



Haverling

LONDON BOROUGH

LICENSING SUB-COMMITTEE HOT & TASTY CHICKEN (TEN)

AGENDA

10.30 am	Monday 15 February 2016	Council Chamber - Town Hall
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Members 3: Quorum 2

COUNCILLORS:

Linda Van den Hende (Chairman)
Phil Martin
Keith Roberts

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

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

Members may still disclose any 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: Licensing Act 2003

5 HOT AND TASTY & PIZZA, 140 SOUTH STREET, ROMFORD, RM1 1TE (Pages 7 - 72)

Application for a Temporary Event Notice made by Haseebullah Rahmatullah under section 100 of the Licensing Act 2003.

**Andrew Beesley
Committee Administration Manager**

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Havering
LONDON BOROUGH

LICENSING SUB-COMMITTEE

15 February 2016

Subject Heading:

Procedure for the Hearing: Licensing Act 2003

Report Author and contact details:

Richard Cursonse 01708 432430

email:richard.cursons@onesource.co.uk

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

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

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

"Where relevant representations are made, the authority must

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

The steps are:

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

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

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

Assuming that the Sub-Committee is satisfied that a hearing is required, then the following procedural steps are recommended. The Licensing Act 2003 (Hearings)

Regulations 2005 will govern the arrangements for the hearing of the application now under consideration. This report accords with the requirements of that Act and the Regulations, and in particular Regulations 21-25 (procedure at the hearing).

1. Membership of the Sub-Committee:

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

2. Roles of other participants:

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

3. Representation validation meeting:

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

4. Location and facilities:

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

5. Notification of attendance:

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

6. Procedural matters:

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

Introduction of the application:

The Licensing officer will outline:

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

Documentary evidence:

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

Representations:

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

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

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

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

Cross-Examination:

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

Relevance:

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

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

7. Failure of parties to attend the hearing:

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

8. Adjournments and extension of time:

- 8.1 The Sub-Committee may adjourn a hearing to a specified date or extend a notice period except where it must make a determination within certain time limits in the following specific applications:
- Applications for conversion of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being granted;
 - Applications for variation of existing licences where the Sub-Committee must make a determination within 2 months of the application first being received. In default of a decision being made the application will be treated as being rejected;
 - Applications for conversion of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being granted;
 - Applications for variation of existing club certificates where the Sub-Committee must make a determination within 2 months of the application being first received. In default of a decision being made the application will be treated as being rejected;
 - Applications made by holders of justices' licences for personal licences must be determined within 3 months of the application first being received. In default of a decision not being made within this period the application will be treated as being granted;

- Review of premises licences following closure orders where the Sub-committee must make a determination within 28 days of receiving notice of the closure order.

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

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

10. Power to exclude people from hearing:

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

11. Recording of proceedings:

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

12. Power to vary procedure:

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



Licensing Officer's Report



LICENSING SUB-COMMITTEE

REPORT

15 February 2016

Subject heading:

Hot & Tasty Chicken & Pizza
140 South Street, Romford, RM1 1TE
Application for a Temporary Event
Notice

Report author and contact details:

Paul Campbell, Licensing Officer
Town Hall Romford
x 2766

This application for a Temporary Event Notice is made by Haseebullah Rahmatullah under section 100 of the Licensing Act 2003. The application was made on the GOV online website on 4th February 2016 at 22:45hrs and received by Havering's Licensing Authority on 5th February 2016.

Geographical description of the area and description of the building

The premises are a single unit, take away food shop on the west side of South Street Romford at the junction with Atlanta Boulevard, The shop is in a terrace of 12 shops that go around this corner, all of these premises have residential flats above but it is not known how many of the flats are occupied.

The premises is about 45 metres south of Romford Rail Station and located at the bus transport hub which has night busses running though it all night. It is located next to a Mini Cab office and other taxi services are nearby.

There are residential properties in Atlanta Boulevard, most of the other premises in the vicinity are commercial properties on the ground floor many of which have residential flats above.

A map of the area is attached.

Details of the application

The Provision of Late Night Refreshment		
Day	Start	Finish
Saturday 20/02/2016	01:00	04:00
Sunday 21/02/2016	01:00	04:00

In real terms if permitted this would allow the premises to continue trading from Friday night (19/02/2016) until 04:00 Saturday morning (20/02/2016) and from Saturday night (20/02/2016) until 04:00 Sunday morning (21/02/2016)

The premises hold a premises licence under the Licensing Act 2003. This licence permits

Late night Refreshment

Monday to Saturday 23:00 to 01:00

Sunday 23:00 to 00:00

Recorded Music

Monday to Saturday 11:00 to 01:00

Sunday 11:00 to 00:00

a copy of the licence is attached to my report to assist the Sub-Committee

Previous history of the premises

- 19/09/2013 – Review of the premises licence following a closure order made by the police – decision notice attached.
- 07/06/2015 – Temporary Event Notice – application attached (no other TENs have been applied for)
- 19/01/2016 – Application made to vary the licensing hours at the premises – Representation period ends 16/02/2016 – Representations have been made against this application and the matter will be determined by the Licensing Sub-Committee at a future date.

Comments and observations on the application

An objection to a Temporary Event Notice taking place can only be made by Police or Environmental Health and they have three working days after the application is made to make their representation.

The application was made on line on Thursday 4th February and accepted by the licensing authority on Friday 5th February, Environmental Health's representation was received by the licensing authority on Monday 8th February 2016 and the Police representation received on Tuesday 9th February 2016.

The guidance under section 182 of the Licensing Act 2003 states

7.6 The police or EHA ("relevant persons" for the purposes of TENs) may intervene to prevent such an event taking place by sending an objection to the licensing authority, which the licensing authority must consider on the basis of the statutory licensing objectives and decide whether the event should go ahead. A relevant person may also intervene by agreeing a modification of the proposed arrangements directly with the TENs user (see paragraph 7.36). If a relevant person sends an objection, this may result in the licensing authority imposing conditions on a TEN but only where the venue at which the event is to be held has an existing premises licence or club premises certificate. When giving a TEN, the premises user should consider the promotion of the four licensing objectives. The licensing authority may only otherwise intervene if the statutory permitted limits on TENs would be exceeded (see paragraphs 7.15-7.22).

The guidance also states

7.7 A TEN does not relieve the premises user from any requirements under planning law for appropriate planning permission where it is required.

To assist the Sub-Committee in relation to the planning permission for this premise I made enquiries of Havering's planning Section and was informed that :-

"An assessment by planning services was undertaken in 2004 (planning application number P1360.04) with relation to the use of the property as a takeaway, and the impact on the amenity of the local area was considered and subsequently conditioned as such:

1. The premises shall not be open to the public other than between the hours of 9am to 2am (the following morning) Monday to Saturday and 9am to midnight on Sundays, bank holidays and public holidays.
Reason – In the interest of amenity."

It is not understood why Haseebullah Rahmatullah has made an application for a Temporary Event Notice to 04:00 which is past the hours permitted under the premises planning permission.

As the Guidance note 7.7 states for the applicant to keep within the laws and regulations that govern the used of the venue the premise would still have to close at the earlier time.



Public Protection

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

GT Licensing Consultants
55 Codenham Green,
Basildon,
Essex
SS16 5TD

Telephone: 01708 432777
Fax: 01708 432554
email: licensing@havering.gov.uk
Textphone ☎ : 01708 433175

Date: 27 May 2015

My Reference: PPC/002199

Dear Sir

**Licensing Act 2003
Premises Licence
Licence Number - 002199
Hot and Tasty Chicken, 140 South Street, Romford, RM1 1TE**

Following the hearing please find enclosed the premises licence for the above address in accordance with the Licensing Act 2003.

You are reminded that the premises licence or a certified copy of the licence must be kept at the premises while the licence summary, known as Part B, must be displayed on the premises in a prominent position.

For further information relating to your Licence please contact the licensing authority at the above.

Please note that the granting of a licence under the Licensing Act/Gambling Act does not remove the need for any necessary consent under other legislation, such as the Planning Acts. The fact that a licence has been granted on certain terms does not imply that similar terms will be agreed under other legislation.

THIS LETTER IS NOT A PREMISES LICENCE OR PROOF THAT A CURRENT VALID LICENCE EXISTS FOR THE PREMISES NAMED ABOVE.

Yours faithfully

**Arthur Hunt
Licensing Officer**



Premises licence number

002199

Part 1 - Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**Hot & Tasty Chicken
140 South Street, Romford, RM1 1TE**

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Recorded Music, Late Night Refreshment

The times the licence authorises the carrying out of licensable activities

Recorded Music

Monday to Saturday – 11.00 to 01.00

Sunday – 11.00 to 00.00

Late Night Refreshment

Monday to Saturday – 23.00 to 01.00

Sunday – 23.00 to 00.00

The opening hours of the premises

Monday to Saturday – 11.00 to 01.00

Sunday – 11.00 to 00.00

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

N/A

1 of 3

Signed
Arthur Hunt, Licensing Officer

Date of Issue:- 27/05/2015

Part 2

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

**Joyan Ltd
140 South Street, Romford, Essex RM1 1TE**

Registered number of holder, for example company number, charity number (where applicable)

09354380

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

N/A

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

N/A

Mandatory Conditions

If at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

Annex 2 – Conditions consistent with the operating schedule

- 1. CCTV covering the interior and exterior of the premises will be installed and shall be kept operational at all times the premises is open to the public. It shall be capable of taking a “head and shoulders” shot of persons entering the premises. It should be capable of storing images for a minimum of 31 days. A member of staff capable of downloading images for the Police or Authorised Officers of the local authority shall be on duty at all times the premises is open to the public.**
- 2. The management and staff shall be briefed in the importance of their responsibilities towards children.**
- 3. The need for an SIA door supervisor to be present between Sunday and Wednesday shall be kept under constant review by the premises licence holder, subject to an on-going risk assessment in conjunction with the Metropolitan Police and shall be re-instated if so requested by the Police.**

