



# Haverling

LONDON BOROUGH

## LICENSING SUB-COMMITTEE PULP KITCHEN

### AGENDA

<b>10.30 am</b>	<b>Thursday 13 February 2014</b>	<b>Council Chamber - Town Hall</b>
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Members 3: Quorum 2

**COUNCILLORS:**

Peter Gardner (Chairman)  
Denis Breading  
Melvin Wallace

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

**Taiwo Adeoye - 01708 433079  
taiwo.adeoye@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)**

Procedure for the hearing under the Licensing Act 2003.

**5 REPORT OF THE LICENSING OFFICER (Pages 7 - 44)**

Application for a premises licence made by Mr Adil Haziri under Section 17 of the Licensing Act 2003.

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

# LICENSING SUB-COMMITTEE

# REPORT

13 February 2014

**Subject Heading:**

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

**Report Author and contact details:**

**Taiwo Adeoye (01708) 433079**  
**e-mail: taiwo.adeoye@havering.gov.uk**

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

"Where relevant representations are made, the authority must

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

The steps are:

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## **6. Procedural matters:**

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

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

The Licensing officer will outline:

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

### **Documentary evidence:**

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

## **Representations:**

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

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

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

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

## **Cross-Examination:**

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

**Relevance:**

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

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

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

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

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

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

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

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

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

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

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

## **11. Recording of proceedings:**

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

## **12. Power to vary procedure:**

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





## Licensing Sub-Committee

**Section 1** - Licensing Officer's Report

Appendix 1 - Copy of Application

Appendix 2 – Map of local area

Appendix 3 - Representations from Interested Parties

Appendix 4 - Supporting statement Interested Party



## Licensing Sub-Committee

### Section 1 - Licensing Officer's Report



## LICENSING SUB-COMMITTEE

13 February 2014

## REPORT

Subject heading:

Pulp Kitchen  
9 Oak Road Romford RM3 0PH  
Premises licence application  
Paul Jones, Licensing Officer  
5<sup>th</sup> floor Mercury House  
x 2692

Report author and contact details:

This application for a premises licence is made by Mr Adil Haziri under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 30<sup>th</sup> December 2013.

### Geographical description of the area and description of the building

9 Oak Road is located in a parade of seven shops immediately adjacent to Harold Wood Station. The premises is detached and to its rear are railway tracks. The rest of the vicinity is predominantly residential although there are a number of other commercial outlets in the neighbourhood.

### Details of the application

The application seeks to be able to provide the following licensable activities:

<b>Recorded music</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>
Monday to Saturday	06:00	23:00
Sunday	10:00	23:00

<b>Supply of alcohol on the premises</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>
Monday to Sunday	11:00	23:00

<b>Hours premises open to the public</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>
Monday to Sunday	06:00	23:30

<b>Non-standard timings</b>		
<b>Day</b>	<b>Start</b>	<b>Finish</b>
All Bank Holidays	11:00	00:00
St Valentine's Day	11:00	00:00
Christmas Eve	11:00	00:00
New Year's Eve	11:00	01:00

### **Comments and observations on the application**

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application. The required public notice was installed in the 10<sup>th</sup> January 2014 edition of the Yellow Advertiser.

The premises has had A3 planning consent in place since 2011. *The Town and Country Planning (Use Classes) Order 1987* defines A3 usage as *Restaurants and cafés - For the sale of food and drink for consumption on the premises - restaurants, snack bars and cafes*. This licensing application is appropriate to the premises' planning consent.

Under the provisions of the previous Licensing Act 1964 restaurant premises would have been permitted a 'supper hours certificate' allowing the supply of hot food accompanied by alcohol until 00:00. Alcohol supply hours would have been deregulated on New Year's Eve to permit alcohol supplies to be made from opening time on New Year's Eve to closing time on New Year's Day.

### **Summary**

There were eleven representations against this application from interested persons.

There was one representation of support for this application from interested person.

There were no representations against this application from any responsible authority.

### **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 persons' representations**

The interested persons' representations against this application are based upon the prevention of public nuisance licensing objective.

The nearest representor to the premises lives approximately fifty metres away while the furthest lives approximately half a kilometre away.



