



# Havering

L O N D O N   B O R O U G H

## **LICENSING SUB-COMMITTEE THE RISING SUN**

### **AGENDA**

<b>10.30 am</b>	<b>Thursday 11 July 2019</b>	<b>Council Chamber - Town Hall</b>
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Members 3: Quorum 2

#### **COUNCILLORS:**

Philippa Crowder (Chairman)  
Bob Perry  
John Tyler

**For information about the meeting please contact:  
Taiwo Adeoye - 01708 433076  
[taiwo.adeoye@onesource.co.uk](mailto:taiwo.adeoye@onesource.co.uk)**

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

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

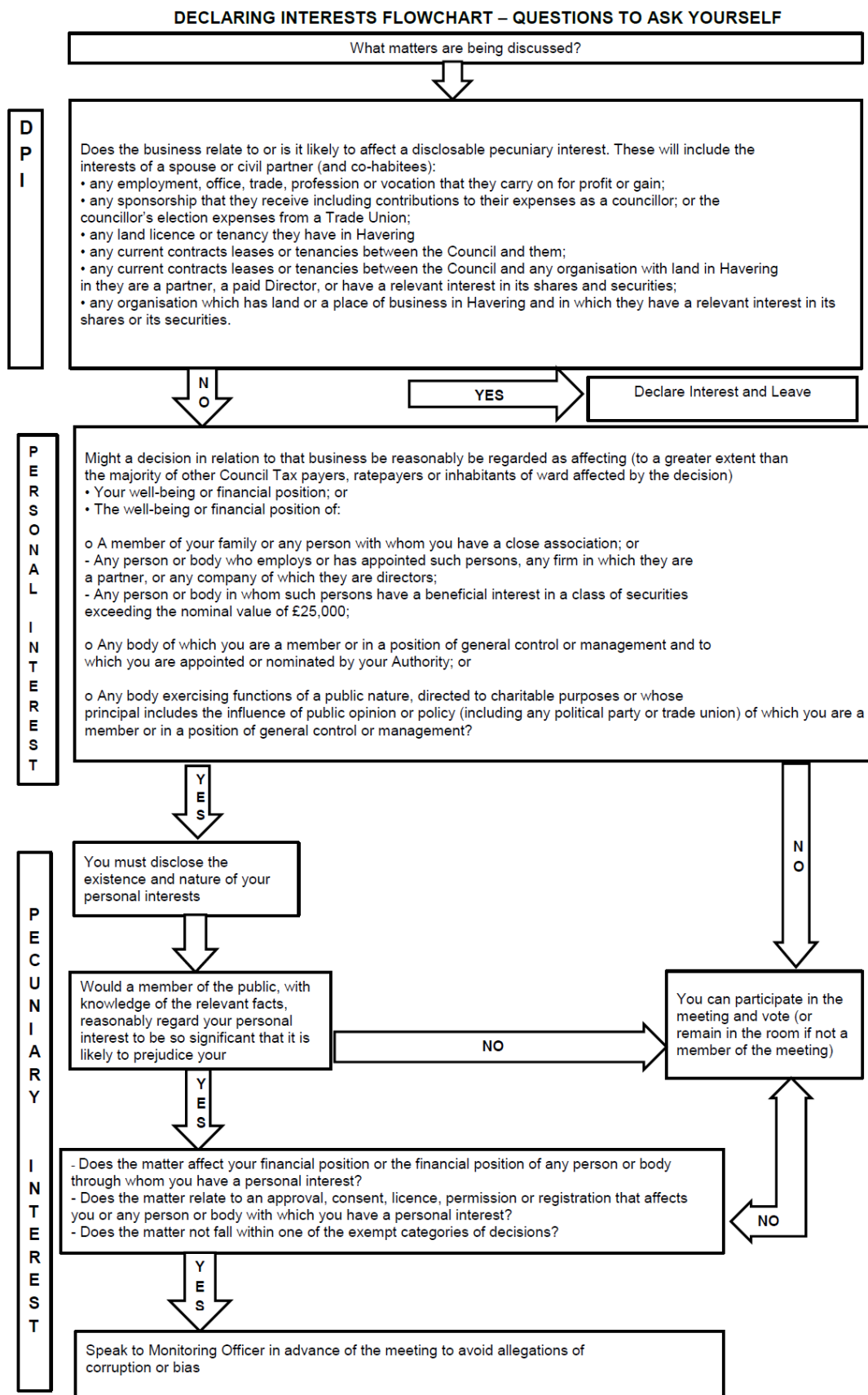
Reporting means:-

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

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

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

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



## **AGENDA ITEMS**

### **1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS**

(if any) - receive

### **2 DISCLOSURE OF 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 hearing – The Licensing Act 2003

### **5 APPLICATION TO VARY A PREMISES LICENCE - THE RISING SUN, 64-68 HIGH STREET, HORNCHURCH, RM12 4UW (Pages 7 - 56)**

**Andrew Beesley**  
**Head of Democratic Services**



## LICENSING SUB-COMMITTEE

30 May 2019

## REPORT

**Subject Heading:**

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

**Report Author and contact details:**

**Taiwo Adeoye – Democratic Services  
Officer - 01708 433079  
taiwo.adeoye@onesource.co.uk**

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

"Where relevant representations are made, the authority must

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

The steps are:

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

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

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

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

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

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

**2. Roles of other participants:**

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

**3. Location and facilities:**

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

**4. Notification of attendance:**

- 4.1 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.

## **5. Procedural matters:**

- 5.1 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.
- 5.2 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 5 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.**

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

- 6.1 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.

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

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

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

- 8.1 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.
- 8.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.
- 8.3 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.

**9. Power to exclude people from hearing:**

- 9.1 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.

**10. Recording of proceedings:**

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

**11. Power to vary procedure:**

- 11.1 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.



**Havering**  
LONDON BOROUGH

Licensing Officer's Report

# LICENSING SUB-COMMITTEE

30 May 2019

# REPORT

**Subject heading:**

**The Rising Sun  
64-68 High Street Hornchurch RM12  
4UW  
Application to vary a premises licence  
Paul Jones, Public Protection Officer  
Town Hall Main Road Romford RM1  
3BD  
licensing@havering.gov.uk  
01708 432777**


**Report author and contact details:**

This application to vary a premises licence is made by Mr Joseph Sullivan and Mr Peter Faires under section 34 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 15<sup>th</sup> April 2019.

