



## LICENSING SUB-COMMITTEE KC'S BAR (TENS)

### AGENDA

<b>10.30 am</b>	<b>Tuesday 3 December 2013</b>	<b>Council Chamber - Town Hall</b>
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Members 3: Quorum 2

**COUNCILLORS:**

Peter Gardner (Chairman)  
Denis Breading  
Brian Eagling

**For information about the meeting please contact:  
Richard Cursons 01708 432430  
richard.cursons@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 - 48)

Application for a Temporary Event Notice (TEN) under section 100 of the Licensing Act 2003 (*the Act*) for KC's Bar 155 Billet Lane, Hornchurch RM11 1UR.

**Andrew Beesley**  
**Committee Administration Manager**



**Havering**  
LONDON BOROUGH

## **LICENSING SUB-COMMITTEE**

**3 December 2013**

**Subject Heading:**

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

**Report Author and contact details:**

**Richard Cursons 01708 432430**  
**e-mail: richard.cursons@havering.gov.uk**

### **PROCEDURE FOR THE HEARING: LICENSING ACT 2003 (TEMPORARY EVENT NOTICE)**

This is a hearing to consider an application for a temporary events notice under section 100 of the Licensing Act 2003. The Licensing Act 2003 (Hearings) Regulations 2005 will govern the arrangements for the hearing of the application now under consideration.

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

"Where relevant representations are made, the authority must

(a) hold a hearing to consider them, unless the authority, the applicant and each person who has made such representations agree that a hearing is unnecessary, and

(b) having regard to the representations, take such steps as it considers necessary for the promotion of the licensing objectives.

The steps are:

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

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

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

Assuming that the Sub-Committee is satisfied that a hearing is required, then the following procedural steps are recommended. The Licensing Act 2003 (Hearings) Regulations 2005 will govern the arrangements for the hearing of the application

now under consideration. This report accords with the requirements of that Act and the Regulations, and in particular Regulations 21-25 (procedure at the hearing).

### **1. Membership of the Sub-Committee:**

- 1.1 The Sub-Committee comprises three members of the Licensing Committee, with a quorum of two members. **Unless there are objections, in the absence of three members, the hearing shall proceed with the quorum of two.**
- 1.2 A members of the Licensing Committee will be excluded from hearing an application where he or she:
  - 1.2.1 has considered an application in respect of the premises in the previous 12 months as a Member of the Regulatory Services Committee; or
  - 1.2.2 is a Ward Councillor for the Ward in which the premises, subject to the application, are located; or
  - 1.2.3 is a Ward Councillor for a Ward which is likely to be affected by the application or;
  - 1.2.4 has a personal interest in the application.

### **2. Roles of other participants:**

- 2.1 The Legal Advisor is not a party to the hearing. The role of the Legal Advisor is to provide legal advice relating to the application and submissions.
- 2.2 The Clerk is not a party to the hearing. The role of the Clerk is to record the hearing and the decisions of the Sub-Committee, and ensure efficient administration

### **3. Chairman's Briefing meeting:**

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

### **4. Location and facilities:**

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

## **5. Notification of attendance:**

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

## **6. Procedural matters:**

- 6.1 Prior to the commencement of the hearing, the Chairman of the Sub-Committee will orally inform the parties whether their applications to have certain people attend the hearing (e.g. witnesses) have been granted or refused. Note this relates to people other than those attending on behalf of a party in the capacity as a representative of the party.
- 6.2 Prior to the commencement of the hearing the Chairman of the Sub-Committee will outline the procedure to be followed at the hearing. This will normally be as follows:

### **Introduction of the application:**

The Licensing officer will outline:

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

### **Documentary evidence:**

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

### **Representations:**

- The chairman will invite each of the parties at the hearing or their representative sequentially to address the Sub-Committee and call any

person/s to whom permission has been granted to appear. Each party will be allowed a maximum period of 10 minutes in which to address the Sub-Committee and call persons on his/her behalf.

- This 10 minute period is where each party has the opportunity to orally address the Sub-Committee and clarify any points in which the Sub-Committee has sought clarification prior to the hearing. This 10 minute period should be uninterrupted unless a member of the Sub-Committee or Legal Advisor considers that the speaker is making submissions that are irrelevant, frivolous or vexatious.
- Members of the Sub-Committee may ask questions of any party, at any time during the proceedings. Time taken in dealing with a Member's question will not be taken into account in determining the length of time available to the party in question to make their representation.

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

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

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

### **Cross-Examination:**

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

### **Relevance:**

Information submitted at the hearing must be relevant to the applications, representations, or notice and the promotion of the licensing objectives. The Chairman of the Sub-Committee is entitled to exclude any information it

considers to be irrelevant whether presented in written or oral form. The licensing objectives are:

- The prevention of crime and disorder;**
- Public safety;**
- The prevention of public nuisance; and**
- The protection of children from harm.**

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

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

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

- 8.1 The Sub-Committee may adjourn a hearing to a specified date or extend a notice period except where it must make a determination within certain time limits in the following specific applications:
- Review of premises licences following closure orders where the Sub-committee must make a determination within 28 days of receiving notice of the closure order.

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

- 9.1 At the conclusion of the hearing the Sub-Committee will deliberate in private accompanied by the Clerk and the Legal Advisor who will be available to assist the Sub-Committee with any legal problems but will not participate in any decision making of the Sub-Committee.
- 9.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.
- 9.3 Where all parties have notified the Sub-Committee that a hearing is not required the Sub-Committee must make its determination within 10 working days of being given notice that the hearing is not required.

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

- 10.1 The public are entitled to attend the hearing as spectators. However, the Sub-Committee may exclude any person from the hearing including any person assisting or representing a party where:
- it considers that the public interest would be best served by excluding the public or the individual person from the hearing; or
  - that person is behaving in a disruptive manner. This may include a party who is seeking to be heard at the hearing. In the case where a party is to be excluded, the party may submit to the Sub-Committee in writing any

information which they would have been entitled to give orally had they not been required to leave the hearing.

**11. Recording of proceedings:**

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

**12. Power to vary procedure:**

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



# LICENSING SUB-COMMITTEE

# REPORT

3 December 2013

Subject heading:

KC's Bar  
 155 Billet Lane Hornchurch RM11 1UR  
 Two TEN submissions  
 Paul Jones, Licensing Officer  
 5<sup>th</sup> floor Mercury House  
 x 2692

Report author and contact details:

This temporary event notice (TEN) has been given by Mr Thomas Rowlatt under section 100 of the Licensing Act 2003 (*the Act*). The notification was received by Havering's Licensing Authority on 8<sup>th</sup> November 2013.

### Geographical description of the area and description of the premises

KC's Bar is located in Billet Lane on the outskirts of Hornchurch town centre. The vicinity surrounding the premises is a mixture of residential and commercial properties. Emerson Park railway station is in the immediate area. KC's Bar operates under the authority of a premises licence. A copy of the premises licence is provided for reference.