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

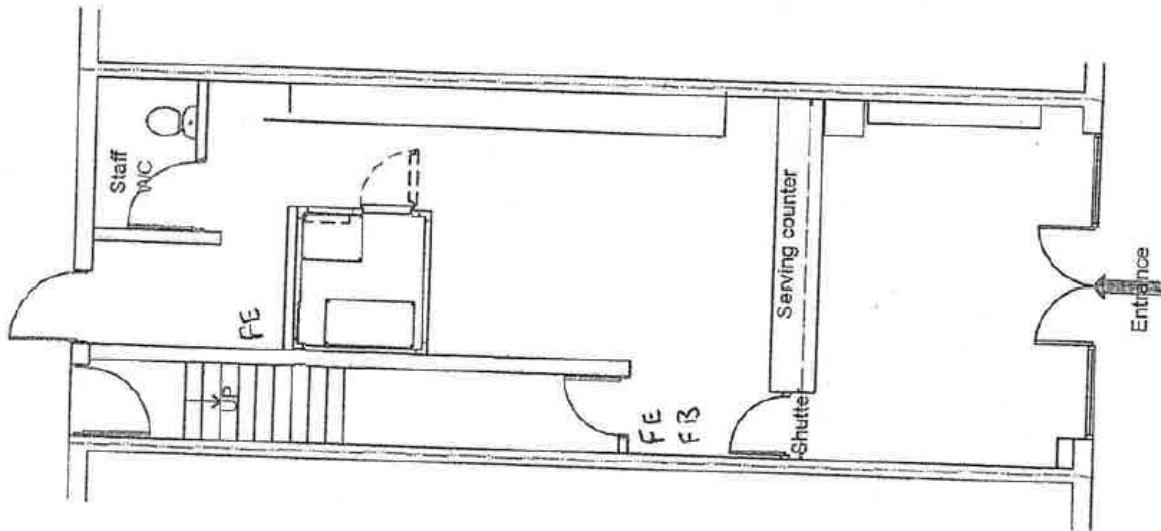
- 1. A member of staff able to operate the CCTV equipment shall be on duty at all times the premises is used to provide licensable activity.**
- 2. Capacity of 10 persons (Non Staff) inside the venue at any one time during the hours of 2300 until close.**
- 3. A SIA licensed door supervisor shall be on duty at the premises on Thursday to Saturday, Bank Holiday Sunday, Christmas Eve, Boxing Day and New Years Eve from 23:00 to close.**
- 4. Removal of seats and tables from front of counter area after 23.00 hrs.**

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

5. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.
6. A Premises Daily Register shall be kept at the premises. This register will be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premise on each given day.
7. The Premises Daily Register shall be readily available for inspection by an Authorised Person or Police throughout the trading hours of the premises.
8. The Premises Daily Register shall also record details of any SIA door staff employed at the premises including their home address. Further, all incidents in relation to the use of any force by staff or Door Supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed, and details of the staff involved.

Annex 4 – Plans

Full plans held by the London Borough Of Havering licensing section
Plans shown not to scale



Signed
Arthur Hunt, Licensing Officer

Date of Issue:- 27/05/2015



Part B

Premises licence summary

Premises licence number

002199

Premises details

Postal address of premises, if any, or if none, ordnance survey map reference or description

**Hot & Tasty Chicken
140 South Street, Romford, RM1 1TE**

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Recorded Music, Late Night Refreshment

The times the licence authorises the carrying out of licensable activities

Recorded Music

Monday to Saturday – 11.00 to 01.00

Sunday – 11.00 to 00.00

Late Night Refreshment

Monday to Saturday – 23.00 to 01.00

Sunday – 23.00 to 00.00

The opening hours of the premises

Monday to Saturday – 11.00 to 01.00

Sunday – 11.00 to 00.00

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

N/A

Name, (registered) address of holder of premises licence

**Joyan Ltd
140 South Street, Romford, Essex RM1 1TE**

Registered number of holder, for example company number, charity number (where applicable)

09354380

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

N/A

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

N/A

1 of 1

Signed
Arthur Hunt, Licensing Officer

Date of Issue:- 27/05/2015

* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

Not Currently In Use

This is the unique reference for this application generated by the system.

Your reference

GH/001/15

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

First name

HASEEBULLAH

Family name

RAHMATULLAH

E-mail address

gtlicensingconsultants@googlemail.com

Main telephone number

07810 826778

Include country code.

Other telephone number

- Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?

- Yes No

Registration number

09354380

Business name

JOYAN LTD

If the applicant's business is registered, use its registered name.

VAT number

- N/A

Put "none" if the applicant is not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

First name

Family name

E-mail address

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS ([See also guidance on completing the form, general notes and note 1](#))

Have you had any previous or maiden names?

- Yes No

Your date of birth / /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

E-mail	<input type="text" value="gtlicensingconsultants@googlemail.com"/>
Telephone number	<input type="text" value="07810 826778"/>
Other telephone number	<input type="text"/>

Section 3 of 9

THE PREMISES

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). [\(See also guidance on completing the form, note 2\)](#)

Does the premises have an address?

- Yes No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

Building number or name	<input type="text" value="HOT AND TASTY CHICKEN,"/>
Street	<input type="text" value="140 SOUTH STREET"/>
District	<input type="text"/>
City or town	<input type="text" value="ROMFORD"/>
County or administrative area	<input type="text" value="ESSEX"/>
Postcode	<input type="text" value="RM1 1TE"/>
Country	<input type="text" value="United Kingdom"/>

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

- Neither Premises licence Club premises certificate

Premises licence number	<input type="text" value="002199"/>
-------------------------	-------------------------------------

Location Details

Provide further details about the location of the event

<input type="text" value="PROVISION OF HOT FOOD FROM WITHIN THE SHOP"/>

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

01.00 TO 03.00

[\(see also guidance on completing the form, note 9\)](#)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

25

Note that the maximum number of people cannot exceed 499.

[\(see also guidance on completing the form, note 10\)](#)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

[\(see also guidance on completing the form, note 11\):](#)

- On the premises only
- Off the premises only
- Both

Section 5 of 9

RELEVANT ENTERTAINMENT [\(See also guidance on completing the form, note 12\)](#)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

NONE

Section 6 of 9

PERSONAL LICENCE HOLDERS [\(See also guidance on completing the form, note 13\)](#)

Do you currently hold a valid personal licence?

- Yes
- No

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES [\(See also guidance on completing the form, note 14\)](#)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?

- Yes
- No

Continued from previous page...

Have you already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES [\(See also guidance on completing the form, note 15\)](#)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

- Yes No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

- Yes No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Continued from previous page...

Section 9 of 9

CONDITION [\(See also guidance on completing the form, note 17\)](#)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
This formality requires a fixed fee of £21

DECLARATION [\(See also guidance on completing the form, note 18\)](#)

- * The information contained in this form is correct to the best of my knowledge and belief
 - * I understand that it is an offence:
 - * (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and
 - * (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both
- Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

Full name	<input type="text" value="GRAHAM HOPKINS"/>
Capacity	<input type="text" value="AUTHORISED LICENSING CONSULTANTS"/>
Date	<input type="text" value="19"/> / <input type="text" value="05"/> / <input type="text" value="2015"/>
	dd mm yyyy

Once you're finished you need to do the following:
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/havering/apply-1> to upload this file and continue with your application.
Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

Applicant reference number	<input type="text" value="GH/001/15"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

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Licensing Act 2003 Notice of Decision

PREMISES

Hot & Tasty Chicken
140 South Street
Romford
RM1 1TE

DETAILS OF APPLICATION

Application for a review of the premises licence by the London Borough of Havering's Licensing Authority under section 167 of the Licensing Act 2003 ("the Act").

APPLICANT

Mr Arthur Hunt
On behalf of the Licensing Authority,
London Borough of Havering,
5th Floor, Mercury House,
Mercury Gardens,
Romford,
Essex.
RM1 1LS

1. Details of existing licensable activities

Recorded Music		
Day	From	To
Monday to Saturday	11.00	02.00
Sunday	11.00	00.00
Late night refreshment		
Day	From	To
Monday to Saturday	23.00	02.00
Sunday	23.00	00.00

Opening hours: Monday to Saturday – 11.00 to 02.00, Sunday – 11.00 to 00.00

2. Grounds for Review

A section 161 Licensing Act 2003 closure order was made against *Hot & Tasty Chicken* by the Metropolitan Police on Saturday 4th May 2013 between 00:30 and 01:00. On Tuesday 7th May 2013 (Monday 6th May 2013 was a bank holiday), as required, the Metropolitan Police attended Barkingside Magistrates' Court to apply for the court to consider the closure notice in accordance with its duty under s.165. The court considered the closure order and determined that it would not exercise

any of its rights to further modify the notice. The closure notice therefore expired 24 hours after its initial service.

Section 165(4) requires the court to notify the Licensing Authority of its determination; however, this notification was not supplied to Havering until 19th September 2013 subsequent to repeated requests to do so from the London Borough of Havering and the Metropolitan Police. It was upon the receipt of the court's notification on 19th September 2013 that this review process was initiated.

Requirements upon the Licensing Authority

The provisions of s.167(4) of the Act dictate that the Licensing Authority undertakes certain functions with regard to an application made under this section. To this end the Licensing Authority gave a copy of the application to the premises licence holder and each responsible authority. It also installed an appropriately worded public notice advertising this application at the premises, at Havering's Town Hall and on Havering's website inviting interested persons and responsible authorities to make representations against, or in support of, the application.

When determining an application for a premises licence review made after a s.161 closure notice has been given s.167 of the Act requires that the relevant Licensing Authority holds a hearing to consider the closure order, any order issued by the court under s.165(2) and any relevant representations made. There were no orders issued by the court with regard to the closure notice.

During the hearing the Licensing Authority must take any of the following steps it considers necessary to promote the licensing objectives [s.167(5)(b) & (6)]. These steps are:

- (a) to modify the conditions of the premises licence
- (b) to exclude a licensable activity from the scope of the licence
- (c) *to remove the designated premises supervisor from the licence **
- (d) to suspend the licence for a period not exceeding three months
- (e) to revoke the licence

Where the Licensing Authority takes a step as defined by (a) or (b) above it may provide that the modification or exclusion is to have effect for a specified period not exceeding three months [s.167(8)].