## Licensing Sub-Committee

Appendix 1 - Copy of Application



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

### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

I/we MR. ADIL HAZIRI  
 [insert name(s) of applicant]

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

### Part 1 - Premises details

Postal address of premises or, if none, ordnance survey map reference or description	
9 OAK ROAD HAROLD WOOD ESSEX	
Post town	Post code <u>RM3 0PH</u>

Telephone number at premises (if any) 07903559803

Non-domestic rateable value of premises £ 6400,-

### Part 2 - Applicant details

Please state whether you are applying for a premises licence as

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

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

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

Please tick ✓ yes

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

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

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

Surname

HAZIRI

First names

ADIL

Please tick ✓ yes

I am 18 years old or over

Current postal address if different from premises address

43A EDENHELL ROAD  
HAROLD HILL

Post Town

Postcode

RM3 7RX

Daytime contact telephone number

07903559803

E-mail address (optional)

**SECOND INDIVIDUAL APPLICANT (IF APPLICABLE)**

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

Surname  First names

I am 18 years old or over  Please tick ✓yes

Current postal address if different from premises address

Post Town  Postcode

Daytime contact telephone number

E-mail address (optional)

**(B) OTHER APPLICANTS**

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

Name	ADIL HAZIRI
Address	43A EDENHELL ROAD RM3 7RX
Registered number (where applicable)	
Description of applicant (for example partnership, company, unincorporated association etc)	INDIVIDUAL
Telephone number (if any)	07903559803
E-mail address (optional)	



**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day		Month		Year			
A	S	A	P				



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

Day		Month		Year			

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

--

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

*A cafe / bistro premises to operate in accordance with its A3 planning usage.*



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

Please tick ✓yes

**Provision of regulated entertainment**

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

**Provision of entertainment facilities for:**

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

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

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

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

**A**

<b>Plays</b> Standard days and timings (please read Guidance Note 6)			<b>Will the performance of a play take place indoors or outdoors or both –</b>  please tick [✓] (please read Guidance Note 2).	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read Guidance Note 3)	Both		
Tue						
Wed				<b>State any seasonal variations for performing plays</b> (please read Guidance Note 4)		
Thur						
Fri						
Sat				<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)		
Sun						

N.A

**B**

<b>Films</b> Standard days and timings (please read Guidance Note 6)			<b>Will the exhibition of films take place indoors or outdoors or both –</b>  please tick [✓] (please read Guidance Note 2).	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read Guidance Note 3)	Both		
Tue						
Wed				<b>State any seasonal variations for the exhibition of films</b> (please read Guidance Note 4)		
Thur						
Fri						
Sat				<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)		
Sun						

N.A

**C**

<b>Indoor sporting events</b> Standard days and timings (please read Guidance Note 6)			<u>Please give further details here</u> (please read Guidance Note 3)
Day	Start	Finish	N. A
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read Guidance Note 4)
Wed			
Thur			<b>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainment</b> Standard days and timings (please read Guidance Note 6)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both –</b> please tick [✓] (please read Guidance Note 2).	Indoors	
Day	Start	Finish		Outdoors	
Mon			A	Both	
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read Guidance Note 4)		
Thur			<b>Non standard timings. Where you intend to use the premises for boxing and wrestling entertainment at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)		
Fri					
Sat					
Sun					

**E**

Live music Standard days and timings (please read Guidance Note 6)			Will the performance of live music take place indoors or outdoors or both –  please tick [✓] (please read Guidance Note 2).	Indoors	✓	
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here</b> (please read Guidance Note 3)	Both		
Tue						
Wed				<b>State any seasonal variations for performing of live music</b> (please read Guidance Note 4)  N.K		
Thur						
Fri						
Sat				<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)		
Sun						

**F**

Recorded music Standard days and timings (please read Guidance Note 6)			Will the playing of recorded music take place indoors or outdoors or both –  please tick [✓] (please read Guidance Note 2).	Indoors	✓
Day	Start	Finish		Outdoors	
Mon	06:00	23:00	<b>Please give further details here</b> (please read Guidance Note 3)  <i>Background music while the dinners are eating.</i>	Both	
Tue	06:00	23:00			
Wed	06:00	23:00	<b>State any seasonal variations for playing recorded music</b> (please read Guidance Note 4)		
Thur	06:00	23:00			
Fri	06:00	23:00			
Sat	06:00	23:00	<b>Non standard timings. Where you intend to use the premises for the playing recorded music entertainment at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)		
Sun	10:00	23:00			

