



# Haverling

LONDON BOROUGH

## LICENSING SUB-COMMITTEE CAFE BACCARAT

### AGENDA

<b>10.30 am</b>	<b>Monday 17 August 2015</b>	<b>Council Chamber - Town Hall</b>
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Members 3: Quorum 2

**COUNCILLORS:**

Linda Trew (Chairman)  
Philippa Crowder  
Jody Ganly

**For information about the meeting please contact:  
Taiwo Adeoye - 01708 433079  
taiwo.adeoye@onesource.co.uk**

## **Protocol for members of the public wishing to report on meetings of the London Borough of Havering**

Members of the public are entitled to report on meetings of Council, Committees and Cabinet, except in circumstances where the public have been excluded as permitted by law.

Reporting means:-

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

Anyone present at a meeting as it takes place is not permitted to carry out an oral commentary or report. This is to prevent the business of the meeting being disrupted.

Anyone attending a meeting is asked to advise Democratic Services staff on 01708 433076 that they wish to report on the meeting and how they wish to do so. This is to enable employees to guide anyone choosing to report on proceedings to an appropriate place from which to be able to report effectively.

Members of the public are asked to remain seated throughout the meeting as standing up and walking around could distract from the business in hand.

**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 - 36)**

Application for a premises licence Café Baccarat 61 Station Road Upminster RM14 2SU made by Mr Colin Hales under Section 17 of the Licensing Act 2003.

**Andrew Beesley  
Committee Administration Manager**

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# LICENSING SUB-COMMITTEE

17 August 2015

# REPORT

**Subject Heading:**

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

**Report Author and contact details:**

**Taiwo Adeoye (01708) 433079  
e-mail: taiwo.adeoye@onesource.co.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 Officer's Report



# LICENSING SUB-COMMITTEE

# REPORT

17 August 2015

**Subject heading:**

Café Baccarat  
61 Station Road Upminster RM14 2SU  
Premises licence application  
Paul Jones, Licensing Officer  
Mercury House  
01708 432692

**Report author and contact details:**

This application for a premises licence is made by Mr Colin Hales under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 30<sup>th</sup> June 2015.

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

This premises is a ground floor unit located in a parade of commercial outlets, apparently with residential properties located above. The site is opposite Upminster Station. A bus stop is located to the front of the premises.

### Details of the application

Licensable activity sought:

Supply of alcohol (on premises)		
Day	Start	Finish
Monday to Sunday	10:00	23:00

Hours premises open to the public		
Day	Start	Finish
Monday to Sunday	07:00	23:30

### 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 3<sup>rd</sup> July 2015 edition of the Yellow Advertiser.

### Summary

There were two representations against this application from interested persons.

There were two representations against this application from responsible authorities.

### **Details of representations**

Valid representations may only address the following licensing objectives:

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

### **Interested persons' representations**

Both representations submitted by local residents indicate concerns with the prevention of public nuisance.

### **Responsible authorities' representations**

Mr Paul Campbell, Havering's Licensing Specialist, makes representation against this application on the behalf of Havering's Licensing Authority. Mr Campbell's representation indicates that he has concerns with the application in relation to all four licensing objectives.

PC Belinda Goodwin makes representation against the application on the behalf of the Metropolitan Police. PC Goodwin's concerns relate to the prevention of public nuisance and the protection of children from harm.

# Classified

Articles for sale  
**0905 624 0595**

Calls cost £1.02 per minute from a BT landline. Other networks may vary, calls from a mobile could be considerably higher. Text **YABARGAIN** (space) Advert up to a maximum 150 characters and send to 83149. Texts cost £1.02 plus standard network rates. If you do not want to receive details on any other product or services, please text the word **EXIT** at the end of your message. Your advertisement will appear in the next available edition. We do not accept bargain ads under £100 by fax, post or person.

