



LICENSING SUB-COMMITTEE ACE COFFEE & BAGEL

AGENDA

10.00 am	Tuesday 16 June 2020	VIRTUAL MEETING
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Members 3: Quorum 2

COUNCILLORS:

Philippa Crowder (Chairman)
Paul Middleton
Christine Smith

**For information about the meeting please contact:
Richard Cursons - 01708432430
richard.cursons@onesource.co.uk**

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

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

Reporting means:-

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

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

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

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



AGENDA ITEMS

1 APOLOGIES FOR ABSENCE AND ANNOUNCEMENT OF SUBSTITUTE MEMBERS

(if any) - receive

2 DISCLOSURE OF INTERESTS

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

Members may still disclose any interest in an item at any time prior to the consideration of the matter.

3 CHAIRMAN'S ANNOUNCEMENT

The Chairman will announce details of the arrangements in case of fire or other events that might require the meeting room or building's evacuation.

4 REPORT OF THE CLERK (Pages 1 - 6)

Procedure for hearing – Licensing Act 2003

5 PROTOCOL FOR PUBLIC REPRESENTATION AT VIRTUAL MEETINGS (Pages 7 - 10)

In response to the Government's guidance to limit the spread of Coronavirus and restrictions around the gathering of more than two people, the following items of business will be conducted as virtual hearings under the Licensing Act 2003.

A revised protocol for public representation at virtual meetings is included with the agenda sheet for this meeting.

This approach has been taken to ensure the Council is compliant with the current restrictions and are not putting participants and members of the public at risk.

6 APPLICATION FOR A PREMISES LICENCE - ACE COFFEE & BAGEL, 1 STATION ROAD, UPMINSTER, RM14 2SJ (Pages 11 - 56)

This application for a premises licence is made by ACE Coffee & Bagel (Upminster) Limited under section 17 of the Licensing Act 2003.

Andrew Beesley

Head of Democratic Services

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LICENSING SUB-COMMITTEE

16 June 2020

REPORT

Subject Heading:

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

Report Author and contact details:

Richard Cursons (01708) 432430
e-mail: richard.cursons@onesource.co.uk

Note: Issues relating specifically to the operation of the hearing during the Covid-19 pandemic restrictions are considered in the separate protocol document contained within the agenda papers.

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

"Where relevant representations are made, the authority must

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

The steps are:

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

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

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

Assuming that the Sub-Committee is satisfied that a hearing is required, then the following procedural steps are recommended. The Licensing Act 2003 (Hearings) Regulations 2005 will govern the arrangements for the hearing of the application

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

1. Membership of the Sub-Committee:

1.1 The Sub-Committee comprises three members of the Licensing Committee, with a quorum of two members. **Unless there are objections, in the absence of three members, the hearing shall proceed with the quorum of two.**

1.1.1 A member of the Licensing Committee will be excluded from hearing an application where he or she has considered an application in respect of the premises in the previous 12 months as a Member of the Regulatory Services Committee; or

1.1.2 is a Ward Councillor for the Ward in which the premises, subject to the application, are located; or

1.1.3 is a Ward Councillor for a Ward which is likely to be affected by the application or;

1.1.4 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 conducted via virtual hearing i.e. via a Skype meeting telephone call..

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).

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

Representations:

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

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

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

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

Cross-Examination:

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

Relevance:

Information submitted at the hearing must be relevant to the applications, representations, or notice and the promotion of the licensing objectives. The Chairman of the Sub-Committee is entitled to exclude any information he or she 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 make its determination and announce its decision in writing to all parties within five working days.
- 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.

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PROTOCOL ON THE OPERATION OF LICENSING SUB-COMMITTEE HEARINGS DURING THE COVID-19 PANDEMIC RESTRICTIONS

1. Introduction

The Licensing Act 2003 and the Licensing Act 2003 (Hearing) Regulations 2005 provide flexibility to Licensing Authorities in determining their own hearing procedures. Section 78 of The Coronavirus Act 2020 provides further powers to Councils to hold remote hearings in accordance with regulations. In accordance with the Local Authority and Police Crime Panels (Coronavirus) (Flexibility of Local Authority and Police and Crime Panels Meetings (England and Wales) Regulations 2020, all Licensing Sub-Committee hearings held during the Covid-19 restriction period will take place remotely using a 'virtual' format. This will usually be via Zoom video conferencing meeting. This document aims to give details on how the meetings will take place and establish some rules of procedure to ensure that all parties find the meetings productive.