### Details of the TEN

Mr Rowlatt is the premises user with regard to this TEN. He seeks to provide regulated entertainment, late night refreshment and supply alcohol on Sunday 29<sup>th</sup> December 2013 between 01:00 and 02:00. The effect of this will be to extend the normal Saturday night hours by one hour. The event is indicated to be a ticket only private event although the submission does not clarify how tickets are to be allocated or whether they will be available on the door to members of the public.

### Comments and observations on the notification

The premises user submitted the TEN in the correct manner and in a timely fashion. Mr Rowlatt holds a personal licence and is the DPS at the premises.

There was one objection notice made against this TEN from a responsible authority, namely Havering's Noise Specialist, Mr Marc Gasson who gave his objection notice in accordance with s.104(2) of the Act.

Options open to the sub-committee when determining this TEN are to:

- approve the TEN as submitted
- impose one or more conditions on the TEN if those conditions are also imposed on the premises licence [s.106A(2)]
- issue a counter notice preventing the TEN's occurrence [s.105(2)(b)]

**Responsible authority's objection notice**

Mr Gasson's grounds for submitting this objection notice are based upon the prevention of public nuisance licensing objective. Mr Gasson indicates that there are ongoing noise issues from the premises and that the hours requested in this TEN are contrary to Havering's licensing policy 12.

Paul Jones  
Licensing Officer  
London Borough of Havering



## Temporary Event Notice

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

You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
1. Your name	
Title	Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	ROWLATT
Forenames	THOMAS CALLUM
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
3. Your date of birth	Day 02   Month 07   Year 92
4. Your place of birth	HAROLD WOOD
5. National Insurance Number	JW305702C
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
14 WALLIS CLOSE	
Post town	HORNCHURCH
Post code	RM11 1FY
7. Other contact details	
Telephone numbers	01708 608112
Daytime	
Evening (optional)	
Mobile (optional)	07735567105 -
Fax number (optional)	
E-Mail Address (if available)	kcsbar@hotmail.co.uk

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
155 BILLET LANE	
Post town HORNCHURCH	Post code RM11 1UR
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail Address (if available)	

<b>2. The premises</b>	
Please give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references) (Please read note 2)	
KCs Bar 155 BILLET LANE HORNCHURCH ESSEX RM11 1UR	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	008334
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
Please describe the nature of the premises below. (Please read note 4)	
LICENCED PREMISES SUPPLYING ALCOHOL AND REGULATED ENTERTAINMENT	
Please describe the nature of the event below. (Please read note 5)	
PRIVATE EVENT - TICKET ONLY FOR UP TO 150 PEOPLE. SOUL NIGHT AIMED AT OLDER CLIENTEE.	

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please mark an "X" next to the licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol	<input checked="" type="checkbox"/>	
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>	
The provision of regulated entertainment	<input checked="" type="checkbox"/>	
The provision of late night refreshment	<input checked="" type="checkbox"/>	
Are you giving a late temporary event notice? (Please read note 7)	<input type="checkbox"/>	
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)		
SUNDAY 29 <sup>TH</sup> DECEMBER 2013		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)		
01:00 HRS UNTIL 02:00 HRS		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)	150	
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please mark an "X" next to the appropriate box). (Please read note 11)	On the premises only	<input checked="" type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>


4. Personal licence holders (Please read note 12)		
Do you currently hold a valid personal licence? (Please mark an "X" in the box that applies to you)	Yes	No
	<input checked="" type="checkbox"/>	<input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority	HAVERING	
Licence number	010602	
Date of issue		
Date of expiry	24 AUG 2021	
Any further relevant details		

5. Previous temporary event notices you have given (Please read note 13)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If answering yes, please state the number of temporary event notices you have given for events in that same calendar year	4	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

6. Associates and business colleagues (Please read note 14)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice? (Please mark an "X" in the box that applies to you)	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

7. Checklist (Please read note 15)	
I have: (Please mark the appropriate boxes with an "X")	
Sent at least two copies of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Send a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input checked="" type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input checked="" type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input checked="" type="checkbox"/>
Made or enclosed payment of the fee for the application	<input checked="" type="checkbox"/>
Signed the declaration in Section 9 below	<input checked="" type="checkbox"/>

8. Condition (Please read note 16)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 17)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence:	
(i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and	
(ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	6/11/13
Name of Person signing	MR THOMAS C ROWLATT

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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

**Films, live music, recorded music, late night refreshment, supply of alcohol**

The times the licence authorises the carrying out of licensable activities

**Films, recorded music, supply of alcohol**

**Sunday to Wednesday – 09:00 to 23:00**

**Thursday – 09:00 to 00:00**

**Friday & Saturday – 09:00 to 01:00**

**Live music**

**Thursday – 19:00 to 00:00**

**Friday & Saturday – 19:00 to 01:00**

**Late night refreshment**

**Thursday – 23:00 to 00:00**

**Friday & Saturday – 23:00 to 01:00**

The opening hours of the premises

**Sunday to Wednesday – 09:00 to 23:30**

**Thursday – 09:00 to 00:30**

**Friday & Saturday – 09:00 to 01:30**

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

**On supplies only**

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## Part 2

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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**

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Registered number of holder

**08334127**

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

**Mr Thomas Callum Rowlatt**  
[REDACTED]

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

[REDACTED]

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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);

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**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.**

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Annex 2 – conditions consistent with the operating schedule

1. Signs shall be displayed on the premises showing the opening times.
2. Two door supervisors shall be on duty at the front entrance of the venue from 20:00 to 15 minutes after closing time Thursdays, Fridays and Saturdays and during non-standard timings.
3. Notices shall be displayed on the premises requesting customers to leave the venue quietly having respect for the local residents.
4. Crime Prevention notices shall be displayed.
5. Members of staff shall be fully aware of the licensing objectives and Health and Safety regulations.
6. 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.
7. The premises licence holder shall ensure that noise and vibration do not cause a nuisance to nearby properties.
8. 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.
9. Staff shall regularly monitor the rear car park for noise and anti-social behaviour.
10. No deliveries to the premises or removals of glass shall take place between 20:00 and 08:00.
11. 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.
12. All staff shall be trained for their role on induction and receive refresher training at six monthly intervals. Written training records shall be kept for all staff and retained for six months after they cease employment and shall be produced to Police or authorised officers on request. Training shall include the operation of Challenge 25, responsible alcohol retailing and the policies of the venue.
13. 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.
14. A refusals book shall be kept at the premises and be made available when requested by any responsible authority.

15. 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.*
16. 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.*
17. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
18. At least one trained first-aider shall be on duty when the public is present.
19. Notices detailing the availability of first aid equipment shall be prominently displayed and shall be protected from damage or deterioration.
20. 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.
21. 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
22. 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.
23. 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.

