

**Havering Council – Decisions taken by the Licensing Sub-Committee on Friday, 29 April 2016**

Agenda Item No	Topic	Decision
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**Note: this decision list is for guidance only. The text of the minutes, which may be different, is definitive.**

**Part A – Items considered in public**

<p><b>A1</b></p>	<p>GIDEA PARK TAP 236 MAIN ROAD ROMFORD ESSEX RM2 5HA - APPLICATION FOR A PREMISES LICENCE UNDER SECTION 17 OF THE LICENSING ACT 2003</p>	<p><b>PREMISES</b> Gidea Park Micropub 236 Main Road Romford RM2 5HA</p> <p><b>DETAILS OF APPLICATION</b> The application for a premises license was made under section 17 of the Licensing Act 2003 (“the Act”)</p> <p><b>APPLICANT</b> Mr Trevor Howard Howard Micropubs Ltd., 70 Ilfracombe Crescent Hornchurch RM12 6RQ</p> <p><b>1. Details of requested licensable activities</b></p> <p>The application was to permit the following licensable activities:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th align="center" colspan="3"><b>Supply of alcohol (on and off premises)</b></th> </tr> <tr> <th align="center"><b>Day</b></th> <th align="center"><b>Start</b></th> <th align="center"><b>Finish</b></th> </tr> </thead> <tbody> <tr> <td>Monday to Sunday</td> <td align="center">12:00</td> <td align="center">23:00</td> </tr> <tr> <td>Good Friday</td> <td align="center">12:00</td> <td align="center">00:00</td> </tr> <tr> <td>Christmas Eve</td> <td align="center">12:00</td> <td align="center">00:00</td> </tr> <tr> <td>New Year’s Eve</td> <td align="center">12:00</td> <td align="center">00:39</td> </tr> </tbody> </table>	<b>Supply of alcohol (on and off premises)</b>			<b>Day</b>	<b>Start</b>	<b>Finish</b>	Monday to Sunday	12:00	23:00	Good Friday	12:00	00:00	Christmas Eve	12:00	00:00	New Year’s Eve	12:00	00:39
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		<p><i>application for a premises licence. Every application, however, will be considered on its merits on a case by case basis.</i></p> <p><b>3. Details of Representations</b></p> <p>Valid representations may only address the four licensing objectives.</p> <ul style="list-style-type: none"> <li>• The prevention of crime and disorder</li> <li>• Public safety</li> <li>• The prevention of public nuisance</li> <li>• The protection of children from harm</li> </ul> <p>There were no representations against the application from interested persons.</p> <p>There was one representation against the application from a responsible authority namely Havering’s Planning Service. The basis of the objection was that planning permission was likely to be withheld on the grounds of Public Nuisance.</p> <p><u>Responsible Authorities</u></p> <p><b>Chief Officer of Metropolitan Police (“the Police”):</b> None</p> <p><b>Licensing Authority:</b> None</p> <p><b>Planning Control &amp; Enforcement:</b> One</p> <p><b>Public Protection:</b> None</p> <p><b>London Fire and Emergency Planning Authority (“LFEPA”):</b> None</p>

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		<p><b>Health &amp; Safety Enforcing Authority:</b> None</p> <p><b>Public Health:</b> None</p> <p><b>Children &amp; Families Service:</b> None</p> <p><b>The Magistrates Court:</b> None</p> <p><b>4. Determination of Application</b></p> <p>The Planning Authority stated that a planning application which had been received from the Applicant had been considered and whilst at the time of the licensing hearing no formal decision had been reached, the indications were that the planning application would be refused on the grounds of Public Nuisance..</p> <p>Mr Howard (the applicant) stated that he was aware of the caution referred to in Havering’s Licensing Policy number 6 but had not appreciated that the Planning Authority would take the stance it had concerning granting planning permission due to its concerns about public nuisance which really came down to the issue of parking in the area.</p> <p>Where the micropub was located was a mixed use area with a number of pubs, restaurants, take-aways and other shops and businesses as well as residential properties and he had carefully researched the location and could assure the Sub-Committee that this concern was rather inflated. He drew the Sub-Committee’s attention to the fact that the micropub’s location was extremely well served by public transport and, given the micropub’s size along with its specialist appeal, he could assure the Sub-Committee that parking was unlikely to present a realistic problem – indeed he could not envisage there being issues from the establishment because he had undertaken to sound-proof the ceiling of the venue not against the noise of music – there would not be any – but “conversation”.</p>

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		<p>He concluded by stating that he fully appreciated that if he was granted a licence, he would still not be able to trade until he had obtained planning permission which he said he would be pursuing.</p> <p>The Sub-Committee noted the applicant's comments and the Chairman asked whether his offer to reduce the time at which children should leave the premises from 9.00pm to 7.00pm remained (paragraphs a and e of the application) and Mr Howard replied that it was. The Chairman then asked about the retention of CCTV records (paragraph c) and informed Mr Howard that the operating schedule should be amended to show that CCTV records would be retained for 31 days and be available for inspection by anyone who was authorised and who had reasonable grounds to do so. Mr Howard acknowledged this and agreed to comply.</p> <p><b>Decision:</b></p> <p><b>Consequent upon the hearing on 29 April 2016, the Sub-Committee's decision regarding the application for a premises license for The Gidea Park Micropub, 236 Main Road, Romford RM2 5HA was as follows:</b></p> <p>The Sub-Committee <b>RESOLVED</b> to grant the premises license with the mandatory conditions and the following:</p> <ul style="list-style-type: none"> <li>Conditions consistent with the Operating Schedule</li> <li>No children permitted to remain in the premises after 19.00 hours</li> <li>CCTV recordings to be retained for 31 days and made available for inspection on demand to the police and any other officer authorised by the Licensing Authority</li> </ul> <p>The Chairman reminded Mr Howard that even though he had been granted a licence, he</p>

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		<p>could still not trade until he had obtained the appropriate planning permission from the Planning Authority.</p> <p>Grant Soderberg Clerk to the Licensing Sub-Committee</p>
<b>A1</b>		
<b>A2</b>		