2. Prior to the Hearing

Once the date for a hearing has been set, an electronic appointment will be sent to all relevant parties. This will include a link to access the virtual meeting as well as guidance on the use of the technology involved. The electronic appointment should not be shared with any other party.

Before a remote hearing, parties are encouraged to submit brief email submissions, at least 24 hours before the hearing is due to start summarising the points they wish to make at the hearing and the outstanding issues. Although this is voluntary, these written submissions are likely to assist in the conduct of the remote hearing and the decision making process. These should be sent to the e-mail address of the clerk as shown on the front of the agenda papers for the meeting.

3. Format

For the duration of the Covid-19 restrictions period, all Licensing Sub-Committee hearings will be delivered by Zoom video conferencing. This will be accessible via the web or by downloading the app to a PC, laptop, I-Pad etc or mobile/landline telephone and the instructions sent with meeting appointments will cover how to do this which will be sent at least five clear days in advance of the hearing. A weblink to view and, where appropriate, participate in the meeting will be included with the electronic appointment for the virtual meeting and will also be published on the Council's website, on the same page as the agenda for the meeting.

4. Meeting Agenda

An agenda setting out the items for the hearing will be issued in advance to all parties to the hearing in accordance with statutory timetables. This will include details of the

license application or variation together with all representations on the matter. The agenda will also be published on the Council's website – www.havering.gov.uk in the normal way.

5. Format of the Meeting

Although held in a virtual format, Licensing Sub-Committee Hearings dealing with new licences or variations to existing licences will follow the standard procedure with the following principal stages. Panel Members may ask questions of any party at any time. Questions are usually taken after each person has spoken. Should a review of a licence be held during this period, further guidance on the procedure for hearings of this type will be issued by the clerk.

- The Licensing Officer presents their report
- Objectors to the application make their representations. Parties who are speaking should not repeat the information which they have already given in writing in their representation. They will be able to expand on the written information given, provided the information remains relevant. Any additional information should be limited to the grounds of their representation(s). For example, if they are objecting on the grounds of Public Nuisance, then they should confine their comments to matters relating to Public Nuisance.
- Responsible Authorities and Other Persons will make their representations.
- The applicant responds to the representations made.
- All parties will be given an opportunity to sum up if they wish. The hearing will then conclude.
- The Sub-Committee will then deliberate in private with the Legal Adviser and Clerk present.
- The Sub-Committee will announce the decision in writing to all parties.
- Notification of the Sub Committee's decision will be given within the period of five working days beginning with the day or the last day on which the hearing was held in accordance with the regulations. The notification of decision will include information about the right of appeal as appropriate

6. Meeting etiquette and rules

All parties should be aware that the sheer volume of virtual meetings now taking place across the country has placed considerable strain upon broadband network infrastructure. As a result, conference calls such as those used for the meeting may experience intermittent faults whereby participants lose contact for short periods of time before reconnecting to the call. The guidance below explains how the meeting is to be conducted, including advice on what to do if participants cannot hear the speaker, and etiquette of participants during the call.

For some participants, this will be their first conference call or virtual meeting. In order to make the briefing productive for everyone, the following rules must be adhered to and etiquette observed:

- Parties are advised to log on at least 10 minutes before the hearing is due to start. A telephone number of an officer will be provided in case of technical difficulties on the day.
- The meeting will be presided over by the Chairman who will invite participants to speak individually at appropriate points. All other participants will have their microphones muted by the Clerk until invited by the Chairman to speak;
- If invited to contribute, participants should make their statement, then wait until invited to speak again if required;
- If at all possible, participants should find a quiet location to take the Zoom meeting where they will not be disturbed. Background and potential noise interruptions can disturb participants;
- Virtual video backgrounds can easily be used to avoid distractions and preserve the privacy of participants if they are calling in from their homes;
- The person speaking should not be spoken over or interrupted and other participants will normally be muted whilst someone is speaking. If there are intermittent faults during the call then the speaker will repeat from the point where the disruption started. Whilst intermittent disruption is frustrating, it is important that all participants remain professional and courteous.