24. 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.
25. 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.
26. The designated premises supervisor shall hold a National Certificate of Drugs Awareness qualification run by the BII or similar accredited body.
27. Challenge 25 shall be operated as the proof of age policy. Signs shall be prominently displayed advising that Challenge 25 is in operation at the entry door and the bar. Only a photo driving licence, passport or proof of age card with the 'PASS' logo/hologram shall be accepted as proof of age. A hard bound written refusals record shall be kept and made available to the Police or authorised officers on request.
28. 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'.
29. 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.
30. 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.
31. Entertainment is to be held internally only and no music or speakers shall be provided to external areas of the premises.
32. Staff shall be given adequate training to enable them to prevent customers causing unnecessary noise when they leave the premises and prominent, clear notices shall be displayed at all points where customers leave the building instructing them to respect the needs of local residents and leave the premises and the area quietly.
33. The specification and orientation of all speakers shall be agreed with the Licensing Authority/responsible authority.

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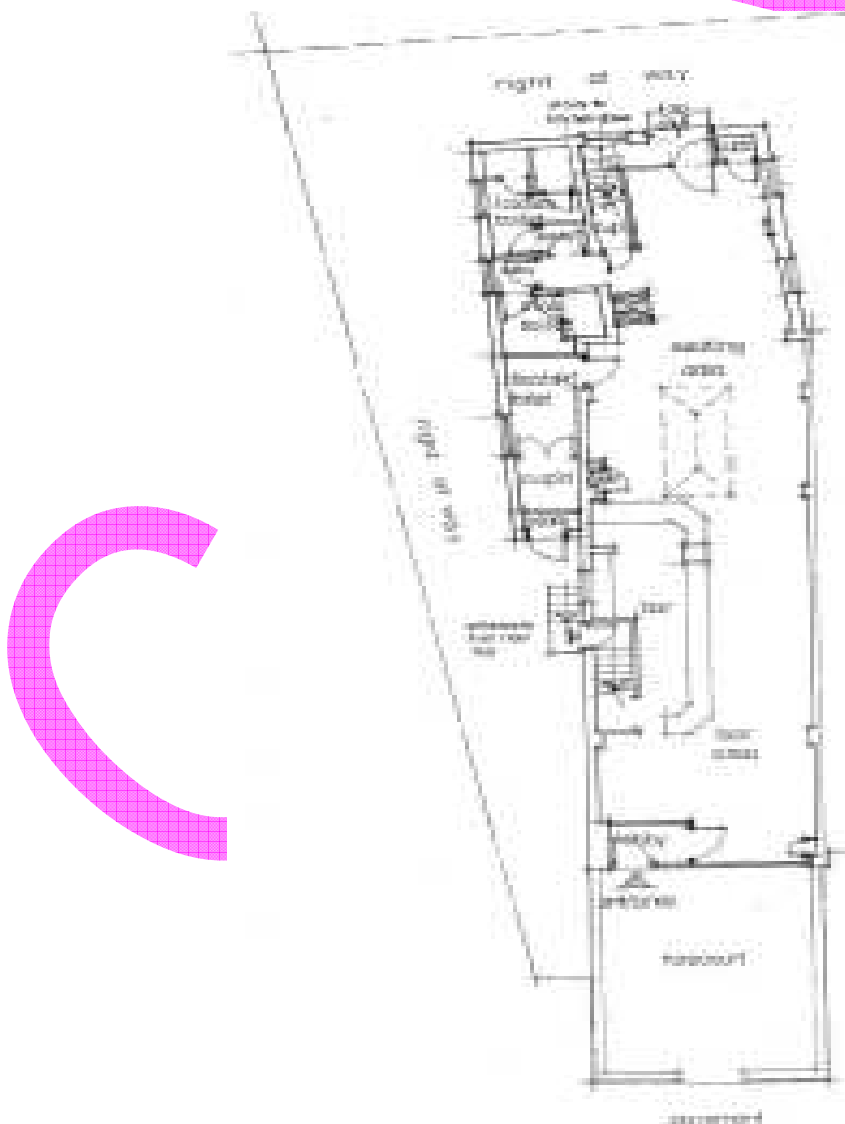
**Annex 3 – conditions attached after a hearing by the Licensing Authority**

- 1. No drinks shall be taken outside after 23:00.**
- 2. The premises may provide licensable activity in accordance with the following non-standard timings:**
  - (i) authorised licensable activity may be provided from the start of permitted hours on New Year’s Eve to the end of permitted hours on New Year’s Day;**
  - (ii) authorised licensable activity may be provided from the commencement of normal hours until 01:00 on Christmas Eve, Boxing Day, St George’s Day and Sundays preceding a bank holiday.**

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**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:**





## 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

Films, live music, recorded music, late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

**Films, recorded music, supply of alcohol**

Sunday to Wednesday – 09:00 to 23:00

Thursday – 09:00 to 00:00

Friday & Saturday – 09:00 to 01:00

**Live music**

Thursday – 19:00 to 00:00

Friday & Saturday – 19:00 to 01:00

**Late night refreshment**

Thursday – 23:00 to 00:00

Friday & Saturday – 23:00 to 01:00

The opening hours of the premises

Sunday to Wednesday – 09:00 to 23:30

Thursday – 09:00 to 00:30

Friday & Saturday – 09:00 to 01:30

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

On supplies only

1 of 2



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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**

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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

**Not applicable**

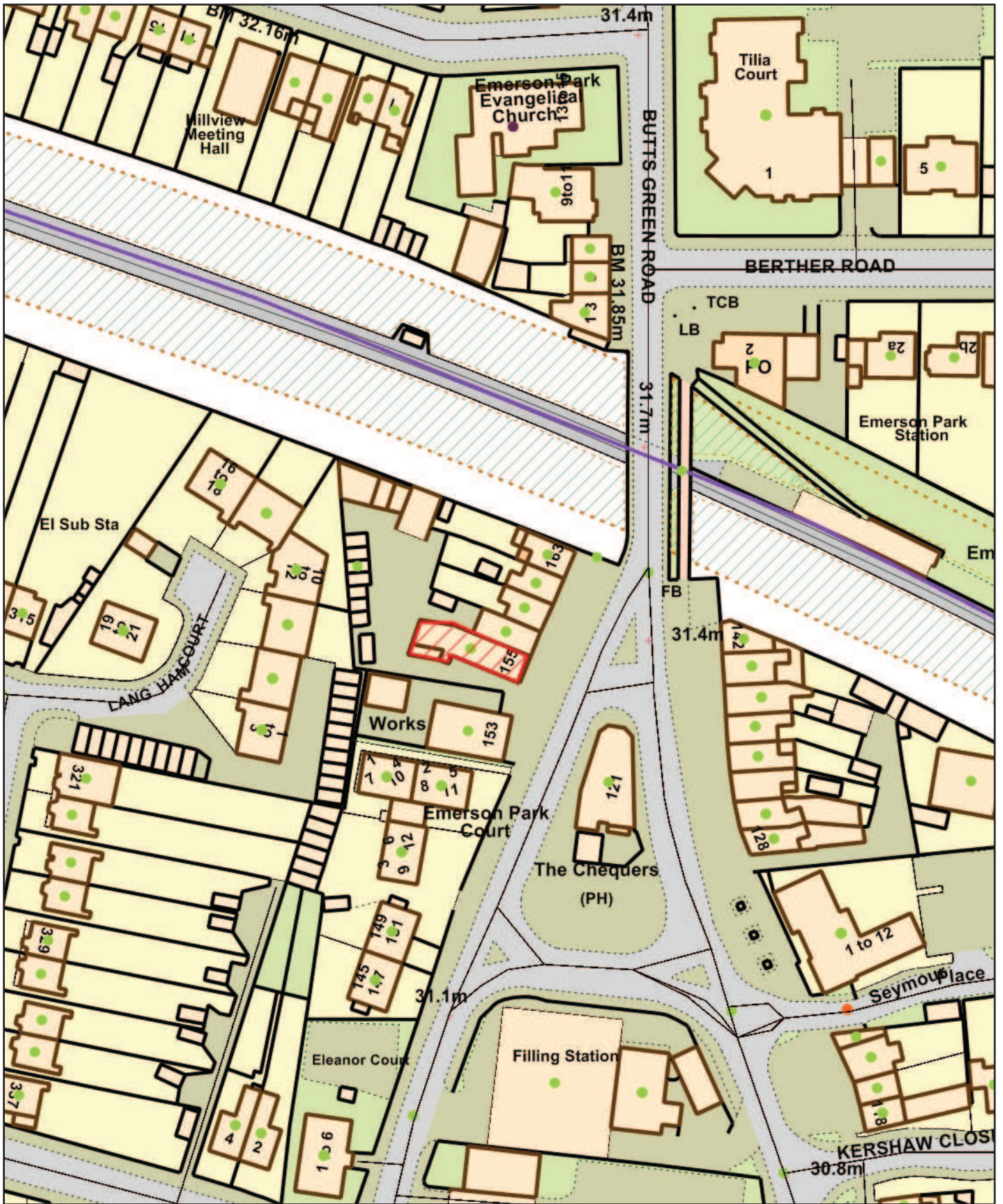
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**2 of 2**

