objective.

There were no representations from the below responsible authorities:

The London Fire and Emergency Planning Authority
The Trading Standards Service
Children & Families Service
Practice Improvement Lead

Premises licence number

008334

Part 1 – Premises details

Postal address of premises

**KC's Bar
155 Billet Lane Hornchurch RM11 1UR**

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

**Live music, recorded music, provision of facilities for dancing,
late night refreshment, supply of alcohol**

The times the licence authorises the carrying out of licensable activities

**Recorded music, supply of alcohol
Sunday to Wednesday – 11:00 to 23:00
Thursday – 11:00 to 00:00
Friday & Saturday – 11:00 to 01:00**

**Live music, provision of facilities for dancing
Friday & Saturday – 20:00 to 01:00**

**Late night refreshment
Friday & Saturday – 23:00 to 01:00**

The opening hours of the premises

**Sunday to Wednesday – 11:00 to 23:00
Thursday – 11:00 to 00:00
Friday & Saturday – 11:00 to 01:00**

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

On supplies only

Part 2

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

**Monty's Bar Ltd
Unit 8 Elm Industrial Estate Church Road Harold Wood Romford RM3 0JU
01708 608112**

Registered number of holder

08334127

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

**Mr Thomas Callum Rowlett
14 Wallis Close Hornchurch RM11 1FY
07735 567105**

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

10602 – London Borough of Havering

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.
3. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following: activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children –
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

Mandatory conditions – contd.

- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);

- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent upon –
 - (i) the outcome of a race, competition or other event or process, or
 - (ii) the likelihood of anything occurring or not occurring;
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
 5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
 6. The responsible person shall ensure that –
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures–
 - (i) beer or cider: ½ pint;
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - (iii) still wine in a glass: 125 ml; and
 - (b) customers are made aware of the availability of these measures.
 7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
(2) 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 a holographic mark.
 8. 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. A policy shall exist of only allowing persons over the age of 25 to have entry into the premises with the exception of those attending pre-booked private functions. Full contact details of each individual booking the function shall be recorded in the premises daily register which shall be made available at all times for appropriate authorities to examine. This policy shall be reviewed periodically and discussed with the Police where appropriate.
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2. Customers shall not be allowed to wait outside the premises for taxis.
3. No persons are to leave the venue with alcohol.
4. Signs shall be displayed on the premises showing the opening times.
5. Two door supervisors shall be on duty at the front entrance of the venue from 19:00 to closing time Thursdays, Fridays and Saturdays.
6. Notices shall be displayed on the premises requesting customers to leave the venue quietly having respect for the local residents.
7. Crime Prevention notices shall be displayed.
8. Arrangements shall be made so that disabled customers can safely evacuate the premises.
9. A number of staff shall be trained to carry out first aid.
10. Members of staff shall be fully aware of the licensing objectives and Health and Safety regulations.
11. A noise limiter shall be fitted and in use when the premises is open. This must be set and sealed by a qualified council officer.
12. The premises licence holder shall ensure that noise and vibration do not cause a nuisance to nearby properties.
13. An arrangement shall be made with a local taxi company for customers requiring transport.
14. A refusals book shall be kept at the premises and be made available when requested by any authority.
15. The rear door of the premises shall only be used as a fire exit particularly during the evening when the premises is open for licensable activities.
16. Staff shall regularly monitor the rear car park for noise and anti-social behaviour.
17. All bottles and refuse shall be disposed of in the morning and not during the evening.
18. A premises daily register shall be kept at the premises. This register shall be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premises on each given day. The premises daily register shall record all calls made to the premises where there is a complaint made by a resident or neighbour of noise, nuisance or anti-social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call, the time and date of the incident about which the call is made and any actions taken to deal with the call. The premises daily register shall be readily available for inspection by an authorised person throughout the trading hours of the premises. The premises daily register shall also record all incidents in relation to the use of any force by staff or door supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed and details of the staff involved.

Annex 2 – Conditions consistent with the operating schedule – contd.

19. All staff shall be suitably trained for their job function for the premises. The training shall be written into a programme ongoing and under constant review and must be made available to a relevant responsible authority when called upon.

20. All door supervisors shall enter their full details in the premises daily register at the commencement of work. This shall record their full name, home address, contact telephone number, SIA registration number and the time they commenced and concluded working. If the door supervisor was supplied by an agency details of that agency shall also be recorded including the name of the agency the registered business address and a contact telephone number.
21. Drinks shall be served in non-glassware drinking vessels (e.g. plastic, polystyrene, waxed paper) except for the consumption of champagne which may be served in glassware.
Note: weights and measures legislation requires the use of 'stamped glasses' where 'meter-measuring equipment' is not in use.
22. Drinks shall be served in containers made from toughened glass (tempered glassware).
Note: weights and measures legislation requires the use of 'stamped glasses' where 'meter-measuring equipment' is not in use.
23. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
24. At least one trained first-aider shall be on duty when the public is present.
25. Notices detailing the availability of first aid equipment shall be prominently displayed and shall be protected from damage or deterioration.
26. A properly specified and fully operational CCTV system shall be installed or the existing system maintained to a satisfactory standard. The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises. All other areas of risk identified in the operational requirement shall have coverage appropriate to the risk.
27. The installation or upgrading of any CCTV system shall comply with current best practice. In addition the documentation listed below shall be included in a 'system file' which should be readily available for inspection by the relevant authority:
 - site plan showing position of cameras and their field of view
 - code of practice
 - performance specification e.g. storage capacity, image file size, IPS for each camera and purpose of each camera position
 - operational requirement
 - incident log
 - maintenance records including weekly visual checks
28. To obtain a clear head and shoulders image of every person entering the premises on the CCTV system persons entering the premises should be asked to remove headwear unless worn as part of religious observance.

Annex 2 – Conditions consistent with the operating schedule – contd.

29. The CCTV system shall incorporate a recording facility and all recordings shall be securely stored for a minimum of one calendar month. A system shall be in place to maintain the quality of the recorded image and a

- complete audit trail maintained. The system shall comply with other essential legislation and all signs as required shall be clearly displayed. The system shall be maintained and fully operational throughout the hours that the premises is open for any licensable activity. For premises using a video recording system the cassette tapes shall be used on no more than 12 occasions to maintain the quality of the recorded image.
30. The positions of all CCTV cameras shall be clearly shown on a set of plans which should form part of the 'system file'. Any alteration to the system should only be carried out after consultation with and written approval of Havering Police and the Licensing Authority.
 31. The premises licence holder shall implement a written drugs policy. This shall detail 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.
 32. The designated premises supervisor shall hold a National Certificate of Drugs Awareness qualification run by the BII or similar accredited body.
 33. All members of staff at the premises shall seek 'credible photographic proof of age evidence' from any person who appears to be under the age of 25 years who is seeking access to the premises or is seeking to purchase or consume alcohol on the premises. Such credible evidence which shall include a photograph of the customer shall include a passport, photographic driving licence or Proof of Age card carrying a 'PASS' logo.
 34. Premises which have a policy that includes the searching of persons shall have door supervisors of both sexes on duty at all times.
 35. 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'.
 36. The premises licence holder shall implement a written queue management policy. All queuing outside the premises shall be managed in such a way that prevents noisy or rowdy behaviour and therefore minimises disturbance or nuisance to neighbours. The policy shall be approved in writing by the Licensing Authority.
 37. The premises licence holder shall implement a written dispersal policy to move customers from the premises and the immediate vicinity in such a way as to cause minimum disturbance or nuisance to neighbours both residential and business and to make the minimum impact upon the neighbourhood in relation to potential nuisance, anti-social behaviour and crime and disorder. The policy shall be approved in writing by the Licensing Authority.
 38. Entertainment is to be held internally only and no music or speakers shall be provided to external areas of the premises.
 39. Staff shall be given adequate training to prevent them causing unnecessary noise when they leave the premises and prominent, clear notices displayed at all points where staff leave the building must instruct them to respect the needs of local residents and leave the premises and the area quietly.

Annex 2 – Conditions consistent with the operating schedule – contd.

40. The specification and orientation of all speakers shall be agreed with the Licensing Authority/responsible authority.

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

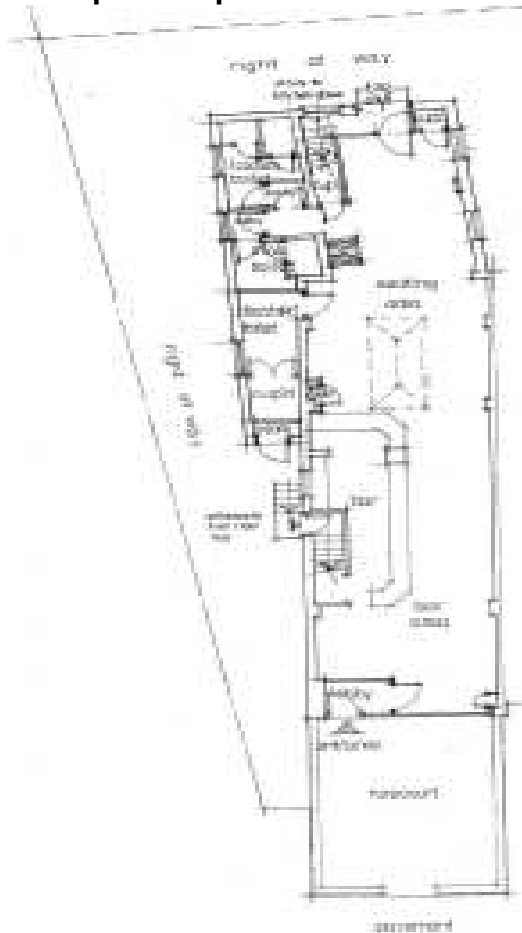
1. No drinks shall be taken outside the premises after 23:00.
2. The premises may provide licensable activity in accordance with the following:

New Year's Eve

Live music, provision of facilities for dancing	20:00 to 02:00
Recorded music	11:00 to 02:00
Late night refreshment	23:00 to 02:00
Hours premises open to the public	11:00 to 02:00

Annex 4 – Premises plans

Full premises plans are held by the Licensing Authority of the London Borough of Havering. The plans reproduced below are not to scale:





Havering

LONDON BOROUGH

Part B

Premises licence summary

Premises licence number

008334

Premises details

Postal address of premises

KC's Bar
155 Billet Lane Hornchurch RM11 1UR

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Live music, recorded music, provision of facilities for dancing,
late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

Recorded music, supply of alcohol
Sunday to Wednesday – 11:00 to 23:00
Thursday – 11:00 to 00:00
Friday & Saturday – 11:00 to 01:00

Live music, provision of facilities for dancing
Friday & Saturday – 20:00 to 01:00

Late night refreshment
Friday & Saturday – 23:00 to 01:00

The opening hours of the premises

Sunday to Wednesday – 11:00 to 23:00
Thursday – 11:00 to 00:00
Friday & Saturday – 11:00 to 01:00