7. Deliberation

At the conclusion of the hearing, the Sub-Committee, together with the clerk and legal advisor, will remain in a virtual meeting to deliberate on their decision. The decision of the Sub-Committee will be circulated to all parties in writing.

Under Regulation 14 of the Licensing Act 2003 (Hearings) Regulations 2005 the licensing authority may exclude the public from all or part of the hearing where it considers that the public interest in doing so outweighs the public interest in the hearing or part of that hearing taking place in public. In addition there may be information in the agenda pack pertaining to the hearing be exempt from publication or discussion in public under Schedule 12A of The Local Government Act 1972 as amended. In these circumstances the public will be excluded from part of the whole hearing as appropriate. There may be a closed zoom conferencing which will be arranged by the clerk. Full copies of restricted agenda packs will be distributed to relevant parties in advance of the hearing.

8. After the Hearing

The notice of the decision of the Sub-Committee will be circulated to all participants within five working days of the hearing. Minutes of the meeting will also be published on the Council's website.

For any further information on the hearing, please contact richard.cursons@onesource.co.uk, tel: 01708 432430.

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LICENSING SUB-COMMITTEE

16 June 2020

REPORT

Subject heading:

Ace Coffee & Bagel

1 Station Road Upminster RM14 2SJ

Premises licence application

Report author and contact details:

Paul Jones, Public Protection Officer

Town Hall Main Road Romford RM1 3BD

licensing@havering.gov.uk

01708 432777

This application for a premises licence is made by ACE Coffee & Bagel (Upminster) Limited under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 24th April 2020.

Geographical description of the area and description of the building

These premises are located in a purpose-built parade of retail outlets in Upminster. The ground floor of the property is commercial while the upper floors appear to be residential. The area may therefore be considered to be one of mixed use.





Details of the application

The application is to permit the following licensable activity:

Alcohol on- and off-supplies		
Day	Start	Finish
Monday to Sunday	08:00	23:00

Hours premises are open to the public		
Day	Start	Finish
Monday to Sunday	08:00	23:30

Comments and observations on the application

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application.

Summary

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

There were two representations against this application from responsible authorities, namely the Police and the Planning Authority.



Havering
L O N D O N B O R O U G H

Copy of Application

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* required information

Section 1 of 21

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

System reference

Not Currently In Use

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

Your reference

BEN1-3

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

ACE COFFEE AND BAGEL (UPMINSTER)
LIMITED

* Family name

ACE COFFEE AND BAGEL (UPMINSTER)
LIMITED

* E-mail

office@dadds.co.uk

Main telephone number

01277 631811

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

Note: completing the Applicant Business section is optional in this form.

Registration number

11542733

Business name

ACE COFFEE AND BAGEL (UPMINSTER)
LIMITED

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

Continued from previous page...

VAT number

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

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

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

☐ A private individual acting as an agent

Agent Business

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

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Continued from previous page...

Legal status

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

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

Further Details

Telephone number

Non-domestic rateable
value of premises (£)

15,752

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ A recognised club
- ☐ A charity
- ☐ The proprietor of an educational establishment
- ☐ A health service body
- ☐ A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- ☐ A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- ☐ The chief officer of police of a police force in England and Wales

Confirm The Following

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

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

ACE COFFEE AND BAGEL (UPMINSTER)
LIMITED

Details

Continued from previous page...

Registered number (where applicable)

11542733

Description of applicant (for example partnership, company, unincorporated association etc)

PRIVATE LIMITED COMPANY

Address

Building number or name

4 OFFICE VILLAGE

Street

FORDER WAY

District

HAMPTON

City or town

PETERBOROUGH

County or administrative area

CAMBS

Postcode

PE7 8GX

Country

United Kingdom

Contact Details

E-mail

office@dadds.co.uk

Telephone number

01277 631811

Other telephone number

* Date of birth

/ /
dd mm yyyy

* Nationality

British

[Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?