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**COPY**

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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  
 (2013)

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## Public Protection

Mercury House, Mercury Gardens  
Romford RM1 3SL

From: Marc Gasson-Noise Specialist

To: Paul Jones-Licensing Officer.

**Please call: Marc Gasson**

**Telephone: 01708 432777**

Fax: 01708 432554

email: environmental.health@haverling.gov.uk

Textphone ☎: 01708 433175

My Reference : MDG/013295

Your Reference :

Date: 11 November 2013

### **Licensing Act 2003-Application For Temporary Event Notice 29/12/2013.**

**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 8<sup>th</sup> 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. Application for the temporary event notice 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*

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

- 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.

A handwritten signature in black ink, appearing to read 'M Gasson', followed by a long horizontal line extending to the right.

Marc Gasson  
Noise Specialist

Enc-Document MDG1





Document MDG 1

NOU V8.2.x.0

REPORT PREPARED ON 26/ 9/13 AT 14:30

ACTION EVENT DETAILS

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
1	ENY	EPA90 S80 Noise Nuisance-served on Mr Liam Foley		08/08/2011	MDG	R 72721
2	ABK	Communication - Corresp - OUT-cvering letter to Liam Foley cc PJJ, Dave Leonard and Rachel Meek		08/08/2011	MDG	
3	ABF	Communication - Phone call OUT 21:20 - Spoke w Angela Brooks - said has been quieter since probs last time and now letters have been sent. Said any noise probs call me up to 2am and I can visit.		19/08/2011	HCF	
4	ABF	Communication - Phone call OUT to Angela Brooks, no answer could not leave a message as voicemail was not swithched on.		20/08/2011	FEO	
5	ABJ	Communication - Visit OUT to the above address @23:10hrs. I noticed during my visit that there were few customer sitting outside in the front garding. The music emanating from the premises was barely audible as the windows and doors were shut.		20/08/2011	FEO	
6	ABF	Communication - Phone call OUT 21:30 - spoke w Angela Brooks, she said people outside but not loud at moment. But has been a prob on sundays. Said any probs call me on OOH Mobile till 2am.		26/08/2011	HCF	
7	ABF	Communication - Phone call OUT to MS Angela Brooks @21:30hrs. Ms Brooks told me that she had been out and was on her way back home and would ring me if any problem in the course of the night.		27/08/2011	FEO	
8	ABJ	Communication - Visit OUT-attended Hornchurch Safe and Sound spoke with owner Mo and DPS Rachel. Advised they have had the noise limiter		31/08/2011	MDG	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		re-connected. Agreed to set noise limiter and took DPS's mobile to contact her and make the necessary arrangements				
9	ABF	Communication - Phone call OUT to Ms Brooks @21:09hrs. Ms Brooks told me that she was staying at her parents and would not be requiring me to come out.		02/09/2011	FEO	
10	ABF	Communication - Phone call OUT-to DPS left message fro her to contact me		02/09/2011	MDG	
11	ABF	Communication - Phone call OUT-to Angela Brooks there is a function tonight 50th b/day party no problems so far advised her of the details of the conv. with the DPS/owner on Wednesday and to contact me up until 02:00 hours		03/09/2011	MDG	
12	ABF	Communication - Phone call OUT-to 138A at 20:50 no reply left message on duty until 01:00		08/09/2011	MDG	
13	ABF	Communication - Phone call OUT to Ms Brooks @21:23hrs and left her with my mobile number to contact me if any noise problem		09/09/2011	FEO	
14	ABF	Communication - Phone call OUT-to Ms Brooks they were away last weekend it has been quiet this week and two weeks ago there was only a 65th b/day which wasn't an issue.Advised her Frank and Helena on duty this weekend		15/09/2011	MDG	
15	ABF	Communication - Phone call OUT - 21:35 spoke with Mrs Angela Brooks - quiet at present, if any probs will call OOH Noise Mobile up to 2am.		17/09/2011	HCF	
16	ABF	Communication - Phone call OUT 21:45 - spoke w Angela Brooks has been loud on Sunday nights w karakoe, any probs tonight call OOH noise till 2am.		23/09/2011	HCF	
17	ABF	Communication - Phone call OUT to Ms Brook @21:40hrs and left her with my number to contact me if any noise problem		24/09/2011	FEO	
18	ABF	Communication - Phone call OUT-to Ms Brooks updated her re current position ie awaiting response from DPS to arrange appt. to set noise limiter.		29/09/2011	MDG	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		Advised her I will visit KCs tomorrow. Function last Saturday not nearly as noisy but FEO contacted her but no visit required.				
19	ABF	Communication - Phone call OUT to Miss Brook @21:18hrs and advised her that I was on OOH noise duty and to contact me if any noise problem.		30/09/2011	FEO	
20	ABF	Communication - Phone call OUT to Ms Brooks @21:30hrs and advised her that I am duty till 02:00am and to call me if any noise problem		07/10/2011	FEO	
21	ABF	Communication - Phone call OUT to Ms Brook and advised her that I am on noise duty till 02:00am and to call me if any noise problem		08/10/2011	FEO	
22	ABJ	Communication - Visit OUT-to KCs with HCF to set noise limiter DPS Rachel advised she didn't know where noise limiter is. Checked premises noise limiter has been disconnected and removed. No unit visible and no microphone visible. Advised to get new unit asap and to contactv me when it has been installed so I can set it. Advice also given re checking noise level. Advised music should be inaudible on other side of Billet Lane o/s shops and also lobbied doors should not be propped open and door supervisors/management should ensure doors/noise levels are monitored regularly throughout the time the loud music is being played		09/10/2011	MDG	
23	ABF	Communication - Phone call OUT-to DPS Rachel Meek 07530 639343 left message for her to contact me re timescale for installing noise limiter	12/10/2011	10/10/2011	MDG	
24	ABF	Communication - Phone call OUT-to Morris Parrott 01708 384884/07703 205004. Advised there is a noise limiter in the DJ stand. Agreed to visit to check the system in half an hour		10/10/2011	MDG	
25	ABJ	Communication - Visit OUT-to KCs from 12:15 met with Morris Parrott and colleague Steve. Confirmed they have a noise limiter but that it is set up in the DJ stand. Noise Limiter installed by Paul from Blackbox 07831 650230.		10/10/2011	MDG	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		Spoke with him and found it Behringer Composer Pro. Talked me through noise limiter operation and how it works. Willing to attend site to set it. Agreed to speak to colleague and come back to them to set limiter.				
26	ABF	Communication - Phone call OUT-to HCF can make Thursday evening from 19:00 hours		10/10/2011		MDG
27	ABF	Communication - Phone call OUT-to Morris Parrott agreed provisional appt for 13/10/2011 at 19:00 and that I would ring Paul to confirm his availability.		10/10/2011		MDG
28	ABF	Communication - Phone call OUT-to Paul Blackbox confirmed appt for 13/10/2011 at 19:00 he will check diary and confirm ok.		10/10/2011		MDG
29	ABJ	Communication - Visit OUT-to KCs setting noise limiter with HCF, Steve from KCs and Paul from Blackbox. Music turned up to maximum level whilst Steve and I carried out observations o/s premises in Billet Lane with and without doors open at premises level set is fine inaudible at central reservation with doors closed and with doors open bass just audible o/s shope on opposite side of Billet Lane	13/10/2011	13/10/2011		MDG
30	ABF	Communication - Phone call OUT TO Ms Brooks @20:27hrs and advised her that I am on ooh noise duty till 01:00hrs and to call me if any noise problem.		13/10/2011		FEO
31	ABF	Communication - Phone call OUT - 21:50 - no answer - Angela Brooks left message on mobile any noise probs call OOH Noise till 2am.		14/10/2011		HCF
32	ABM	Communication - Phone call IN - Angela Brooks - no probs at present. I updated Angela of case, that MDG and HCF had visited KC's and set noise limits so should not be a prob, but if there is to call OOH noise mobile till 2am tonight.		14/10/2011		HCF
33	ABF	Communication - Phone call OUT-to Angela Brooks at 21:59 confirmed details of the noise limiter being set on 13/10/2011. KCs packed to the rafters tonight music just audible but		15/10/2011		MDG