**Call: 01268 503411**  
**email: sales@yellowad.co.uk**

**Post: Yellow Advertiser, Acorn House, Great Oaks, Basildon, SS14 1AH**

## Public Notices

### NOTICE OF APPLICATION FOR A NEW PREMISES LICENCE UNDER SECTION 17 OF THE LICENSING ACT 2003.

NOTICE IS HEREBY GIVEN THAT MR COLIN HALES HAS APPLIED TO THE LONDON BOROUGH OF HAVERING FOR A NEW PREMISES LICENCE FOR CAFE BACCARAT, 61 STATION ROAD, UPMINSTER, ESSEX. RM14 2SU TO PERMIT THE SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES FROM 10.00 TO 23.00 DAILY ALL WEEK. THE ADDRESS OF THE LICENSING AUTHORITY WHERE THE REGISTER IS KEPT AND THE APPLICATION MAY BE INSPECTED DURING NORMAL BUSINESS HOURS IS LICENSING SECTION, HOUSING & PUBLIC PROTECTION, LONDON BOROUGH OF HAVERING, MERCURY HOUSE, MERCURY GARDENS, ROMFORD, ESSEX, RM1 3SL OR ON THE COUNCIL'S WEBSITE: www.havering.gov.uk ANY REPRESENTATIONS BY ANY OTHER PERSON OR RESPONSIBLE AUTHORITY MUST BE RECEIVED IN WRITING BY THE LICENSING AUTHORITY BY 28TH JULY 2015 STATING THE NATURE AND GROUNDS FOR MAKING SUCH REPRESENTATION. IT IS AN OFFENCE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH AN APPLICATION. THE MAXIMUM FINE ON SUMMARY CONVICTION FOR THIS OFFENCE IS £5000. G T LICENSING CONSULTANTS TEL 07810 826778 EM: gtlcensingconsultants@googlemail.com

### NOTICE OF INSPECTION OF ELECTION EXPENSES

**London Borough of Havering**  
**Election of Member of Parliament for the Hornchurch & Upminster constituency**  
I, Cheryl Coppel, Acting Returning Officer for the above Electoral Area hereby give notice that the returns and declarations (including the accompanying documents) as to election expenses of the under-mentioned Candidates and Election Agents can be inspected at Town Hall, Main Road, Romford, RM1 3BD, during normal office hours within the next two years.

Name of Candidate	Name of Election Agent	*
BORG Paul	RUSTEM Lawrence	
COLLINS Melanie Jane	COLLINS Melanie Jane	
McGEARY Paul Stephen Lawrence	DARVILL Keith Ernest	
MITCHELL Jonathan Stuart	COLES Jonathan William Albert	
WATKINSON Angela Eileen	CLARK Patricia	
WEBB Lawrence James	RUMBLE Patricia Ann	

\* in the final column indicates that, as at the date of this notice, I have not received the return as to election expenses of the respective candidate or his declaration or that of his election agent.

### NOTICE OF INSPECTION OF ELECTION EXPENSES

**London Borough of Havering**  
**Election of Member of Parliament for the Romford constituency**  
I, Cheryl Coppel, Acting Returning Officer for the above Constituency hereby give notice that the returns and declarations (including the accompanying documents) as to election expenses of the under-mentioned Candidates and Election Agents can be inspected at Town Hall, Main Road, Romford, RM1 3BD, during normal office hours within the next two years.

Name of Candidate	Name of Election Agent	*
BATTEN Gerard	BATTEN Gerard	
GOULD Samuel	DAWSON David	
ROSINDELL Andrew Richard	DERVISH Osman	
SANDERSON Ian Victor	POTTER Graham Richard	
TOOLEY Lorna Jane	COLLINS Melanie Jane	

\* in the final column indicates that, as at the date of this notice, I have not received the return as to election expenses of the respective candidate or his declaration or that of his election agent.

## Articles Wanted

**FOOTBALL PROGRAMMES WANTED**  
Local collector seeks especially pre-1970 items, Finals, European, England, Spurs, Arsenal, West Ham, Chelsea etc and whole collections.  
**01245 358 660**

## Bargain Buys

**BOOT SALE ITEM** Ladies clothes, shoes & accessories. Large amount of new & nearly new Brand names. And a Hanging clothes rail £60 Tel: 01708 459043

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To advertise in this section please telephone **01268 503400** YellowAdvertiser

## Pets & Livestock

**WANTED GOOD HOMES FOR RETIRED GREYHOUNDS Ring Pat on 01708 551 689**  
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**NO DEPOSIT REQUIRED!**  
6x4 pent or apex £314.00  
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8x6 pent or apex £429.00  
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MANY MORE SIZES MADE TO ORDER. ALL PRICES INCLUDE VAT.  
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**Havering**  
LONDON BOROUGH

Copy of Application

[Insert name and address of relevant licensing authority and its reference number (optional).]