/ /
dd mm yyyy

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

/ /
dd mm yyyy

Provide a general description of 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.

Cafe/Pizzeria

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☐ Yes ☒ No

Section 12 of 21

Continued from previous page...

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

☐ Yes ☒ No

Section 13 of 21

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

[See guidance on regulated entertainment](#)

Will you be providing anything similar to live music, recorded music or performances of dance?

☐ Yes ☒ No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes ☒ No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

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

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.

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

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

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

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text" value="LONDON BOROUGH OF REDBRIDGE"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- ☐ Electronically, by the proposed designated premises supervisor
- ☒ As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

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

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

THERE WILL BE NO ACTIVITY OF THIS NATURE

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

Page 23
End

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

Continued from previous page...

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 any seasonal variations

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

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

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

Section 18 of 21

LICENSING OBJECTIVES

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

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

Continued from previous page...

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

The premises licence holder is a responsible operator who is aware of the 4 Licensing objectives, the Council's licensing policy and their responsibilities under the Licensing Act 2003. The business is run lawfully and in accordance with good business practice and offers the following conditions to be attached to the premises licence.
All health & safety, fire and other legal commitments will be complied with under the relevant legislation.

b) The prevention of crime and disorder

The premises license holder shall ensure that the premises shall install, operate and maintain a Closed-Circuit Television (CCTV) system to the satisfaction of Havering Borough/Metropolitan Police.

The premises licence holder shall ensure that the CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and signage to this effect is to be displayed.

The premises licence holder shall ensure that all CCTV recordings shall be stored for a minimum of 31 days. Recordings shall be made available following the reasonable request of police or authorised officer throughout the preceding 31-day period on production of the appropriate Data Protection request form.

c) Public safety

Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available for consumption with or otherwise as an ancillary to meals served on the premises.

d) The prevention of public nuisance

The premises licence holder shall ensure that notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.

e) The protection of children from harm

The premises licence holder shall ensure that reasonable and adequate staff training shall be carried out and properly documented in relation to: dealing with incidents and prevention of crime and disorder, sale of alcohol (to underage persons; persons over 18 purchasing for underage; drunks etc) prior to being allowed to sell alcohol.

The premises licence holder shall operate a 'Challenge 25', or similar scheme at the premises whereby anyone who appears to be under the age of 25 shall be asked to provide proof of age that he or she is over 18. Proof of age shall only comprise of a passport a photo - card driving licence or an industry approved proof of age identity card.

The premises licence holder shall ensure that any refusals of sale of age - related products are recorded in a refusals log as soon as is reasonably practicable after the sale is refused. The log should show the date and time of the event; the product (s) sought; the gender and approximate age of the customer together with a description of the customer. The refusals log shall be made available for inspection by the licensing team, police or trading standards and kept at the premises for six months.

The premises licence holder shall ensure that notices shall be prominently displayed in the premises to advise patrons and staff that a 'Challenge 25' or similar scheme operates in the premises.

Continued from previous page...

Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is A British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.

Continued from previous page...

- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

Continued from previous page...

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
 - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

Section 21 of 21

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.

Premises Licence 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

Band A - No RV to £4300 - £100

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

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls, or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature.

The costs associated with these licences will be met by Central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number of attendance at any one time.

Capacity 5000 to 9999 - £1,000.00

Capacity 10000 to 14999 - £2,000.00

Capacity 15000 to 19999 - £4,000.00

Capacity 20000 to 29999 - £8,000.00

Capacity 30000 to 39999 - £16,000.00

Capacity 40000 to 49999 - £24,000.00

Capacity 50000 to 59999 - £32,000.00

Capacity 60000 to 69999 - £40,000.00

Capacity 70000 to 79999 - £48,000.00

Capacity 80000 to 89999 - £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

190.00

DECLARATION

Continued from previous page...

- * 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

* Capacity

* Date / /
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/apply-1> to upload this file and continue with your application.