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		not an issue. Advised on duty until 02:00				
34	ABF	Communication - Phone call OUT to Ms Brooks and advised her that I am ooh noise duty till 2am and to call me if any noise problem.		20/10/2011	FEO	
35	ABF	Communication - Phone call OUT-to Ms Brooks at 22:22 no reply left message on duty until 02:00 via mobile		21/10/2011	MDG	
36	ABF	Communication - Phone call OUT Ms Brooks @21:18hrs and advised her that I am duty till 2am and to call me if any noise problem.		22/10/2011	FEO	
37	ABF	Communication - Phone call OUT Ms Brook @21:08hrs and advised her that I am on duty till 2am		28/10/2011	FEO	
38	ABF	Communication - Phone call OUT 21:30 - Spoke w Angela Brooks, no probs at present if any noise probs will call OOH Noise Mobile till 2am.		29/10/2011	HCF	
39	ABF	Communication - Phone call OUT to Miss Brooks @21:14hrs no answer, message left advising her that I am noise duty till 2am		04/11/2011	FEO	
40	ABF	Communication - Phone call OUT 22:00 - Ms Angela Brooks - Left message on voicemail any probs call OOH Mobile till 2am.		05/11/2011	HCF	
41	ABC	Communication - E-Mail IN-from Angela Brooks		11/11/2011	MDG	
42	ABF	Communication - Phone call OUT to Ms Brooks @21:25hrs and advised her that I am on duty till 2am		11/11/2011	FEO	
43	ABF	Communication - Phone call OUT-to Angela Brooks at 21:12 advised the noise from KCs last night was worst than before. Clearly audible in front bedroom. However was ill and decided not to have a visit. Doors were open alot last night large number of people o/s the premises. Advised her on duty till 02:00 hours and will contact KCs w/b 14/11/2011.		12/11/2011	MDG	
44	ABC	Communication - E-Mail IN-from Angela Brooks		14/11/2011	MDG	
45	ABI	Communication - E-Mail OUT-to Angela		14/11/2011	MDG	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		Brooks				
46	ABF	Communication - Phone call OUT to Ms Brooks @20:22hrs and advised her that I am duty till 1am		17/11/2011	FEO	
47	ABF	Communication - Phone call OUT - 21:50 - spoke w Angela Brooks, said last week was dreadful w noise and people outside making lots of noise they video it, she said they have spoken to Marc about it. I advised could take video to Safer Neighbourhood Team to see if they can help.		18/11/2011	HCF	
48	ABF	Communication - Phone call OUT-to Angela Brooks at 22:15 number of people in premises but music only just audible. Not an issue at the moment. Advised her on duty til 02:00 hours		19/11/2011	MDG	
49	ABF	Communication - Phone call OUT-to Angela Brooks at 21:41 9-10 people in premises very quiet music not an issue. Advised on duty til 02:00 hours and that I will follow up with club re noise from venue		25/11/2011	MDG	
50	ABF	Communication - Phone call OUT - 21:25 Spoke w Angela Brooks, was noisier earlier but have now shut the door so quieter. Will call OOH Noise mobile if any probs up to 2am.		26/11/2011	HCF	
51	ABF	Communication - Phone call OUT - 21:25 - Left message on Angela Brooks Voicemail if have any noise probs to call OOH Noise Mobile till 2am.		02/12/2011	HCF	
52	ABF	Communication - Phone call OUT-to Ms Brooks at 21:31 no reply left message on duty till 02:00.		09/12/2011	MDG	
53	ABM	Communication - Phone call IN-from Ms Brooks at 21:36 advised her of the details of action with regards to Chequers. Advised KCs has been quiet but has been advised by a relative that there is a party planned at KCs for tomorrow night and approx 450 people have been invited. Advised her unable to check capacity but expect it is less than 200. Advised her to contact FEO if there is a problem tomorrow night		09/12/2011	MDG	
54	ABF	Communication - Phone call OUT to Ms		10/12/2011	FEO	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		Brooks @21:10hrs and advised her that I am duty till 2am.				
55	ABF	Communication - Phone call OUT - 21:40 - Spoke w Angela Brooks quiet at moment, any probs will call me on OOH Mobile up to 2am.		16/12/2011	HCF	
56	ABF	Communication - Phone call OUT to Ms Brooks no answer, message left on her voicemail advising her that I am on duty till 2am.		17/12/2011	FEO	
57	ABF	Communication - Phone call OUT - 21:30 - spoke w Angela Brooks no probs been quiet at moment, any probs up to 2am to call OOH Mobile.		06/01/2012	HCF	
58	ABF	Communication - Phone call OUT-to Angela Brooks at 21:26 no reply left message on duty till 02:00 hours		07/01/2012	MDG	
59	ABF	Communication - Phone call OUT to Ms Brooks @21:12hrs and advised her that I am on noise duty till 2am.		13/01/2012	FEO	
60	ABF	Communication - Phone call OUT-to Angela Brooks at 21:43 no reply left message on duty till 02:00 via mobile		14/01/2012	MDG	
61	ABF	Communication - Phone call OUT - 21:15 - spoke w Angela KC's been empty/quiet recently any probs call OOH Noise Mobile up to 2am.		20/01/2012	HCF	
62	ABF	Communication - Phone call OUT-to Angela Brooks at 22:09 advised that there is a 30th birthday party on but music is not an issue at the moment. No recent problems with venue. Also no recent problems with Chequers		21/01/2012	MDG	
63	ABF	Communication - Phone call OUT to Ms Brooks @21:11hrs and advised her that I am on duty till 2am		27/01/2012	FEO	
64	ABF	Communication - Phone call OUT - 21:15 Spoke w Angela Brooks, lots of people there so was noisy last night not a prob w music but people outside. When they have private party its alot noiser. Any probs tonight to call OOH Mobile till 2am.		28/01/2012	HCF	
65	ABF	Communication - Phone call OUT to Ms Brooks @21:20hrs no answer, message left advising her that I am duty till		03/02/2012	FEO	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		2am				
66	ABF	Communication - Phone call OUT-to Ms Brooks at 22:17 party last night at KCs but no music. Absolutely dead tonight		04/02/2012	MDG	
67	ABF	Communication - Phone call OUT 21:10 - spoke w Angela Brooks KC's v quiet tonight. Any noise probs to call OOH Mobile up to 2am.		10/02/2012	HCF	
68	ABF	Communication - Phone call OUT to Ms Brooks 21:13hrs no answer, message left advising her that I am on duty till 2am.		11/02/2012	FEO	
69	ABF	Communication - Phone call OUT 21:10 spoke w Angela.Thurs night was v loud KC had 18th bd party at 12pm could still hear music+bass in their rear bedroom.Music is louder when private parties are on.Any noise probs to call OOH Noise mobile up to 2am.		17/02/2012	HCF	
70	ABF	Communication - Phone call OUT 21:55 - left message on Angela voicemail if any noise probs to call OOH Mobile up to 2am.		24/02/2012	HCF	
71	ABF	Communication - Phone call OUT to Ms Brooks @ 21:09hrs no answer, message left advising her that I am on duty till 2am NFA.		25/02/2012	FEO	
72	ABF	Communication - Phone call OUT to Ms Brooks @21:17hrs no answer, message left advising her that I am on duty till 2am.		02/03/2012	FEO	
73	ABF	Communication - Phone call OUT - 22:05 - spoke w Angela Brooks. She explained KC's busy last night for 18th bd party lost of noise from people outside but music was loud when door was opened but did have doorman on making sure door was kept shut. Any probs to call OOH Noise mobile up to 2am.		03/03/2012	HCF	
74	ABF	Communication - Phone call OUT - 21:40 - spoke w Angela v busy at KC's tonight explained am on call till 2am if any probs call OOH Mobile.		09/03/2012	HCF	
75	ABF	Communication - Phone call OUT to Ms Angela Brooks @ 21.05 and advised on OOH noise duty until 2am. No noise at		10/03/2012	CCU	