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

The Rising Sun PH is located in Hornchurch town centre at the junction of High Street and Billet Lane. Although predominantly commercial the immediate area contains residential properties so may reasonably be considered an area of mixed use.



	<p>Scale: 1:1000 Date: 14 May 2019 Size: A4</p>
<p><b>Havering</b> London Borough of Havering Town Hall, Main Road, Romford, RM1 3BD Tel: 01708 434343</p>	<p>© Crown copyright and database rights 2019 Ordnance Survey 100024327</p>

## Details of the application

Current premises licence hours are detailed on the attached licence copy. The variation applied for is as follows:

<b>GROUND FLOOR</b> <b>Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, supply of alcohol</b>		
<b>Day Start</b>		<b>Finish</b>
Monday to Sunday	10:00	02:00

<b>GROUND FLOOR</b> <b>Late night refreshment</b>		
<b>Day Start</b>		<b>Finish</b>
Monday to Sunday	23:00	02:00

<b>GROUND FLOOR</b> <b>Hours premises open to the public</b>		
<b>Day Start</b>		<b>Finish</b>
Monday to Sunday	10:00	02:30

<b>FIRST FLOOR</b> <b>Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, supply of alcohol</b>		
<b>Day Start</b>		<b>Finish</b>
Monday to Sunday	10:00	03:00

<b>FIRST FLOOR</b> <b>Late night refreshment</b>		
<b>Day Start</b>		<b>Finish</b>
Monday to Sunday	23:00	03:00

<b>FIRST FLOOR</b> <b>Hours premises open to the public</b>		
<b>Day Start</b>		<b>Finish</b>
Monday to Sunday	10:00	03:30

There is a series of non-standard timings as per the application. The applicants also seek to modify the premises licence conditions as per the application.

## Comments and observations on the application

The applicant acted in accordance with regulation further to advertising the application.

The premises are located in a special policy area with regard to cumulative impact. The relevant licensing policy states:

## **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 policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that will 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 and not 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.

The applicant has submitted an argument against the special policy. This rebuttal statement is located in section three of the application.

### **Summary**

There were no representations against this application from any residents or businesses in the vicinity of the premises.

There were three representations against this application from responsible authorities, namely the Metropolitan Police, Havering's Planning Authority and the London Fire Brigade.



**Havering**  
LONDON BOROUGH

## Current Licence



## Part A

Premises licence number

1728

### Part 1 – Premises details

Postal address of premises

The Rising Sun  
64-68 High Street Hornchurch RM12 4UW

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

The Rising Sun (i.e. ground floor)

Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, supply of alcohol

Monday to Wednesday – 10:00 to 23:00

Thursday to Sunday – 10:00 to 01:00

Christmas Eve & Boxing Day if Monday, Tuesday or Wednesday – 10:00 to 01:00

New Year's Eve – from the normal commencement hour to the normal terminal hour on 1<sup>st</sup> January

Late night refreshment

Thursday to Sunday – 23:00 to 01:00

Christmas Eve & Boxing Day if Monday, Tuesday or Wednesday – 23:00 to 01:00

New Year's Eve – 23:00 to 05:00

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The times the licence authorises the carrying out of licensable activities – contd.

**Luna (i.e. first floor)**

**Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, late night refreshment, supply of alcohol**

**Monday to Wednesday – 10:00 to 23:00**

**Thursday – 10:00 to 01:00**

**Friday & Saturday – 10:00 to 02:00**

**Sunday – 12:00 to 01:00**

**Late night refreshment**

**Thursday & Sunday – 23:00 to 01:30**

**Friday & Saturday – 23:00 to 02:00**

**All Licensable activity permitted until 03:00 on the night when the clocks go forward from GMT to BST**

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The opening hours of the premises

**The Rising Sun (i.e. ground floor)**

**Monday to Wednesday – 10:00 to 23:30**

**Thursday to Sunday – 10:00 to 01:30**

**Christmas Eve & Boxing Day if Monday, Tuesday or Wednesday – 10:00 to 01:30**

**New Year's Eve – from the normal opening hour to the normal closing hour on 1<sup>st</sup> January**

**Luna (i.e. first floor)**

**Monday to Wednesday – 10:00 to 23:30**

**Thursday & Sunday – 10:00 to 02:00**

**Friday & Saturday – 10:00 to 02:30**

**03:30 finish on the night when the clocks go forward from GMT to BST**

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

**On and off supplies**

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## Part 2

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

**Mr Joseph Stephen Anthony Sullivan**

**&**

**Mr Peter John Faires**

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Registered number of holder

**Not applicable**

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

[REDACTED]

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

[REDACTED]

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**Mandatory conditions**

1. No supply of alcohol may be made under the premises licence:
  - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
    - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
  - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
  - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

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- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;
  - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).
- 4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
- 5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.  
(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.  
(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—
  - (a) a holographic mark, or
  - (b) an ultraviolet feature.
- 6. The responsible person must ensure that—
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint;
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
  - (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
- 7. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
- 8. For the purposes of the condition set out in paragraph 7 —
  - (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
  - (b) “permitted price” is the price found by applying the formula —
$$P=D+(D \times V)$$
where —
    - (i) P is the permitted price,
    - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

- (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
  - (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence —
    - (i) the holder of the premises licence,
    - (ii) the designated premises supervisor (if any) in respect of such a licence, or
    - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
  - (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
  - (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.
9. Where the permitted price given by paragraph (b) of paragraph 8 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
10. (1) Sub-paragraph (2) applies where the permitted price given by paragraph (b) of paragraph 8 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.
11. The admission of children, that is persons aged under 18, to the exhibition of any film shall be restricted in accordance with any recommendation made by the film classification body designated by section 4 of the Video Recordings Act 1984.
12. If at specified times one or more individuals must be at the premises to carry out a security activity each such individual must be licensed by the Security Industry Authority.

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Annex 2 – conditions consistent with the operating schedule

- 1. Door supervisors shall remain on duty during the extended evening hours including Sundays until the premises is closed. Additional door supervisors shall be employed at the wine bar.
- 2. Regulated entertainment shall cease 30 minutes before the time the premises closes to the public.