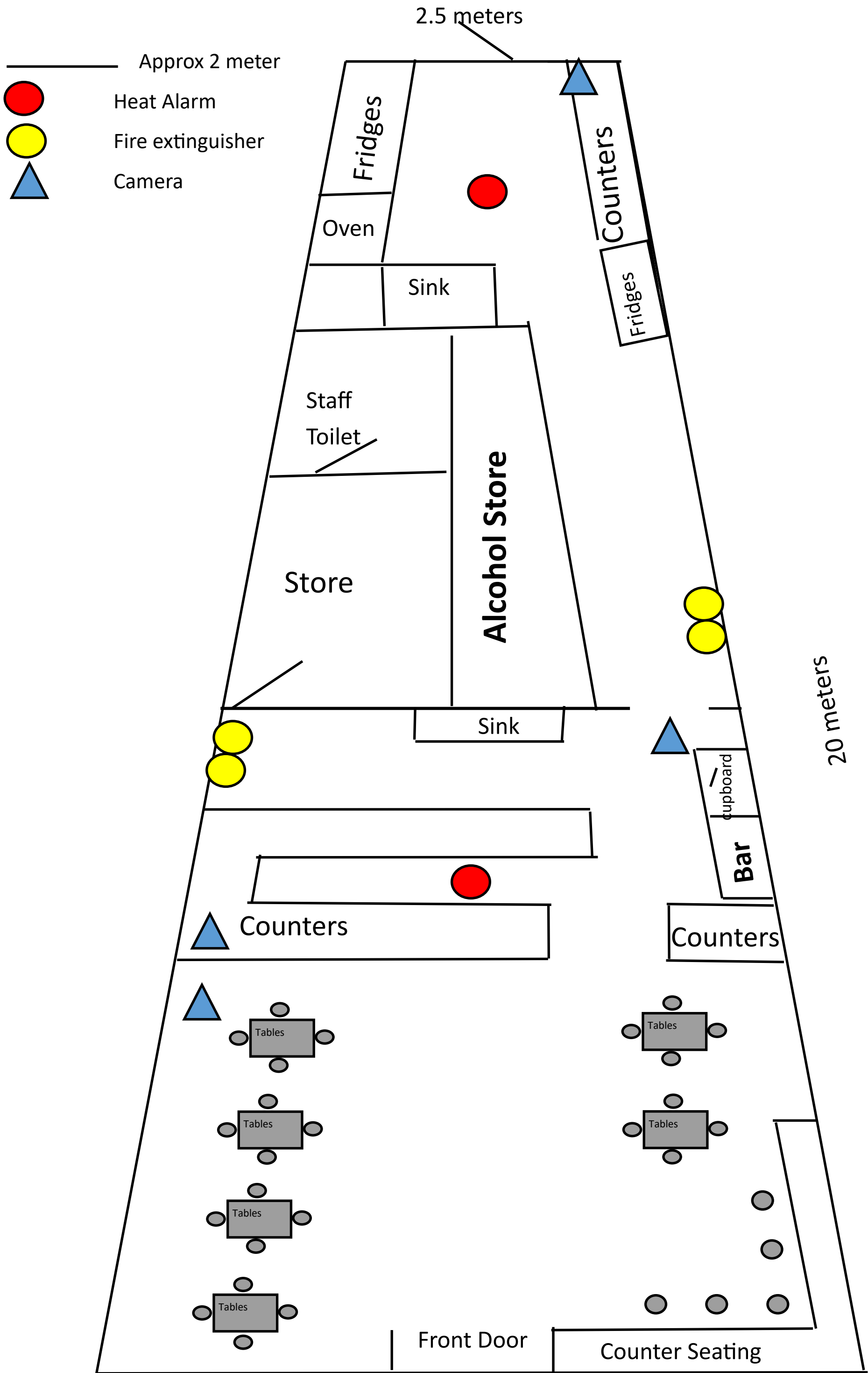
Don't forget to make sure you have all your supporting documentation to hand.

IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

OFFICE USE ONLY

Applicant reference number	BEN1-3
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"/>



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PUBLIC NOTICES

Legal and Public Notices

LONDON BOROUGH OF HAVERING

ROAD TRAFFIC REGULATION ACT 1984 SECTION 14(1) AND 16, PROPOSED AND MADE ORDER NOTICES
WE THE LONDON BOROUGH OF HAVERING GIVE NOTICE THAT WE PROPOSE TO MAKE THOSE RESTRICTIONS
REFERRED TO IN PART 1 TO THIS NOTICE AND HAVE MADE THE RESTRICTIONS REFERRED TO IN PART 2 TO THIS
NOTICE, IN EACH CASE FOR THE REASONS AND DURATION STATED (OR UNTIL THE COMPLETION OF THE WORKS –
WHICHEVER IS THE SOONER) AND WITH DIVERSION ROUTES AVAILABLE.

SUE HARPER, ASSISTANT DIRECTOR OF ENVIRONMENT (PUBLISHED IN THE ROMFORD RECORDER 1ST MAY 2020)

PART 1 - PROPOSED NOTICE (PROPOSED RESTRICTIONS)

TT No	Road Name and Restriction(s)	Reason	Diversion Route	Duration of Works – Between:
1438	Road Closure Vernon Road Closed between its junctions of Kingshill Avenue and Hillrise Road Contact: Bryn.jellis@havering.gov.uk	Carriageway Resurfacing	Hillrise Road, Highfield Road, Burland Road, Clockhouse Lane, Kingshill Avenue (in both directions)	Between 08:00 to 17:00 daily on the 13 th and 14 th May 2020 or upon completion of the works whichever is the sooner
1439	Road Closure Fontayne Avenue, Romford Closed between its junctions of Parkside Avenue Contact: Bryn.jellis@havering.gov.uk	Carriageway Resurfacing	Parkside Avenue	Between 08:00 to 17:00 daily on the 11 th to 13 th May 2020 or upon completion of the works whichever is the sooner
1463	Road Closure Broxhill Road Closed between its junctions of Lower Bedfords Road / Noak Hill Road and North Road / Orange Tree Hill Contact: Bryn.jellis@havering.gov.uk	Carriageway Resurfacing	Orange Tree Hill, Havering Road, Lower Bedfords Road (in both directions)	Between 08:00 to 17:00 daily on the 14 th and 15 th May and 18 th to 20 th May 2020 or upon completion of the works whichever is the sooner

PART 2 – MADE NOTICE (CONFIRMED RESTRICTIONS)

YOU CAN GET MORE INFORMATION AND MAKE COMMENTS ABOUT THE PROPOSED RESTRICTIONS BY CONTACTING THE APPROPRIATE EMAIL ADDRESS

PUBLIC NOTICE - Licensing Act 2003

We, ACE COFFEE AND BAGEL (UPMINSTER) LIMITED, hereby give notice that we have applied to the Licensing Authority at London Borough of Havering for the grant of a Premises Licence at ACE Coffee and Bagel, 1 Station Road, Upminster, RM14 2SJ to: 1. Permit the sale and supply of alcohol Monday to Sunday from 08:00hrs until 23:00hrs; 2. Allow the premises to be open to members of the public from Monday to Sunday from 08:00hrs until 23:30hrs. A copy of the application can be viewed at the Licensing Authority's address noted below during normal office hours. Any responsible authority or interested party wishing to make representations to this application must do so by writing to: The Licensing Authority, Town Hall, Main Road, Romford, RM1 3BD www.havering.gov.uk

Such representation must be received in writing by 22nd May 2020. Representations received after this date will not be considered. IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE (UNLIMITED), UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Dated 25th April 2020

Dadds Licensing Solicitors

www.dadds.co.uk office@dadds.co.uk 01277 631811

NOTICE OF APPLICATION FOR A PREMISES LICENSE UNDER SECTION 17 OF THE LICENSING ACT 2003

APPLICANT: ELIZABETH CHADWICK

PREMISES: FARM CAFE-A, YOUNGS FARM, ST MARYS LANE, UPMINSTER, RM14 3NU

The proposed licensable activity is: the sale of alcohol from 07:00-16:30.

Full details of the application can be inspected at the address noted below during normal business hours.

Any representations by an interested party or responsible authority regarding this application can be made to: Licensing Team, Housing & Public Protection London Borough of Havering, C/O Town Hall, Main Road RM1

Website: www.havering.gov.uk

Such representations must be received in writing by: 12th May 2020, clearly stating the grounds upon which the representation is made in relation to the four objectives of the Licensing Act 2003.