**G**

Performance of dance Standard days and timings (please read Guidance Note 6)			Will the performance of dance take place indoors or outdoors or both –  please tick [✓] (please read Guidance Note 2).	Indoors	
Day	Start	Finish		Outdoors	
Mon			<p><u>Please give further details here</u> (please read Guidance Note 3)</p>       <p><u>State any seasonal variations for performing of dance</u> (please read Guidance Note 4)</p> <p style="text-align: center;">N.A</p> <p><u>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list</u> (please read Guidance Note 5)</p>	Both	
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					

**H**

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read Guidance Note 6)			<u>Please give a description of the type of the entertainment you will be providing</u>		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both  please tick [✓] (please read Guidance Note 2)	Indoors	
Mon				<p><u>Please give further details here</u> (please read Guidance Note 3)</p>       <p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read Guidance Note 4)</p> <p><u>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read Guidance Note 5)</p>	Outdoors
Tue			Both		
Wed					
Thur					
Fri					
Sat					
Sun					

I

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

J

<b>Provision of facilities for dancing</b> Standard days and timings (please read Guidance Note 6)			<b>Will the facilities for dancing be indoors or outdoors or both –</b> please tick [✓] (please read Guidance Note 2).		Indoors	
Day	Start	Finish			Outdoors	
Mon					Both	
Tue			<u>Please give further details here</u> (please read Guidance Note 3)			
Wed			<u>State any seasonal variations for providing dancing facilities</u> (please read Guidance Note 4) <i>N.A</i>			
Thur			<u>Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list</u> (please read Guidance Note 5)			
Fri						
Sat						
Sun						

**K**

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

**L**

<b>Late night refreshment</b> Standard days and timings (please read Guidance Note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both -</b>  please tick [✓] (please read Guidance Note 2).		
Day	Start	Finish		Indoors	
Mon				Outdoors	
				Both	
Tue			<u>Please give further details here</u> (please read Guidance Note 8)		
Wed			<u>State any seasonal variations for the provision of late night refreshments</u> (please read Guidance Note 4).		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list</u> (please read Guidance Note 5)		
Sat					
Sun					



**M**

<b>Supply of alcohol</b> Standard days and timings (please read Guidance Note 6)			<b>Will the supply of alcohol be for consumption</b>  please tick [✓] (please read Guidance Note 7).	On the premises	✓
				Off the premises	
Day	Start	Finish	Both		
Mon	11:00	23:00	<b>Please give further details here</b> (please read Guidance Note 4)  Alcohol to be supplied with a table meal only.		
Tue	11:00	23:00			
Wed	11:00	23:00	<b>State any seasonal variations on the supply of alcohol</b> (please read Guidance Note 4)		
Thur	11:00	23:00			
Fri	11:00	23:00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read Guidance Note 5)		
Sat	11:00	23:00	Valentines day 11:00 - 00:00		
			Christmas Eve 11:00 - 00:00		
Sun	11:00	23:00	NYE 11:00 - 01:00		
			All bank holidays - 11:00 - 00:00		

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

Name ..... MISS ZANA VOROBJOVA

Address ..... [REDACTED]

Postcode ..... [REDACTED]

Personal Licence number (if known) ..... [REDACTED]

Issuing licensing authority (if known) ..... [REDACTED]

**N**

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

N.A

O

Hours premises are open to the public Standard days and timings (please read Guidance Note 6)			State any seasonal variation (please read Guidance Note 4))
Day	Start	Finish	
Mon	06:00	23:30	<p><b>Non standard timings. Where you intend to use the premises to open to the public at deferent times from those listed in the column on the left, please list</b> (please read Guidance Note 5)</p> <p>Valentines day 06:00 - 00:30            Christmas Eve 06:00 - 00:30            NYE 06:00 - 01:30            All bank holidays 06:00 - 00:30</p>
Tue	06:00	23:30	
Wed	06:00	23:30	
Thur	06:00	23:30	
Fri	06:00	23:30	
Sat	06:00	23:30	
Sun	06:00	23:30	

P

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

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

Will take all reasonable steps to promote the licensing objectives. Please see below.

b) The prevention of crime and disorder

CCTV in place. Retain recorded images. Recordings will be available to the police upon request. Alcohol to be supplied with a table meal only. A refusal book will be in place.

c) Public safety

First aid equipment will be provided. An incident book will be in place and used. Fire safety risk assessment will be undertaken periodically.

d) The prevention of public nuisance

Displaying notices asking patrons to be considered to neighbours  
Outside ashtray will be available for smokers to keep the area clean and tidy.  
Recorded music will be background only.