<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		present. NFA				
76	ABF	Communication - Phone call OUT-to Angela Brooks only 5 people in KCs no recent problems and also none re Chequers		16/03/2012	MDG	
77	ABF	Communication - Phone call OUT to Ms Brooks 21:10hrs and advised her that I am on duty till 2am		17/03/2012	FEO	
78	ABF	Communication - Phone call OUT 21:35 - spoke Angela Brooks v quiet tonight at KC's. Any noise probs call mobile up to 2am.		23/03/2012	HCF	
79	ABF	Communication - Phone call OUT to Ms Brooks @21:18hrs no answer, message left advising her that I am on duty till 2am.		24/03/2012	FEO	
80	ABF	Communication - Phone call OUT 21:30 - spoke w Angela - KC's busy tonight with a bd party. Any noise probs will call mobile up to 2am.		30/03/2012	HCF	
81	ABF	Communication - Phone call OUT-to Ms Brooks 18th birthday party last night music audible but not really an issue. Tonight premises busy, no music audible even though people dancing at premises and doors open. Advised on duty till 02:00 via mobile		31/03/2012	MDG	
82	ABF	Communication - Phone call OUT - 22:55 spoke w Angela - prob started up again so can she go back on the list for phone calls every weekend - emailed MDG. Explained on call till 2am and gave number. From: Helena Farmer Sent: 28 April 2012 23:23 To: Marc Gasson Subject: OOH Noise - KC Bar - Angela Brooks		28/04/2012	HCF	

Marc,

Spoke with Angela Brooks, can she please go back on the OOH list for phonecalls on Friday and Saturday between 9.30 -10.30pm onwards, She asked if they are still using their noise limiters since there was very loud bass and were over 30 people out front, Could we check that the limiter is still in place? And what is there capacity for outside?

Thanks  
Helena

Helena Farmer | Environmental Health Officer  
London Borough of Havering | Public Protection