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**Annex 2 – conditions consistent with the operating schedule – contd.**

- 3. Fire safety and health and safety risk assessments shall be in place at the premises and reviewed regularly or when an incident occurs that is not covered by the policies.**
- 4. The premises licence holder shall ensure noise levels are monitored by regular patrols both internally and on the exterior of the premises so not to annoy residents.**
- 5. Signs shall be displayed in the premises and on its frontage instructing patrons to recognise the residential nature of the area and to conduct their behaviour in a courteous manner with a notice clearly visible from outside the premises showing the telephone number where to make complaints.**
- 6. All doors and windows shall be kept closed during the provision of regulated entertainment except to allow entry to and exit from the premises.**
- 7. A CCTV system shall be installed and operated at all times throughout the premises whilst it is open for trading. The images should be of an identification standard, the cameras located in the premises as agreed with the Police. Images retained shall be kept and stored for a minimum of one month and will be made available to Police or other such authorised officers upon formal request in a downloadable format such as CD, DVD or other such removable storage device.**
- 8. Only toughened glassware is to be used at all times throughout the whole of the premises to include the first floor.**
- 9. The SIA registered door staff shall wear 'high-vis' jackets and shall be fitted with individual body cameras.**
- 10. From 21:00 all bottled product sales shall be decanted by the bar staff into the approved toughened glassware. Wines shall be decanted into approved glassware or where a full size bottle is purchased then this shall be decanted into a suitably toughened decanter or carafe. Where champagne is purchased by the bottle a member of staff shall monitor the consumption and agree the appropriate removal of the empty bottle from the patron's care.**

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

- 1. All staff shall be suitably trained for their job functions for the premises. Training shall be written into a programme ongoing and under constant review and must be made available to a relevant responsible authority when called upon.**
- 2. The premises licence holder shall implement a written children's policy.**
- 3. All persons under the age of 18 must be accompanied by a supervising adult and shall be permitted on the premises until 18:00 daily. The only exception to this shall be if the child is attending with a supervising adult a pre-booked event.**
- 4. All door supervisors shall enter their full details in the premises daily register at the commencement of work. This shall record their full name, home address, contact telephone number, SIA registration number and the time they commenced and concluded working. If the door supervisor was supplied by an agency details of that agency shall also be recorded including name of agency, registered business address and contact telephone number.**
- 5. The premises shall be cleared of customers and closed 30 minutes after the conclusion of the last licensable activity.**

6. The premises licence holder shall implement a written crime prevention policy aimed to reduce crime within the premises. The policy shall be approved in writing by Havering Police.
7. The premises licence holder shall implement a written responsible drinking policy to be agreed in writing by Havering Police.
8. All members of staff at the premises shall seek ‘credible photographic proof of age evidence’ from any person who appears to be under the age of 18 years and who is seeking access to the premises or is seeking to purchase or consume alcohol on the premises. Such credible evidence which shall include a photograph of the customer shall include a passport, photographic driving licence or proof of age card carrying a “PASS” logo.
9. Prominent clear notices shall be displayed at the point of entry to the premises and in a suitable location at any points of sale advising customers that they may be asked to produce evidence of their age.
10. Prominent clear notices shall be displayed at every public entrance stating the actual operating hours of the premises.
11. Prominent clear notices shall be displayed at every public entrance stating any restrictions relating to the admission of children to the premises or other admission restrictions.
12. When operating drinks promotions on any day of the week a written policy shall be produced. The policy shall detail the extra measures in place to deal with departing patrons both throughout and at the end of the promotion. It shall include the policy for refusing to serve persons who are drunk. The policy shall be agreed in writing by Havering Police.
13. The premises licence holder shall implement a written drugs policy. This shall detail the strategies to minimise the use and supply of illegal drugs within the premises. The drugs policy shall include a structured training programme covering the issues relevant to the misuse of drugs in relation to licensed premises which shall be delivered to all staff. This policy shall be approved in writing by Havering Police.
14. All staff shall be trained in dealing with persons who are incapacitated through the use of drugs and alcohol.
15. In addition to the use of temporary event notices allowed under the Licensing Act 2003 the premises may open on 12 non-standard occasions in line with the Association of Chief Police Officers’ guidelines subject to a minimum of 10 working days’ notice being given to the Licensing Authority and the Police for each occasion. The prior written consent of the Police shall be obtained and the Police shall have absolute right to refuse any occasion. A register shall be kept at the premises in the manner required by the Police and the Licensing Authority and made available for inspection by the Police or an authorised officer of the Licensing Authority and details of each occasion shall be recorded in it including the written consent of the Police.

16. The designated premises supervisor or premises licence holder shall supply an appropriate number of SIA registered door supervisors for the maximum occupancy figure state. There shall be a minimum of one female supervisor included in this figure.
17. A drugs log book shall be at the premises and monitored by the designated premises supervisor. All drugs seized during searches shall be recorded in a book by the appropriate SIA door supervisor. Police shall be notified when a collection is required.
18. Use of the area to the rear and to the front of the premises shall be restricted to 02:00 on Friday and Saturday.
19. No alcoholic drinks shall be taken outside the premises either to the front or to the rear after 23:00 on any day.
20. Immediately following the cessation of the sale of alcohol the playing of music is to be wound down with lower tempo music at a decreased volume.
21. In the period between the cessation of the sale of alcohol and the closing of the premises the lighting inside the premises shall be gradually increased.
22. Once all music ceases an announcement shall be made asking all patrons to leave in an orderly manner and to have consideration for local residents.
23. Door staff shall observe leaving patrons and remove all drinking vessels from them.
24. Door staff and management shall ensure that patrons do not cause any disturbance or nuisance within the vicinity of the premises. Any patrons causing a nuisance shall be moved on.
25. Door staff shall remain outside the premises until all patrons have left the vicinity of the premises.
26. The overall capacity for the first floor shall be 170 persons.