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

On supplies only

Name, (registered) address of holder of premises licence

Monty's Bar Ltd

Unit 8 Elm Industrial Estate Church Road Harold Wood Romford RM3 0JU

Registered number of holder

08334127

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

Mr Thomas Callum Rowlatt

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

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Public Notices

NOTICE OF APPLICATION FOR A VARIATION OF A PREMISES LICENCE UNDER SECTION 34 OF THE LICENSING ACT 2003
 NOTICE IS HEREBY GIVEN that Monty's Bar Ltd have applied to the London Borough of Havering for a Variation of the Premises Licence for KC's Bar, 155 Billet Lane, Hornchurch, Essex RM11 1UR as follows: 1) to remove condition numbered: 1, 2, 3, 7, 8, 9, 10, 13, 23, 24, 25, 32, 34, 39, 40 from Annex 2 of the Premises Licence, 2) conditions numbered: 5, 17, 19, 33 to be amended as per the wording specified on the application, 3) to add the playing of films as follows: 09.00 to 00.00 (midnight) Sunday to Wednesday, 09.00 to 01.00 Thursday & 09.00 to 02.00 Friday to Saturday; 4) to permit the sale of alcohol to be for consumption both on & off the premises; 5) to vary the permitted hours as follows: recorded music & sale of alcohol for consumption on & off the premises to be 09.00 to 00.00 (midnight) Sunday to Wednesday, 09.00 to 01.00 Thursday & 09.00 to 02.00 Friday to Saturday; live music to be 19.00 to 00.00 (midnight) Thursday & 19.00 to 01.00 Friday to Saturday; late night refreshment to be 23.00 to 00.00 (midnight) Sunday to Wednesday, 23.00 to 01.00 Thursday & 23.00 to 02.00 Friday to Saturday; 6) to permit non-standard timings as follows: from the start of permitted hours on New Years Eve to the end of permitted hours on New Years Day for all authorised licensed activities, On Christmas Eve, Boxing Day, St George's Day, Sundays preceding a Bank Holiday until 02.00 for all authorised licensed activities, 7) to allow a 30 minute consumption period at the end of each trading session. The address of the licensing authority where the register is kept and the application may be inspected during normal business hours is Licensing Section, Housing & Public Protection, London Borough of Havering, Mercury House, Mercury Gardens, Romford, Essex RM1 3SL or on the council's website: www.havering.gov.uk
 Any representations by an other person or responsible authority must be received in writing by the licensing authority by 2nd October 2013 stating the nature and grounds for making such representation. It is an offence under section 158 of the Licensing Act 2003 to knowingly make a false statement in connection with an application. The maximum fine on summary conviction for this offence is £5000.
 G.T. LICENSING CONSULTANTS
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"Notice is hereby given that Krzysztof Kamil Walachowski, of Apartment 34, 67-68 Hutton Garden, London, EC1N 8JY has applied to Romford County Court for Bailiff Certificate. Any person who knows of a reason why Krzysztof Kamil Walachowski is not a fit and proper person to be granted a Certificate should write to the Court Manager, Romford County Court, 2a Oaklands Avenue, Romford, Essex RM1 4DP before 28.10.2013."

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Goods Vehicle Operator's Licence

Terence Everett of 58 Clarence Road North, Benfleet, Essex, SS7 1HT is applying to change an existing licence as follows to add an operating centre to keep 5 goods vehicles and 6 trailers at Cloud Logistics, Freightmaster Estate, Coldharbour Lane, Rainham, Essex, RM13 9BJ. Owners and occupiers of land (including buildings) near the operating centre who believe that their use or enjoyment of that land would be affected, should make written representations to the Traffic Commissioner at Hillcrest House, 386 Harehills Lane, Leeds, LS9 6NF Stating their reasons within 21 days of this notice. Representatives must at the same time send a copy of their representations to the applicant at the address given at the top of this notice. A guide to making representations is available from the Traffic Commissioner's Office.

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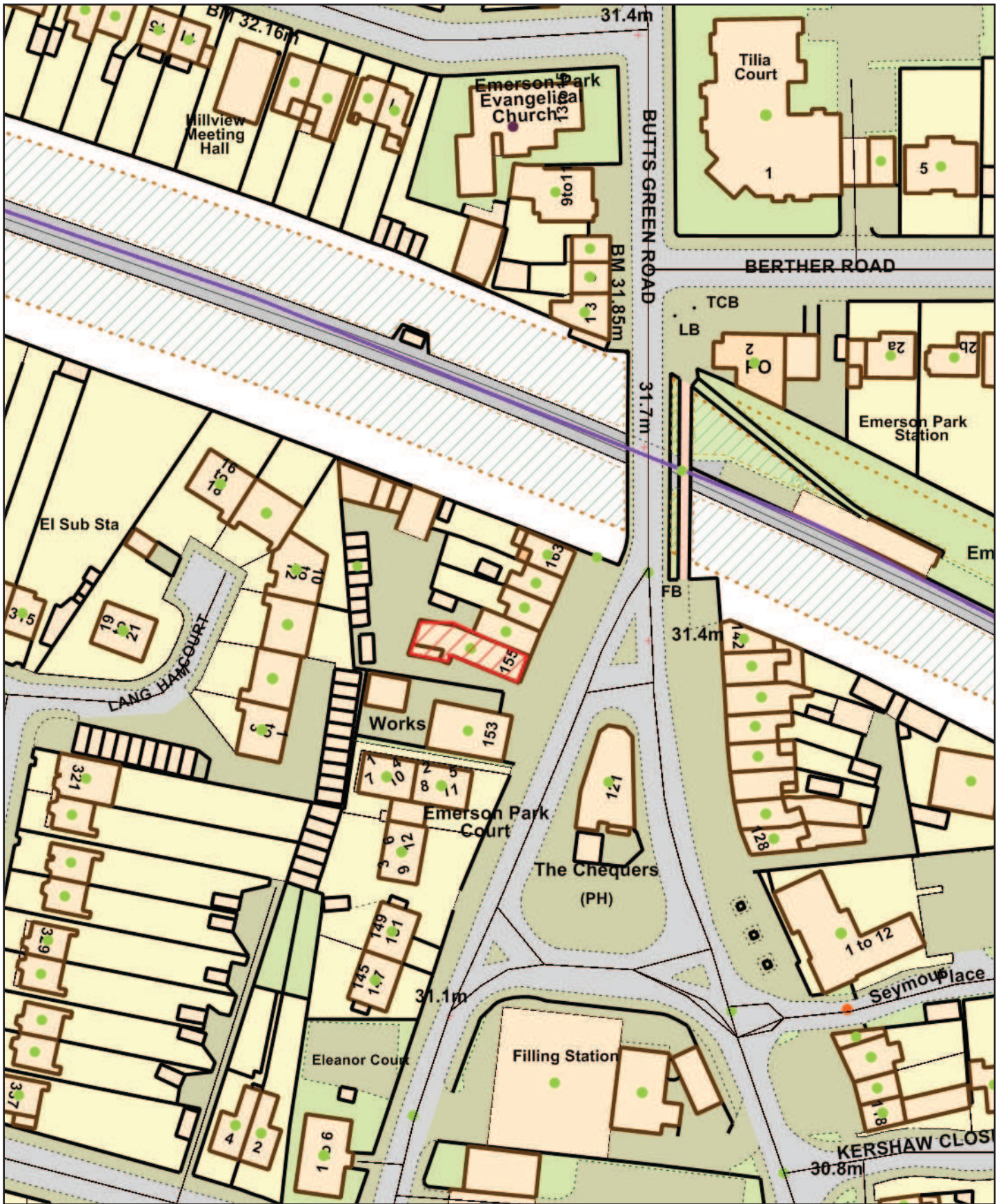
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Havering
LONDON BOROUGH

Map & aerial photograph of the area

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KC's Bar



Scale: 1:1000
 Date: 05 August 2013
 Size: A4



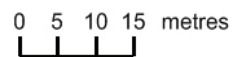
London Borough of Havering
 Town Hall, Main Road
 Romford, RM1 3BD
 Tel: 01708 434343

DIGITAL MAP DATA (C) COLLINS BARTHOLOMEW
 Page 27 (2013)

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Scale: 1:500
 Date: 20 August 2013
 Size: A4



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

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Havering
LONDON BOROUGH

Representations from
Responsible Authorities

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**METROPOLITAN
POLICE**

TOTAL POLICING

Territorial Policing

Licensing Authority
London Borough Of Havering
Mercury House
Mercury gardens
RM1 3SL

**KD - Havering Borough
KD - Romford Police Station**

Romford Police Station
19 Main Road
Romford
RM1 3BJ
Telephone: 01708 432781
Facsimile:
Email: jason.rose@met.pnn.police.uk
www.met.police.uk
Your ref: **KC'S BAR**
Our ref:

28th September 2013

Police have been served an application by KC's Bar, 155 BILLET LANE, HORNBURCH, ESSEX, RM11 1UR to vary their premises licence under the Licensing Act 2003. We wish to make objections to this application as we believe by granting the premise licence variations it would undermine the crime and disorder along with public nuisance licensing objectives set out in the legislation.

The premise in question is situated in a mixed use area, primarily enclosed by residential premises. The venue is surrounded on all sides with private premises of a residential nature. Upon exiting the premises there is a bus stop approx 20 yards to the right of the premise which service's a night bus route, this naturally sees numbers, under the influence of alcohol, congregating and making verbal noise whilst waiting for travel.

I am aware that the premises have caused local residents a number of issues relating to noise and public nuisance resulting in Environmental Health serving a noise abatement notice on the premises in the past.

The following reports have been found when researching police indices in relation to incidents at the location.

5407510/12 - Crime related incident

Friday 11th May 2012 @ 23:40 hours

A fight erupted outside the location of KC's BAR, BILLET LANE, RM11 at approximately 2340 hours. Victim 2 believes the fight stems from two females who had a disagreement inside of the premises. Both females were separated. One left the location whilst the other went outside. A large fight or melee has then occurred outside where an unknown suspect had smashed some glass. Victim 1 has fallen and had sustained a small cut to the palm of his hand. Police then attended the location where a large group was dispersed. LAS units were in attendance and Victim was treated for his injury.

5411791/13 - G.B.H (Grievous Bodily Harm)

Friday 9th AUGUST 2013 @ 23:30 hours

Both Victim 1 (Male) and his female partner (Victim 2) were socialising in KC'S Bar. Upon exiting the venue they have become engaged in an argument. According to the report there has been a fight break out between victim 1 and several other males, this has spilled over to the rear car park area of KC's. One witness states that victim 1 had his head stamped on however CCTV can not confirm this. Victim 1's injuries consisted of two damaged front teeth (Reportedly missing) and a cut to his head. Victim 1 was adamant that he did not want police involved in the proceedings and would not make a formal complaint or provide police with a statement in relation to the violence. Victim 2 received a cut to her thumb (Believed bitten) by one of the suspects as she tried to get the males away from Victim 1. Several blood splatters were found in the centre of the car park close to a yellow refuge bin. The footage from the CCTV at the premises shows the rear of the car park where a scuffle is seen between a group of males and a female, this is recorded at 23:42hrs. Door staff broke this scuffle up according to DPS, Tom ROWLATT.

Temporary Event Notice Objection.

Saturday 10th AUGUST 2013.

Noise team in the local authority Public Protection unit make representations against a late submitted T.E.N for the 10th August on the grounds of prevention of public nuisance. Reasons stated - The premise is subject to a noise enforcement notice relating to amplified music and there are current

on-going noise issues with the premises. The noise issues seem to occur when private parties are held at the premises and the application is for a private party. The last complaint was received in June 2013. As such a counter notice was served on the premises by LLA (Local Licensing Authority)

Drug Analysis Swabs Taken.