(This premises licence does not authorise the supply of alcohol; therefore (c) will not apply in this instance.)*

3. Promotion of the Licensing Objectives

The review had been requested in order to promote the licensing objectives as shown below

- **The prevention of crime and disorder**

4. Details of Representations

The following Responsible Authorities submitted no representation:

London Fire & Emergency Planning Authority (“LFEPA”) – None

Health & Safety Enforcing Authority - None

Planning Control & Enforcement – None

Children and Family Services– None

The Magistrates Court – None

Representation from Interested Party – None

Representations were received from the Metropolitan Police and Havering’s Licensing Authority:

The Chief Officer of the Metropolitan Police

PC Jason Rose made representation on behalf of the Metropolitan Police. PC Rose’s representation details the sequence of events which led to the s.161 closure order being made and further details the Police concerns in relation to promoting the licensing objectives.

The following information was recorded against the premise.

Police submit the following report in response to a closure order issued at Hot & Tasty Chicken, 140 SOUTH STREET, ROMFORD, RM1 1TE by police under the Licensing Act 2003. Official notification has been received from REDBRIDGE MAGISTRATES COURT evidencing a hearing on 7th MAY 2013 concerning the above named premises and its closure by police on 4th MAY 2013. The court determined not to use its power under section 165 Licensing Act 2003 but was satisfied with the use of section 161 by police in the circumstances. It is unknown why it has taken the court until now to notify the local authority. Officers including Inspector BLACKLEDGE and I have made several attempts for this notification to be served before now.

Police believe the premises of HOT & TASTY is not acting in a responsible manner to promote the licensing objectives during its late night refreshment hours. Officers feel this premises has a negative effect on crime and disorder and public nuisance, not to mention public safety. Police wish to bring to the Sub-Committee’s attention a number of breaches to the premise licence conditions along with suggestions on how these issues may be remedied by changes to their current licence.

Closure under section 161 Licensing Act 2003:

Saturday 4th MAY 2013 @ 00:30-01:00hrs

Other Offences observed - Breach of license condition two (Premises shall have a door supervisor on Friday and Saturday after midnight)

At 00:30 on Saturday 4th MAY 2013 Pc 403KD Davies witnessed the premises open for trading but no SIA badge holder being on duty, clearly

breaching condition two of their premises license. Police Inspector Lorraine COWLEY visited the premises at approximately 01:00 hrs and pointed out this issue with the manager, Mr Ashmatullah TURKMANI. When this breach was pointed out, Mr TURKMANI informed the police that he and his brother were the new owners and had had no problems since installing a re-enforced glass panel at the counter which left only a small gap at the bottom to pass food and money with customers. It was established that no door staff were on duty in any capacity. INSP. COWLEY noticed large groups of males gathering outside and trying gain entry. She describes them as “high spirited” and “under the influence of alcohol”. INSP. COWLEY then elected to exercise her powers of closure under section 161 of the licensing Act 2003 and notified Mr TURKMANI of this informing him that the closure was effective from 01:00hrs until 09:00hrs.

BACKGROUND

This premises is located within Havering borough’s Anti-Social Behaviour hotspot and directly beside the Transport for London (TfL) travel network hub. There are two large bus stops directly outside the premise which service night buses. Naturally, large numbers of people - under the influence of alcohol – would be likely to congregate through-out the evening and into the early hours.

This year alone police have received several complaints of violence and anti-social behaviour recorded directly against the premises. A number of crimes have also been recorded showing the premise as the venue.

5402572/13 - Grievous Bodily Harm, Sunday 17th FEB 2013 @ 00:30 hours:

The victim attended the premises with his girlfriend and once inside got talking to a group of males. During the conversation one of the males called the victim’s girlfriend “Fatty”, his girlfriend heard the comment and stormed out of the premises upset, leaving the male victim at the location. A short while later the victim had sustained serious head injuries which resulted in a diagnosed fractured skull and a blood clot that needed surgery. It is believed the victim defended his girlfriend’s honour and was attacked by the three males. Upon police arrival at the venue an hour later, the staff denied that any incidents had taken place; the premises had been cleaned and there was no sign of any blood or blood splatter. When officers asked to view the CCTV record they were informed it could not be operated by the members of staff on duty at that time. No CCTV to this date has been recovered and no scene identified.

5401728/13 - Sec 5 Public Order Act, Saturday 16th MARCH 2013 @ 00:05 hours:

Police came across an argument between the suspect and a member of staff at the venue who stated that the suspect, along with two other males, had sat down and started causing trouble in the shop and when asked to leave became abusive. The Member of staff informed the males that seating in the shop was for paying customers only and the males were asked to leave. Police were called. The suspect was warned repeatedly with regard to swearing in public next to the main bus hub. However he continued to shout

obscenities and displayed crude and rude hand gestures. This behaviour was observed by approximately thirty members of the public.

Saturday 4th MAY 2013 @ 00:30-01:00hrs, Closure order under section 161 Licensing Act 2003 already referred to:

5408179/13 - Actual Bodily Harm, Wednesday 05th JUNE 2013 @ 01:40 hours:

A male and female couple were waiting for their food when the suspect entered the shop. He engaged the couple in conversation but this conversation turned to violence. The suspect punched the male victim twice in the face then kicked the female victim in the chest for no apparent reason.

The fight spilled out onto the footway outside in the transport hub. The suspect continued to parade outside the shop swearing and shouting. Police arrived and arrested the male. At the time of the police arrival the shop had been closed and police could not liaise with any staff and obtain witness or possible scene evidence. Pc ROSE attended the premises the following day and was informed by both Mr Ashmatullah TURKMANI (manager) and Mr Hayadulla TURKMANI (his brother) that neither of them could operate the CCTV system to show the footage or download it for evidence. Police had to return the following day, some 34 hours after the event to view CCTV evidence.

Not only has the premises been a location for crime and disorder but officers have had to visit the establishment on other occasions.

Breach of license condition two (Premises shall have a door supervisor on Friday and Saturday after midnight) Saturday 28th April 2013 @ 00:05-00:15hrs

Officers from Havering licensing authority observed the premises operating without any door supervisors at approx. 00:05hrs. Officers entered the venue and spoke with Mr TURKMANI informing him of the breach and he simply stated he felt he didn't need door staff.

Operating outside of licensable hours, Saturday 25th MAY 2013 @ 02:03-02:20hrs

At 02:03hrs Police noticed the premises still had its lights on and was trading. The door supervisor stood outside with customers sitting inside. At 02:06 hours police observed a male walk into the venue, approach the counter and appear to order food. Police entered and spoke to staff. Police asked a member of staff what time they closed. The staff member informed them it was 02:30 hours. Police asked staff what time they served till and were told 02.15 hours. Pc ARMOUR asked to see the licence. The manager then stated they were closing in the next ten minutes and that they stopped serving at 02.00 hours. As this conversation was finishing, police witnessed a staff member serve food to the customer who entered after 02.00 hours. Pc ARMOUR informed the manager that he would be reported to the licensing authority for his breach of licensable hours.

**** POINT OF NOTE ****

In all of the six examples shown above **the offending times are after midnight**. Police submit that **this is the critical time for potential issues to take place**. Victims become even more vulnerable due to intoxication. Offenders become even more violent due to intoxication. Romford town centre needs a quick dispersal zone when pubs, clubs and other venues close - not a venue that attracts people to meet, keep warm, socialise and stay longer which only increases the chances of crime and disorder and offences against public safety and public nuisance. This premises, by the nature of the examples above has shown it cannot operate without such incidents taking place.

Further to the above observation, police have received numerous calls to the immediate locality and to the premises of A1 mini cabs adjoining Hot & Tasty. It is impossible to ascertain if these premises were involved in all these incidents as callers / victims had left prior to police arrival. Two further CADS have been logged solely against the premises address -

Monday 22th JULY 2013 @ 0044hrs CAD KD416

Police called by a staff member requesting assistance. Immediate response vehicle dispatched.

Sunday 28th APRIL 2013 @ 2345hrs CAD KD9473

Police called. Assistance requested at location. Station Van dispatched.

In May the venue applied for extensions to its licensing hours to 05:00hrs on a Thursday - Saturday, and 03:00hrs on a Monday- Wednesday and 02:00hrs on a Sunday. Police made objections, showing their fears for safety. The Police argument was accepted by the Sub-Committee at a subsequent hearing on the 8th July and the application was refused. No further hours of trading were approved or authorised.

Police believe the majority of Hot & Tasty's customer base is under the influence of alcohol to different degrees. The potential for violence is often felt throughout the night. The venue's clientele is loud, jovial, boisterous and in the examples shown above sometimes violent. SIA door staff have proven to be an effective tool in the battle against crime and disorder along with aiding public safety. Police encourage the use of such staff during the hours of late night refreshment. Without these personnel present, the risk to public safety will dramatically increase as will the burden on staff to enforce their current licensing condition in respect of capacity. Police therefore recommend that an SIA badge-holder should be on duty when the premises trade within its late night refreshment hours i.e. 23.00 until close.

Police have serious concerns in relation to the amount of times CCTV recordings have not been available to view or indeed, the facility to download and seize for evidence. It appears that staff members continue to clear and clean the premises prior to police arrival which in turn has an impact on loss of evidence. They have been advised about this on several occasions.

Police also have concerns in relation to Public Nuisance and Public Safety from a littering point of view. On all night-time occasions when police patrol the area, it is clear to see litter which has come from the venue. This includes take-away packaging, chips and chicken bones thrown carelessly around the transport hub. Not only are these chicken bones a health risk, they are also a danger as an intoxicated person might slip on greasy, discarded items such as these. The litter is a constant eyesore for residents and visitors alike. It is not cleaned away by the venue and is traditionally still present on a Saturday and Sunday morning when shoppers enter the area, giving an untidy and false impression of Romford town centre. This is also a clear, continuous breach of condition five of the premises licence.

In conclusion police respectfully request that consideration be made to the following recommendations.