**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.

We MR COLIN HALES

*(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 CAFÉ BACCARAT, 61 STATION ROAD, UPMINSTER, ESSEX. RM14 2SU			
<b>Post town</b>	UPMINSTER	<b>Postcode</b>	RM14 2SU

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£13,500 Band B</b>

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
- i. as a limited company  please complete section (B)
- ii. as a partnership  please complete section (B)
- iii. as an unincorporated association or  please complete section (B)
- iv. other (for example a statutory corporation)  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 in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  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 <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b> HALES			<b>First names</b> COLIN JOHN		
I am 18 years old or over				<input checked="" type="checkbox"/>	Please tick yes
Current postal address if different from premises address		THE COTTAGE, DUNCANS YARD, WESTERHAM, KENT. TN16 1AD			
Post town	WESTERHAM			Postcode	TN16 1AD
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town		Postcode			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(B) OTHER APPLICANTS**

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

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

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
26	07	2015

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

DD	MM	YYYY
±	±	±

Please give a general description of the premises (please read guidance note 1)  
 THE PREMISES IS A GROUND FLOOR RETAIL UNIT LOCATED IN A TERRACE OF SHOPS WITH FLATS ABOVE. THERE IS A COMMERCIAL BUSINESS ABOVE THE CAFE (UNDER THE SAME OWNERSHIP).

CAFÉ BACCARAT HAS A SERVERY AND CUSTOMER SEATING WITH 50 COVERS TO THE FRONT WITH KITCHEN / FOOD PREPARATION & STORAGE TO THE REAR OF THE BUILDING. CUSTOMER TOILETS ARE AVAILABLE.  
 THERE ARE 2 TABLES WITH 8 COVERS TO THE FRONT OUTSIDE OF THE CAFÉ & A REAR GARDEN / TERRACE AREA WITH APPROXIMATELY 60 COVERS.

THE AREA TO BE INCLUDED IN THE LICENCE FOR SALE & CONSUMPTION OF ALCOHOL ON THE PREMISES IS THE CAFÉ ITSELF, FRONT TERRACE & REAR TERRACE / GARDEN. CUSTOMERS SHALL BE ALLOWED TO TAKE HOME PART FINISHED SEALED BOTTLES OF WINE.

CAFÉ BACCARAT WILL OPERATE AS A COFFEE SHOP & CAFÉ BAR. HOT FOOD AND DRINKS WILL BE AVAILABLE UNTIL 22.00 DAILY.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment                                 | Please tick any that apply |
|--|----------------------------|
| a) plays (if ticking yes, fill in box A)                             | <input type="checkbox"/>   |
| b) films (if ticking yes, fill in box B)                             | <input type="checkbox"/>   |
| c) indoor sporting events (if ticking yes, fill in box C)            | <input type="checkbox"/>   |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/>   |
| e) live music (if ticking yes, fill in box E)                        | <input type="checkbox"/>   |
| f) recorded music (if ticking yes, fill in box F)                    | <input type="checkbox"/>   |

- 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 late night refreshment** (if ticking yes, fill in box I)

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

X

**In all cases complete boxes K, L and M**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b><u>Will the performance of a play take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b><u>Please give further details here</u></b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<b><u>State any seasonal variations for performing plays</u></b> (please read guidance note 4)		
Thur					
Fri			<b><u>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</u></b> (please read guidance note 5)		
Sat					
Sun					

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption –</b> <b>please tick</b> (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>	
Day	Start	Finish		Off the premises	<input type="checkbox"/>	
				Both		
Mon	10.00	23.00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) NONE			
Tue	10.00	23.00				
Wed	10.00	23.00				
Thur	10.00	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) NONE		
Fri	10.00	23.00				
Sat	10.00	23.00				
Sun	10.00	23.00				

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

K

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

**NONE**

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b><u>State any seasonal variations</u></b> (please read guidance note 4) NONE
Day	Start	Finish	<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5) NONE
Mon	07.00	23.30	
Tue	07.00	23.30	
Wed	07.00	23.30	
Thur	07.00	23.30	
Fri	07.00	23.30	
Sat	07.00	23.30	
Sun	07.00	23.30	

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)**

WE WILL OPERATE OUR BUSINESS IN A RESPONSIBLE MANNER AND ACTIVELY PROMOTE THE LICENSING OBJECTIVES AT ALL TIMES.