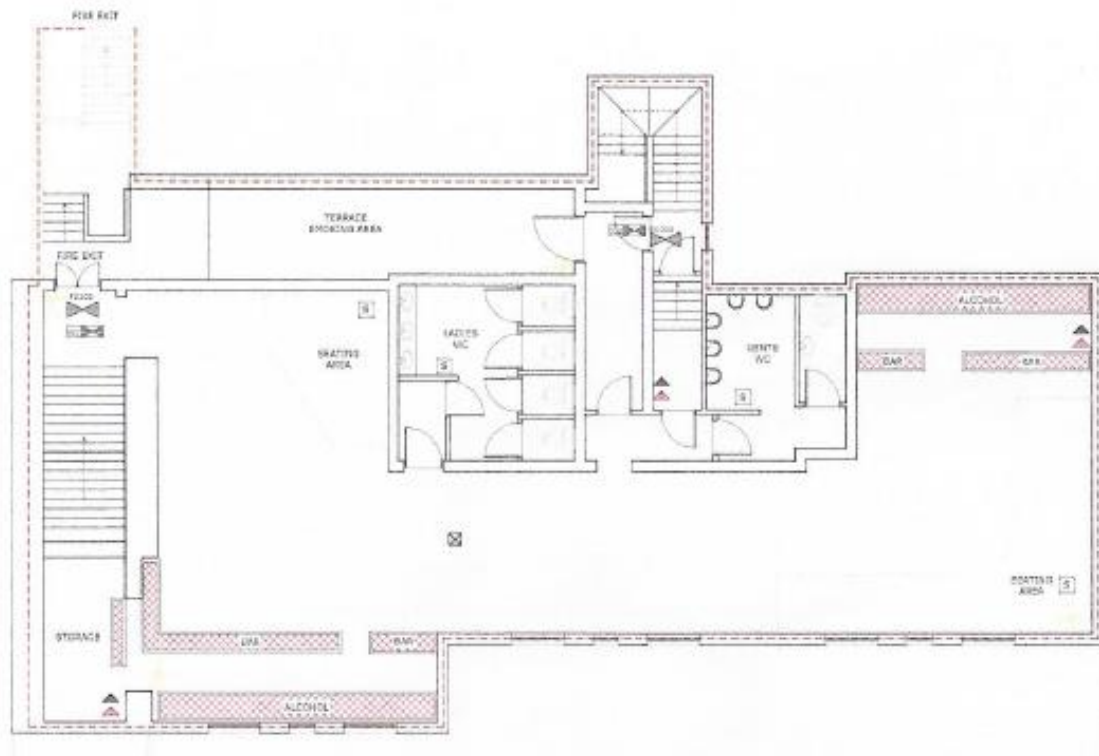


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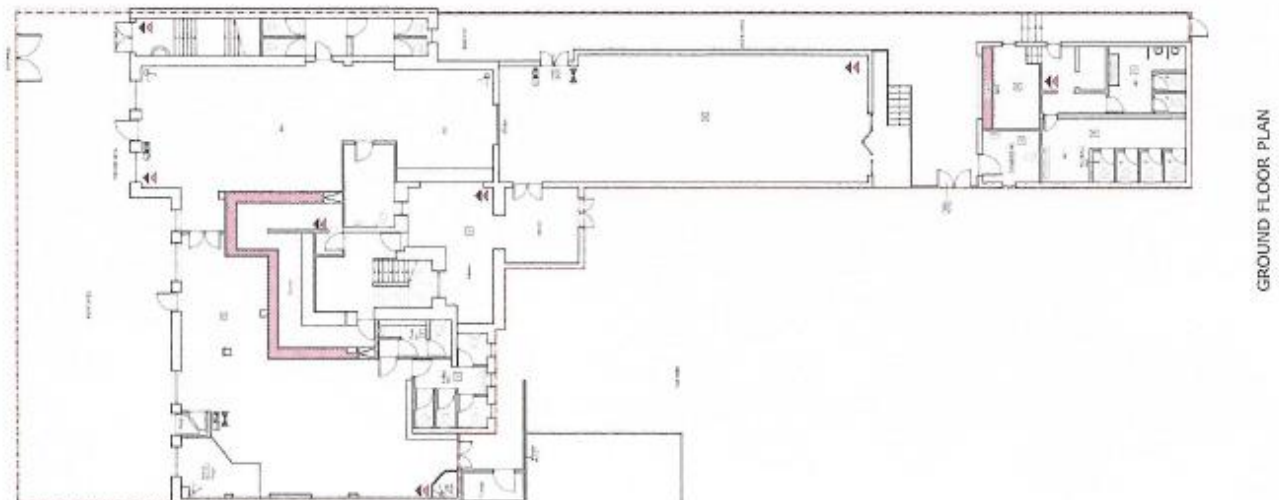
## Annex 4 – premises plans

Original premises plans are held by the Licensing Authority of the London Borough of Havering.

Luna (i.e. first floor)



Rising Sun (i.e. ground floor)







## Part B

### Premises licence summary

Premises licence number

1728

### Premises details

Postal address of premises

The Rising Sun  
64-68 High Street Hornchurch RM12 4UW

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

The Rising Sun (i.e. ground floor)

Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, supply of alcohol

Monday to Wednesday – 10:00 to 23:00

Thursday to Sunday – 10:00 to 01:00

Christmas Eve & Boxing Day if Monday, Tuesday or Wednesday – 10:00 to 01:00

New Year's Eve – from the normal commencement hour to the normal terminal hour on 1<sup>st</sup> January

Late night refreshment

Thursday to Sunday – 23:00 to 01:00

Christmas Eve & Boxing Day if Monday, Tuesday or Wednesday – 23:00 to 01:00

New Year's Eve – 23:00 to 05:00

1 of 3

---

The times the licence authorises the carrying out of licensable activities

**Luna (i.e. first floor)**

**Plays, films, indoor sporting events, live music, recorded music, performances of dance, anything of a similar description to live music, recorded music or performances of dance, late night refreshment, supply of alcohol**

**Monday to Wednesday – 10:00 to 23:00**

**Thursday – 10:00 to 01:00**

**Friday & Saturday – 10:00 to 02:00**

**Sunday – 12:00 to 01:00**

**Late night refreshment**

**Thursday & Sunday – 23:00 to 01:30**

**Friday & Saturday – 23:00 to 02:00**

**All Licensable activity permitted until 03:00 on the night when the clocks go forward from GMT to BST**

---

The opening hours of the premises

**The Rising Sun (i.e. ground floor)**

**Monday to Wednesday – 10:00 to 23:30**

**Thursday to Sunday – 10:00 to 01:30**

**Christmas Eve & Boxing Day if Monday, Tuesday or Wednesday – 10:00 to 01:30**

**New Year's Eve – from the normal opening hour to the normal closing hour on 1<sup>st</sup> January**

**Luna (i.e. first floor)**

**Monday to Wednesday – 10:00 to 23:30**

**Thursday & Sunday – 10:00 to 02:00**

**Friday & Saturday – 10:00 to 02:30**

**03:30 finish on the night when the clocks go forward from GMT to BST**

---

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

**On and off supplies**

---

Name, (registered) address of holder of premises licence

**Mr Joseph Stephen Anthony Sullivan**

**&**

**Mr Peter John Faires**

---

Registered number of holder

**Not applicable**

**2 of 3**

---

---

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

[REDACTED]

---

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

Restricted

3 of 3

---

COPY



**Havering**  
LONDON BOROUGH

Copy of Application

\* required information

## Section 1 of 17

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

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

\* Is the applicant's business registered outside the UK? ☐ Yes ☒ No

\* 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.