e) The protection of children from harm

Challenge 21. Acceptable proof of ID (passport, driving licence, pass ID card)

CHECKLIST

Please tick ✓ yes

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

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

Part 5 – Signatures (please read Guidance Note 10)

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

Signature:   Date: 23/12/13

Capacity: INDIVIDUAL (OWNER)



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**Public Notices**

**NOTICE OF APPLICATION FOR A PREMISES LICENCE**  
UNDER SECTION 17 OF THE LICENSING ACT 2003  
ADIL HAZRIL, of 9 OAK ROAD, HAROLD WOOD, RM3 0PH, The proposed licensable activity is Sale of Alcohol, Monday-Sunday 11.00-23.00, Recorded Music 06:00-23:00; non-standard timing - Valentines Day 11:00-00:00, Christmas Eve - 11:00-01:00, all Bank Holidays - 11:00-00:00.  
Full details of the application can be inspected at the address noted below during normal business hours. Any representations by an interested party or responsible authority regarding this application can be made to: Licensing Team, Housing & Public Protection, London Borough of Havering, c/o Town Hall, Main Road, RML1, Website: www.havering.gov.uk  
Such representation must be made in writing by 27th January 2014, clearly stating the grounds upon which the representation is made in relation to the four objectives of the Licensing Act 2003. It is an offence to knowingly or recklessly make a false statement in connection with an application. The maximum fine for which a person is liable on summary conviction for the offence is £5,000.

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**01268 503 419**  
**01268 503 455**

**In person**

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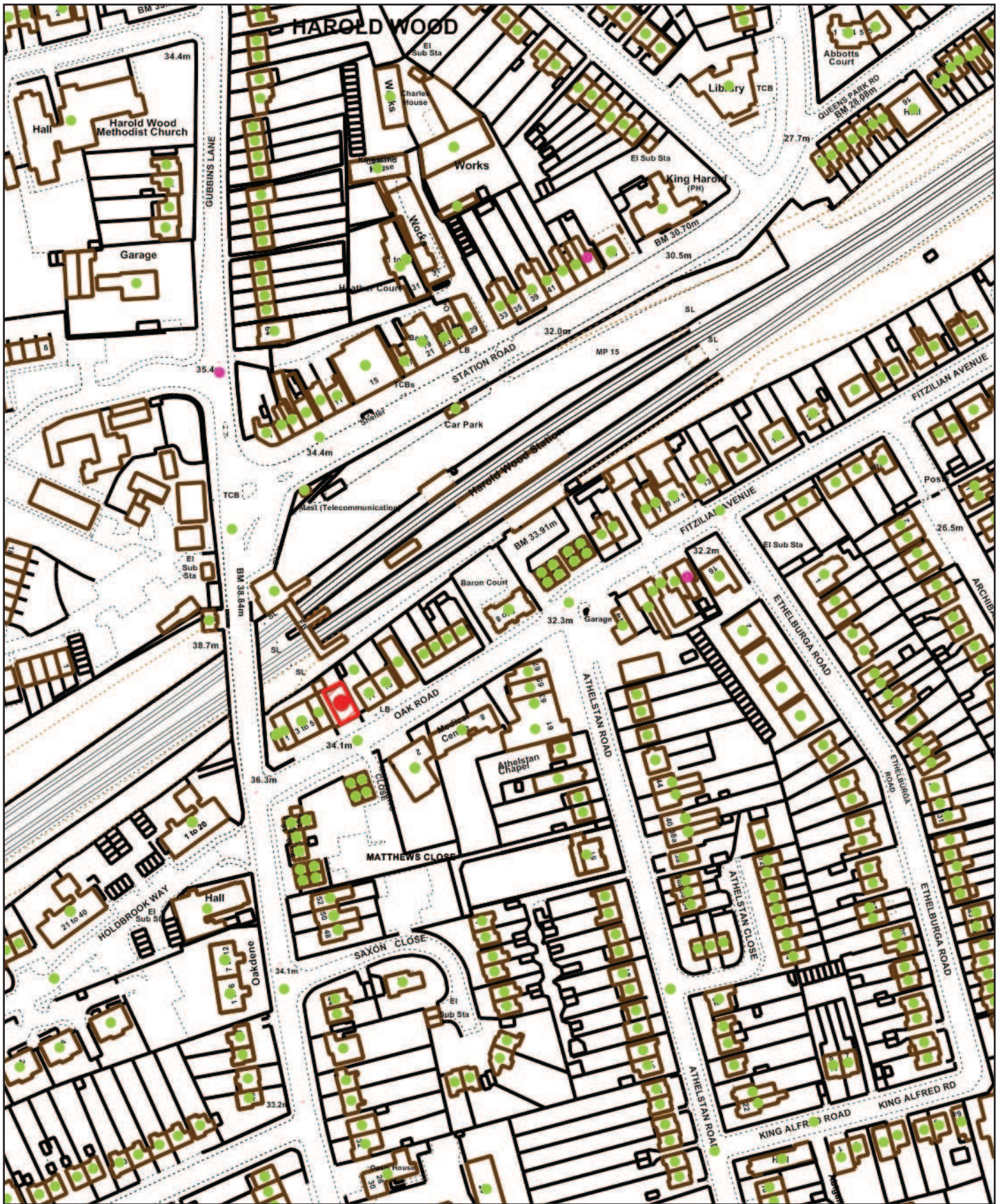
**Fencing**  
Scenery Fencing