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

- 1) A) A CCTV SYSTEM MEETING CURRENT HOME OFFICE / POLICE STANDARDS COVERING THE INTERIOR AND EXTERIOR OF THE PREMISES WILL BE INSTALLED WHICH WILL BE CAPABLE OF TAKING HEAD AND SHOULDERS SHOTS OF PERSONS ENTERING THE PREMISES & STORING IMAGES FOR A MINIMUM OF 31 DAYS. THE CCTV WILL BE IN OPERATION AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC.
- B) A MEMBER OF STAFF WILL BE ON DUTY AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC WHO IS CAPABLE OF DOWNLOADING IMAGES FOR POLICE AND AUTHORISED COUNCIL OFFICERS ON REQUEST.
- C) COPIES OF IMAGES SHALL BE PROVIDED TO THE POLICE / AUTHORISED OFFICERS OF THE COUNCIL IN A USABLE FORMAT ON REQUEST WITHIN 24 HOURS.
- D) THE CCTV SHALL BE CHECKED DAILY TO ENSURE IT IS OPERATING AND AT LEAST WEEKLY TO CHECK THAT IT IS RECORDING CORRECTLY. A WRITTEN RECORD OF CHECKS MADE MUST BE KEPT.
- E) IF THE CCTV IS FAULTY AN ENGINEER MUST BE CALLED AND THE CCTV SHALL BE REPAIRED WITHIN 48 HOURS. THE POLICE & COUNCIL LICENSING OFFICES SHALL BE NOTIFIED OF ANY OCCASION THE CCTV IS NOT OPERATING CORRECTLY AND WHEN IT IS REPAIRED.
- 2) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE ENTRY DOOR & POINT OF SALE STATING CCTV IS IN OPERATION.
- 3) ALCOHOL SHALL ONLY BE SUPPLIED TO CUSTOMERS SEATED AT A TABLE & SERVICE SHALL BE BY WAITING STAFF ONLY.
- 4) CUSTOMERS WILL NOT BE PERMITTED TO EITHER ORDER OR DRINK ALCOHOL AT THE COUNTER. THE NORMAL RANGE OF FOOD AND HOT DRINKS SHALL BE AVAILABLE THROUGHOUT THE TRADING SESSION UNTIL 22.00.
- 5) STAFF WILL REGULARLY CHECK THE FRONT & REAR TERRACES AND COLLECT ALL GLASSES, CROCKERY ETC. STAFF WILL ALSO MONITOR NOISE LEVELS & THE CONDUCT OF CUSTOMERS. CHECKS WILL BE UNDERTAKEN PHYSICALLY AND BY THE USE OF CCTV.
- 6) NOTICES WILL BE DISPLAYED BY THE DOOR AND ON THE TERRACES ASKING CUSTOMERS TO TALK QUIETLY AND TO DISPOSE OF RUBBISH IN THE BINS PROVIDED.
- 7) STAFF WILL ENSURE THAT NO MORE THAN 8 CUSTOMERS GO OUTSIDE THE FRONT AFTER 22.00 TO SMOKE AT ANY ONE TIME AND DO NOT TAKE DRINKS OUTSIDE ONTO THE TERRACES WHEN THEY ARE CLOSED.
- 8) STAFF WILL MONITOR TO ENSURE CUSTOMERS DO NOT TAKE DRINKS OR GLASSES BEYOND THE FRONT TERRACE INTO THE STREET.
- 9) NOTICES WILL BE DISPLAYED ADVISING CUSTOMERS THAT THEY SHOULD NOT DRINK IN THE STREET, THAT NO DRINKS OR GLASSES MAY BE TAKEN FROM THE PREMISES AND THAT NO DRINKING OR LOITERING IS PERMITTED IN THE STREET.
- 10) THE CHALLENGE 25 PROOF OF AGE POLICY WILL BE OPERATED. (SEE BOX E FOR FURTHER DETAILS.)
- 11) NOTICES WILL BE DISPLAYED ADVISING CUSTOMERS THAT CHALLENGE 25 IS IN OPERATON AS THE PROOF OF AGE POLICY & OF THE PROVISIONS OF THE LICENSING ACT



2003 REGARDING UNDERAGE & PROXY SALES.

12) AN INCIDENT BOOK WILL BE KEPT IN WHICH DETAILS OF THE FOLLOWING MATTERS WILL BE RECORDED:

- A) ALL CRIMES REPORTED TO THE VENUE,
- (B) ANY COMPLAINTS RECEIVED,
- (C) ANY REFUSAL OF THE SALE OF ALCOHOL
- (D) ANY FAULTS IN THE CCTV SYSTEM
- (E) ANY REFUSAL OF THE SALE OF ALCOHOL
- (F) ANY VISIT BY A RELEVANT AUTHORITY OR EMERGENCY SERVICE.

13) STAFF WILL RECEIVE TRAINING FOR THEIR ROLE AND IN THE LICENSING ACT & CHALLENGE 25 ON INDUCTION AND REFRESHER TRAINING EVERY SIX MONTHS. WRITTEN TRAINING RECORDS WILL BE KEPT FOR ALL STAFF.

(SEE BOX E FOR FURTHER DETAILS.)

14) CUSTOMERS WILL BE PERMITTED TO TAKE HOME PART FINISHED SEALED BOTTLES OF WINE.

15) NO OPEN CONTAINERS OF ALCOHOL MAY BE REMOVED FROM THE PREMISES OR TERRACES.

**c) Public safety**

A FIRE RISK ASSESSMENT AND EMERGENCY PLAN WILL BE PREPARED AND REGULARLY REVIEWED.