- A reduction in trading hours for Late Night Refreshment to 00.30hrs Monday - Saturday in line with local authority policy 012 "Regulated activities will normally be permitted until 00.30am in mixed use areas" (Crime statistics support a reduction to 00.30am)
- A member of staff able to operate, download CCTV footage **MUST** be on duty at all times the premises is open for business. Staff **MUST** assist the police and the Local Authority in their enquires.
- A maximum capacity of **TEN** persons (not including staff members) inside the venue at any one time during the hours of 2300 until close.
- An SIA badge holder should be on duty where the premises trades within its late-night refreshment hours i.e. 23.00 until close Fri and Saturday. (Currently midnight onwards).
- The premises should remove seats and tables from in front of the counter area to deter lengthy stays after 23.00hrs which would assist with dispersal.

Mr Colin Turner, legal representative on behalf of Mr Turkmani, asked PC Rose about the dates of some of the events presented in his evidence. He enquired whether PC Rose was aware that his clients did not own the premises until 21 March 2013 and therefore the incidents on 17 February and 16 March 2013 had nothing to do with his clients. PC Rose accepted that, but argued that the issues concerned the premises irrespective of the proprietor at the time. Mr Turner disagreed saying that liability for previous problems could not be transferred to new owners.

Mr Turner then reminded those present that action to close the premises was taken on Saturday 4 May 2013 and was considered by magistrates on Tuesday 7 May (Monday being a Bank Holiday). At that hearing, the magistrates chose not to exercise their discretionary powers to confirm or extend the closure and, had the bureaucratic process flowed smoothly, this review hearing would have taken place sometime in June. The point he was making was that those incidents presented by the Police which occurred after mid-June should – by rights – be ignored as the review would have only had the incidents on 25th May and 5th June at best, before it. Again, PC Rose

disagreed, holding instead that that view was unrealistic and was not borne out by reality. The court had delayed (considerably) in notifying the borough of its decision (indeed, active enquiries had to be made in order to retrieve the decision). In the mean-time, the new owners had not changed the way in which they operated their business and despite frequent Police intervention, allowed breaches of the peace to continue and disregarded the conditions of their licence to the detriment of the locality and potential danger for those using the transport facilities outside the premises.

Mr Turner reminded those present that Hot & Tasty Chicken was not trading in isolation and that within a small radius of the premises, there were several establishments also providing late-night refreshment (some being open far longer than his clients) and trouble could not be solely attributed to his clients' premises.

PC Rose answered that the Police had received calls from staff working at the premises and from others who identified the premises specifically.

Mr Turner summarised by saying that his clients had shown that they were trying to comply with the Police requirements. The CCTV system had been fully overhauled and extended. Staff were trained to operate it and the Police and Licensing Officers would be able to obtain information on reasonable demand. PC Rose reminded Mr Turner that it had taken some 34 hours on one occasion before CCTV data was provided and that on another occasion, no information had been forthcoming at all because staff did not know how to operate the equipment. Mr Turner pointed out that on the occasion when there was delay, the information was not deliberately withheld and was provided and regarding the other incident, that was in the past and would not happen again in the future.

Havering's Licensing Authority:

With regards to the above Arthur Hunt confirmed that the Licensing Authority wished to make a representation to be considered by the Licensing Sub-Committee concerning breaches of the following Licensing Objectives:

Crime and Disorder: There has been a failure to comply with conditions on the Premises Licence and assaults reported at the premises and

Public Safety: The premises has operated without Door Supervisors as required by their premises licence.

Crime and Disorder

Police have had reports of assaults on:-

17 February 2013 at 12.30am – Grievous Bodily Harm. A male received a fractured skull and had surgery to remove a blood clot at the premises. Police attended to investigate the matter and the premises had been cleaned and a denial that the assault had taken place. The CCTV was requested and to date has still not been provided.

5 June 2013 at 01.40am - Actual Bodily Harm. A male and female were assaulted by the same assailant in the premise. This spilled out onto the

footway outside in the transport hub. The suspect was arrested. It took some 34 hours for the CCTV images to be produced.

Police have also dealt with other matters at the premises:-

16th March 2013 at 12.05am. Police intervened in an argument between staff and a group of males in the premises. One from the group of males was eventually arrested for a public order offence with his behaviour being observed by approximately thirty members of the public.

4th May 2013 at 12.30am. This was when the Police became sufficiently concerned about the premises to utilise their powers under section 161 Licensing Act 2003 to close it.

Public Safety

Havering's licensing policy 015 states that consideration should be given to the reviewed premise compliance history. Licensing policy 015 states:

In considering applications for new licences or variations to existing licences and licence reviews following the receipt of relevant representations, the LLA will take the matters listed below into account. These criteria will apply in different ways to different types of premises and licensable activities in the following order:

- *the location of the premises and character of the area*
- *the views of responsible authorities*
- *the views of interested parties*
- *past compliance history of current management*
- *the proposed hours of operation*

Annex 2 of the premises licence contains the following condition: *The CCTV system shall be in operation at the premises at all times when the premises are used for licensable activities. Recorded tapes shall be kept for 28 days and be available for inspection by police and Council officers at all reasonable times.*

When police attended as a result of the aforementioned assault on the 17 February staff were unable to operate the system. To date no CCTV images have been supplied to the police.

When police attended the premises as a result of the 6 June assault, the licence holder, Mr Hayadulla Turkmani and his manager Mr Ashmatullah Turkmani were unable to operate the CCTV system. They had to receive training from another member of staff. Police were only able to obtain the CCTV images some 34 hours after the event.

Annex 2 condition 2 of the premises licence states: *Premises shall have a door supervisor on Friday and Saturday after midnight*

28th April 2013 from 12.05am – 12.15am – Licensing officers observed that there were no door staff in place. Mr Turkmani was spoken to on the night and informed that the requirement for door staff was a condition of his licence. If he continued to operate without SIA door staff in place he would be in

breach of his premises licence. He replied that he didn't think that he needed them.

4th May 2013 at 12.30am – When police exercised their powers to close the premises there were - once again - no SIA door staff on duty. This was a contributing factor in the decision of the police to close the premises.

25 May 2013 between 02.03am and 02.20am - Police observed the premises operating passed their terminal hour of 02.00am. Staff were warned by the Police.

Havering's Licensing Policy 014 states:-

Where relevant representations are received from responsible authorities and/or interested parties, the LLA may seek to restrict the operational hours of premises where this is necessary to promote the licensing objectives. The LLA may impose further limitations in hours upon review of the licence, particularly where the premises is shown to be the focus or cause of nuisance or anti-social behaviour.

The Police have detailed in their representations that the incidents all appear to happen after midnight. It may therefore be appropriate - in line with Havering Policy 012 - to reduce the premises hours to at least 00:30 because of the mixed residential/commercial use of the area.

As the premise is situated within the ring road, Licensing Policy 18 states:-

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

The policy goes further at Para 4.21:-

Existing premises licences that have a negative impact on the licensing objectives contribute to cumulative impact and this may be reduced if appropriate steps are taken on reviews of individual licences that are creating particular problems.

This premises, by the history detailed by the Police, has had a negative impact on the licensing objectives. There has been a history of violence and anti-social behaviour related to the premises. Also there has been more than one incident of non-compliance with the current premises licence. This non-compliance has also attracted complaints from other premises within the locality, who detail a loss of business due to the premises remaining open past its terminal hour. It also holds a prime position within the transport hub in South Street and any incident could therefore have a detrimental effect on late night transport facilities

Paragraph 4.23 states:

Taking revised Guidance into account, and also the continued existence of some serious problems of nuisance in the Stress Area, the Licensing Authority may, in determining reviews of individual premises

licences in a Stress Area, take into account the fact that the premises are in an area of special policies on cumulative impact, when considering what steps are appropriate to take to promote the licensing objectives. The fact that premises are in an area where special policies on cumulative impact apply cannot of itself be the grounds for revoking a licence on review. However, in deciding what steps it should take to promote the licensing objectives, the Licensing Authority will take into account the effect the premises licence and its operation have on the licensing objectives, within the context of the underlying reasons for the designation of the area as one where for special policies on cumulative impact will apply.

In addition to the conditions requested by the Police (above) the Licensing Authority asked for the following conditions to be added to the licence:

- All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.
- A Premises Daily Register shall be kept at the premises. This register will be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premise on each given day.
- The Premises Daily Register shall be readily available for inspection by an Authorised Person or Police throughout the trading hours of the premises.
- The Premises Daily Register shall also record details of any SIA door staff employed at the premises including their home address. Further, all incidents in relation to the use of any force by staff or Door Supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed, and details of the staff involved.

Mr Turner asked Mr Hunt about the matter of public safety, drawing the Sub-Committee's attention to the completed details in section C in which only the "crime and disorder" box was checked. Mr Hunt accepted he had only checked that box as that was what the Police action involved. Mr Turner questioned whether references to public disorder ought, therefore to be considered.

Response of the Applicant

Mr Turner stated that he preferred for Mr Turkmani to firstly address the Sub-Committee direct, and Mr Turkmani said that he and his brother apologised for the initial problems which had arisen when they took over the premises and the trouble they had caused, but he had taken control of the situation, listened to the Police and changed the CCTV and ensured staff were available who could operate it, made changes in the way the premises operated – a glass screen had been installed at the counter to minimise any problems with members of the public – and door supervisors were now employed in accordance with the licence – though he accepted that he had told the Police . In addition, he was willing to apply all the changes suggested by the Police and Licensing, even though, Mr Turner observed, removing tables and chairs from in front of the counter appeared at odds with a requirement that the

maximum number of patrons on the premises was not to exceed ten at any one time.

Mr Turkmani advised that he was present at the premises on 4 May 2013 when the premises were closed by Police, and accepted what was said about the lack of door staff. He explained that he had been told by the previous licence holder that door staff was not required. He has had door staff ever since that occasion.

Regarding CCTV, and the allegation that he did not provide it in relation to the incident on 5 June 2013, Mr Turkmani said that he had told Police he would provide it, and did so. He stated that there have not been any requests since that time, and that whenever it was needed, he or his brother could do so. He had four staff on duty, and that would always include one of the Turkmani brothers.