Friday 13th SEPTEMBER 2013.

I conducted Licensing visits in the Hornchurch area on Friday 13/09/2013 under operation CONDOR. I attended a number of locations including the premises of KC and took a drug swab from the male and female toilets. The results of which are -

Location - Mens Toilets

Drug - Cocaine

Level 4.20

Readings above 4.01 indicate 'primary contact' - this is usually caused by the surface tested having direct contact with a drug.

Location - Ladies Toilets

Drug - Cocaine

Level 3.04

Readings between 3.01 & 4.00 indicate 'secondary contact' - this is usually caused by something having direct contact with a drug and then touching the surface tested

I have pointed out these readings to the owners and DPS and they are currently implementing a strategy to combat this reading.

Upon inspection of the application it appears an extensive list has been applied for without off-setting concerns that may arise under the licensing objectives. No measures or steps are listed to inform police, local authority and other responsible agencies how they plan to uphold the objectives, merely stating "SEE DETAILS OF THE VARIATION AT PART 3 FOR FULL DETAILS" Part 3 does not address what steps the premise will be taking to promote all 4 objectives. It simply asks for 15 conditions to be removed and a further 4 conditions to be re worded.

This application causes police a number of concerns; it basically requests a high number of conditions to be removed, effectively removing responsibility. Then in return offers no substance in promoting the objectives we all strive to uphold. In the main it is requesting more trading hours for licensable activity. May I address each request, one at a time -

4) * Permitting OFF sales during trading hours - The potential of increased danger i.e. "Instant arming" has already been highlighted by the two violent incidents I refer to above. None more so than the fight in the car park area. If off sales are approved the potential for customers to loiter and drink from a dangerous vessels dramatically increase. It will encourage customers to congregate in the rear car park area, at best holding, at worse drinking OFF SALES. This is an area immediately looked over by residential premises. If off sales are authorised and further disturbances take place, offenders are potentially armed instantly, this may cause mass disorder and serious injury.

5) * Extending the Sale of alcohol & recorded music by 3 hours per day, 21 hours extra per week - With increased alcohol sales the noise issues and level of crime and disorder have the potential to rise. It is a proven fact that victims become more venerable and offenders become more violent when drinking in excess, increased hours encourages customers to drink for longer. To increase the supply of alcohol time we are in danger of increasing the very issues we are trying to address. Licensing Policy 012 states -

The LLA (Local Licensing Authority) is committed to protecting the amenity of residents and business in the vicinity of licensed premises. Regulated activity will normally be permitted until 00:30am in mixed use areas.

KC's are already in excess of this policy on a Friday and Saturday night (Currently Closing at 01:00am). Police fully support and echo the LLA policy, requesting this to be enforced in this instance. Both allegations I have referred to have taken place at 23:40 hrs and 23:30, towards the end of the current drinking times. It is feared by increasing the consumption time further, more serious violent crimes may occur, not to mention noise related issues for residents later into the morning.

*** Extending Late night Refreshment 10 hours per week & * increasing Live music by 7 hours per week** - Police file no objections to LNR, or live music. However do not agree with the additional hours as argued above.

*** Extending their trading hours by 3 and half hours per day, 24 and a half hours extra per week**

As stated above police feel the Licensing Policy 012, is fully justified in this area and do not support such an increase request by the venue for the fears already referred to.

6) * Increasing Non Standard timing benefits - Police fear that if hours are extended as requested to permit the allowance of non standard timings stated on the application the facility to monitor and object to any future events, i.e. bank holidays, Christmas and new years will diminish. The extended

hours again raise the question of security and responsibility during trading hours to promote the licensable objectives namely crime and disorder and preventing public nuisance. Bank holidays, Christmas and New Years Eve are traditionally a time where families are at home from work and school and increased trading during these time may have an effect on public nuisance to those very residents. Therefore police ask that considerations be made for the following condition to replace the dates and times requested.

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.

If this suggested condition is accepted police will be in better position to deal effectively with any subsequent events under the non standard timings policy, allowing them to make objections if necessary.

7) To allow a 30 Minute consumption period at the end of each trading session - This again is a further request to extend past LLA Policy 012. Police are mindful that extending 2 hours beyond the policy guidance will have a negative impact on the local residents for reasons already listed under the prevention of crime and prevention of public nuisance.

The application also requests for 15 conditions to be removed from annex 2 of the current licence, conditions either voluntarily provided or accepted by the premises. Police feel the following cause concern -

C1. A policy shall exist of only allowing persons over the age of 25 to have entry into the premises with the exception of those attending pre-booked private functions. Full contact details of each individual booking the function shall be recorded in the premises daily register which shall be made available at all times for appropriate authorities to examine. This policy shall be reviewed periodically and discussed with the Police where appropriate. - Police are aware that all venues in Hornchurch operate an over 21 policy whether a condition on their licence or voluntary. To ask for this condition to be removed the venue will attract a younger age clientele, risking undoing the hard work Hornchurch ward have put into the regeneration of the area and reducing crime and disorder. At a recent safe and sound meeting held for Hornchurch premises on 25th September 2013, this very point was raised by fellow licensees. They felt the reduction in crime and the "general safer feel" of Hornchurch as a whole is down to the right aged clientele during the night time economy. KC's request is not even asking for a 21 age limit, this will open the doors to 18 year olds, bringing additional fears under the protection of children from harm objective. The 21 policy in Hornchurch has clearly had an effect on the crime statistics over the recent years and police encourage this to remain.

C3. No persons are to leave the venue with alcohol. - The request to remove this condition re enforces police views made at point 4, (off sales).

As a point of note, police seek clarity in condition 1 (Annex 3) "No drinks shall be taken outside the premises after 23:00**". The "premises" defined by the plan shows the front outside seating area as "The premises". The condition imposed however states, No drinks shall be taken outside the premises after 23:00.

C7. Crime Prevention notices shall be displayed. - This is an effective way to remind patrons of the issues faced in such a venue, spiked drinks, theft of mobile phones, handbags and other property to name but a few. Once under the influence of alcohol patrons are more vulnerable to be a victim of crime. By actively displaying crime prevention notices surely the venue is promoting its work around the prevention of crime and disorder objective.

C9. A number of staff shall be trained to carry out first aid - Police feel that this condition should not be removed but do accept the wording is misleading. Police suggest this be changed to **"At least 1 member of staff on duty during operating hours shall be first aid trained"**, effectively what is shown as at condition 24. **"At least one trained first-aider shall be on duty when the public is present"**

C32. The designated premises supervisor shall hold a National Certificate of Drugs Awareness qualification run by the BII or similar accredited body. - Police believe this is a necessity of operation. Licensed premises in general face daily issues with drug use; in KC's case this is highlighted by the recent swabs taken at the location. Drug awareness by the DPS is the very foundation to combat drug related issues at the venue. By removing this condition awareness is weakened and drug related crime may grow.

C34. Premises which have a policy that includes the searching of persons shall have door supervisors of both sexes on duty at all times - This is best practice and police agree to this condition remaining enforce. Experience has taught us that items such as drugs and weapons can be passed to females in an attempt to by pass security staff, all having an effect on crime and disorder. Police support the searching of patrons as a condition of entry and although this does not appear on the current license, Police suggest this condition of entry be added.

C39. Staff shall be given adequate training to prevent them causing unnecessary noise when they leave the premises and prominent, clear notices displayed at all points where staff leave the building must instruct them to respect the needs of local residents and leave the premises and the area quietly. - This condition supports the protection of public nuisance and police feel staff MUST set an example, it has been proven that training and notice prompts assist in reminding staff to be respectful about noise and the impact this has on local residents.

C40. The specification and orientation of all speakers shall be agreed with the Licensing Authority / responsible authority. - The removal of this condition is effectively removing the advice of a trained officer from the Environmental health team having in input on suitable sound systems and positioning of speakers. This leaves the premises to install any speakers they wish, which in turn may have a significant impact on noise and the public nuisance objective.

The application also requests for five further conditions to be amended.

5. Two door supervisors shall be on duty at the front entrance of the venue from 19:00 to closing time Thursdays, Fridays and Saturdays. - The venue wish to remove Thursday night cover of door staff whilst opening for longer. This request is NOT supported by police. The front of house door staff is an effective tool in promoting the licensing objectives, removal of such a tool will have a clear effect on the level of potential disorder. Thursday night traditionally is a busy evening in the licensing trade and Police request this condition remain the same.

The suggested amendments and wording to conditions 17, 19 & 33 is acceptable to police

Police could not support an application for any of the suggested extensions of licensing hours. We believe the majority of their customer base within these hours would be those who have maximised their drinking time within Hornchurch Town Centre and would be under the influence of alcohol and therefore increase the risk of crime and disorder. Police would not support a request of later hours with no SIA badge holder present or the reduction in age from 25 years as we believe this would increase the risk to public safety and increase the burden on staff in enforcing their current licensing conditions.

In summary this application is asking for MORE HOURS, LESS RESPONSIBILLITY, LESS SECURITY along with OPENING TO YOUNGER CLIENTELE, NAMELY 18 YEAR OLDS, police believe this does run parallel in promoting 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 Jason ROSE
Licensing Officer
Havering Borough

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Havering
LONDON BOROUGH

Public Protection

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

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

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Date: 30th September 2013

My Reference: PJJ/013047

Dear Sir

Licensing Act 2003
KC's Bar 155 Billet Lane Hornchurch RM11 1UR
Application to vary a premises licence

Further to the above I can confirm that this Licensing Authority wishes to make representation *against* this application based upon our concerns in relation to public safety, the prevention of public nuisance and the prevention of crime and disorder.

The application

This application seeks to extend the latest terminal hour during which licensable activity may be provided at the premises to 02:00, to add an additional licensable activity (films) to the ambit of the licence, to permit alcohol *off* supplies to be made and to remain open to the public until 02:30.

Currently KC's Bar may provide licensable activity for a maximum of 89 hours per week. The application seeks to increase that maximum to 110 hours per week and even more via non-standard timing when a given week has a bank holiday in it. To address this increase in hours the operating schedule seeks to remove 15 of the existing annex 2 conditions and modify 4 existing conditions. Effectively, then, the application seeks a 23% *increase* in licensable hours. This increase is to be supported by a 37.5% *decrease* in conditional elements governing these extended hours. Given that this premises is in one of Havering's two Special Policy Areas (SPA) this Licensing Authority finds it difficult to rationalise how the provision of licensable activity for a *longer* period is able to be mitigated by *fewer* control measures than exist currently.

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Conditions to be removed

Annex 2 of the premises licence contains self-imposed conditions which are there to prevent potential problems from arising pursuant to providing licensable activity. We should remember that conditions are not there as mere decoration on a licence. Each condition has a specific and identifiable purpose. Each is designed to promote the licensing objectives. The application seeks to remove 15 of these existing conditions. The Licensing Authority is unable to understand how the *removal* of conditions can *aid* the promotion of the licensing objectives when *extended* hours are sought.

A brief examination of a number of those conditions seeking removal may give a general feel for the direction this application appears to want to take the licence.