**Continued from previous page...**

\* Legal status

\* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Applicant Business Address**

If the applicant has one, this should be the applicant's official address - that is an address required of the applicant by law for receiving communications.

\* Building number or name

\* Street

District

\* City or town

County or administrative area

\* Postcode

\* Country

**Agent Details**

\* First name

\* Family name

\* E-mail

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 17**

**APPLICATION DETAILS**

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

Are you able to provide a postal address, OS map reference or description of the premises?

☒ Address    ☐ OS map reference    ☐ Description

**Postal Address Of Premises**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Premises Contact Details**

Telephone number

*Continued from previous page...*

Non-domestic rateable  
value of premises (£)

33,000

### Section 3 of 17

#### VARIATION

Do you want the proposed  
variation to have effect as  
soon as possible?

☒

Yes

☐

No

Do you want the proposed variation to have effect in relation to the  
introduction of the late night levy?

☐

Yes

☒

No

You do not have to pay a fee if the only  
purpose of the variation for which you are  
applying is to avoid becoming liable to the  
late night levy.

If your proposed variation  
would mean that 5,000 or  
more people are expected to  
attend the premises at any  
one time, state the number  
expected to attend

#### Describe Briefly The Nature Of The Proposed Variation

Describe the premises. For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

- 1) TO EXTEND THE PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES IN THE RISING SUN ON THE GROUND FLOOR TO 02.00 THE FOLLOWING DAY ALL WEEK INCLUDING DURING NON STANDARD TIMINGS. THE REVISED PERMITTED HOURS REQUESTED ARE SHOWN IN THE TOP BOXES FOR EACH LICENSABLE ACTIVITY.
- 2) TO EXTEND THE PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES IN LUNA ON THE FIRST FLOOR TO 03.00 THE FOLLOWING DAY ALL WEEK INCLUDING DURING NON STANDARD TIMINGS. THE REVISED PERMITTED HOURS REQUESTED ARE SHOWN IN THE BOTTOM BOXES FOR EACH LICENSABLE ACTIVITY.
- 3) ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.
- 4) TO ALLOW A 30 MINUTE CONSUMPTION PERIOD AT THE END OF EACH TRADING SESSION.
- 5) TO REMOVE CONDITIONS 1,2 & 3 FROM ANNEX 2.
- 6) TO AMEND CONDITION 3 AT ANNEX 3 TO READ " NO UNACCOMPANIED CHILD OR YOUNG PERSON UNDER THE AGE OF 18 SHALL BE ALLOWED ON THE PREMISES AFTER 20.00 FROM SUNDAY TO THURSDAY OR AFTER 18.00 FRIDAY & SATURDAY.
- 7) A) TO REMOVE EXISTING CONDITION 16 AT ANNEX 3 AND REPLACE IT WITH THE FOLLOWING CONDITION:  
A MINIMUM OF TWO (2) SIA LICENSED DOOR SUPERVISORS SHALL BE ON DUTY AT THE PREMISES ON FRIDAYS, SATURDAYS, BANK HOLIDAY SUNDAYS & NIGHTS WHEN NON STANDARD TIMINGS ARE IN OPERATION FROM 20.00 TO 30 MINUTES AFTER THE PREMISES ARE CLOSED TO THE PUBLIC AND CLEAR OF CUSTOMERS.  
B) A MINIMUM OF TWO (2) SIA LICENSED DOOR SUPERVISORS SHALL BE ON DUTY AT THE PREMISES WHEN WEST HAM FOOTBALL MATCHES ARE BEING SHOWN AT THE PREMISES FROM AT LEAST AN HOUR BEFORE KICK OFF TIME UNTIL AT LEAST AN HOUR AFTER THE MATCH FINISHES.  
C) THE PREMISES LICENCE HOLDERS OR DPS SHALL CARRY OUT AN ONGOING RISK ASSESSMENT TAKING INTO ACCOUNT ANY LOCAL EVENTS TAKING PLACE OR ADVICE RECEIVED FROM THE METROPOLITAN POLICE SERVICE, TO IDENTIFY THE NEED FOR SIA LICENSED DOOR SUPERVISORS OR ADDITIONAL SIA LICENSED DOOR SUPERVISORS & / OR PREMISES STAFF TO BE DUTY ON ANY DAY. DETAILS OF THE ONGOING RISK ASSESSMENT SHALL BE RECORDED IN THE APPROPRIATE PART OF THE INCIDENT BOOK.



**Continued from previous page...**

D) WHENEVER AVAILABLE AT LEAST ONE OF THE DOOR SUPERVISORS SHALL BE A FEMALE.

#### CIZ STATEMENT

WE CONSIDER THAT THE ADDITIONAL PERMITTED HOUR REQUESTED FOR THE RISING SUN AND LUNA RESPECTIVELY WILL NOT LEAD TO ANY INCREASE IN NEGATIVE CUMULATIVE IMPACT NOR UNDERMINE THE LICENSING OBJECTIVES. AFTER REVIEWING THE OPERATING SCHEDULE, WE DO NOT CONSIDER THAT ADDITIONAL CONDITIONS ARE REQUIRED AS THE CURRENT LIST OF ROBUST CONDITIONS INCLUDING THE PRESENCE OF DOOR SUPERVISORS WILL REMAIN IN FORCE. WE HAVE OFFERED A REVISED DOOR SUPERVISOR CONDITION TO CLARIFY WHEN THEY SHOULD BE ON DUTY AND THAT THE PREMISES LICENCE HOLDER SHALL CARRY OUT AN ONGOING DAILY RISK ASSESSMENT TO DETERMINE ANY FURTHER NEED FOR DOOR SUPERVISORS.

A CONSIDERABLE NUMBER OF TEMPORARY EVENT NOTICES HAVE BEEN GIVEN FOR THE SAME HOURS BEING APPLIED FOR WITHOUT PROBLEMS ARISING SUPPORTING OUR VIEW THAT THE ADDITIONAL HOUR WILL NOT ADD TO NEGATIVE CUMULATIVE IMPACT AND THAT THE LICENSING OBJECTIVES WILL BE FULLY PROMOTED.