**Painting & Decorating**

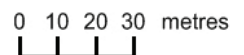


## Licensing Sub-Committee

Appendix 2 – Map of local area



Scale: 1:2000  
 Date: 17 December 2013  
 Size: A4



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



## Licensing Sub-Committee

Appendix 3 - Representations from Interested Parties



From: frederick carr [fredpeds@hotmail.com]  
Sent: 23 January 2014 17:49  
To: Paul Jones  
Subject: 9 Oak Road Harold Wood

Dear Sirs

I am a resident of Matthews Close in Harold Wood and am contacting you regarding the licencing issue with the premises of 9 Oak Road application number 13465PJJ.

I am concerned along with other residents about late night activity connected with alcohol sales and noise levels associated with this as this is a quiet residential area.

The application for a late night opening seems very inappropriate considering the surrounding environment.

You can contact me anytime via this e-mail.

My full address is 10 Matthews Close Harold Wood RM3 0DN

Yours Sincerely

Frederick Carr

---

From: Councillor Brian Eagling  
Sent: 16 January 2014 12:15  
To: Paul Jones  
Subject: FW: APPLICATION NO: 13465 - 9 Oak Road, Harold Wood

Hi Paul

With reference to the above application, as a ward councillor for Harold Wood I wish to speak at the hearing as some of my concerns are as follows:

- 1) Public Nuisance - a residential home is opposite these premises and residents homes are nearby so I am concerned regarding the potential noise issue
- 2) Public safety. This application could have an effect on public safety if the licence holder allows customers to congregate outside to smoke and consume alcohol.

I hope this is acceptable to you and I await your confirmation on this matter.

Kind regards

Brian Eagling

Clr Brian Eagling | Councillor for Harold Wood Ward  
London Borough of Havering  
Town Hall, Main Road, Romford RM1 3BD  
t: 01708 432037

From: CouncillorLesley Kelly  
Sent: 23 January 2014 15:36  
To: Paul Jones  
Cc: Trudi Penman  
Subject: Re: Objection to the opening hours for no 9 oak Road

Dear Paul

Please see my amended objection. I assume that this will be acceptable as it was one if the list of objections viewed as valid last time.

The increased noise levels could affect children sleeping in nearby properties as the local residents are mostly families and elderly people. If sales of alcohol finish at 23.00 and the property closes at 23.30 there could be customers and staff leaving for anything up to the next hour, again unsuitable especially on a weekday evening for a residential family area where there could be children sleeping.

My home address is 63 Rosslyn Avenue RM3 0RG and as I said I would like to object both as a local resident and also as ward councillor.

Many thanks

Lesley

Cllr Lesley Kelly  
Lead Member for Housing and Public Protection

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From: CouncillorPam Light  
Sent: 16 January 2014 21:20  
To: Paul Jones  
Subject: 9,Oak Road, Harold Wood

I object to the hours of opening especially weekdays of the premises at 9, Oak Road, Harold Wood, for the following reasons.

There will be increased noise levels in an area which is predominantly residential area. A Residential Care home for the elderly is directly opposite and family homes surround it. The late hours of closing is too late of a weekday as any noise will be detrimental to peoples' health especially the children. No provision has been made to lessen the noise levels as customers enter and leave the premises or restrict the noise from the cafe with double glazing.