Condition 1 restricts the premises' clientele to individuals over 25 years of age apart from those attending private functions. Inherent in this condition is a large degree of control over customer behaviour. The host is known to premises' management having pre-booked the function while all attendees are guests of the host and thus more likely to behave considerately. The removal of this condition will permit anyone from the age of 18 to attend the premises throughout the week and until 02:30 at the weekend without that behavioural control measure being in place.

As we know, the other licensed premises in this SPA are all restricted to "over-21's". It is reasonable to suggest that this over-21's restriction helps prevent Hornchurch town centre from suffering the anti-social behaviour problems which beset Romford town centre. It is further a reasonable assumption to make that if this condition is removed other premises in the SPA may abandon their – in many instances, voluntary – commitment to an over-21's restriction.

A *Challenge 25* policy is to be employed at the premises whereby an individual seeking to purchase alcohol who appears to be under 25 years of age is required to provide proof that he or she is over 18. The presence of Challenge 25 without an additionally imposed age restriction lends weight to the view that the premises is seeking a customer base which includes anyone aged 18 or over. While it is entirely legal for 18-year-olds to purchase and consume alcohol the other licensed premises in this SPA have, via their often voluntary over-21's restrictions, striven over the preceding years to promote the licensing objectives in order to keep Hornchurch town centre as free from anti-social behaviour as may reasonably be possible. The removal of condition 1 from this licence may set an unpalatable precedent. What message might it send to the other premises in the SPA?

Condition 3 prevents patrons taking alcohol from the premises. This condition is there to ensure that premises' patrons remain within the premises rather than spill out onto the public highway consuming alcohol with the potential nuisance problems this implies. The request to remove this condition appears to be made in conjunction with the operating schedule's requirement to permit alcohol supplies to be made for consumption *off* the premises thus tacitly permitting alcohol bought at KC's Bar to be consumed to the rear of the premises, in the immediate SPA vicinity and beyond.

Condition 8 requires that provision is made to safely evacuate disabled customers from the premises in case of emergency. It is unclear why this condition might no longer apply.

Conditions 9, 23, 24 and 25 relate to staff first-aiders and the provision of first-aid equipment. The operating schedule appears no longer to want staff to be first-aid trained

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nor to provide appropriate first-aid supplies in order that accident victims may receive immediate treatment. The removal of these first-aid conditions should be considered in conjunction with the application to permit anyone aged 18 or over to frequent the premises and to make alcohol available for consumption *off* the premises.

First-aid is an essential and potentially life saving response to a personal injury situation so we should consider how the removal of first-aid conditions seeks to *promote* public safety. The licence holder previously felt these conditions were appropriate. The operating schedule does not make clear why this view has changed.

Condition 32 requires the DPS to hold a drugs awareness qualification. This qualification is gained subsequent to the holder having received appropriate training. Such training includes* implementing a drugs strategy, how to deal with drug users and dealers, how to comply with the requirements in relation to confiscated drugs, how to comply with the requirements of public safety and how to eliminate drugs from licensed premises. The operating schedule no longer wants the DPS to be trained in relation to drug awareness. (* Details provided via the BII syllabus.)

Condition 31, which is to remain intact, requires that the premises implements a written drugs policy which shall *detail the strategies to minimise the use and supply of illegal drugs within the premises*. One might expect that the DPS would be central to this implementation as it is the DPS who is required to be in day-to-day control of the premises. This policy has been provided to the Licensing Authority prior to this application being submitted and is attached in full below. It includes the following undertaking:

- *It is the aim of the company that all employees will obtain a Drugs Awareness qualification by BII or a similar accredited body, no matter what position they hold within the company.*

Given that the site's own drugs policy aims to obtain a drugs awareness qualification for "all employees" it is not clear why the operating schedule seeks to remove the DPS from this requirement as it is in apparent opposition to the premises' own, conditionally required, drugs policy, particularly since this policy requires the DPS to provide new employees with their "initial drugs awareness training." If the DPS has not received such training, how may the requisite knowledge be passed on to new employees? This inconsistency causes this Licensing Authority some concern.

Condition 34 requires that if premises' patrons are to be searched upon entry door supervisors of both sexes are to be on duty at all times. It is not clear what is the premises' current policy in relation to searching patrons, but removing this condition appears to imply that searching patrons upon entry will not occur. Again, we need to consider the wisdom of removing this condition if under-21's are to be freely permitted on the premises.

Finally, condition 40 requires the licence holder to liaise with the Licensing Authority and appropriate responsible authority, i.e. Havering's Noise Specialist, in relation to the specification and orientation of all speakers in the premises. This condition guarantees that expert knowledge is applied to the premises' sound system to ensure the venue's neighbours are not disturbed by music provided at the premises, as we should remember, until 01:00 on Thursdays and 02:00 on Fridays and Saturdays. The operating schedule seeks to remove this condition, effectively declining the expert help available from

Havering's Noise Specialist. How might such a position *promote* the prevention of public nuisance? This inconsistency causes this Licensing Authority some concern.

Conditions to be modified

Condition 5 currently requires two door supervisors to be on duty from 19:00 until closing time Thursdays, Fridays and Saturdays. The modification will see the need for door supervisors entirely removed on a Thursday. The operating schedule appears to tacitly acknowledge the modern adage that "*Thursday is the new Friday*" as the Thursday terminal hour seeks to be increased until the current Friday and Saturday terminal hour of 01:00. If there is now an anticipated demand to supply alcohol and entertainment to patrons until 01:00 on Thursdays why might the need for door supervisors dissipate on this day?

We are of the view that security concerns are not solely linked to specific days of the week, but rather more to the terminal hours of the premises. Later hours attract greater numbers of patrons keen to extend their evening's celebrations. Extended alcohol consumption periods contribute directly to anti-social behaviour problems: the longer a person is able to consume alcohol, the more influence alcohol will have on that individual.

Additionally, the application seeks to permit the consumption of alcohol to take place off the premises. If this is the case then the need for door supervisors might appear to be greater than that which exists currently as premises' patrons will legitimately be able to consume alcohol bought at KC's Bar away from the premises. One might reasonably expect door supervisors to encourage patrons to remain on site with the glasses of alcohol they purchased there. Thursdays will see no door supervisors present at all. The operating schedule appears to require a greater freedom for patrons to consume alcohol which is to be mitigated by a reduction of supervisory measures. This inconsistency causes this Licensing Authority some concern.

Licensing policies 17 and 12

As mentioned previously KC's Bar is located in a SPA which covers the entire St Andrews ward. Havering's licensing policy 17 states thus:

Licensing Policy 017 Location, cumulative impact and saturation

It is the LLA's policy to refuse applications in the St Andrews ward area 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 policy recognises that the St Andrews ward has reached a saturation point in relation to certain types of licensed premises. The addition of further licensed premises within this area would have a detrimental cumulative impact upon the area's overall ability to promote the licensing objectives. In order that Havering is able to ensure the successful promotion of the licensing objectives this policy's guideline is that further premises licences should not be granted; however, all applications are required to be considered on their individual merits.

KC's Bar already has a premises licence in force and might appear to be outside the ambit of policy 17 insofar as it is seeking to vary its licence conditions. In this circumstance policy 17 refers us to policy 12 which states:

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Licensing Policy 012 Hours

The LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. Applications for hours set out below in this policy will generally be granted subject to not being contrary to other policies in the statement of licensing policy. Applications for hours outside the hours listed will be considered on their merits.

Regulated activities will normally be permitted:

- *until 11.30 pm in residential areas*
- *until 00.30 am in mixed use areas*
- *no limits in leisure areas*

We can see that an application to vary a premises' existing hours which is outside the policy's guidelines will be considered on its merits. An application which seeks to go beyond these guideline hours must successfully demonstrate that it should be considered an exception to licensing policy 12's guidelines. In other words, an application must provide compelling evidence to support the view that policy 12 should **not** apply to the application and that *the amenity of residents and businesses in the vicinity of the licensed premises* would not suffer adversely should the application be granted.

This Licensing Authority is of the view that this application has failed to demonstrate this for the reasons provided previously.

Further to this, KC's Bar lies in a vicinity comprised of commercial and residential properties. This renders it a *mixed use area*. As such the guideline terminal hour for the provision of licensable activity is 00:30. The premises licence already permits licensable activity to be provided beyond this guideline hour.

An exception to licensing policy 12?

What might reasonably commend an application to be considered an exception to the general guidelines of licensing policy 12?

Licensing policy 12 begins with the statement that the *LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises*. It is this sentiment which governs the policy, particularly in this SPA, although Havering is always keen to support business ventures wherever possible. The question which necessarily follows when considering the application is therefore: what steps has the applicant taken to protect the amenity of residents and businesses in the vicinity of the premises and are those steps sufficient to enable the application to be considered an *exception* to the principles of policy 12?

- Should we consider that extending the premises' operational hours to 02:30 in a partially residential area *protects* the residents' amenity?
- Should we consider that removing 15 existing conditions which govern activities at the premises elevates the application to an *exceptional* status?
- Should we consider that permitting anyone over the age of 18 to frequent the premises until 02:30 will *protect* residents' amenity when the rest of the SPA is restricted to over-21's?

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- Will the introduction of alcohol off-supplies enabling alcohol consumption to take place in the street outside the premises or in the car park to the rear of the premises *protect* residents' amenity?
- Does the removal of existing public safety conditions from the scope of the licence *benefit* the application or protect residents' amenity in any way?
- Will the removal of door supervisors on Thursday evenings *contribute* to residents' amenity?
- Does the removal of a noise-related condition, coupled with the absence of any voluntarily offered conditions to address potential noise nuisance issues until the extended terminal hours, help us to define this application as an *exception* to licensing policy 12?
- Will the removal of the requirement for the DPS to have a drugs awareness qualification help to *protect* residents' amenity?

We suggest that the answer to each of these questions is, *No*.

As licensing policy 12 states, applications will be considered *on their merits*. One dictionary definition of *merit* is that it is "*something that deserves or justifies a reward or commendation*." It is difficult to determine the elements of this application which are commendable or justify the reward of being granted. The inconsistencies found throughout the operating schedule simply do not elevate the status of this application to one that may be deemed an exception to the general principles of policy 12.

Licensing policies in opposition to the application

The operating schedule appears to place the application in opposition to licensing policies other than policy 12. Havering's licensing policy 7 states:

Licensing Policy 007 Development planning

The council encourages applicants to ensure that they have planning consent for the intended use and hours of operation, or otherwise have lawful planning status, before making an application for a premises licence.

The current planning consent for this venue, P0770.09, is that the premises may currently operate Monday to Saturday from 12:00 to 23:00 and from 12:00 to 22:30 on Sunday. To our knowledge there is currently no planning application seeking to extend the planning permission in line with this operating schedule.

The Licensing Authority recognises that planning and licensing legislation are discrete and that policy 7 "*encourages*" the appropriate planning consents to be in place before an application is made. The s.182 guidance to the Act, however, makes direct reference to planning legislation. Paragraph 13.55 states in part that *licensing committees are not bound by decisions made by a planning committee, and vice versa*. Paragraph 13.56, however, states the following (emboldened portion mine):

*There are circumstances when as a condition of planning permission, a terminal hour has been set for the use of premises for commercial purposes. **Where these hours are different to the licensing hours, the applicant must observe the earlier closing time.** Premises operating in breach of their planning permission would be **Public Protection** Bringing together Environmental Health & Trading Standards*

liable to prosecution under planning law. Proper integration should be assured by licensing committees, where appropriate, providing regular reports to the planning committee.