STAFF WILL BE GIVEN APPROPRIATE FIRE SAFETY TRAINING.

**d) The prevention of public nuisance**

1) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE EXIT ASKING CUSTOMERS TO RESPECT NEARBY RESIDENTS AND TO LEAVE QUIETLY, NOT LOITER OUTSIDE THE SHOP AND NOT DRINK IN THE STREET.

2) STAFF WILL REGULARLY CHECK THE TERRACES AND COLLECT ALL GLASSES, CROCKERY ETC. STAFF WILL ALSO MONITOR NOISE LEVELS & THE CONDUCT OF CUSTOMERS. NOTICES WILL BE DISPLAYED BY THE DOORS AND ON THE TERRACES ASKING CUSTOMERS TO TALK QUIETLY AND TO DISPOSE OF RUBBISH IN THE BINS PROVIDED.

3) A LITTER BIN AND ASHTRAYS WILL BE PROVIDED FOR CUSTOMERS USING THE TERRACES.

4) STAFF WILL ENSURE THAT NO MORE THAN 8 CUSTOMERS GO OUTSIDE THE FRONT AFTER 22.00 TO SMOKE AND DO NOT TAKE DRINKS OUTSIDE ONTO THE FRONT TERRACE WHEN IT IS CLOSED.

5) THE CAFE FRONT WILL BE KEPT TIDY AT ALL TIMES AND SHALL BE SWEEPED AT CLOSE.

6) NO DELIVERIES WILL BE RECEIVED OR RUBBISH ESPECIALLY GLASSES AND BOTTLES REMOVED BETWEEN 20.00 AND 07.00.

7) A PHONE NUMBER WILL BE DISPLAYED FOR RESIDENTS TO CONTACT THE CAFÉ WITH ANY CONCERNS. DETAILS OF COMPLAINTS & ACTION TAKEN BY THE MANAGEMENT WILL BE INCLUDED IN THE INCIDENT BOOK.

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

- 1) THE CHALLENGE 25 PROOF OF AGE POLICY WILL BE OPERATED AND ONLY A PHOTOGRAPHIC DRIVING LICENCE, A VALID PASSPORT OR PROOF OF AGE CARDS WITH THE BEARER'S PHOTOGRAPH & THE PASS LOGO/HOLOGRAM ON IT WILL BE ACCEPTED AS PROOF OF AGE. A WRITTEN REFUSALS RECORD WILL BE KEPT AND MADE AVAILABLE TO POLICE OR COUNCIL OFFICERS ON REQUEST.
- 2) NOTICES WILL BE PROMINENTLY DISPLAYED AT THE ENTRY AND AT THE POINT OF SALE STATING THAT CHALLENGE 25 IS IN OPERATION AND ALSO STATING THE PROVISIONS OF THE LICENSING ACT REGARDING UNDERAGE AND PROXY SALES WILL BE DISPLAYED.
- 3) ALL STAFF WILL BE TRAINED FOR THEIR ROLE ON INDUCTION AND AT REGULAR INTERVALS OF SIX MONTHS THEREAFTER. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE, MAKING AND RECORDING A REFUSAL AVOIDING CONFLICT AND RESPONSIBLE ALCOHOL RETAILING, WRITTEN TRAINING RECORDS WILL BE KEPT AND MADE AVAILABLE TO POLICE OR COUNCIL OFFICERS ON REQUEST.
- 4) A TILL PROMPT WILL BE DISPLAYED BY THE TILL TO REMIND STAFF TO CHECK PROOF OF AGE WHERE APPROPRIATE.
- 5) NO UNACCOMPANIED CHILDREN WILL BE ALLOWED ON THE PREMISES ATER 19.00.

**Checklist:**



**Please tick to indicate agreement**

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

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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 4 – 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	 /6/2015
Capacity	AUTHORISED LICENSING CONSULTANT