If smoking is to be allowed at the front of the cafe what restriction are in place regarding noise and mess.

Pam Light  
Cllr for Harold Wood

Sent from my iPad

---

From: DANIEL SMITH [mailto:danielsmith55@btinternet.com]  
Sent: 12 January 2014 20:18  
To: Licensing  
Subject: 9 oak road

Daniel smith  
21 Oak road  
Harold wood  
Romford  
Essex  
RM3 0PH

Dear licensing authority

Application 13340.PJ

I have read the new application for this property and kept a copy for my records.

It seems to be almost acceptable, however my objection relates to the closing time of the business in question.

As this is clearly a residential area, full of young families and elderly people, i think a closing time of 11.30 is to late,as no matter how quiet people try to be, there will be a noise issue in what is now a quiet community.

If this can be changed to a more acceptable time, and basing what the owner has stated in his application ,this application would become acceptable.

One final thing , i would just like to point out how poorly this has been dealt with,from the absolute vagueness of the original application to the lack of information for all residence in the area and the constant changing of closing times.

yours sincerely

daniel smith

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From: clara tyson [claratyson@hotmail.co.uk]  
Sent: 13 January 2014 19:46  
To: Paul Jones; eaglibri@talktalk.net  
Subject: RE: 9 Oak Road

Paul - please find below my objections to the application for 9 oak road to sell alcohol.

A licence to sell alcohol throughout the day and into the evening will create air pollution as people socialise outside (to smoke / consume alcohol) or when leaving / arriving at the premises. Loud voices, the slamming of car doors etc will undoubtedly effect noise levels and disturb the local residents, who are mostly families and the elderly. If alcohol is sold on the premises through the day and evening and customers are leaving drunk or late at night, creating noise, this is unsuitable for a residential area.

There is already an issue with parking in Oak road which will increase with the activity of 9 Oak Roads customers. It is often a hazard pulling into Oak road from Gubbins Lane and only last week I was witness to an accident while someone pulled out from the cafe (I believe it was the Cafe owner!) who didn't see a car already coming along Oak road. As a busy residential road with a lot of pedestrians (commuters and school children) can you please advise what parking provisions will be made for Oak road and the surrounding area to accommodate the additional traffic 9 Oak road cafe will create? What provisions have been made for additional deliveries to this premises as already the lorry's that deliver to the newsagent in Oak road cause quite some distraction and disturbance to passing traffic?

Furthermore the standard of the neighbour hood has deteriorated considerably in the 12 years I have lived in Fitzilian Ave and I have no doubt that an establishment selling alcohol in the area till late at night will add to this. For example there are often youths hanging around at the garage on the corner of Oak / Athelston which will certainly increase when a premises is selling alcohol less than 100m away. The noise of them chatting / laughing / arguing, with increased numbers who may have wandered from an alcohol selling establishment will contribute further to disturbing the residents (and in my case my young daughter who is trying to sleep).

Additionally there has been an increase in crime in the area of late and an establishment of this nature, so close to residential homes, will surely contribute to this. A few months ago there was a rape behind the shops next to 9+ Oak road and last night my car was broken into (I live at 3 Fitzilian ave). What will be done to monitor and eradicate any further crime should it occur? If crime rises can the Cafe have its alcohol licence taken away? Have crime figures been considered in any decisions taken by the council about this application?

I would be interested to know how such a licence can be granted when there is clearly huge concern to the local residents. Can you please explain how or why those that have invested in the area (us residents) do not have a say in changes that effect our street / neighbour hood? A cafe selling meals and no alcoholic drinks during day time hours would have been a modest and pleasant addition to the area, but how does it get permission to have such long hours and allow alcohol to be served to such extended hours?

Looking forward to hearing from you.

Regards

Clara

---



26, Hethelstan Road  
Harold Wood,  
Romford  
Essex  
RM3 0QH  
16-1-2014

Dear Licensing Authority, - OBJECTION TO PROPOSED LICENSING HOURS  
Application <sup>13465</sup> ~~13340~~ PJ 9, OAK ROAD.

I understand that these premises will be open until 11:30pm  
This is unsuitable for the following reasons.

1 It is a residential area. Directly opposite is an Old Peoples Home. Consideration should be given to the elderly and young children, and families who live in this area.

2 Music

How loud is back-ground music? In my opinion it could be very loud indeed. It could be a nuisance particularly in summer, with doors and windows open.