The s.182 guidance to the Licensing Act therefore indicates that where planning and licensing hours are in opposition *the earlier closing time must be observed*. Effectively, the premises should currently be operating until 23:00 only, based not solely upon its planning consent, but also upon the Licensing Act's own guidance.

As we are aware Havering has six values to which we, as a local authority, must aspire. The first of these values requires that we recognise that we are all part of *One Council*. This value goes on to state:

We must always act as one Council. In the eyes of our customers we are a unified organisation and our reputation is shaped by every department, team and individual across Havering... We must always present one face to our customers.

Given the requirement of this value the Licensing Authority suggests that to grant these extended licensing hours in opposition to the planning permission, when the licensing hours are already *two hours longer* than the planning consent, would only serve to create confusion and to suggest that we are not operating as a single authority with a unified approach.

Additionally, the application also appears to be in opposition to licensing policy 9 which states:

Licensing Policy 009 Operating schedule

The LLA seeks to encourage the highest standards of management in licensed premises and expects the operating schedule to describe how these standards will be achieved in relation to promoting the licensing objectives.

While we do not suggest that this premises is not currently managed to a high standard the operating schedule as provided fails to describe how high management standards will be achieved in relation to promoting the licensing objectives. It is difficult to reconcile that an *increase* in hours accompanied by a *reduction* of control measures will support the aims of high management standards.

Finally, the application appears to be in opposition to licensing policy 10. This states:

Licensing Policy 010 Safer clubbing and drugs

With regards to safer clubbing, the LLA is committed to ensuring that, where appropriate, the design and management of dance and other venues maximises the safety of customers, performers and staff. The LLA will normally expect the submission of a drug policy as part of the operating schedule for applications for new premises licences and for variations to existing licences for night clubs and similar premises. Where relevant representations are made with regards to public safety, the LLA may impose conditions to control environmental risk factors such as overcrowding, ambient temperatures, availability of drinking water, and any other factors known to increase the risks to the safety of those taking drugs.

The application did not include an accompanying drugs policy as expected by policy 10; however, the premises' existing drugs policy, governed by condition 31, aims to ensure

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that *all employees* obtain a drugs awareness qualification. This application seeks to remove the DPS from this requirement. This is in opposition to licensing policy 10 and the premises' own drugs policy.

In light of these issues this Licensing Authority is unfortunately unable to support this application. Given that the premises already has terminal hours in excess of those guideline hours defined by licensing policy 12 and those of its current planning consent we are of the view that, regrettably, the application should not be granted.

I hope that explains Havering's position.

Yours faithfully

Paul Jones
Licensing Officer

KC's Bar Drugs Policy

Introduction

KC's Bar are responsible employers and we take our obligations to our employees and customers very seriously. This is why we have set out this policy to help us to ensure the health, safety and welfare of our employees and customers in order to comply with our legal duties. The use of non prescribed drugs is not only dangerous but also illegal under criminal law.

- Section 2(2)(e) of the Health and Safety at Work Act 1974 places a duty on employers to provide a safe and healthy working environment.
- It is an offence to supply, produce, offer to supply or produce controlled drugs.
- The Misuse of Drugs Act 1971 makes it an offence for the occupier of premises to permit knowingly the production or supply of any controlled drugs or allow the smoking of cannabis or opium on those premises.
- It is also an offence to aid or abet any of these offences.

Any reference in this Policy to a non-prescription drug refers only to controlled or illegal substance and does not refer to medicines, supplements and similar substances that are legally and commercially available in the United Kingdom.

Aims of the policy

This policy aims to:

- Comply with the Company's legal obligations to provide a safe and healthy environment for all.
- Comply with all of the requirements imposed by law.
- Raise awareness of the dangers and penalties associated with the use of controlled drugs on the premises.
- Guarantee the right of all staff and customers an environment unaffected by controlled drugs.
- Provide support to staff whose lives are or who have been affected by the misuse of controlled drugs.

Health and Safety

Controlled substances often possess side effects that could not only adversely affect employees and customers. Employees should be aware that anyone under the influence of controlled drugs is a risk to everyone around them and should be alert to possible signs of drugs abuse. Such indicators commonly include:

- Sudden changes in behaviour;
- Confusion;
- Irritability;
- Fluctuations in mood and energy;
- Glazed eyes

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Employees should report any concerns they may have about a colleague or a customer displaying any or all of these symptoms to the DPS who will inform the Police and log the event, but should not under any circumstances approach the person displaying the symptoms.

Prohibition

- No non – prescription drugs are allowed to be consumed in or brought onto company premises, at any time by any person irrespective of their status in, or business with, the Company.
- The prohibition of non – prescription drugs extends to all activities carried out by staff and customers whilst they are on the premises. These activities include but are not restricted to driving on company business, when on call or standby duties or when on trips for company business, training or social events.

Disciplinary Action for employees and customers

A breach of these rules will be defined as gross misconduct and it is likely that the employee in question will face summary dismissal and reported to the Police.

Customers in breach of these rules, will face a life ban from the premises, and will be reported to the Police.

Principles

- If an employee is diagnosed as having a drug related problem the Company will treat it as a health matter. This does not however excuse the employee from any of the disciplinary matters that may fall within the scope of the Company disciplinary policy.
- All drug related issues will be dealt with in a constructive and sympathetic manner, and the person responsible for all such issues in the Company is the Manager, who will also provide any interested employees with the details of where to seek further information and help.
- All requests for help will be treated in the strictest confidence and all information gathered as a result will be held in accordance with the Data Protection Act 1998.
- The Company will provide support to any affected employees [and where necessary provide suitable treatment to be paid for by the Company.] Where an employee agrees to follow a suitable course of action or treatment any disciplinary action may be suspended.
- The Company reserves the right to give affected employees lighter duties at the same rate of pay, or require them to take paid leave if it is deemed appropriate.
- Following effective treatment and in the absence of any disciplinary action the Company will endeavour to return an affected employee to the same role previously fulfilled by the employee [and where this is not possible to a suitable alternative].

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- In the event that an employee following successful treatment for a drug related problem suffers a relapse the Company [will not make] [is under no obligation to make] provision for any further treatment and the employee in question [will] [may] face summary dismissal.
- If it is considered that the working environment or culture is the cause or a contributor to a drug related problem, the Company will take all reasonably practical steps to ensure a reduction of such problems.

Training for Drugs Awareness

- When an employee starts with the company the DPS will do the initial drugs awareness for the premises detailing what to look for and observe.
- It is the aim of the company that all employees will obtain a Drugs Awareness qualification by BII or a similar accredited body, no matter what position they hold within the company.
- A log will be kept detailing all employees training and qualifications, and to sign the log that they have seen and understand the drugs policy.

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Havering
LONDON BOROUGH

Simon Thelwell
Projects and Regulation Manager
Mercury House, Mercury Gardens
Romford RM1 3SL

memo

From: PLANNING CONTROL SERVICE

To: Licensing Officer
Environmental Health

Please call: Bernie Long
Telephone: 01708 432684
Fax: 01708 43690
Email: victor.long@havering.gov.uk

My Reference: BL/

Your Reference:

Date: 23 September 2013

Representations re Application for Variation of a Premises Licence (Licensing Act 2003) at KC'S Bar 155 Billet Lane Hornchurch RM11 1 UR

The London Borough of Havering's Planning Service, being a responsible authority as set out in the Licensing Act 2003, wishes to make representations against the above premises in relation to a variation to the Premises Licence.

This objection refers to the prevention of crime and disorder, the prevention of public nuisance, the protection of children and public safety all of which are statutory licensing objectives.

Relevant Planning History

P2071.03 Change of use to A3 and removal of existing fridge unit and lean to structures for new single storey toilet block and store room. This was approved 16 February 2004.
I attach the relevant Decision Notice.

I draw your attention to Condition 6 , (hours condition)and condition 9 which indicates that permission was originally granted as a restaurant/ bar wine.

It should be noted that at that time Class A3 in planning included drinking establishments that are now in Class A4 but not Nightclubs which are in a separate class.
There is planning debate as to what actually is the current use of the premises in planning terms.

P0770.09

Modification of Condition 6 of planning permission P2017.03 to vary opening hours. This was approved 31 July 2009.
I attach the decision notice. You should note that this condition was for a temporary period only and has expired and therefore the relevant planning hours are as P2071.03.

I have viewed the Licensing application and can see that the current Licensing hours are in conflict with the Planning Consent. Therefore currently there is breach of planning that requires addressing.

I should also draw your attention to the fact that in a recent Licensing Application (received in August 2013) amongst a change of hours there was an application for a requests a terrace bar (I attach the relevant plan) This in planning terms should be in use as a car park and conflicts with Condition 10 of P2071.03.

I note that in this application there is no plan attached and I am concerned that Off sales could be consumed in that car park and this by default could become a terrace.

Planning application P 2071.03 contained objections from residents regarding the premises therefore in the original planning application conditions were put in place to overcome this.

The site is in residential area close to flats .If this application is granted it is believed that noise and disturbance to residents will occur in particular the car park area
The licensing act does not state that proof is required of this just that there is potential for this.

Returning to Condition 10 of P 2071.03 if the car park does become a terrace by default then vehicles including taxis will have to park in the street and if accessed at 0200hours will in my view cause further disturbance and has potential for crime ,disorder and public safety issues.

With regard to the safety of Children it appears that the applicant wishes to remove the condition that relates to 18 year old customers.
I also note that some entertainment may not be suitable.

It is believed that most licensing operatives in the Hornchurch area do not allow persons under 21. Therefore this property has potential to attract that cliental.

In conclusion it is my view that all variations to the Licence be dismissed as the current licensee does not appear to adhere to the Town and Country Planning Act whereby there are a number of issues to be addressed before further consideration of this variation be considered.

I also draw your attention to the Havering Licensing Policy namely,
LP007 Development Planning :-The council encourages applicants to ensure that planning consent for the intended use and hours of operation or otherwise have lawful planning status before making an application for a premises licence.

LP008 Noise .

LP011 Tables ,chairs and beer gardens

LP012 Hours

LP013 Hours

LP14 Hours

LP019 Adult Entertainment
LP20 Adult Entertainment
LP021 Children

The Planning position is that a Planning application should be submitted requesting a variation of hours. If this is approved then this would add validity to the application.

Of late Premises Licenses have been granted without the relevant planning hours in place.