Mr Turner then added that his client cleared rubbish from the front of his premises – even if it had not originated from it – and that he wished to run his business properly. In addition, it was a fact that around 40% of his profit came from transactions after midnight and as such, that was a critical period for him.

The Sub-Committee enquired about aspects of the case. In answer to a question from the Chair, Mr Turner agreed that it had been an unfortunate mistake not to have employed a door supervisor as required by the licence and, in answer to a question about taking orders and serving food after the time the premises should have been closed, Mr Turner stated that there had been some confusion about the timings. His client did not accept the Police version of when the sale was made. The food had been ordered before the premises should have closed but was only not handed over until later.

Challenged about the premises actively attracting people who were intoxicated to buy their food, Mr Turner argued that this was never his client's intention. The question of customers being intoxicated or not was not one for his client – whose sole purpose was the provision of hot food to whoever wished to buy it.

The Sub-Committee also enquired about the brothers' contact with the premises prior to purchasing it. In response Mr Turkmani said he hadn't worked there, but after the Sub-Committee pressed him on the matter he said: "Not officially worked there, but did visit/inspect prior to buying" explaining that he and his brother had – as would be expected in any business arrangement – visited the premises and spoken with the owner a few of times before buying it. He denied having any responsibility for the incidents prior to his taking over the business on 20 March.

In summary, the Police re-stated their concerns not only about the matter of the operation of the CCTV but reiterated that their view was that crime and disorder was associated with the premises, irrespective of who owned it and the premises was located at a very sensitive spot at the heart of Romford's dispersal hub and any major incident which involved that location being closed to the public would have serious implications for those trying to get home.

Mr Turner reminded the Sub-Committee that there had been unreasonable delay in bringing this review; that his client accepted that he had not acted

wisely in serving food late (though there was some question about that) and in not employing a door supervisor) but he had apologised for that. In addition, he had complied with recommendations from the Police and Licensing Service in updating his CCTV and ensuring staff knew how to operate it. In addition, his client now employed SIA approved door supervisors and had put other measures in place (the glass screen at the counter to reduce potential trouble being an example) to ensure that he was seen to operate a responsible business and, in addition, he was willing to accept all the recommendations made by the Police and the Licensing Service other than the reduction in hours.

His client had also stated that some 40% of his profit was earned after midnight and so any change to his closing times would have a serious impact on the viability of his business.

5. Determination of Application

Consequent upon the hearing held on 16 October 2013, the Sub-Committee's decision regarding the review of a premises license for Hot & Tasty Chicken, 140 South Street Romford is set out below, for the reasons shown:

The Sub-Committee was obliged to determine this application with a view to promoting the licensing objectives, which are:

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

In making its decision, the Sub-Committee also had regard to the Guidance issued under Section 182 of the Licensing Act 2003 and Havering's Licensing Policy.

In addition the Sub-Committee took account of its obligations under s17 of the Crime and Disorder Act 1998, and Articles 1 of the First Protocol of the Human Rights Act 1998.

Decision:

The Sub-Committee stated that the issue of crime and disorder as detailed by the Police was in part a problem for the area in which the premises was located. There were, however, a number of incidents which related directly to the premises which had been evidenced. The situation had been exacerbated by the failure to adhere to the conditions of the licence – in particular, the failure of the owners to have a door supervisor in place, the presence of whom may well have minimised – or prevented – those incidents occurring.

The Sub-Committee added that it considered it appropriate – for the promotion of the Crime and Disorder Licensing objective – to modify the licensing conditions by adding all of those requested by the Police and Licensing Service, most of which had been accepted. The limitation of

hours are appropriate because of the incidents of crime and disorder in the area and recorded at the premises predominantly occurred between the hours of midnight and 2.00am.

The modifications to the premises licence are as follows:

- A reduction in trading hours for Late Night Refreshment to 00.30hrs Monday - Saturday
- A member of staff able to operate the CCTV equipment shall be on duty at all times the premises is used to provide licensable activity.
- Capacity of 10 persons (Non Staff) inside the venue at any one time during the hours of 2300 until close.
- SIA badge holder shall be on duty where the premises trade within their late night refreshment hours i.e. 23.00 until close
- Removal of seats and tables from front of counter area after 23.00 hrs.
- All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.
- A Premises Daily Register shall be kept at the premises. This register will be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premise on each given day.
- The Premises Daily Register shall be readily available for inspection by an Authorised Person or Police throughout the trading hours of the premises.
- The Premises Daily Register shall also record details of any SIA door staff employed at the premises including their home address. Further, all incidents in relation to the use of any force by staff or Door Supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed, and details of the staff involved.

6. Right of Appeal

Any party to the decision or anyone who has made a relevant representation [including a responsible authority or interested party] in relation to the application may appeal to the Magistrates' Court within 21 days of notification of the decision. On appeal, the Magistrates' Court may:

1. dismiss the appeal; or
2. substitute the decision for another decision which could have been made by the Sub Committee; or
3. remit the case to the Sub Committee to dispose of it in accordance with the direction of the Court; and
4. make an order for costs as it sees fit.

Grant Söderberg
Clerk to the Licensing Sub-Committee



Havering
LONDON BOROUGH

Copy of Application

* required information

Section 1 of 9

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference

This is the unique reference for this application generated by the system.

Your reference

You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

First name

Family name

E-mail address

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is the applicant's business registered in the UK with Companies House?

Yes No

Registration number

Business name

If the applicant's business is registered, use its registered name.

VAT number

Put "none" if the applicant is not registered for VAT.

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

First name

Family name

E-mail address

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

Is your business registered in the UK with Companies House? Yes No

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 9

APPLICATION DETAILS ([See also guidance on completing the form, general notes and note 1](#))

Have you had any previous or maiden names?

- Yes No

Your date of birth / /
dd mm yyyy

Applicant must be 18 years of age or older

National Insurance number

This box need not be completed if you are an individual not liable to pay UK national insurance.

Place of birth

Correspondence Address

Is the address the same as (or similar to) the address given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Additional Contact Details

Are the contact details the same as (or similar to) those given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

E-mail	<input type="text" value="gtlicensingconsultants@googlemail.com"/>
Telephone number	<input type="text" value="07810 826778"/>
Other telephone number	<input type="text"/>

Section 3 of 9

THE PREMISES

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

Give the address of the premises where you intend to carry on the licensable activities or if it has no address give a detailed description (including the Ordnance Survey references). [\(See also guidance on completing the form, note 2\)](#)

Does the premises have an address?

- Yes No

Address

Is the address the same as (or similar to) the address given in section one?

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

- Yes No

Building number or name	<input type="text" value="140"/>
Street	<input type="text" value="SOUTH STREET"/>
District	<input type="text"/>
City or town	<input type="text" value="ROMFORD"/>
County or administrative area	<input type="text" value="ESSEX"/>
Postcode	<input type="text" value="RM1 1TE"/>
Country	<input type="text" value="United Kingdom"/>

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)?

- Neither Premises licence Club premises certificate

Premises licence number	<input type="text" value="002199"/>
-------------------------	-------------------------------------

Location Details

Provide further details about the location of the event

Continued from previous page...

State the times during the event period that you propose to carry on licensable activities (give times in 24 hour clock)

01.00 TO 04.00 20/02/2016 + 01.00 TO 04.00 21/02/2016

[\(see also guidance on completing the form, note 9\)](#)

State the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers

25

Note that the maximum number of people cannot exceed 499.

[\(see also guidance on completing the form, note 10\)](#)

If the licensable activities will include the supply of alcohol, state whether the supplies will be for consumption on or off the premises, or both

[\(see also guidance on completing the form, note 11\):](#)

- On the premises only
- Off the premises only
- Both

Section 5 of 9

RELEVANT ENTERTAINMENT [\(See also guidance on completing the form, note 12\)](#)

State if the licensable activities will include the provision of relevant entertainment. If so, state the times during the event period that you propose to provide relevant entertainment

NONE

Section 6 of 9

PERSONAL LICENCE HOLDERS [\(See also guidance on completing the form, note 13\)](#)

Do you currently hold a valid personal licence? Yes No

Section 7 of 9

PREVIOUS TEMPORARY EVENT NOTICES [\(See also guidance on completing the form, note 14\)](#)

Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice? Yes No

Continued from previous page...

Have you already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Section 8 of 9

ASSOCIATES AND BUSINESS COLLEAGUES [\(See also guidance on completing the form, note 15\)](#)

Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

- Yes No

Has any associate of yours already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?

- Yes No

Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period:

- a) Ends 24 hours or less before; or Yes No
- b) Begins 24 hours or less after the event period proposed in this notice?

Continued from previous page...

Section 9 of 9

CONDITION [\(See also guidance on completing the form, note 17\)](#)

It is a condition of this temporary event notice that where the relevant licensable activities described in Sections 4 and 5 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.
This formality requires a fixed fee of £21

DECLARATION [\(See also guidance on completing the form, note 18\)](#)

- * The information contained in this form is correct to the best of my knowledge and belief
 - * I understand that it is an offence:
 - * (i) to knowingly or recklessly make a false statement in connection with this temporary event notice and that a person is liable on conviction for such an offence to a fine up to level 5 on the standard scale; and
 - * (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both
- Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

Full name	<input type="text" value="GRAHAM HOPKINS"/>
Capacity	<input type="text" value="AUTHORISED LICENSING CONSULTANTS"/>
Date	<input type="text" value="04"/> / <input type="text" value="02"/> / <input type="text" value="2016"/>
	dd mm yyyy

Once you're finished you need to do the following:
1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/temporary-event-notice/havering/apply-1> to upload this file and continue with your application.
Don't forget to make sure you have all your supporting documentation to hand.