3 Noise

There will be increased noise in this area, when customers are leaving - car doors slamming and cars revving up. This could go on till mid-night and later - seven days per week. Some of these cars will be parked directly opposite peoples homes.

4 Crime and disorder

can happen in this type of Cafe-Bar. It can attract the wrong type of person to this area.

In my opinion this Cafe-Bar should close at 6:30pm when the other shops close, more in keeping with the area.

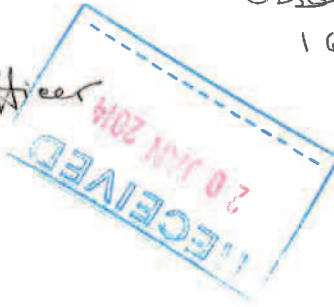
Thank you,

Yours sincerely

Martin Clinton

26, Athelstan Road  
Harold Wood  
Essex RM3 0QH  
16-01-14


The Licensing Authority  
c/o Paul Jones, Licensing Officer  
London Borough of Havering  
Public Protection  
Mercury House,  
Mercury Gardens  
Romford RM1 3SL



Dear Licensing Authority  
re Application 13465 PJJ

I wish to place an objection to the proposed opening hours for the cafe at 9 Oak Road, Harold Wood. This is mainly a residential area with the few shops in Oak Road closing by around 6.30pm. The increased noise levels will affect people sleeping in nearby properties as local residents are mainly families with children or elderly people. If sales of alcohol finish at 23.00 and the property closes at 23.30 there could be people leaving for anything up to the next hour. This is especially unmitable on weekday evenings for residents with children.

It is also a rather dark area which is very quiet & an evening, late commuters walking home from the station may find it intimidating having to walk past the cafe with smokers hanging about outside.

Yours sincerely  
Ms. C. V. Clinton 



19 January 2014

The Licensing Authority  
c/o Paul Jones - Licensing Officer  
London Borough of Havering  
Public Protection  
Mercury House  
Mercury Gardens  
Romford RM1 3SL

39 Athelstan Road  
Harold Wood  
Romford RM3 0QD

RE: LICENSING APPLICATION NO: 13465 PJJ  
LICENSING AND OPENING TIMES OF  
CAFE AT 9 OAK ROAD

We feel that opening hours should be in line with the adjacent shops i.e; 7.30am - 6pm and not the proposed times of 6am - 11pm seven days a week which will undoubtedly cause stress and annoyance to local residents by way of car parking and general disruption late at night.

We cannot understand why the property needs an alcohol license, as there are already several outlets in the immediate area, and why does a cafe selling food during the day require a drinks license anyway, especially at night on a dark and secluded side street opposite an old people's residential home, and near where a crime of rape against a **young** woman on her way home from work happened.

The noise and parking congestion caused by clients using the cafe would also cause problems for local people as parking is at a premium in the area.

In conclusion, we can only hope that common sense will prevail.

Yours faithfully,

RJ Flowers

A handwritten signature in black ink, appearing to read "R. Jones".

**Michael Reen**

20 Matthews Close,  
Harold Wood,  
RM3 0DN

T: 07841 424355

mike\_reen75@hotmail.co.uk

26 January 2014

Dear Mr Jones,

I am writing to state why I believe it is not in the best interest of the community for a license for 9 Oak Road to be granted; especially a license with late night hours.

The main reason for my objections to the license are listed below which falls under public safety and public nuisance.

No one wants to stop local business opening but it is a residential area and it is unnecessary to have a license from 11.00-23.00 and even later on Valentines day, Christmas Eve, NYE and All Bank holidays. It would be irresponsible to allow the premises to serve alcohol for such long hours when on Havering's council website it states 'Havering has around 3320 'dependent' drinkers and 20,000 'high-risk' drinkers. This means that, out of Havering's adult drinking population, 6.9% are classified as 'high risk' drinkers, while an estimated 19.4% are 'increasing risk' drinkers'.

The long hours are not in the interest of public safety and is likely to cause public nuisance when people leave the premises so late. The application states only serving alcohol with a meal; which means the license does not need to be so late because who goes out for a meal at 10pm? This suggests as long as they have bought a meal in the evening there is nothing stopping them from sitting in there getting drunk until closing. Which would cause a noise nuisance when they leave and also unsocial behavior. For example urinating in the street after leaving the cafe, litter, Yobbish behavior, vandalism, graffiti, shouting, screaming or swearing, hanging round in groups and causing a nuisance and possible threats of violence to people or property.