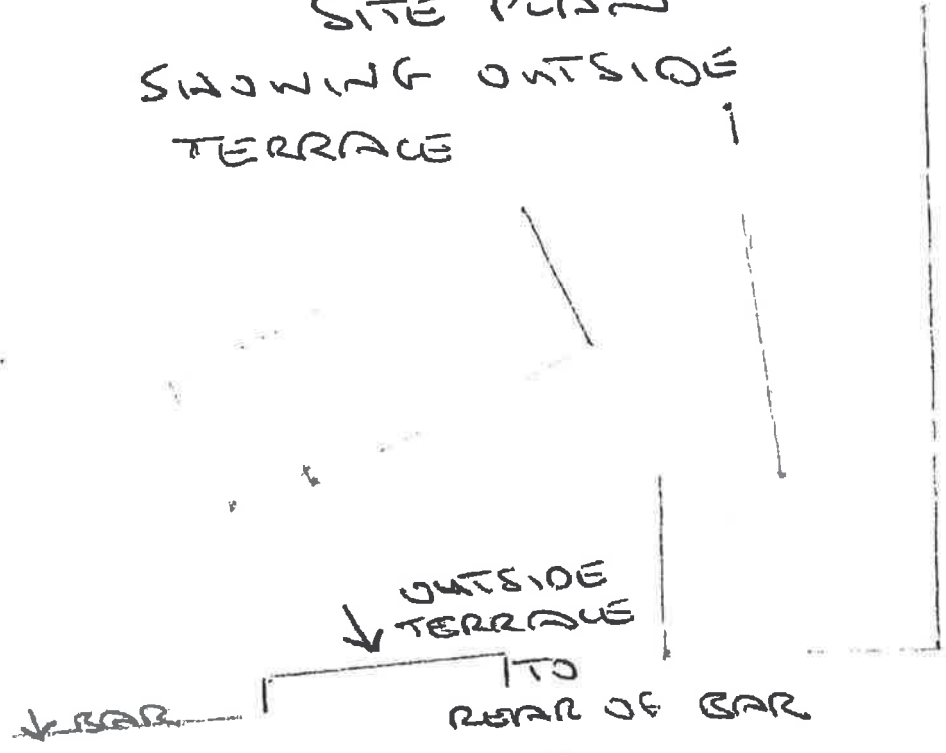
I therefore ask that the Committee decline this application and that the applicant be advised of the relevance of the planning law.

I ask that the Licensing Committee consider this report as a valid representation.


Simon Thelwell
Projects & Regulation Manager

SITE PLAN
SHOWING OUTSIDE
TERRACE

YARD
BEHIND
BAR



PLANNING & BUILDING
CONTROL SERVICES
Received - 2 AUG 2013
File No.



Havering
LONDON BOROUGH

LONDON BOROUGH OF HAVERING

TOWN AND COUNTRY PLANNING ACT 1990

AGENT

Jamie Button
9 Berther Road
Hornchurch
Essex
RM11 3HU

APPLICANT

Kerry Oldfield
27 Nelmes Crescent
Hornchurch
Essex
RM11 2PX

APPLICATION NO: P2071.03

In pursuance of their powers as Local Planning Authority, the Council have considered your application and have decided to **GRANT PLANNING PERMISSION** for the following development :

Proposal: Change of use to A3 and removal of existing fridge unit and lean to structures for new single storey toilet block and store room

Location: 155 Billet Lane
Hornchurch

subject to compliance with the following condition(s):

- 1 The development to which this permission relates must be commenced not later than five years from the date of this permission.

Reason:-

To comply with the requirements of Section 91 of the Town and Country Planning Act 1990.

- 2 All new external finishes shall be carried out in materials to match those of the existing building(s) to the satisfaction of the Local Planning Authority.

Reason:-

To safeguard the appearance of the premises and the character of the immediate area.

- 3 Notwithstanding the provisions of the Town and Country Planning (General Permitted Development) Order 1995, no window or other opening (other than those shown on the submitted plan, a copy of which is attached), shall be formed in the flank wall(s) of the building(s) hereby permitted, unless specific permission under the provisions of the Town and Country Planning Act 1990 has first been sought and obtained in writing from the Local Planning Authority.

Reason:-

In order to ensure a satisfactory development that will not result in any loss of privacy or damage to the environment of neighbouring properties which exist or may be proposed in the future.

- 4 The development hereby permitted shall not be carried out otherwise than in complete accordance with the approved plans, particulars and specifications.

Reason:-

The Local Planning Authority consider it essential that the whole of the development is carried out and that no departure whatsoever is made from the details approved, since the development would not necessarily be acceptable if partly carried out or carried out differently in any degree from the details submitted.

- 5 Noise levels (expressed as the equivalent continuous sound level, LAeq) (1hr) from fixed plant and machinery at the boundary with of the nearest noise sensitive premises shall not exceed LA90-10dB.

Reason:

In the interest of residential amenity.

- 6 The premises hereby permitted shall not be open to customers other than between the hours of 12 noon and 11pm on Mondays to Saturdays, 7.30pm, and 10.30pm on Sundays without the prior consent in writing of the Local Planning Authority.

Reason:-

To enable the Local Planning Authority to retain control in the interests of amenity, and in order that the development accords with Unitary Development Plan Policy ENV1.

- 7 Before the use commences suitable equipment to remove and/or disperse odours and odorous material should be fitted to the extract ventilation system in accordance with a scheme to be approved in writing by the Local Planning Authority. Thereafter, the equipment shall be properly maintained and operated during normal working hours.

Reason:-

To protect the amenity of occupiers of nearby premises, and in order that the development accords with Unitary Development Plan policy ENV1.

- 8 Before the uses commences a scheme to control the transmission of noise and vibration from any mechanical ventilation system installed shall be submitted to and approved in writing by the Local Planning Authority and implemented prior to the permitted use commencing. Thereafter, the equipment shall be properly maintained and operated during normal working hours.

Reason:-

To protect the amenity of occupiers of nearby premises, and in order that the development accords with Unitary Development Plan policy ENV1.

- 9 Notwithstanding the provisions of the Town and Country Planning (Use Classes) Order 1987 the use hereby permitted shall be as a restaurant/wine bar only and shall be used for no other purpose(s) whatsoever including any other use in Class A3 of the Order including take-away use, unless otherwise agreed in writing by the Local Planning Authority.

Reason:-

To restrict the use of the premises to one compatible with the surrounding area and to enable the Local Planning Authority to exercise control over any future use not forming part of this application.

- 10 Before the building(s) hereby permitted is first occupied, the area set aside for car parking shall be laid out and surfaced to the satisfaction of the Local Planning Authority and retained permanently thereafter for the accommodation of vehicles visiting the site and shall not be used for any other purpose.

Reason:-

To ensure that car parking accommodation is made permanently available to the standards adopted by the Local Planning Authority in the interest of highway safety, and that the development accords with the Unitary Development Plan policy TRN18.

INFORMATIVE(S)

P2071.03

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havpdeca

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The proposed development is considered to be in accordance with the aims, objectives, and provisions of policies SHP5, ENV1, TRN2 and TRN19 of the Havering Unitary Development Plan.

Dated: 16th February 2004



Patrick Keyes
Head of Regulatory Services
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

IMPORTANT - attention is drawn to the notes overleaf

**NOTES IN CONNECTION WITH APPROVAL OF APPLICATIONS SUBJECT TO CONDITIONS
OR REFUSAL OF APPLICATIONS FOR PLANNING PERMISSION**

- (1) If the applicant is aggrieved by the decision of the local planning authority to refuse permission or to grant permission or approval subject to conditions, an appeal may be made to the First Secretary of State at the Department for Communities and Local Government in accordance with Section 78 of the Town and Country Planning Act 1990 within six months of the date of this notice. However, if an enforcement notice is subsequently served relating to the same or substantially similar land and development and you want to appeal you must do so within 28 days of the service of the enforcement notice, or within 6 months of the date of this notice, whichever period expires earlier.

Appeals must be made on a form which is obtainable from the Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or from the Planning Inspectorate's web site, www.planning.inspectorate.gov.uk

- (2) When submitting the completed appeal form to the Planning Inspectorate, a copy should be sent to Planning, London Borough of Havering, 7th Floor Mercury House, Mercury Gardens, Romford, RM1 3SL. The First Secretary of State has power to allow a longer period for the giving of a notice of appeal but will not normally be prepared to exercise these powers unless there are special circumstances which excuse the delay in giving notice of appeal. The First Secretary of State is not required to entertain an appeal if it appears that permission for the proposed development could not have been granted by the local planning authority, or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements to the provisions of the development order, and to any directions given under the order. Where the decision of the local planning authority is based upon a direction from the First Secretary; it is not the practise to refuse to accept appeals solely because of this direction.
- (3) If permission to develop land is refused or granted subject to conditions, whether by the local planning authority or by the First Secretary of State and the owner of the land claims that the land has become incapable of reasonable beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, a purchase notice may be served on the London Borough of Havering requiring the council to purchase the land in accordance with the provision of Part VI of the Town and Country Planning Act 1990.
- (4) In certain circumstances, a claim may be made against the local planning authority for compensation where there has been an appeal or where an application has been referred to the First Secretary, and where planning permission is refused or granted subject to conditions. The circumstances in which such compensation is payable are set out in section 114 of the Town and Country Planning Act 1990.
- (5) The statutory requirements are those set out in section 79(6) of the Town and Country Planning Act 1990, namely Sections 70, 71 and 72(1) of the Act.

You are reminded that Building Regulations approval may also be required for these works. You must contact the Building Control Manager or Building Inspector to confirm if permission is required.

Note: Following a change in government legislation a fee is now required for the request for Submission of details pursuant to discharge of conditions in order to comply with the Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations, which came into force from 06/04/2008. A fee of £85 per request (or £25 where the related permission was for extending or altering a dwellinghouse) will be required.



Havering
LONDON BOROUGH

LONDON BOROUGH OF HAVERING

TOWN AND COUNTRY PLANNING ACT 1990

AGENT

Mr Jason Dyson
Fides House
10 Chertsey Road
Woking
Surrey
GU21 5AB

APPLICANT

Ms Mandy Foley
Liberty Cottage
Orange Tree Hill
Romford
Essex
RM4 1PB

APPLICATION NO: P0770.09

In pursuance of their powers as Local Planning Authority, the Council have considered your application and have decided to **GRANT PLANNING PERMISSION** for the following development :

Proposal: Modification of Condition 6 of planning permission P2071.03 to vary opening hours

Location: 155 Billet Lane
Hornchurch

subject to compliance with the following condition(s):

- 1 The premises shall not be used for the purposes hereby permitted other than between the hours of 11:00 to 23:30 Sundays to Thursday and 11:00 to midnight Friday, Saturday and any night immediately preceding a Bank Holiday without the prior consent in writing by the Local Planning Authority. This permission shall be for a limited period only expiring on 31 July 2010 on or before which date the hours of use shall revert back to 12 noon and 11pm on Mondays to Saturdays and 10:30pm on Sundays as set out in condition 6 of P2071.03 unless otherwise agreed in writing by the Local Planning Authority.

Reason:-

To enable the Local Planning Authority to retain control in the interests of amenity, and in order that the development accords with Policies DC23, DC61 and DC63 of the LDF Development Control Policies Development Plan Document.

INFORMATIVE(S)

- 1 INFORMATIVE:

Reason for approval:

- 1 The proposed development is considered to be in accordance with the aims, objectives and provisions of Policies DC23, DC61 and DC63 of the LDF Development Control Policies Development Plan Document.

Note: Following a change in government legislation a fee is now required when submitting details pursuant to the discharge of conditions, in order to comply with the Town and Country Planning (Fees for Applications and Deemed Applications) (Amendment) (England) Regulations, which came into force from 06.04.2008. A fee of £85 per request is needed.