It is an offence to knowingly or recklessly make a false statement in connection with an application.

The maximum fine for which a person is liable on summary conviction for the offence is £5,000.00.

LONDON BOROUGH OF HAVERING NOTICE OF APPLICATIONS FOR PLANNING PERMISSION

Notice is hereby given that the Council has received the following applications which need to be advertised for the reasons set out below:
A0008.20, B&M, 25-29 Market Place, Romford, display of internally LED illuminated Dual Case Box singe to complete with opal acrylic panels vinyl in standard colours

The development is in a Conservation Area

P0135.20, Clovelly, St Marys Lane, North Ockendon, Upminster, Single storey rear extension and porch to front

The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.

P0403.20, Land Rear of 2 Pinewood Avenue, Havering-Atte-Bower, Romford, The erection of three, 3-bed detached bungalows.

The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.

P0528.20, Ockendon Kennels Ockendon Road North Ockendon, Conversion, part demolition and part extension of existing kennels and associated outbuildings into 14 dwellings with associated parking, garages and private amenity space.

The application is contrary to the Metropolitan Green Belt Policies of the Core Strategy and Development Control Policies Development Plan Documents.

Application details, including the plans, can be viewed online at www.havering.gov.uk/planning. If you wish to comment on an application, please use the online comment form available on the Council's web site or alternatively write to Development, 5th Floor, Mercury House, Mercury Gardens, Romford, RM1 3SL quoting the application number and location. Comments must be received within 21 days from the date on this notice. Please note that members of the public are entitled to see and take copies of any comments you make and your comments may also be available to view on the internet. **Development & Building Control**-Published in the Romford Recorder on 1st May 2020



SET UP A JOB ALERT TODAY

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CONDITIONS OF ACCEPTANCE OF ADVERTISEMENTS

IMPORTANT: These Conditions contain an indemnity if You breach Your warranties to Us.