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
-----------	--

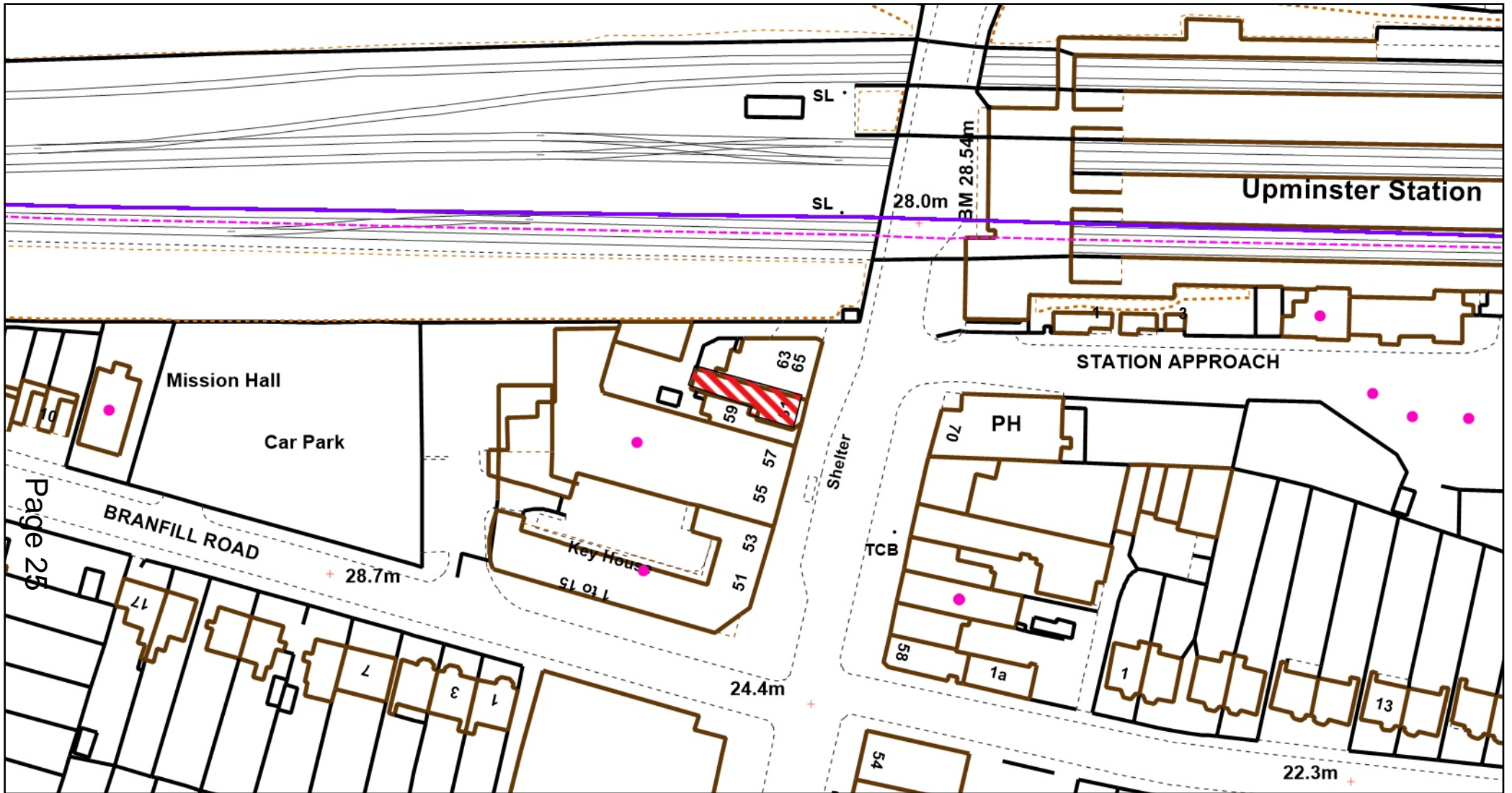
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) GT LICENSING CONSULTANTS, 55 CODENHAM GREEN, BASILDON, ESSEX. SS16 5DT			
Post town	<b>BASILDON</b>	Postcode	<b>SS16 5DT</b>
Telephone number (if any)	07810 826778		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) gtlicensingconsultants@googlemail.com			

### Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.





Cafe Baccarat 61 Station Road Upminster RM14 2SU







Scale: 1:1000  
 Date: 28 July 2015  
 Size: A4



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**Havering**  
LONDON BOROUGH

Interested Parties (Valid objections)

# Objections to licence applications

Objections to or support of an application are called representations.

Representations must clearly set out the likely effects the grant or variation of the licence would have on the promotion of at least one of the licensing objectives, and must clearly relate to the premises for which the application is being made.

The four licensing objectives are:

1. The prevention of crime and disorder
2. Public Safety
3. The prevention of public nuisance
4. The protection of children from harm

It would be wise, therefore, to explicitly link one or more of the licensing objectives directly to the premises in question. In addition, the Licensing Authority can only consider representations that are not 'vexatious' or 'frivolous'. The Licensing Authority must determine whether a representation is vexatious or frivolous. A vexatious representation might be one that is based only upon a business rivalry, whilst a frivolous representation might be one that lacks seriousness.

A representation cannot be made anonymously, your name and address must be provided (which will become part of a public document), even if somebody else (e.g. a local MP or Councillor) is making the representation on your behalf. This is because the Licensing Authority needs to know how relevant an objection is in relation to the address and it is not being vexatious. It is also important that an applicant is able to respond to a representation, for example, if they believe that it is not a 'relevant' representation.