Dated: 31st July 2009



Patrick Keyes
Head of Regulatory Services
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

IMPORTANT - attention is drawn to the notes overleaf

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OR REFUSAL OF APPLICATIONS FOR PLANNING PERMISSION**

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Appeals must be made on a form which is obtainable from the Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or from the Planning Inspectorate's web site, www.planning.inspectorate.gov.uk

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- (3) If permission to develop land is refused or granted subject to conditions, whether by the local planning authority or by the First Secretary of State and the owner of the land claims that the land has become incapable of reasonable beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, a purchase notice may be served on the London Borough of Havering requiring the council to purchase the land in accordance with the provision of Part VI of the Town and Country Planning Act 1990.
- (4) In certain circumstances, a claim may be made against the local planning authority for compensation where there has been an appeal or where an application has been referred to the First Secretary, and where planning permission is refused or granted subject to conditions. The circumstances in which such compensation is payable are set out in section 114 of the Town and Country Planning Act 1990.
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Public Protection

Mercury House, Mercury Gardens
Romford RM1 3SL

Please call: Marc Gasson
Telephone: 01708 432777
Fax: 01708 432554
email: environmental.health@haverling.gov.uk
Textphone ☎: 01708 433175

memo

From: Marc Gasson-Noise Specialist

To: Licensing Team.

My Reference : MDG/013047

Your Reference :

Date: 26 September 2013

Licensing Act 2003-Application To Vary Premises Licence. KC's Bar, 155 Billet Lane, Hornchurch, Essex.

I refer to the above application and would advise that I object to any extension in the hours of licensable activities above that which already exists for the premises on the following grounds:-

1. Ongoing noise issues from the premises.

Noise from KC's Bar has been the subject of a prolonged investigation by the Public Protection Service and despite numerous interventions made this culminated in the service of Abatement Notices in respect of Noise Nuisance upon the then owners premises dated the 8th August 2011. The main issues are the noise from loud amplified music played at the premises and the noise from patrons raised voices/shouting whilst outside in the seating area at the front of the premises. Despite the service of the abatement notice and working with the owners of the premises in terms of sound reduction measures and management controls the Council has continued to receive complaints from nearby residents. The premises is still the subject of noise monitoring on the Council's Out-Of-Hours Noise Service. The enclosed database records, reference NOU1928 details the ongoing issues with noise from KC's Bar (see document MDG1). The records show both officer evidence and that of residents of the ongoing problems with regards to noise from the venue and public orders issues witnessed.

2. Removal of conditions from annexe 2 of the existing licence raise concerns regarding the owners commitment to the licensing objective "the prevention of public nuisance".

The applicant has looked to remove conditions 10,39 and 40 which raises concerns regarding their commitment to protecting the amenity of nearby residents.

3. The application to allow off sales from the premises will expose nearby Public Protection Bringing together Environmental Health & Trading Standards

residents to increased noise levels of noise to much later hours.

Off sales will encourage larger number of people to attend the premises with the associated increase in noise from vehicles and raised voices.

4. Application to vary the premises licence is contrary to the Council's Licensing Policy 12-Hours with respect to "mixed use" areas

Under this guidance Licensing Policy 12 the LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. Applications for hours set out below in this policy will generally be granted subject to not being contrary to other policies in the statement of licensing policy. Applications for hours outside the hours listed will be considered on their merits.

Regulated activities will normally be permitted:

- *until 11.30 pm in residential areas*
- *until 00.30 am in mixed use areas*
- *no limits in leisure areas*

We can see that an application to vary a premises' existing hours which is outside the policy's guidelines will be considered on its merits. An application which seeks to go beyond these guideline hours must successfully demonstrate that it should be considered an exception to licensing policy 12's guidelines. In other words, an application must provide compelling evidence to support the view that policy 12 should **not** apply to the application and that *the amenity of residents and businesses in the vicinity of the licensed premises* would not suffer adversely should the application be granted.

It is my view that this application has failed to demonstrate this for the reasons provided previously.

Further to this, KC's Bar lies in a vicinity comprised of commercial and residential properties. This renders it a *mixed use area*. As such the guideline terminal hour for the provision of licensable activity is 00:30. The premises licence already permits licensable activity to be provided beyond this guideline hour.

An exception to licensing policy 12?

What might reasonably commend an application to be considered an exception to the general guidelines of licensing policy 12?

Licensing policy 12 begins with the statement that the *LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises*. It is this sentiment which governs the policy, particularly in this SPA, although Havering is always keen to support business ventures wherever possible. The question which necessarily follows when considering the application is therefore: what steps has the applicant taken to protect the amenity of residents and businesses in the vicinity of the premises and are those steps sufficient to enable the application to be considered an *exception* to the principles of policy 12?

- Should we consider that extending the premises' operational hours to 02:30 in a partially residential area *protects* the residents' amenity?
- Should we consider that removing 3 existing conditions relating to noise and which govern activities at the premises elevates the application to an *exceptional* status?
- Should we consider that permitting anyone over the age of 18 to frequent the premises until 02:30 will *protect* residents' amenity when the rest of the SPA is restricted to over-21's, particularly as complaints from nearby residents have

identified noise from private functions as the main source of the problems they experience, and in particular noise younger age parties.?

- Will the introduction of alcohol off-supplies enabling alcohol consumption to take place in the street outside the premises or in the car park to the rear of the premises *protect* residents' amenity?
- Will the removal of door supervisors on Thursday evenings *contribute* to residents' amenity?
- Does the removal of a noise-related condition, coupled with the absence of any voluntarily offered conditions to address potential noise nuisance issues until the extended terminal hours, help us to define this application as an *exception* to licensing policy 12?

I would suggest that none of the above would, define the application as exceptional in fact they are more likely to exacerbate an already unacceptable situation.

I trust this clarifies my position.

Marc Gasson
Noise Specialist

Enc-Document MDG1

Paul Jones

From: Andrew Watts
Sent: 01 October 2013 14:26
To: Paul Jones
Subject: Monty's Bar Ltd, Application to vary premises licence at KC's Bar

Dear Sirs,

I wish to make representation on the application to vary a premises licence by Monty's Br Ltd, at KC's Bar, 155 Billet Lane, Hornchurch, Essex RM11 1UR.

I am making representation with regard to public safety.

The venue is located in a residential area and next to a busy road with a side access drive leading to the rear of the premises. Should off sales be permitted this could encourage a number of people to congregate around the external of the premises, to the front, side and/or rear, and staff may not be capable of controlling any such situation. There may be an increased risk of road traffic incidents and there could also be an increased risk of violence and associated injury to staff and/or the public.

I would be grateful if you would record this representation and carefully consider public safety in determining the application.

Yours faithfully,

Andrew Watts
Environmental Health Officer
Tel: 01708 432760
London Borough of Havering , Public Protection
Mercury House, Mercury Gardens, Romford, RM1 3SL



Havering
LONDON BOROUGH

Valid Representations

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To whom it may concern. 1

I am ~~inserting~~ **RECEIVED** this letter against
KC's Bar ~~to~~ extend there
opening hours. I live above
the bar with myself, my daughter,
and my son that will be born
in november. I have lived here
over a year and all there
has been is trouble and noise.
one accusion. i was so scared
i rung the police home alone
with my daughter at that age
she was couple months old
and a fight broke out and
table's and chair's were being
trown about and cars were ~~tr~~ trying
to run members of the pub over.
all i was worried about was
a chair or table being trown
so high it would come trown
my window. nearly every ↓

2

weekend there open there's
a fight or disturbance. Certainly
these fag butts on the floor.

a pool of Sick that was there
over a week. the day before
I recved the letter notify us
of there changes police were
here because of a fight.

all you ever hear is bad lanuage
Screaming, Shouting and fighting
my daughter sleeps in one of
the front bedrooms as i
do myself. and can never have
windows open cause of the noise
and it at the moment don't

Stop till 1pm. and im going
to have a new born soon
and i personally think 1pm is to
late were people live. they also
always have the fire exit door
open and allow people out

→

3

the back were i live. leaving
there glasses and rubbish, fag
butts out there. they still stand
in your way when they can
see you coming and struggling
pushing a buggy and carrying
shopping. on 2 occasions i've
had to have ago at boys
for going to the toilet out
back of my house. when
there's a toilet in the bar
dont know if im wrong or not
but i swear a fire exit is
a fire exit not for standing out
there and always open.
should be shut. These are
only the occasions i can
think of to hand. but all i
know is its getting a joke
they have no respect for anyone
and if they get permission me
and everyone else who lives

4

here will take it into
our own hands to have
the respect and safety we
deserve for our kids and our
selves. because its becoming a
joke now and i cant
be affraid to say or do anything
anymore as i know others are
as they intermidate everyone.

So id be very greatful if
you took the time out to help
with this situation cause.

Its not safe why things like
they do keep happening and im
dreading bringing a newborn
baby back here and worry
day by day for my daughter.

So please contact me when Recived
letter
07411460136. 159A Bilket lane
hornchurch Rm11ur.

Kirsty Dixon KDixon

Paul Jones

From: CouncillorGeorgina Galpin
Sent: 30 September 2013 11:54
To: Paul Jones
Subject: RE: KC'S North Street, Hornchuch

Hi Paul

thank you for the email, I am submitting this objection as a councillor, I spoke to Trudie this morning and will be sending an amended email with my objection.

regards
Georgina

From: Paul Jones
Sent: 25 September 2013 19:38
To: CouncillorGeorgina Galpin
Subject: Re: KC'S North Street, Hornchuch

Dear Cllr Galpin

Thank you for your e-mail which appears to have been submitted on behalf, and at the behest, of of Ms Brooks.

Ms Brooks has already submitted a representation against this application. Can you therefore please clarify the status of this representation. Is it intended to replace the representation Ms Brooks has already submitted, or does Ms Brooks intend to submit two representations? Only one representation per person may be submitted, I'm afraid.

Alternatively, you can submit a representation yourself without referring to any particular resident.

Please confirm. Many thanks.

Kind regards

Paul Jones
Licensing Officer

On 25 Sep 2013, at 18:24, "CouncillorGeorgina Galpin" <CouncillorGeorgina.Galpin@havering.gov.uk> wrote:

Good evening Paul

I have been contacted by a resident who lives in the flats opposite the above venue, Ms Angela Brooks, 138a, and she is concerned about the continued noise should the application be approved for an extension to the operating hours. I understand that they are asking for 2.00am for sales and 2.30am to clear the customers.

There are a number of residential properties both opposite and above the surrounding shops and a block of residential flats just yards away from the venue.

I do appreciate that a precedence has been set in Hornchurch where other venues have such an operating time on their licence, however, due to the fact that there are a larger number of residents in this particular area it would be more than possible for this application to be refused on the grounds of anti social issues, noise, public nuisance, and harm to the young children who live in the vicinity, where an extension to opening hours would most certainly mean more noise later and would affect the sleep pattern of both the younger members of society and many of the elderly residents.

You will appreciate that there is also another public house immediately opposite the venue in question, and this does at times create noise and displeasure to locals. KC's offer live football footage to local users and we all know that football creates noise, cheering etc, then having either supported a winner or a loser (football team) spirits get raised, voices are louder and in general the whole atmosphere is high and loud.

To increase this would not be in the best interest of local people, There is a bus stop yards from the venue, and despite this possibly being a way home, it also creates a meeting place with loud voices. This would result in Public Nuisance.