The cafe is in a small residential road which is surrounded by homes and an old peoples home is directly opposite. Having a license until 23:00 will mean there is no escaping disturbances or noise in the evening.

The Cafe is situated on a road which has parking restrictions which means there are no parking facilities for people visiting the premises.



There will be extra congestion within the road itself due to people being picked up and dropped off at the cafe. This is an issue for public safety and will also cause extra noise disturbance.

I do not feel the cafe having a license until 23.00 and later on the days I set out above will help to develop the community or enhance it in anyway. I ask this body not to grant this license, so as to keep the peace and quiet for the residence of this highly populated area.

Sincerely yours,

*Michael Reen*

Mr and Mrs Rolison  
11A Ronald Road  
Romford RM3 0RB  
19.01.2014

Dear Mr Jones,

We are writing in response to the proposed development of 9, Oak Road as a café with license.

We object in the strongest terms against this development, in particular the license and the proposed licensing hours for the following reasons:

a) The proposed licensing hours seem hugely excessive, taking into account the previous history of the premises (armed raids etc) and recent ever increasing crime in the immediate vicinity (including rape, burglary and knife crime). This premises is right by Harold Wood Station and as such will undoubtedly attract latecomers from e.g. Romford nightclubs. These people already cause disruption in the area and will be encouraged to do so further by such long licensing hours. The nearest premises with a license closes at 8 pm and even this results in bottles, cans etc being dumped outside nearby residential premises – a longer license, particularly one which permits alcohol to be taken off premises would encourage this further.

b) It is already an unsafe area at night. To put in place a late night establishment will encourage more inebriated behavior in the area. It is already the case that people are accosted in this area by inebriates, beggars and those with a drug problem – we already accommodate half way houses for those with drug and alcohol dependence and flats for young offenders – from which have been a high level of police callouts - such a premises would most certainly encourage inappropriate behaviours to escalate.

c) Almost directly opposite this proposed establishment is an old people's home and the rest of the area is residential, housing many disabled and vulnerable people as well as many young families with children. To allow such a premises will cause a public nuisance in terms of i) excessive licensed opening hours iii) traffic nuisance – this is a restricted parking area so extra traffic will of necessity affect adjoining streets.

In addition, the existing pavement areas are narrow but serve a huge number of residents and/or commuters – this pavement traffic is already intense but to increase this further would most certainly constitute a public nuisance.

d) This small area is already well served by at least five premises with varying limited licensing hours – a pub, a restaurant and three shops, at least two of which have long opening hours ( e.g. up to 10 pm). To permit any further license in the area will attract unacceptable behavior and change the nature of the area. We find it most shocking that a premises in this area be allowed 11am to 11pm licensed opening on any day of the week- these are times for central London and central Romford clubs, not a quiet residential area, since the opening hours alone

will cause public nuisance. The proposed license is effectively one for a public house, not a café, because it permits alcohol to be consumed off premises – this therefore we feel to be deeply inappropriate.

e) Finally, it is deeply worrying that such a premises could be allowed on a concourse used by hundreds if not thousands of schoolchildren every day – by definition of its position, this would be on a main thoroughfare used by countless children attending school in Harold Wood, Brentwood, Romford and further afield every school day and for leisure purposes at weekends. It simply is not safe to have such a premises in this area. The existing premises that are licensed are already subject to gang attacks, e.g. the Coop, due to drunkenness and drug use. To license yet another premises in this area will encourage more inappropriate and criminal behavior and further endanger residents and their children.

Yours sincerely

Mr and Mrs T Rolison



## Licensing Sub-Committee

Appendix 4 - Supporting statement Interested Party

From: Kayla [mccornell91@hotmail.com]  
Sent: 20 January 2014 09:36  
To: Paul Jones  
Subject: Pulp kitchen cafe (oak road, Harold wood)

Hello good morning

I see the ad in paper about pulp kitchen in oak road Harold wood. I went into pulp kitchen for a Sunday roast yesterday afternoon and i thoroughly enjoyed my meal an so my family too. I heard they applied for a alcohol licence and I would like to put my in put that with my roast dinner I would of liked to have had a nice glass Of wine with my dinner. I think the business will do well and it's a very respectable establishment.  
Thank you

Kind regards  
Michaela Hayden

My address is 66 rosslyn avenue, Harold wood Rm3 0dj

Sent from my iPhone

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