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		Mercury House, Mercury Gardens, Romford, RM1 3SL t: 01708 432847   fax: 01708 432554   textphone: 01708 433175				
		Living Ambition - aiming for the highest quality of life in London www.havering.gov.uk/livingambition				
		Take care of the environment only print this email if you have to!				
83	ABF	Communication - Phone call OUT [ text message sent at 7 30 to say I am on duty		04/05/2012	YAR	
84	ABF	Communication - Phone call OUT to Ms Brooks @21:42hrs and advised her to call me if any noise problems.NFA		05/05/2012	FEO	
85	ABF	Communication - Phone call OUT to Ms Brooks @21:42hrs. No answer, message left advising her that I am on duty till 2am and to contact me if any noise problem.NFA		11/05/2012	FEO	
86	ABF	Communication - Phone call OUT - 22:00 Angela Brooks, said have lots of people at Kc's and noisy will call me if it gets worse.Explained on call till 2am.		12/05/2012	HCF	
87	ABM	Communication - Phone call IN - 22:45 Angela Brooks, explained KC's v loud bass music and have loads of people outside in beer garden. Wants visit, said I will visit while finished on my current visit re Edge complaint.		12/05/2012	HCF	
88	ABJ	Communication - Visit OUT - 23:11 met with Angela Brooks - Fight outside KC see text. Emailed MDG. Met with Angela Brooks arrived at 23:11 and witnessed from front bedroom/baby room and lounge. Area out front front of KC's full of people not just smoking but sitting and drinking, can hear bass and drums to music in front room + baby room at 23:45 a fight arrupted both doors are open + everyone from club came outside, music clearly audible, fighting + screaming lots of people in front graden area. Doormen not standing by doors but sitting on wall + get up and close door when needed, Angela Brooks called Police + Ambulance CAD no 11397 at 23:50. Fight been brewing for 30mins, doormen couldnt cope, white male found a metal pole + started attacking a man in the club by the front door, who was dragged out onto pavement + was unconcius for over 10mins laying on pavement. Furniture, sign boards + plastic cups were being thrown at each other, fight spilled out onto road + pavement. Most people came out of club to front area. Police and ambulance arrived, fight still continuing, police dispersed fight and KCs shut the shutters about midnight and people started to leave. Angela was very distressed and upet seeing another fight and she only came home with her new born baby yesterday. I went to leave at 00:30 Kc's still closed through the fight but there was still people sitting outside on wall of KC's and started rowing and fighting again, doormen were inside and were not dispersing people, left at 00:45am. Very		12/05/2012	HCF	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		distressing to watch, and was clearly audible from front lounge and baby room.				
89	ABF	Communication - Phone call OUT - text out to client @ 7:46 to say I am on duty from 21:00 - 2 am NFA		18/05/2012	YAR	
90	ABF	Communication - Phone call OUT-to Angela Brooks at 00:03 problem Thursday night with mainly noise from patrons outside. Also music could be heard. Discussed incident of 12/5/2012 witnessed by HCF. Agreed I will follow up with KCs and update her.		20/05/2012	MDG	
91	ABM	Communication - Phone call IN-from Partner Dan at 01:19 large number of people outside noise an issue. Music sporadically. Advised will take a drive past		20/05/2012	MDG	
92	ABJ	Communication - Visit OUT-observations o/s KCs from 01:40 hours approximately 35-40 people in area in front of premises, raised voices and shouting clearly audible. Likely issue at complainant's address within rooms facing onto North Street		20/05/2012	MDG	
93	ABC	Communication - E-Mail IN-from Angela Brooks		22/05/2012	MDG	
94	ABF	Communication - Phone call OUT-to Morris Parrott 01708 384884/07703-advised him of the details of the observations carried out by HCF on the 12/5/2012 from 23:11 hours. Advised him music and people noise was an issue. Suggested making external area a smoking area after 22:00 hours with no drinking o/s after this time. Agreed to put that in place from tonight and that he would contact Paul Jones to apply for a variation to change the licence so that the external area is not included as part of the premises and that the external area is only used for smoking after 22:00 hours		25/05/2012	MDG	
95	ABF	Communication - Phone call OUT-to Angela Brooks updated her re details of conv. with Morris Parrott and for her to use the OOH Noise Service if she has a problem on Friday and Saturday night. If outside this time just contact me during normal working		25/05/2012	MDG	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u> hours	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
96	ABF	Communication - Phone call OUT to Ms Brooks @21:35hrs and advised her that I am on duty till 2am and to contact me if any noise problem.NFA		26/05/2012	FEO	
97	ABF	Communication - Phone call OUT 22:09 - spoke with Angela Brookes if any noise probs to call Mobile up to 2am.		02/06/2012	HCF	
98	ABF	Communication - Phone call OUT @21:23 and spoke with Angela Brookes. Advised on OOH duty 2am. To call if any complaint to make. No noise at present.		09/06/2012	CCU	
99	ABC	Communication - E-Mail IN-from Angela Brooks		12/06/2012	MDG	
100	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:37hrs, no answer, message advising her that I am on duty till 2am and to contact me if any noise problems.NFA		17/06/2012	FEO	
101	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:35hrs and advised her that I am on duty and to contact me if any noise problems.NFA		22/06/2012	FEO	
102	ABF	Communication - Phone call OUT to Angela Brooks no answer, message left on answerphone to advise on duty until 2am - nfa		23/06/2012	CCU	
103	ABF	Communication - Phone call OUT 22:00 left message for Angela Brookes on voicemail on call till 2am.		29/06/2012	HCF	
104	ABF	Communication - Phone call OUT-to Angela Brooks at 21:57 left message on duty till 02:00		30/06/2012	MDG	
105	ABF	Communication - Phone call OUT 22:38 - spoke w Angela Brookes on call till 2am. She explained that KC's still allowing people in front area drinking after 10pm especially if private function.Said would pass this onto MDG and licensing officer. Emailed MDG and Paul Jones. From: Helena Farmer Sent: 08 July 2012 23:06 To: Marc Gasson Cc: Paul Jones Subject: OOH Noise - KC's Bar - Angela Brookes		07/07/2012	HCF	

Marc,

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		I spoke w Angela Brookes and she explained that KC's Bar are still allowing people outside in front area drinking after 10am especially when there are private functions and events (football etc) on. I said I would pass this onto you and the licensing officer to investigate, Kind Regards Helena				
		Helena Farmer   Environmental Health Officer London Borough of Havering   Public Protection Mercury House, Mercury Gardens, Romford, RM1 3SL t: 01708 432847   fax: 01708 432554   textphone: 01708 433175				
		Living Ambition - aiming for the highest quality of life in London <a href="http://www.havering.gov.uk/livingambition">www.havering.gov.uk/livingambition</a>				
		Take care of the environment only print this email if you have to!				
106	ABF	Communication - Phone call OUT @ 21.42 and spoke to Ms Angela Brooks. I informed her that I am on duty until 2am - No problem at present, nfa		13/07/2012	CCU	
107	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:34hrs and advised her to call if any noise problems. NFA		14/07/2012	FEO	
108	ABF	Communication - Phone call OUT 21:45 - Angela Brookes spoke with, on call till 2am if any noise probs.		20/07/2012	HCF	
109	ABF	Communication - Phone call OUT - 21:40 spoke with Angela Brookes, she explained they are still drinking outside KC's afer 10pm and have emailed MDG regarding this. I explained that MDG has been on hols this week. I explained am on call till 2am if any noise probs.		27/07/2012	HCF	
110	ABF	Communication - Phone call OUT @21.59 and spoke with Angela Brooks who advised concerns about patrons still drinking with glasses and using outdoor areas gone past 10pm. Advised to call if any noise problem and will update records accordingly- nfa		28/07/2012	CCU	
111	ABF	Communication - Phone call OUT to Ms Brooks @21:47hrs and advised her that I am on duty till 2am. NFA		03/08/2012	FEO	
112	ABF	Communication - Phone call OUT to Ms Brooks @21:20hrs and advised her that I am on duty till 2am.NFA		17/08/2012	FEO	
113	ABF	Communication - Phone call OUT to		18/08/2012	FEO	