Relevant representations must be received within 28 days of the application being made and will normally result in a hearing by the Licensing Sub-Committee to determine the application. Only persons who have made a relevant representation are entitled to address the Sub-Committee.

## Premises

Premises name*	Cafe Baccarat
Address (Line 1)*	61 Station Road
Address (Line 2)	
Address (Line 3)	
Town/City*	Upminster
Postcode*	RM14 2SU

## Your details

Your name*	Neil John Corder
Address (Line 1)*	57 Station Road
Address (Line 2)	
Address (Line 3)	
Town/City*	Upminster
Postcode*	RM14 2SU
Email	neil@ncorder.co.uk
Telephone	07920829439

## Comments

Please comment on the below licensing objectives relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed.

Public nuisance

I am raising an objection to a licence application for Cafe Baccarat. I live adjacent to this business and over the last twelve months, the noise levels are gradually increasing as the business has expanded. A rear patio has been opened which can often be noisy, should the licence application be granted, the chances are that noise levels will become even more obtrusive and disturbing for residents within the immediate vicinity.

Crime and disorder

Protection of children from harm

Public safety

I wish my identity to be kept anonymous

No

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet.



ref PPC/016857  
CAFE BACCARET

5 Alder Court  
55-57 Station Road  
Upminster RM14 2SU  
23.7.15.

Mr P Campbell  
Public Protection  
L.B.H.  
Mercury House  
Romford

Dear Mr Campbell,

I am writing regarding this application as I feel it will cause a public nuisance. When this art gallery was granted permission to serve beverages the conditions were no hot or part baked food and opening times of 8am - 6pm Monday to Saturday with no Sunday opening. All of these conditions have been broken.

On Thursday evenings and Sunday afternoons scooters and motor bikes gather around this business constantly reviving their engines and circling round the pavement, blocking our Front Door and Bin Store. This shows a complete lack of consideration for residents who far outnumber the amount of shops in this section of Station Road.

If this change of use is granted it will cause public nuisance and disturbance till late at night.

Furthermore the Tarmac area to the rear of this business is adjacent to our communal Terrace and the tables there will impact on our privacy. The noise and smells will spoil our quiet enjoyment of the area.

In the past rats have been seen to the rear of this property and a council inspection confirmed

the presence of droppings but no nest. We were told they were just passing through as there was no food source. This will no longer be the case if this application is approved.

This site is not suitable for the amount of deliveries which will be needed to supply a restaurant with sixty covers. The only place for a lorry to stop is the bus lay-by on the pavement, both of which threaten public safety.

I hope you will understand the concerns of residents in this area and refuse this application.

Yours sincerely

S. A. Lee



**Havering**  
LONDON BOROUGH

Representations from  
Responsible Authorities



## Public Protection

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

Havering Licensing Authority  
Town Hall  
Main Road  
Romford  
RM1 3BB

**Telephone: 01708 432766**  
Fax: 01708 432554  
email: [paul.campbell@havering.gov.uk](mailto:paul.campbell@havering.gov.uk)  
Textphone ☎: 01708 433175

Date: 27 July 2015

Your Reference:  
My Reference: PPC//SR 016857

### **Café Baccarat, 61 Station Road, Upminster, RM14 2SU**

As a responsible authority within the definitions of the Licensing Act 2003 the Licensing Authority makes a representation against the application to vary the premises licence at the above venue.

My objection is based on the four licensing objectives, The Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and the Protection of Children from Harm.

The application made by Mr Colin Hales of the supply of alcohol 10:00 to 23:00 does not appear on first glance to be an excessive application until you start to read the detail in conjunction of the location of the premises.

The premises itself is a single unit terrace shop with residential premises close by the applicant is asking for alcohol to be supplied on the premises for 50 people inside the building, 8 people to the front of the premises on the footway and 20 people in the rear garden/terrace area. This is a total of 118 people when full.

The days when the outside areas may be full would probably be in the summer months which is also the days when local residents will have their windows open in their homes to keep cool. With today's outdoor heating facilities there is a possibility that the outside areas could be used for most of the year.

The volume of noise caused by 60 people in the rear garden/terrace could cause a nuisance until 11pm and then a further 30 minutes as they leave the premises.

Under the de-regulation of licensable activities that the government has brought in if this licence is granted as applied for the premises could provide live and recorded music between the hours of 08:00 to 23:00 which could also add to nuisance.