OFFICE USE ONLY

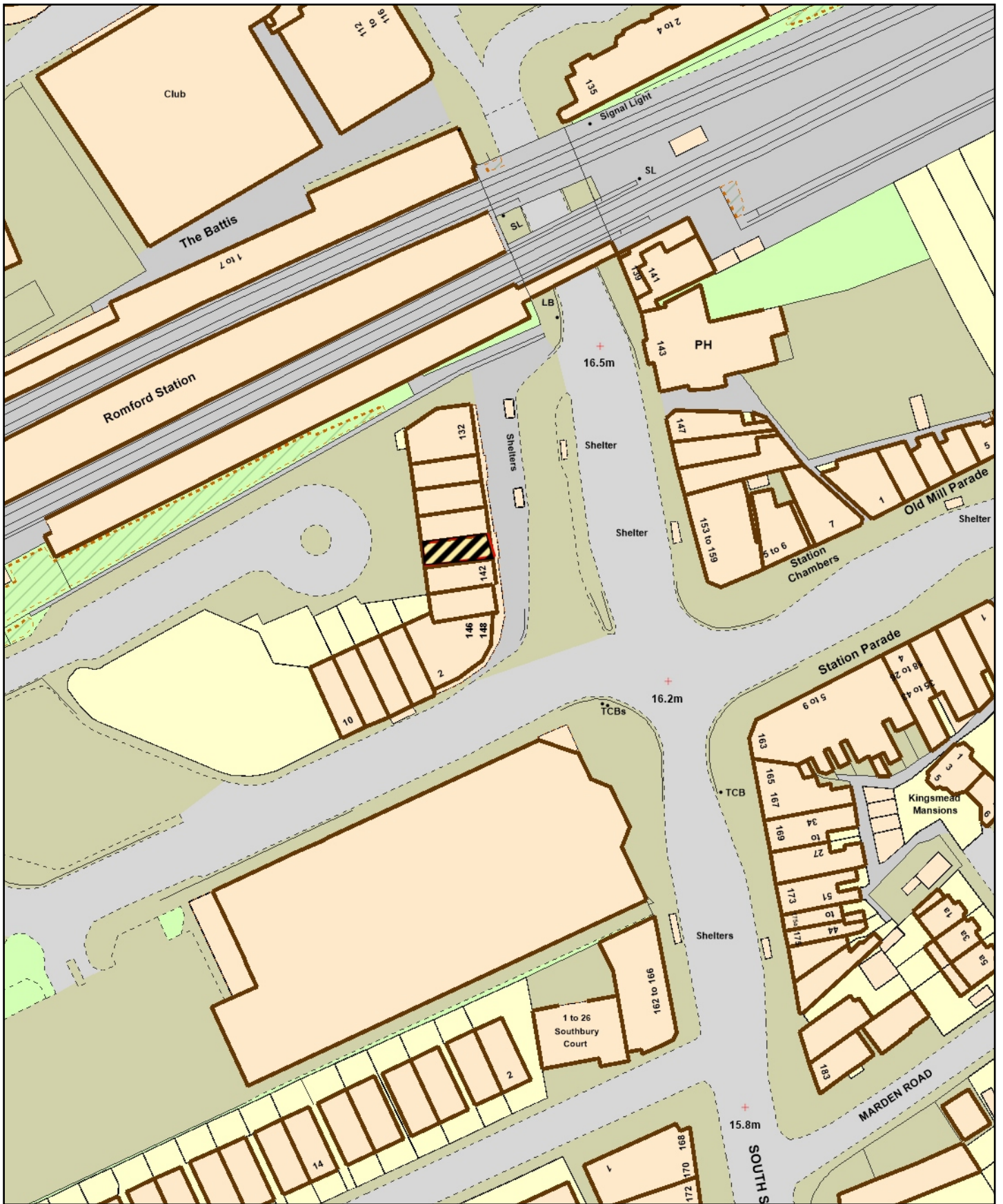
Applicant reference number	<input type="text" value="GT/HOT & TASTY/ 001/16"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[< Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [Next >](#)



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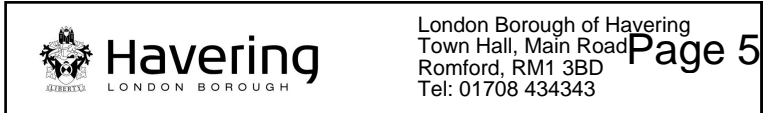
Map of the area



Hot & Tasty Chicken & Pizza



Scale: 1:1000
Date: 09 February 2016



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

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 Ordnance Survey 100024327



Havering
LONDON BOROUGH

Representation from
Responsible Authorities

Licensing Act 2003 Responsible Authority representation

This representation is made by a responsible Authority for the London Borough of Havering concerning an application for a temporary event notice for the premises as detailed below.

Premises Name and address: Hot & Tasty Chicken & Pizza, 140 South Street, Romford, Essex RM1 1TE

Your Name: _Marc David Gasson

Organisation name/name of body you represent: London Borough of Havering/Public Protection

Your Address: 5th Floor, Mercury House, Mercury Gardens, Romford, Essex, RM3 0YU

Email: marc.gasson@havering.gov.uk__

Contact telephone number: 01708 432749

Summary of Objection: to object to the proposed application for a temporary event notice on the specific licensing objective "the prevention of public nuisance" .

Policy Considerations

Licensing Policy 2

The Licensing Authority has adopted a special Policy relating to cumulative impact in relation to:

- Romford town centre within the ring road
- St Andrews Ward

This special Policy will create a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives. The exception to this policy will be for applications for restaurants where alcohol is sold ancillary to a table meal and the terminal licensing hour is in line with the Policy.

Licensing Policy 7

When dealing with new and variation applications the Licensing Authority will give more favourable consideration to applications with the following closing times:

Public Houses and Bars 23:00 hours-Sunday to Thursday

	Midnight –Friday and Saturday
Nightclubs	01:00 hours Sunday to Thursday 02:00 hours Friday and Saturday
Restaurants and Cafes	23:00 hours Sunday to Thursday Midnight- Friday and Saturday
Off licences	23:00 Monday to Sundays
Hot food and drink supplied by takeaways, fast food premises	Midnight- Sunday to Thursdays 01:00 Friday and Saturday
Hotel residents only	24 hours sale of alcohol for on sales only.

Consideration will also be given to the type of area that the premises is located in with regulated activities normally being permitted until 23.30 in residential areas and 00.30 in mixed use areas.

These hours are not pre-determined and each application will be considered on its merits.

Licensing Policy 14

The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licenced premises, particularly when late hours have been sought. Where relevant representations are received, the Licensing Authority will impose appropriate restrictions or controls on the licence to support the prevention of undue noise disturbance from licensed premises.

Licensing Policy 16

The Licensing Authority recognises that where gardens and tables and chairs are provided for smoking, eating and drinking outside, users can cause nuisance.

Where smoking, eating and drinking take place outside the Licensing Authority expects applicants to provide comprehensive details in their operating schedule on:

- The location of outside areas to be available for use
- How the outside areas will be managed to prevent noise, smell and pavement obstructions.

Where the Licensing Authority receives representations or a review application regarding the use of an outside area it will impose restrictions or conditions that are appropriate for preventing a public nuisance.

Representation

When reviewing this licence application this representation seeks to address the licencing objective “the prevention of public nuisance” by firstly looking at the proposals submitted by the applicant and secondly whether these address the concerns I have with regard to the licensing objective.

The applicant has submitted the following with regards to addressing the licencing objective "prevention of public nuisance" :-

1. We will operate our business in a responsible manner and actively promote the licensing objectives at all times.
2. All existing conditions to remain in force and are considered to be adequate.

This information is limited and in my opinion fails to address my concerns with regards to the following:-

1. The noise from patrons congregating outside the premises.
2. The noise created by patrons staying later into the early hours of the morning in the town centre and in larger numbers. Although the applicant has no control of their patrons once they are away from the premises the fact that the premises is open till later is the reason why the problems are arising to a later and much more unsociable hour

The potential problems associated with this application is compounded by the fact that there is a significant number of residential properties in close proximity to the premises in question.

1. There are flat directly above this premises and above adjacent shops in the parade.
2. Flats in Charrington Court, South Street.
3. Flats and houses in surrounding streets ie South Street, Victoria Road and Regarth Avernue.

Any extension in the licensing hours will potentially result in an increase in the length of time residents are exposed to potentially unacceptable levels of noise and also that this level is going to be louder as there are a larger number of patrons producing that noise.

Given the reasons detailed above, this application goes directly against licensing policies 2, 7, 14 and 16 and also fails to address my concerns with regards to the "prevention of public nuisance". In effect any extension in hours is only likely to exacerbate the noise disturbance experienced by nearby residents. As this is the likely case and the applicants operating schedule does not address my concerns, Public Protection asks that the Licensing Committee to refuse the application to vary the premises licence.

Complaint and Inspection History (if applicable)

There are no records on the Public Protection database to show any history of noise complaints against this premises.

Other documents attached

None attached

Signed

dated

**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.u
k
www.met.police.uk
9th February 20016

Police have been served with a Temporary event notice for the premises of **Hot and Tasty Chicken 140 South Street, Romford RM1 1TE**. This application has been served by Graham Hopkins on behalf of Mr Haseebullah Rahmatullah

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 three of the four licensing objectives, namely

1. The prevention of crime and disorder
2. Public Safety
3. Prevention of nuisance

Summary of application

The premise is a fast food take away restauraunt. The application is for a temporary extension of hours currently from 2300hrs to 0100hrs to be extended to 0400hrs on a Saturday and Sunday night.

Location

The premise is situated in the heart of the transport hub in Romford Town within a row of shops including a mini cab station that have residential flats above. There are also a large block of flats that sit behind the venue with a car park in between.

There is a high volume of off licences and take away restaurants in this area which falls under the licensing policy 2016 (2) which is a specific policy relating to cumulative impact in relation to Romford Town centre.

The Policy states that the applicant must demonstrate why the operation of the premises involved will not add to the cumulative impact and not impact adversely of the promotion of the licensing objectives, the application has not shown this.

PREVENTION OF CRIME AND DISORDER

From the local Town centre team the issues that would arise from this terminal hours being agreed could be impactful. The fact the premises is in the centre of the transport hub this could add to the dispersal and congregation of persons within this area increasing the likelihood of anti-social behaviour and adding to our crime and disorder. This congregation of persons is contrary to the transport hub acting as the final level of dispersal for persons leaving Romford town centre. In the immediate vicinity of the venue are bus stops leaving to all areas of Havering and beyond and one of the largest cab companies in the Town. Although there are Taxi marshalls within the area there efficiency is debatable, there was a robbery reported at one of the bus stops where a young male was held against his will at the bus stop by the suspect, whilst the other suspect went to the victims ATM to withdraw cash from his account. The area is also frequented by the local gang we know as " the Station crew" and this would be another venue where they may target the vulnerable who are often intoxicated and become easy "victims" for these members.