ITEM	EVENT	DESCRIPTION	SCH. DATE	ACT. DATE	OFF	ACTIVITY
		Angela Brooks @21:23hrs. No answer, message left advising her that I am on duty till 2am. NFAF				
114	ABF	Communication - Phone call OUT 21:56 - Angels Brookes - no answer left message on call till 2am.		25/08/2012		HCF
115	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:25hrs and advised her that I am on duty till 2am. NFA		31/08/2012		FEO
116	ABF	Communication - Phone call OUT-to Angela Brooks at 21:58 advised busy o/s KCs requested she contact me if it becomes an issue		01/09/2012		MDG
117	ABM	Communication - Phone call IN-from Angela Brooks at 22:31 private party large numbers of people o/s and noise from raised voices		01/09/2012		MDG
118	ABF	Communication - Phone call OUT 21:47 - Spoke w Angela Brookes, been having problems w KC's again fights again last week and police were called. People sitting outside smoking and drinking all night long, issues from both disturbing them, wants MDG to contact her to discuss case. Explained on call till 2am. Emailed MDG. From: Helena Farmer Sent: 08 September 2012 16:51 To: Marc Gasson Subject: OOH Noise - N1928 KC's - Angela Brookes		07/09/2012		HCF

Marc,  
I have spoken with Angela Brookes Friday night on OOH Noise, they have been having problems with KC's again, there were fights again last week and police called.  
People sitting outside smoking and drinking all night long, noise from both issues are still disturbing them.  
Can you please contact her to discuss this case and licensing issues can people sit outside at the front drinking all night?

Kind Regards  
Helena

Helena Farmer | Environmental Health Officer  
London Borough of Havering | Public Protection  
Mercury House, Mercury Gardens, Romford, RM1 3SL  
t: 01708 432847 | fax: 01708 432554 | textphone: 01708 433175

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119	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:35hrs. No answer, message left advising her that I am on duty till 2am.NFA		08/09/2012	FEO	
120	ABF	Communication - Phone call OUT 21:39 - Angela Brookes left message on voicemail on call till 2am.		14/09/2012	HCF	
121	ABM	Communication - Phone call IN - Angela Brookes - KC's having another private function tonight and very busy and noisey, people still sitting outside smoking and drinking after 11pm, wants an update on case from MDG. Explained on call till 2am. Emailed MDG. From: Helena Farmer Sent: 14 September 2012 23:56 To: Marc Gasson Subject: OOH Noise - KC'S Bar Angela Brookes  Marc, I have spoken with Angela Brookes tonight and she explained that she is still having issue with KC'S, She would like for you to contact her this week by email or telephone to discuss her case, regarding licensing issues and how come people are allowed to sit outside the front drinking and smoking all night long, and the fights that keep happening there with the police being called. Kind Regards Helena  Helena Farmer   Environmental Health Officer London Borough of Havering   Public Protection Mercury House, Mercury Gardens, Romford, RM1 3SL t: 01708 432847   fax: 01708 432554   textphone: 01708 433175  Living Ambition - aiming for the highest quality of life in London <a href="http://www.havering.gov.uk/livingambition">www.havering.gov.uk/livingambition</a>  Take care of the environment only print this email if you have to!		14/09/2012	HCF	
122	ABF	Communication - Phone call OUT to Ms Angela Brooks @ 21:26hrs. No answer, message left advising her that I am on duty till 2am. Nfa		15/09/2012	FEO	
123	ABF	Communication - Phone call OUT 21:50 - spoke w Angela Brookes explained on call till 2am.		29/09/2012	HCF	
124	ABF	Communication - Phone call OUT to Ms Brooks @21:29hrs. No answer, message left advising her that I am on duty till 2am.NFA		29/09/2012	FEO	
125	ABF	Communication - Phone call OUT 22:18 -		05/10/2012	HCF	

<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		premises. Advised Ms Brooks that I will visit to assess the alleged noise complaint. Ms Brooks said not to visit and will call if the problem persist. NFA				
176	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:25hrs and advised her that I am on duty till 2am.		28/06/2013	FEO	
177	ABF	Communication - Phone call OUT to Angela Brooks @21:47hrs and advised her that I am on duty till 2am.NFA		05/07/2013	FEO	
178	ABF	Communication - Phone call OUT 21.55 spoke with Angela Brookes explained on call till 2am.		19/07/2013	HCF	
179	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:51hrs.No answer, message left advising her that I am on duty till 2am.NFA		20/07/2013	FEO	
180	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:37hrs and advised her that I am on duty till 2am. NFA		02/08/2013	FEO	
181	ABF	Communication - Phone call OUT 21.50 Angela Brookes no answer left message on voicemail explaining on call till 2am.		03/08/2013	HCF	
182	ABM	Communication - Phone call IN from Ms Brooks @23:55hrs to inform me that her daughter was woken up by music noise and noise of people shouting emanating from the above mentioned premises.Advised that I will visit to assess the alleged noise complaint.		09/08/2013	FEO	
183	ABF	Communication - Phone call OUT to Ms Brooks @21:15hrs and advised her that I am on duty till 2am		09/08/2013	FEO	
184	ABF	Communication - Phone call OUT 21:40 Left message for Angela Brooks explained on call till 2am.		10/08/2013	HCF	
185	EN2	Noise Planning Visit No. 1 Visited perpetrator and assessed noise complaint from the car park of the Chequers. I notice that there were few customers outside the KC'S and they were quite loud. It was also noted that there was a bust of loud music noise emanating from the premises everytime the front entrance door was		10/08/2013	FEO	



<u>ITEM</u>	<u>EVENT</u>	<u>DESCRIPTION</u>	<u>SCH. DATE</u>	<u>ACT. DATE</u>	<u>OFF</u>	<u>ACTIVITY</u>
		open. I left the vicinity @00:45hrs and as at that time the situation was the same				
186	ABF	Communication - Phone call OUT - 21:45 - left message for Angela Brooks explained on call till 2am.		16/08/2013	HCF	
187	ABF	Communication - Phone call OUT - 21:56 spoke with Angela Brooks explained on call till 2am.		23/08/2013	HCF	
188	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:18hrs.No answer, message left advising her that I am on duty till 2am.NFA		30/08/2013	FEO	
189	ABF	Communication - Phone call OUT 22.05 Left message for Angela Brooks explaining on call till 2am.		31/08/2013	HCF	
190	ABF	Communication - Phone call OUT-to Angela Brooks on OOH Noise at 21:31 advised her on duty till 02:00 hours. She advised that there is a party on at the venue. Advised her a new premises licence has been submitted by the premises owner		06/09/2013	MDG	
191	ABF	Communication - Phone call OUT 22:15 spoke with Angela Brookes explained on call till 2am.		07/09/2013	HCF	
192	ABF	Communication - Phone call OUT - 22:15 Spoke with Angela Brooks, explained on call till 2am.		13/09/2013	HCF	
193	ABF	Communication - Phone call OUT to Ms Angela Brooks @21:13hrs. No answer, message left advising her that I am on duty till 2am.NFA		14/09/2013	FEO	

DATE ACTION OPENED: 08/08/2011