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

In section "M" of the application item (3) states that "*Alcohol shall only be supplied to customers seated at a table & service shall be by waiting staff only*" this is not the condition I would expect on a premises licence application where a premises is going to operate as a restaurant only where alcohol will only be supplied as ancillary to a meal only where alcohol is only sold to persons taking table meals. if this licence is granted as applied for the licence holder (including any person the licence is transferred too in the future) could operate the premises as a bar or club as long as they are sitting at a table.

The application contradicts itself stating that no more than 8 customers will be permitted to go to the front of the premises to smoke after 22.00 but is asking for the area to the front to be licensed to 23.00 where there will already be 8 covers seated.

This application is to promote the business to its maximum capacity with a very strong possibility that if granted as applied for will have a detrimental effect of people living nearby.

The following points need to be clarified

Are the premises a restaurant or a sit down bar?

Will the outside area be used all year round?

Will the outside area close earlier than the inside?

118 people plus staff will cause noise, while they are in the premises (including the outside area) and when they leave at 23:30, serving this amount of people in a small premises could create odours, the removal of waste/rubbish and the cleaning of the premise after people have left could cause noise, there is nothing in the application other than the displaying of signs which tell me how the applicant is going to address the licensing objective of the Prevention of Public Nuisance

I respectfully ask that the Licensing Sub-Committee consider my representation and either reject the application, restrict the times for the whole licence or restrict the times the external areas can be used for licensable activity.

Yours faithfully



Paul Campbell

Licensing Specialist for the London Borough of Havering



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

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

Romford Police Station  
19 Main Road  
Romford  
RM1 1BJ  
Telephone: 01708779162  
Facsimile:  
Email

Belinda.Goodwin@met.pnn.police.uk  
www.met.police.uk

13th July 2015

Police have been served with a new premise licence application relating to **café Baccarat 61 Station Road Upminster Essex RM14 2SU.**

Police wish to make observations and representations against certain aspects of this application as we fear that the requests made will have a detrimental effect on the promotion of at least two licensing objectives, namely

1. The protection of public nuisance
4. Protection of children from Harm

### **Summary of application**

The application is for a coffee shop, café bar type premises offering hot food and drinks. There is seating for 50 people inside the premises with two tables outside the venue seating up to 8 people and there is also a rear terraced area that can hold up to 60 people, totalling 118 covers. The areas to be included in the licence for sale and consumption of alcohol, is the café itself, where customers will be allowed to take home part finished sealed bottles of wine. The operating schedule might not support this description, however. One might normally expect to see section 3 of the application contain suitably worded undertakings designed to restrict the supply of alcohol as an accompaniment to a table meal, i.e. alcohol may only be served as an ancillary to the purchase of a table meal. No such undertaking has been provided in section 3. The result of this would be that customers would be able to purchase alcohol on its own, effectively permitting the premises to operate as a vertical drinking establishment.

Licensable hours as follows:

Monday to Sunday 10:00hrs to 23:00hrs

### **LOCATION**

The location is a small shopping area near to a train station with residential buildings to the back of the venue and above the venue. There are two Public houses within the location and there are numerous other premises around this venue. It is also

a mixed used area and although the applicant is not asking to operate after 00:30hrs any anti-social behaviour will be highlighted.

### **NOISE/PUBLIC NUISANCE**

Customers will be allowed to sit and drink alcohol inside and outside the premises which could cause noise especially to the back of the venue particularly in the summer months when people have their windows open. With up to 60 people at the back at any one time, this will almost certainly have an affect on the local community. There is also a retirement home and elderly care homes in the immediate vicinity that will also be affected. Schedule D section 4 staff will ensure that no ore than 8 customers are out the front from 2200hrs and not to take drinks out the front also, suggesting that they are to go out the back of the venue where there is less saturation for noise and potentially disturb the residents. Police will argue that patrons are completely unaware of the noise they make when leaving premises due to their level of intoxication.

### **PREVENTION OF HARM TO CHILDREN**

This Café is in close proximity to three secondary schools. It is also a link to children coming into the borough to go paintballing and to an adventure location. There are two very large parks in the area and a pitch and putt. Section 3 of the schedule under this heading suggests that no unaccompanied children will be allowed on the premises after 1900hrs, suggesting that children will be allowed unaccompanied before this time.

### **SUMMARY**

The police support local business growth within the area but such a position is predicated upon the business in question adopting an appropriate and responsible approach to the business venture. Unfortunately, this application in its current state is lacking in some areas. We have tried to consult with the venue who, rejected our observations regarding these objectives and were more than happy for the licensing sub committee to make the decision for them.

If I can be of any further assistance in this matter please do not hesitate to ask.

Belinda Goodwin 695kd  
Havering Police licensing Officer  
Licensing Department  
Havering borough

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