Although this venue is situated in the Town centre we do have noise and anti-social behaviour complaints recorded from Charrington Court. If the venue is allowed to open to this terminal hour it could encourage patrons to congregate in the area and interfere with residents going to work or just trying to go about their day to day business.

Also, the impact that this will have on the local police service will be quite detrimental. Officers have to deal with patrons leaving the pubs and clubs from 0100hrs to 0400hrs and work really hard in getting them away from the town as efficiently and as safely as possible, if we have yet another take away open to this time this would prove a lot harder to do. We have incidents on a regular basis past 0100hrs that are generated from the restaurants and take away venues that become hot spots for violent disorder and general anti-social behaviour.

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

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Rosie Bennett** URN:

01	KD		15
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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer 227896**

This statement (consisting of: **2**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature: R Bennett 97 KD Date: 10/02/16

Tick if witness evidence is visually recorded (supply witness details on rear)

I am a Police Constable attached to Romford Town Centre team and I have worked in Romford Town Centre for over 18 months.

I have been made aware that Hot and Tasty Chicken, 140 South Street, Romford have applied for an extension to their late night refreshment licence, proposing to close at 4am. I believe that this will impact negatively on public safety and crime and disorder in Romford town centre for several reasons.

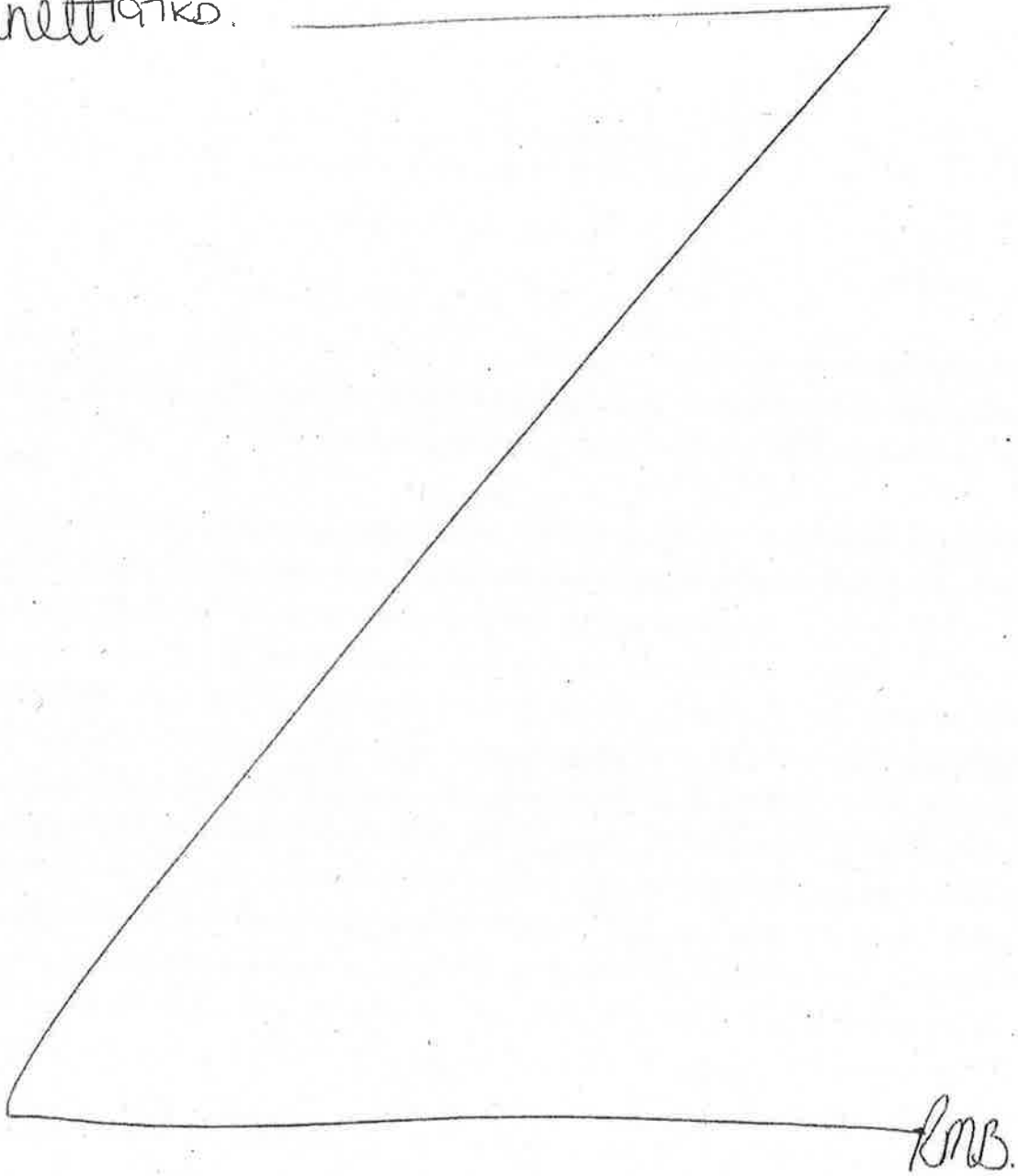
In the early hours of the morning during weekends, police are already extremely stretched trying to manage crime and disorder in and around the licensed premises in Romford Town Centre. Every weekend, thousands of people pass through the town, and by the early hours most are intoxicated to varying degrees. Between the hours of 1am and 4am on a Saturday and Sunday, officers are always engaged in dealing with people leaving the pubs and clubs as they are leaving and by 4am are entirely tied up with policing the area outside [REDACTED] South Street where most disorder occurs. An extension to Hot and Tasty's licence would mean that officers would be stretched between the two geographical locations as Hot and Tasty would almost certainly attract some of the troublesome customers previously confined to Mc Donalds. Hot and Tasty would inevitably become a flash point for anti social behaviour and alcohol fuelled violence if it remained open until 4am, especially due to its location next to [REDACTED] minicabs within the main transport hub in Romford. [REDACTED] minicabs [REDACTED] often a flashpoint for violence and ASB in the early hours of the morning as intoxicated revellers become frustrated trying to make their way home. If Hot and Tasty were to be open at the same time, it is inevitable that disorder would become more concentrated around the venue. Officers currently struggle to police the current late night venues due to minimal staffing numbers and the large numbers of people that frequent the town. Another late night venue would stretch resources even further and inevitably lead to an increase in disorder and crime. Romford Town Centre policing team would not be capable of providing the support and attention needed to Hot

Signature: R Bennett 97 KD Signature witnessed by:

Continuation of Statement of **Rosie Bennett**

and Tasty should it remain open til 4am without increasing police numbers, simply due to the volume of incidents we already deal with. Romford Town Centre policing team only comprises one sergeant and six police constables on duty at any one time, leaving us vastly outnumbered. Historically, there have been serious assaults, widespread disorder and sexual offences linked to venues with late night refreshment licensed premises in Romford town centre. It is not unrealistic to believe there would be an increase in these offences should Hot and Tasty be granted a licence extension, through no fault of the venue but purely because the venue is open for business.

Bennett 197KO



Signature: *Bennett 197KO*

Signature witnessed by:

WITNESS STATEMENT

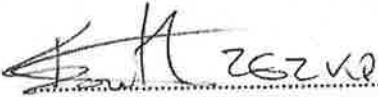
CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **PC LIAM SOUTH 262KD** URN:


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Age if under 18 **Over 18**..... (if over 18 insert 'over 18'). Occupation: **Police Officer**.....

This statement (consisting of: 1..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature:  Date: 10/02/2016.....

Tick if witness evidence is visually recorded (supply witness details on rear)

I am PC SOUTH 262KD, attached to the Romford Town Centre Team. This is an impact statement in relation to the application for extended opening hours at Hot & Tasty Chicken and Pizza in South Street, Romford. In my experience as an officer on the Town Centre Team, that polices the night economy on weekends, I feel that having another venue open for extended hours could have a negative impact in the community. This venue is towards the end of South Street, meaning that rather than officers being concentrated on the venues open near the busiest nightclubs, they would then have to be more spread out, therefore increasing the chances of violent crime. . I feel should this venue be granted extended opening hours, it would encourage people to not leave the area after a night out, and to loiter by the open venue, which would be a cause for high tensions due to large groups in a small proximity, possibly leading to violent crime.

Signature:  Signature witnessed by:

Witness contact details

Home address: Postcode:
Home telephone number Work telephone number
Mobile/pager number Email address:
Preferred means of contact:
Male / Female (delete as applicable) Date and place of birth:
Former name: Ethnicity Code (16+1): Religion/belief:

Dates of witness non-availability

Witness care

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: Print name:
Signature of parent/guardian/appropriate adult: Print name:
Address and telephone number if different from above:

Statement taken by (print name): **PC Liam SOUTH** Station: **Romford**

Time and place statement taken:

WITNESS STATEMENT

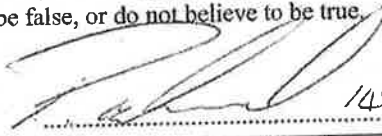
CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of P. Stannard URN:

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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Staff p207170**.....

This statement (consisting of: **2**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature:  **145KD** Date: 10/2/16


Tick if witness evidence is visually recorded (supply witness details on rear)

I am a serving Metropolitan police officer and have worked for the Met for about 15 years covering various roles from core teams, safer neighbour hood teams in Romford and Tower hamlets boroughs
I am now attached to the Romford town Centre team mainly dealing with issues that arise around the Pubs and Clubs weekends and Thursdays Friday nights. There are about 4 to 5 thousand people who are dispersed from the pubs and clubs, There are a variety of issues form drunk and disorderly to assaults and drug dealing these issues are random and spread out and can't be attributed to any one premises.