It really is important that in the climate we are in businesses need to survive, however, with extra time, this could not make a considerable contribution to the profits, but would most certainly mean a reduction in the quality of life for the local residents.

I would like the committee to consider these points when making their decision and if for some reason they felt that the application could be approved, would there be any chance of a condition that states the outside area cannot be used for any extension period, and that the doors should be closed at all times. To help prevent unnecessary noise to the local people, a lobby style entrance with two doors would most certainly be an asset.

I ask that you take this email as an objection to the licence not in principal, but for the extension they are seeking in respect of the local residents and especially Angela, details at the top of the email.

Kind regards
Best wishes

CLlr Mrs Georgina V Galpin
St Andrews Action Team
Hylands Ward Councillor

From: Daniel Beard [mailto:info@danielbeard.co.uk]
Sent: 23 September 2013 23:28
To: Paul Jones
Cc: Angela Brooks; Marc Gasson
Subject: Re: KC'S BAR REF: PJJ/013047

Hi Paul

Our address is now included below.

Kind regards
Daniel

Angela Brooks & Daniel Beard
138a North St
Hornchurch, Essex
RM11 1SU

1. The prevention of public nuisance

• The variation of a premises licence states that the owners of KC's Bar would like to extend their trading hours by 3 hours each day whilst also including an additional 30 minute consumption period after each trading session. **If this licence request was to be granted then on Friday through to Saturday KC's Bar would be open until 2.30AM.**

The owners of KC's Bar also want to remove Annex 2/Condition 2 from their licence:

02. Customers shall not be allowed to wait outside the premises for taxis.

The noise nuisance that has been experienced (and documented with Environmental Health) on the KC's premises would therefore continue into the early hours of the morning - even after the 30 min consumption period. For example on a Friday through to Saturday it would not be unreasonable to suggest that the noise nuisance could continue to 3AM and beyond whilst customers queue for taxis and finish their drinks outside the venue.

The proposed extended hours during the working week are 9.00AM to 12.30AM Sunday - Wednesday, 9.00AM to 1.30AM Thursday (incl. the 30 min consumption period). Extending the evening opening hours will ultimately increase the level of noise during the working week this will be felt by the local residents who will have to suffer broken sleep which will culminate to a lack of focus during work.

• The variation of a premises licence also states that the owners of KC's Bar would like to remove the conditions from Annex 2 listed below:

39. Staff shall be given adequate training to prevent them causing unnecessary noise when they leave the premises and prominent, clear notices displayed at all points where staff leave the building must instruct

them to respect the needs of local residents and leave the premises and the area quietly.

40. The specification and orientation of all speakers shall be agreed with the Licensing Authority/responsible authority.

It's quite clear by requesting the removal of the conditions above how little the owners of KC's Bar consider the local residents.

Should this variation of a premises licence ever be granted, the detrimental effect on local residents health and wellbeing will be monumental. Currently we understand there is a noise monitor place, however the music can still be very loud and heard from across the street. Removing condition 40 will give KC's the freedom to play music as loud as they like. It's unfair that the large number of local residents (many young professionals with families) should be made to coexist with this noise nuisance from KC's Bar.

- KC's Bar would also like to remove Annex 2/Condition 3:

03. No persons are to leave the venue with alcohol.

KC's Bar have in place conditions that no drinks are to be taken outside after 10PM. The removal of condition 03 renders this obsolete. This will increase the level of noise nuisance and unsocial behaviour. Also, with no rubbish bins situated near the venue we worry that the amount of litter will increase. What measures will KC's Bar put in place to prevent empty beer cans and bottles ending up on the street?

2. Public safety

- KC's Bar would also like to remove the conditions listed below from Annex 2

03. No persons are to leave the venue with alcohol.

08. Arrangements shall be made so that disabled customers can safely evacuate the premises.

09. A number of staff shall be trained to carry out first aid.

10. Members of staff shall be fully aware of the licensing objectives and Health and Safety regulations.

23. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

24. At least one trained first-aider shall be on duty when the public is present.

25. Notices detailing the availability of first aid equipment shall be prominently displayed and shall be protected from damage or deterioration.

KC's Bar is situated on a busy section of Billet Lane. During the showing of a Football match or at closing time the outside terrace often overflows onto the pavement and close to the road. Removing the conditions listed increases the potential risk to public safety.

We have witnessed fights that have spilled out into the street and onto the road. The most memorable incident was witnessed and recorded by Helena Farmer from the Out of Hours Noise Service. A mass fight from patrons of

KC's Bar spilled out into the road and a man was repeatedly kicked when on the ground and rendered unconscious. Police and an Ambulance were called but we understand no charges were ever pressed as it happened at a family party. No staff from KC's Bar came to help. The 2 doormen could not control the vast amount of people involved.

3. The protection of children from harm

- To our knowledge having discussed the situation with our neighbours we know there are many families with young children close by. Personally for us we have a 16 month old baby who's sleep is often broken by the volume of music or by the large number of people sitting outside the bar until closing time.

- Following this, if people are allowed to leave the venue with drinks (the proposed removal of Annex 02/Condition 03) these will no doubt be left in the street when leaving the venue. Broken glass, sharp plastic etc would be a hazard to young children.

- Also, on several occasions we have witnessed people who have left the bar and urinated in the alleyways that provide main access to the properties on North St and Billet Lane. This is of course is an unpleasant sight for children to witness.

4. The prevention of crime and disorder

- Since the KC's Bar has been open we feel that it has brought a general sense of disorder to what was a peaceful residential area. As stated above we have witnessed arguments and fighting of which we have photographic evidence this has been reported to the Out of Hours Noise Service.

- We're concerned that the later opening hours will also attract large numbers of people from Hornchurch town centre once the pubs close and will put further on pressure on the Police.

- We are concerned that granting this application would provide a green light for similar venues to open in the area. We do not want this area turn into another Romford.

- Also the Out of Hours Noise Service that we currently report to work until 2am. If the licence was to be granted and problems arise after this time - Who would the residents be able to contact and report to?

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Miss B Amato
155a Billel Lane
Hornchurch
RM11 1UR
24 September 2013

The Licensing Officer
Housing & Public Protection
London Borough of Havering
Mercury House
Mercury Gardens
Romford RM1 3SL



Dear Sir / Madam,

Re: KC's Bar, 155a Billel Lane, RM11

I am writing to support the application by
Monny's Bar Ltd for extended hours
especially at weekends in respect of
KC's bar.

I have been living in the property above
KC's bar since July 2012 and during
that time I have found the management
and staff to be friendly and welcoming
and it's a place I enjoy going to.

I have never witnessed any problems
or felt threatened by any of the
customers. The management also
keep the property and surrounding
areas clean and tidy at all times

I support KC's extending their
opening hours.

Yours faithfully.

B. Amato

B. AMATO.

The Licensing officer
Housing & Public Protection
London borough of Havering
Mercury House
Mercury Gdns, Romford
RM1 3BL


Mr Michael O'Hagan
33 Primkey Ave
Hornchurch
Essex RM11 3PX
20/9/13

Dear Sir/Madam,

Re - KC's bar, 155 billet lane, Hornchurch.

I writing this letter to support the application for bar to have extended trading hours, especially come weekends. My wife and myself use the bar 6 days a week especially after work, just to 'chillax'. There is never any trouble and unlike some premises we can hear each other, & the staff are very helpful. At weekends our friends love to me us there. We have always felt safe there especially at closing when staff get us a cab 5mins after closing.

Opening an extra hour at weekends and bank holidays would be a blessing as our work can exhaust us during the week, and to spend a little longer with close friends would be delightful. At closing there is never any disturbance or noise as Door Supervisors always make sure to tell us, which we respect.

yours faithfully

M O'Hagan

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

M. PARRETT
15 WYKEHAM AVE
HORNCHURCH
ESSEX RM11 2LA

9th AUGUST 2013

Dear Sir / Madam,

KC's Bar, 155 Billet Lane, Hornchurch / Licence Variation

I am writing in support of the application by Monty's Bar Ltd for extended trading hours especially at weekends in respect of KC's Bar.

KC's Bar is a pleasant well run bar where the management and staff are friendly, efficient and helpful. I have never seen or heard of any trouble or disorder at KC's Bar with drunken, loud or abusive customers. There is always plenty of staff on duty at busy times to greet and serve customers in turn which avoids the endless queuing in the Town Centre pubs to get served. The atmosphere is always welcoming and relaxed as it is the sort of Bar where you can spend a pleasant afternoon or evening socialising with friends.

I have never been aware of or seen groups of people lingering outside KC's Bar at closing time disturbing residents or alarming passers by nor have I heard any noise nuisance from the Bar which has lobbied doors.

It would be good for the Bar to be open an hour later especially at weekends and Bank Holidays when most people do not have to go to work the next day and customers could spend a little longer relaxing after a hard week at work.

At closing time the Door Supervisors do politely remind customers to leave quietly due to the nearby residents and keep an eye on departing customers to deter any problems including people standing around talking.

Yours faithfully,



MAURICE PARRETT

Set text of eighteen
representations of support for the
premises.

Representations in support of the application:

Miss B Amato - 155a Billet Lane, Hornchurch RM11 1UR
Mr M O'Hagan - 33 Frimley Avenue, Hornchurch RM11 3PX

The following eighteen individuals each subscribed their names to the same letter of support:

Mr M Parrett - 15 Wykeham Avenue, Hornchurch RM11 2LA
Mr B Carroll - Flat 8, 129 St Marys Lane, Upminster RM14 2QB
Mr N Griffiths - 19 Elm Court Park, Chelmsford Road, Ingatestone, Brentwood, Essex
Mrs J Gladman - Inglewood, Southend Road, Billericay, Essex CM11 2PR
Mr C Lipman - Inglewood, Southend Road, Billericay, Essex CM11 2PR
K Arthur - 9 Mallow gardens, Billericay, Essex CM12 0ST
Z Khan - 6, The Woodlands, High Road, North Finchley, London N12 0DU
I Khan - 6, The Woodlands, High Road, North Finchley, London N12 0DU
L Kosta - 157 Billet Lane, Hornchurch RM11 1UR
Mr D Rowlatt - 17 Langham Court, Hornchurch RM11 1HS
Miss Z Thompson - 10 Rook Close, Hornchurch RM12 5QH
Mr S Scott - 1 Dalewood Close, Hornchurch RM11 3PJ
D Jeffries - 9 Fulmar Road, Hornchurch RM12 5LL
Mr S Dowsett - 119 Dorset Avenue, Romford RM1 4JB
K Williams - 9 Fulmar Road, Hornchurch RM12 5LL
R McKie - 68 Coronation Drive, Elm Park RM12 5BT
A Shinn - 29 Eyhurst Avenue, Elm Park RM12 4RB
Mr M Sayer - 84 Bromhall Road, Dagenham RM8 3HN

Objectors

Councillor Mrs Georgina Galpin
K Dixon - 159a Billet Lane, Hornchurch RM11 1UR

The following two individuals each subscribed their names to the same letter of objection:

Mr D Beard & Ms A Brooks - 138a North Street, Hornchurch RM11 1SU
S Misselbrook - 134a North Street, Hornchurch RM11 1SU

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