### Section 4 of 17

#### PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

##### SATURDAY

Start

End

Start

End

**Continued from previous page...**

SUNDAY

Start

End

Start

End

Will the performance of a play take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

Provide further details here.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for performing plays.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 5 of 17

### PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

**Continued from previous page...**

**TUESDAY**

Start  End

Start  End

**WEDNESDAY**

Start  End

Start  End

**THURSDAY**

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Start  End

**FRIDAY**

Start  End

Start  End

**SATURDAY**

Start  End

Start  End

**SUNDAY**

Start  End

Start  End

Will the exhibition of films take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the exhibition of film.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Continued from previous page...**

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 6 of 17

### PROVISION OF INDOOR SPORTING EVENTS

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

##### SATURDAY

Start

End

Start

End

##### SUNDAY

Start

End

Start

End

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

**Continued from previous page...**

State any seasonal variations for indoor sporting events.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 7 of 17

### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 8 of 17

### PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

☒ Yes ☐ No

### Standard Days And Timings

#### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

#### TUESDAY

Start

End

Start

End

**Continued from previous page...**

**WEDNESDAY**

Start  End

Start  End

**THURSDAY**

Start  End

Start  End

**FRIDAY**

Start  End

Start  End

**SATURDAY**

Start  End

Start  End

**SUNDAY**

Start  End

Start  End

Will the performance of live music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed, above below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS

**Continued from previous page...**

EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 9 of 17

### PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

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Start

End

##### FRIDAY

Start

End

Start

End

##### SATURDAY

Start

End

Start

End

##### SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

**Continued from previous page...**

State any seasonal variations for playing recorded music.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 10 of 17

### PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End



**Continued from previous page...**

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors      ☐ Outdoors      ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations for the performance of dance.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 11 of 17

### PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

Continued from previous page...

☒ Yes

☐ No

### Standard Days And Timings

#### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

#### TUESDAY

Start

End

Start

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#### WEDNESDAY

Start

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#### THURSDAY

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#### FRIDAY

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#### SATURDAY

Start

End

Start

End

#### SUNDAY

Start

End

Start

End

Provide a description of the type of entertainment that will be provided.

Will this entertainment take place indoors or outdoors or both?

☒ Indoors

☐ Outdoors

☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

**Continued from previous page...**

State any seasonal variations for entertainment.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non-standard timings. Where the premises will be used for entertainment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 12 of 17

### PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

**Continued from previous page...**

**FRIDAY**

Start  End

Start  End

**SATURDAY**

Start  End

Start  End

**SUNDAY**

Start  End

Start  End

Will the provision of late night refreshment take place indoors or outdoors or both?

☒ Indoors      ☐ Outdoors      ☐ Both

Where taking place in a building or other structure select as appropriate. Indoors may include a tent.

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non standard timings. Where the premises will be used for the provision of late night refreshment at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

**Section 13 of 17**

**SUPPLY OF ALCOHOL**

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

Continued from previous page...

☒ Yes

☐ No

### Standard Days And Timings

#### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

#### TUESDAY

Start

End

Start

End

#### WEDNESDAY

Start

End

Start

End

#### THURSDAY

Start

End

Start

End

#### FRIDAY

Start

End

Start

End

#### SATURDAY

Start

End

Start

End

#### SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

☐ On the premises ☐ Off the premises ☒ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

**Continued from previous page...**

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

## Section 14 of 17

### ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children.

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NONE

## Section 15 of 17

### HOURS PREMISES ARE OPEN TO THE PUBLIC

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

End

Start

End

##### THURSDAY

Start

End

Start

End

##### FRIDAY

Start

End

Start

End

**Continued from previous page...**

**SATURDAY**

Start  End

Start  End

**SUNDAY**

Start  End

Start  End

State any seasonal variations.

For example (but not exclusively) where the activity will occur on additional days during the summer months.

NONE

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed above, list below.

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

ON CHRISTMAS EVE & BOXING DAY TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 02.00 IN THE RISING SUN & 03.00 IN LUNA. ON THE NIGHTS THE CLOCKS GO FORWARD TO EXTEND PERMITTED HOURS FOR ALL LICENSABLE ACTIVITIES UNTIL 03.30 IN THE RISING SUN & 04.00 IN LUNA.  
NEW YEARS EVE TO REMAIN AS PER THE CURRENT LICENCE FOR BOTH THE RISING SUN & LUNA WITH PERMITTED HOURS EXTENDED FROM THE START OF PERMITTED HOURS ON NEW YEARS EVE UNTIL THE END OF PERMITTED HOURS ON NEW YEARS DAY. ALL NON STANDARD TIMINGS TO BE PLUS 30 MINUTES CONSUMPTION TIME.

Identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

☒ I have enclosed the premises licence

☐ I have enclosed the relevant part of the premises licence

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

**Section 16 of 17**

**LICENSING OBJECTIVES**

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

**Continued from previous page...**

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

EXCEPT FOR THE REMOVAL OF CONDITIONS 1,2 & 3 FROM ANNEX 2 AND THE AMENDMENTS TO CONDITIONS 3 & 16 AT ANNEX 3 ALL EXISTING CONDITIONS TO REMAIN IN FORCE.

b) The prevention of crime and disorder

EXCEPT FOR THE REMOVAL OF CONDITIONS 1,2 & 3 FROM ANNEX 2 AND THE AMENDMENTS TO CONDITIONS 3 & 16 AT ANNEX 3 ALL EXISTING CONDITIONS TO REMAIN IN FORCE.

c) Public safety

EXCEPT FOR THE REMOVAL OF CONDITIONS 1,2 & 3 FROM ANNEX 2 AND THE AMENDMENTS TO CONDITIONS 3 & 16 AT ANNEX 3 ALL EXISTING CONDITIONS TO REMAIN IN FORCE.

d) The prevention of public nuisance

EXCEPT FOR THE REMOVAL OF CONDITIONS 1,2 & 3 FROM ANNEX 2 AND THE AMENDMENTS TO CONDITIONS 3 & 16 AT ANNEX 3 ALL EXISTING CONDITIONS TO REMAIN IN FORCE.

e) The protection of children from harm

EXCEPT FOR THE REMOVAL OF CONDITIONS 1,2 & 3 FROM ANNEX 2 AND THE AMENDMENTS TO CONDITIONS 3 & 16 AT ANNEX 3 ALL EXISTING CONDITIONS TO REMAIN IN FORCE.