However at about 0200 to 0400  Officers from my team will be permanently deployed 



This has become a crime hot spot , with an increase of people getting targeted for Robbery and assaults ,there is also intelligence to suggest it is used by a local Gang the distribute drugs.

The large numbers outside need police supervision to help prevent and deter offences, often prevented because we are on scene and can get involved before any real offences occur.

At this time of night there are only 6 Officers to cover the issues spreading these out between 
Hot and Tasty would inevitably require more resources I believe it will encourage more people to hang around throughout the early hours and the current deployment of police would be unable to affectively police both areas leading to an increase in crime and disorder.

The location of Hot and Tasty is near the main transport hub for bus, and taxi's this is already an area where we get groups loitering generation calls both at the bus stands and at the taxi rank.

Signature:  Signature witnessed by:

Continuation of Statement of *[Signature]* 145KD

[REDACTED]

[REDACTED] people are targeted when they hang around the area another late night / early morning venue can only increase these issues.

The team consists of 6 officers as a dedicated patrol and helped by some specials and SNT officers,

[Signature] 145KD

Signature: Signature witnessed by:

Witness contact details

Home address: Postcode:
Home telephone number Work telephone number
Mobile/pager number Email address:
Preferred means of contact:
Male / Female (delete as applicable) Date and place of birth:
Former name: Ethnicity Code (16+1): Religion/belief:
Dates of witness **non-availability**

Witness care

- a) Is the witness willing and likely to attend court? Yes / No. If 'No', include reason(s) on MG6.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness? Yes / No. If 'Yes' submit MG2 with file.
- d) Does the witness have any specific care needs? Yes / No. If 'Yes' what are they? (Disability, healthcare, childcare, transport, , language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter: (obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: Print name:
Signature of parent/guardian/appropriate adult: Print name:
Address and telephone number if different from above:

Statement taken by (print name): 145kd p207170 Pc STANNARD Station: KD

Time and place statement taken:

WITNESS STATEMENT

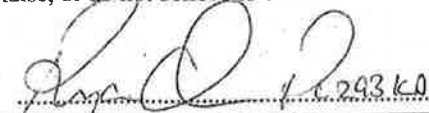
CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Police Constable Ryan Moore** URN:


01	KD		16
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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer**.....






This statement (consisting of: **2**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.




Signature:  Date: **10th FEBRUARY 2016**

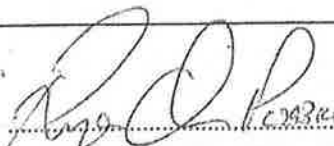
Tick if witness evidence is visually recorded (supply witness details on rear)

This statement is made in relation to Hot and Tasty restaurant/takeaway based at 140 South Street Romford.
I make this statement as I am aware that Hot and Tasty have requested to extend their opening hours to 0400 hours. I feel this could impact Police and the community in a negative way. The reason for this is because I am a Police Officer based in Romford Town Centre and I cover the nightlife within Romford ring road which encompasses the majority of nightclubs, pubs and food establishments open from the early evenings to the early morning hours. 

 Due to the high amount of nightclubs in the area and the times they close McDonalds is popular with punters at the end of their evening. 

 This is something that does have a negative impact as Police due to cuts and manpower struggle to Police incidents. I strongly believe that without  open during these hours most punters would be more inclined to go home and less incidents would occur and may even contribute to less violence being recorded within Romford Town Centre. When I heard that Hot and Tasty have also requested similar hours I felt this could only cause more problems. Whilst most may believe that it would alleviate problems from  I personally feel that it would just be another establishment open during the same hours which would stretch Police resources even further which could in turn result in a person being seriously injured and further calls of anti social behaviour occurring. I am aware that door staff may be employed however during my 12 years in Policing I find it unbelievable that any food establishment would need to employ door staff to cover any incidents occurring. This

Signature:  Signature witnessed by:

Continuation of Statement of **Police Constable Ryan Moore**.....

surely should highlight the problems that a place that only sells food and not any alcohol should have to employ door staff in case violence or anti social incidents occur. I feel that should another establishment have the same opening hours this will cause further problems when we should be promoting people going home after having a good time and getting home safely.

Ryan Moore 2013/12/10

Ryan Moore 2013/12/10

Signature: Signature witnessed by:

Witness contact details

Home address: **C/O Romford Police Station, 19 Main Road, Romford, Essex**..... Postcode: **RM1 3BJ**.....

Home telephone number Work telephone number

Mobile/pager number Email address: **ryan.moore@met.pnn.police.uk**.....

Preferred means of contact:

Male / Female (delete as applicable) Date and place of birth:

Former name: Ethnicity Code (16+1): **W1** Religion/belief:

Dates of witness non-availability **None at this time**.....

Witness care

- a) Is the witness willing and likely to attend court? **YesYes / No**. If 'No', include reason(s) on **MG6**.
- b) What can be done to ensure attendance?
- c) Does the witness require a Special Measures Assessment as a vulnerable or intimidated witness?
NoYes / No. If 'Yes' submit **MG2** with file.
- d) Does the witness have any specific care needs? **NoYes / No**. If 'Yes' what are they? (Disability, healthcare, childcare, transport, language difficulties, visually impaired, restricted mobility or other concerns?)

Witness Consent (for witness completion)

- a) The criminal justice process and Victim Personal Statement scheme (victims only) has been explained to me Yes No
- b) I have been given the Victim Personal Statement leaflet Yes No
- c) I have been given the leaflet 'Giving a witness statement to police — what happens next?' Yes No
- d) I consent to police having access to my medical record(s) in relation to this matter:
(obtained in accordance with local practice) Yes No N/A
- e) I consent to my medical record in relation to this matter being disclosed to the defence: Yes No N/A
- f) I consent to the statement being disclosed for the purposes of civil proceedings e.g. child care proceedings, CICA Yes No
- g) The information recorded above will be disclosed to the Witness Service so they can offer help and support, unless you ask them not to. Tick this box to decline their services:

Signature of witness: Print name:

Signature of parent/guardian/appropriate adult: Print name:

Address and telephone number if different from above:

Statement taken by (print name): **PC 219444 RYAN MOORE** Station: **ROMFORD**.....

Time and place statement taken: **Romford Police Station 1500 10/02/2016**.....

WITNESS STATEMENT

CJ Act 1967, s.9; MC Act 1980, ss.5A(3)(a) and 5B; Criminal Procedure Rules 2005, Rule 27.1

Statement of **Francesca WELLS** URN:

01	KD		15
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Age if under 18 **Over 18**..... (if over 18 insert 'over 18') Occupation: **Police Officer 635KD**

This statement (consisting of: ... **2**..... pages each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated anything in it which I know to be false, or do not believe to be true.

Signature:  Date: 9th February 2016

Tick if witness evidence is visually recorded (supply witness details on rear)

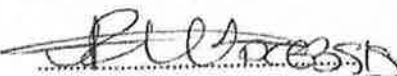
I am a serving Police Constable with 7 years service and am currently attached to Romford Police Station as part of the Town Centre Team. I have been made aware by the local licensing officer PC Belinda GOODWIN that **HOT AND TASTY, 140 SOUTH STREET, ROMFORD** has requested an extension of their opening times. This is my statement in relation to how I feel the extension will affect the dynamics of the town centre and how it will impact on the policing of the town.

Romford Town Centre is a busy area with a vibrant night life. There are a large number of late night venues which cater for the night time economy ranging from the local cinema, numerous restaurants, pubs, late night clubs and refreshment venues. Policing the night time economy is challenging due to the various venues being spread out along **SOUTH STREET, HIGH STREET** and in **THE BREWERY**. However the main flash point at the end of the evening is **[REDACTED]** on **SOUTH STREET**. This is because the last two clubs open in the town centre both close at 0400hrs and customers usually begin to leave the venue at around 0330hrs; this causes an influx of people to spill into the street. **[REDACTED]**

[REDACTED] which causes a vast cluster of people to congregate in a small area. There is an advantage to this issue; due to the majority of people remaining in one place it make it easier to manage them from a policing perspective as police resources can all be deployed to the small area to deal with any outbursts of anti-social behaviour or violence in a timely fashion to prevent incidents from escalating. On a number of occasions large scale disorder has broken out but it has been able to be dealt with promptly due to the vast amount of officers in the area.

I have been informed that the licensee of **HOT AND TASTY, 140 SOUTH STREET, ROMFORD** have applied for their opening times to be extended from 0100hrs to 0400hrs. I feel that this increase would be a detriment to the safety of the residents and visitors to the town centre. This is due to the fact that having another late time refreshment venue would attract members of the public to the venue; the majority of whom are heavily intoxicated at that time of evening. The venue is situated further up **SOUTH STREET** **[REDACTED]**

[REDACTED] this would cause an unnecessary strain on the policing resources in the town centre and officers


Signature:  Signature witnessed by:

Continuation of Statement of **Francesca WELLS**

would be required to patrol outside and near to HOT AND TASTY to prevent and detect crime. The venue is also located by the central bus hub and taxi ranks; these areas are heavily populated by people at around 0330-0400hrs however they usually disperse quite quickly as there are no venues open at that end of SOUTH STREET so there is nothing to prevent people from going home. Having HOT AND TASTY open until 0400hrs would attract more people to loiter and congregate in this area for a prolonged amount of time. Taxis and buses will not accept customers who are consuming food which would cause people to remain in the town centre for longer than normal. This increases the likelihood of anti-social behaviour and crime taking place. It would be necessary to place more police resources in the area which would result in the police officers in the town centre being split [REDACTED] If disorder did take place it would be more difficult to deal with efficiently due to police resources being spread thinly between the [REDACTED] venues.

The CCTV operators are of great assistance to officers as they often identify suspects of potential disorder or suspects of crime which assists officers in being able to successfully detain suspects and prevent incidents of disorder from taking place. By having HOT AND TASTY open until 0400hrs, it places additional strain on the CCTV operators as they will need to monitor two venues. This could lead to vital evidence not being captured and potential suspects not being identified due to the operator being unable to monitor two sets of cameras at the same time. This not only causes an increase risk of safety to the general public but also to the officers themselves.



Signature:  Signature witnessed by:

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