**Section 17 of 17**

**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.

Variation Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00\*

Band E - £125001 and over - £635.00\*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00



**Continued from previous page...**

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

Capacity 5000-9999 - £1,000.00

Capacity 10000 -14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

\* Fee amount (£)

190.00

**DECLARATION**

\* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under Section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application.

☐ 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

GRAHAM HOPKINS

\* Capacity

AUTHORISED LICENSING CONSULTANT

\* Date

12

/

04

/

2019

dd

mm

yyyy

Add another signatory

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/premises-licence/havering/change-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

OFFICE USE ONLY

Applicant reference number	GT/THE RISING SUN/1/19
Fee paid	
Payment provider reference	
ELMS Payment Reference	
Payment status	
Payment authorisation code	
Payment authorisation date	
Date and time submitted	
Approval deadline	
Error message	
Is Digitally signed	<input type="checkbox"/>



## Representations from Responsible Authorities

London Borough of Havering  
Licensing Authority  
Mercury House  
Mercury Gardens  
Romford  
Essex  
RM1 3SL

The London Fire Commissioner is the  
fire and rescue authority for London

Date 10 May 2019  
Our Ref 15/000689

Dear Sir/Madam

### **LICENSING ACT 2003**

**Premises: The Rising Sun, 64-68 High Street, Hornchurch, Essex, RM12 4UW**

The London Fire Commissioner (the Commissioner) is the fire and rescue authority for London. The Commissioner is responsible for enforcing the Regulatory Reform (Fire Safety) Order 2005 (The Order) in London.

With reference to the application dated 12 April 2019, the application has been examined and **the Commissioner will make a representation** to the Licensing Authority.

**The Applicant has been informed, by copy of this letter, of this representation.**

**Please confirm, at your earliest convenience, the date/time/location of the hearing.**

**The items that are of concern to this authority are detailed on the attached schedule.**

The representation may be withdrawn if all of the matters detailed in the attached schedule are addressed to the satisfaction of the Commissioner. The Commissioner must be advised of the completion of the work at least 5 working days before the committee hearing date, so that an inspection can be arranged.

This letter is without prejudice to the powers of the Licensing Authority and to any requirements or recommendations that may be made by enforcing authorities under other legislation. It is also without prejudice to any requirements or recommendations that may be made by the Commissioner under the Regulatory Reform (Fire Safety) Order 2005 or the Petroleum (Consolidation) Regulations 2014. All alterations should comply with the appropriate provisions of the current Building Regulations.

Any queries regarding this letter should be addressed to the person named below. If you are dissatisfied in any way with the response given, please ask to speak to the Team Leader quoting our reference.

Yours faithfully,

**for Assistant Commissioner (Fire Safety)**

Directorate of Operations

FSR-AdminSupport@london-fire.gov.uk

C.C.: GT Licensing Consultants, 55 Codenham Green, Basildon, Essex, SS16 5DT.

Encl: FS\_GN\_71

Reply to D Hallam

Direct T 020 8555 1200extn 52100

## SCHEDULE

Sheet 1 of 1

The London Fire Commissioner (the Commissioner) is the fire and rescue authority for London.

Schedule referred to in the letter reference 14/014238 under the Licensing Act 2003, issued by the Commissioner on 10 May 2019.

Where appropriate, a plan may form part of this Schedule to illustrate the steps which, in the opinion of the Commissioner, need to be taken in order to promote the public safety objective.

**NOTE** : Notwithstanding any consultation undertaken by the Commissioner, **before** you make any alterations to the workplace, ***you*** must apply for local authority building control department approval (and/or the approval of any other bodies having a statutory interest in the premises) if their permission is required for those alterations to be made.

Licensing Objective not adequately addressed	Location and detail of matters which are considered to put people at risk in the event of a fire emergency	Steps considered necessary to promote the public safety licensing objective
Public Safety	Outstanding works required following London Fire Brigade letter issued 8 February 2019.	<p>The London Fire Brigade issued an informal letter detailing the fire safety works required to conform to the Fire Safety Order. On a recent inspection there were a number of outstanding issues that had not been addressed as detailed below:-</p> <ol style="list-style-type: none"> <li>1. No fire risk assessment had been carried out.</li> <li>2. No emergency plan had been provided.</li> <li>3. No staff training had been carried out (this should cover the contents of the emergency plan and use of fire extinguishers).</li> <li>4. No maintenance had been carried out for the emergency lighting and fire alarm systems. Certificates stating the systems have been tested are to be provided.</li> <li>5. The rear stair to first floor level was obstructed with clothing and combustible material. This should be cleared.</li> <li>6. All doors that lead onto the rear stair are to be fire doors that close fully against the door stop. Several self closing devices are missing or not working correctly. Self closing devices are to be provided on the following doors:- <ul style="list-style-type: none"> <li>• Doors to both bar areas ground floor.</li> <li>• Door to the kitchen and basement ground floor.</li> <li>• Door to the Luna Bar first floor.</li> <li>• Door to the Managers accommodation.</li> </ul> </li> </ol>

		If upon further inspection all outstanding items have been satisfactorily addressed then the Fire authority will remove the representation.
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### **Protecting your personal data and privacy**

The Brigade is committed to using personal data in a responsible and transparent way. To find out more visit [www.london-fire.gov.uk/privacy](http://www.london-fire.gov.uk/privacy).

### Licensing Act 2003 Responsible Authority representation

**This representation is made by a responsible Authority for the London Borough of Havering concerning a licence application for the premises as detailed below.**

<b>Premises Name and address:</b>	The Rising Sun 64-68 High Street, Hornchurch RM12 4UW
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<b>Your Name:</b>	Planning Enforcement Team
<b>Organisation name / name of body you represent:</b>	Havering Council's planning department
<b>Your Address:</b>	5 <sup>th</sup> Floor Mercury House, Mercury Gardens, Romford, RM1 3SL
<b>Email:</b>	Planning_enforcement@havering.gov.uk

<b>Summary of representation:</b>	To OBJECT to the application to vary the licence on the specific licencing objective "The prevention of public nuisance".
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<p><b>Policy Considerations:</b></p> <p>The representation takes into account the following licencing policies as set out in the document titled "Statement of Licencing Policy" with effect from 7<sup>th</sup> January 2016:</p> <p><u>Licencing Policy 1</u></p> <p>In considering applications for new licences, variations to existing licences and licence reviews the Licensing Authority will take the matters listed below into account:</p> <ul style="list-style-type: none"> <li>• whether the premises is located in an area of cumulative impact;</li> <li>• the type of premises and their cumulative impact on the area and the mix of premises in the area;</li> <li>• the location of the premises and the character of the area;</li> <li>• the views of the responsible authorities;</li> <li>• the views of other persons;</li> <li>• past compliance history of current management;</li> <li>• the proposed hours of operation;</li> </ul>
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- the type and number of customers likely to attend the premises;
- whether the applicant is able to demonstrate commitment to a high standard of management, for example through active participation in the Safe and Sound meetings and pub watch.

#### Licensing Policy 6

The Licensing Authority considers that, in the interests of clarity and transparency, applicants should normally have in place the relevant planning consent for the intended use and hours of operation, or otherwise have lawful planning status, before making an application for a premises licence. However every application will be considered on its merits on a case by case basis

#### Licensing Policy 8

When assessing the applicant's or licensee's ability to demonstrate a commitment to high standards of management the Licensing Authority will take into account whether the applicant or licensee:

- Can demonstrate comprehensive knowledge of best practice
- Has sought advice from the responsible authorities
- Has implemented any advice that has been given by the responsible authorities
- Is able to understand verbal and written advice and legal requirements
- Can demonstrate knowledge of the licensing objectives, relevant parts of the Licensing Policy and their responsibilities under the Licensing Act 2003
- Is able to run their business lawfully and in accordance with good business practices
- Is able to demonstrate a track record of compliance with legal requirements.

Where there is a history of non-compliance associated with the premises the Licensing Authority is unlikely to grant a new or variation application unless there is evidence of significant improvement in management standards.

#### 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.

#### **Representation:**

An assessment by the planning services has been previously undertaken under a planning application with reference P0170.15 for New Function Room linked to existing public house. Upon review of all material considerations in terms of the use of the property, it was seemed necessary and expedient to restrict the use of the property to prevent a public nuisance. The use has subsequently been conditioned so that:

*Conditions imposed with approved permission:*

Condition 5 states:

The function hall hereby permitted shall only not be open to customers other than

between the hours of 09.00 and 01.00 (the following morning) on Monday to Saturday and 11.00 and 16.00 on Sunday, without the prior consent in writing of the Local Planning Authority.

**Reason:**

To enable the Local Planning Authority to retain control in the interests of amenity, and in order that the development accords with development Control Policies Development Plan Document Policy DC61.

The licence application proposes additional opening hours that exceed the restrictions that have been placed on the use by the planning department; and the use proposed does not have lawful planning status and the application therefore does not accord with licencing policy 6.

The proposed extended opening hours stated in the licencing application requires consent from planning department.

Given the argument as set out above, the planning department's concerns on the prevention of public nuisance have not been alleviated though the licence application. As this is the case, we ask that the licencing committee use their powers under licencing policy 1, 8 and 14 to take consideration of the views of the planning department as a responsible authority. You are therefore advised to restrict the hours of operation to what has been approved by the planning department as set out above.

**Complaint and Inspection History (if applicable):**

No visits to the property were undertaken.

Application Number:	P0170.15
Description of proposal:	The development proposed was for new function room linked to existing public house.
Outcome:	Permission granted on 24 <sup>th</sup> April 2015 with conditions

**Other documents attached:**

NONE

**Dated:** 09.05.2019

**Officer:** Onkar Bhogal

Principal Planning Enforcement  
and Appeals Officer



Licensing Authority  
London Borough of Havering

PC Adam Williams  
East Area Licensing Team  
Romford Police Station  
19 Main Road  
Romford  
Essex  
RM1 3BJ  
Telephone: 01708 779162  
Email: [adam.williams2@met.police.uk](mailto:adam.williams2@met.police.uk)  
[www.met.police.uk](http://www.met.police.uk)  
Your ref: QQ Lounge 137-141 South  
Street Romford RM1 1PL  
Wednesday 1<sup>st</sup> May 2019

**Subject: The Rising Sun 64-68 High Street Hornchurch RM12 4UW**

Dear Licensing Authority

In relation to the application received by Police on 15/04/2019 for The Rising Sun 64-68 High Street Hornchurch RM12 4UW, Police would like to object to part of the application, namely the terminal hours. The licensing objectives that Police are objecting under are Prevention of Crime and Disorder, Public Safety and the Prevention of Public Nuisance.

As you are fully aware where a Cumulative Impact Zone is in place, there is usually a presumption that applications for new premises licenses or variations to existing premises licenses (increase in hours, capacity or change of conditions) will be refused.

Violent crime in Havering occurs disproportionately during the 10pm-2am period (extending to 4am in Romford Town), during and following a Friday and Saturday night. This includes almost 1 in 4 assault with injury offences (Actual Bodily Harm) and a third of serious assaults (Grievous Bodily Harm). Furthermore, 1 in 5 sexual offences occur during this period.

Hornchurch has a growing restaurant and late night premise economy, the second largest in Havering after Romford Town. A disproportionate amount of violent crime and disorder within Hornchurch continues to take place over the weekend from 9pm-3am (54%).

Due to the requested hours, this would make the venue the latest venue open with in Hornchurch town centre. I believe that this could lead to the venue and surrounding pedestrian area becoming over-crowded, for example, crowds of drinkers waiting to gain entry or waiting for taxis outside will force pedestrians to walk in the road. In addition, large numbers of already intoxicated people congregating could easily lead to Anti-social behaviour and an increase in violent crime.

The application has not addressed the following possible issues, measures to minimise the noise caused by patrons outside the premises, details of dispersal policies, will there be an area for patrons to use whilst waiting for taxis? If the operation of the venue will attract additional litter such as food cartons or publicity flyers, what measures will be put in place to deal with this?

I also have concerns with regards to noise nuisance as the premises is located in an area where there are some residential properties and dispersal of patrons at the terminal hours of the application could lead to noise disturbances

Nothing in the application gives me confidence the above concerns have been addressed or even taken into consideration.

The applicant has not demonstrated that by granting of the proposed license the venue will not negatively affect the licensing objectives namely Prevention of Crime and Disorder, Public safety and the Prevention of Public Nuisance. I would be objecting to the application under these objectives

The Police at this time do not have confidence that the venue will run efficiently in accordance with the requested licence conditions.

Yours sincerely,

A handwritten signature in black ink, appearing to read 'ADW', followed by a small horizontal line.

PC Adam Williams – East Area Licensing Team