- General
- These Conditions apply to any advertisement which You have asked Us to publish on Your behalf in a Title (the "Advertisement") and by making such an offer (an "Order") You agree to be bound by these Conditions in that respect.
- These Conditions override any terms stipulated by You on order forms or elsewhere unless We accept those terms in writing. If we do so, these Conditions will apply except to the extent that they are inconsistent with anything so agreed by Us.
- Definitions
 - "We" and "Us" means, and "Our" refers to, the Company which is the publisher of the Title in which You have asked Us to publish Your Advertisement.
 - "Title" means any publication or Website which We publish.
 - "You" means, and "Your" refers to, the person placing the Order with Us and where that person is an advertising or other agency placing the Advertisement on behalf of their client that agency agrees that it has placed the Order as principal.
- Orders
 - 3.1. We may insist on You submitting Your Order in writing and if We do so You will not be deemed to have placed an Order until We receive it in writing. If We do not insist that You submit Your Order in writing it is deemed to be placed when the initial Order is made, subject to the terms and conditions below. If You deliver copy instructions to Us, We may treat this as an Order unless it is clearly marked as "not constituting an Order".
 - 3.2. We will notify You if We do not accept Your Order within 3 working days of receiving it. Publication of the Advertisement will mean We have accepted the Order.
 - 3.3. We are not obliged to accept Your Order or to publish any Advertisement placed by You and cannot guarantee insertion, special position, the date or the classification of any such Advertisement, or the distribution of the Title. We will not be liable for any loss or damage incurred as a result of Our failure in these respects. We may reject any Order (in whole or part) prior to (any) publication by notice to You and (to the extent rejected) We will refund any pre-payment in that case but will have no further liability.
 - 3.4. We may carry forward an Advertisement not inserted to the next suitable issue of a Title.
 - 3.5. If You place an Order but fail to provide copy/artwork by the publication deadline, We may repeat any previous relevant Advertisement from You for which We have copy, or use a filler, and charge You the full price of Your Order in any event.
- Advertising standards, legal obligations and third party rights
 - 4.1. You confirm and warrant to Us that the copy You provide and the publication by Us of an Advertisement pursuant to an Order will:
 - be legal, decent, honest and truthful;
 - not result in a breach of any relevant Code of Practice, including other provisions of the Advertising Standards Code of Practice
 - not breach any legislation;
 - not be defamatory;
 - not infringe any copyright, trademarks or other legal rights of any person or company and that You have received any consent needed to refer to or portray people (expressly or impliedly) in the Advertisement.
 - when appearing on any Archant Website will not contain hyperlinks or metatags linking to the advertiser's own Website unless express prior permission has been granted by Archant.
 - 4.2. You agree:
 - to indemnify Us in respect of all costs, damages and other charges We incur or to which We are subject as a result of publication of any Advertisement pursuant to Your Order where there is a breach of any warranty given by You to Us;
 - not to be in breach of contract in relation to the Order/Advertisement;
 - that We may store, reproduce and distribute copy relating to any Advertisement, including by electronic means;
 - that We may without notice or warning destroy any box office correspondence or communication received in response to an Advertisement which We think it inappropriate to deliver;
 - that We accept no liability in respect of any loss or damage alleged to have arisen though delay in forwarding or omitting to forward replies to box numbers to the advertiser (however caused)
 - that We may liaise with the police and/or any other relevant authority in relation to any Order/Advertisement or any response to any of them We receive (including passing on Your details);
 - that We may record and use Your details to perform Our obligations under these Conditions and publish Your Advertisement (including by passing them to other group companies and/or sub-contractors as reasonably necessary to do so);
 - if You are an agency acting for a client, that We may provide a proof of the Advertisement direct to the client for approval by whatever means We deem appropriate;
 - that We may hold Your details on record for a reasonable period and contact You about future advertising opportunities which We believe may be of interest to You.
 - that any material submitted by You is held by Us at Your own risk and should be insured by You against loss or damage from what ever cause. We reserve the right to destroy without notice all such property after the date of its last appearance in an advertisement unless You have given written instructions to the contrary.
 - that You acknowledge that We shall have no liability for any variation of up to 10% in the final published size of any advertisement.
- Cancellation
 - 5.1. We are not obliged to accept a cancellation request (which We may require to be made in writing). All magazine cancellations must be made in writing a least one calendar month prior to the publication date. All other cancellations should be made within four working days of publication.
 - 5.2. If We accept a cancellation for part of a series of Advertisements, We may surcharge You for any insertions in that series which are not cancelled.
- Artwork
 - 6.1. We retain copyright (and any other intellectual property rights) in all Our artwork, copy and other materials in any Advertisement (even if combined with any of Your copyright materials). In addition, You agree that We own the copyright in the typographical arrangement of all Advertisements. No copy in any form will be returned unless agreed in writing by Us at the time of placing the Order.
 - 6.2. We will not be liable for accidental loss or damage to Your copy, including artwork and photographs, in any format. Accordingly, Our liability for non-accidental damage to Your copy will be limited to the value of the medium in which they are embodied.
- Errors, omissions or inaccuracies in Advertisements
 - 7.1. We will not be liable for:
 - any error (including but not limited to spelling and text errors), misprint, inaccuracy or omission in Advertisements, a proof of which has been agreed by You;
 - any error (including but not limited to spelling and text errors), misprint, inaccuracy or omission in an Advertisement, if that error is notified to Us more than one week after its publication;
 - any error (including but not limited to spelling and text errors) misprint, inaccuracy or omission in a second or subsequent Advertisement in a series;
 - any error (including but not limited to spelling and text errors) misprint, inaccuracy or omission in an Advertisement which does not detract from the essence of that Advertisement.
 - 7.2. Where We acknowledge an error (including but not limited to spelling and text errors) misprint, inaccuracy or omission We will, at Our choice, either publish the corrected Advertisement, or issue You a credit note to a value not exceeding the price of the Advertisement and this will be the limit of Our liability in respect of the error, misprint, inaccuracy or omission.
- Payment
 - 8.1. Except where We state otherwise, all prices are exclusive of VAT.
 - 8.2. You will pay for an Advertisement on placing an Order, unless credit terms have been agreed. You will be sent an invoice unless You have pre-paid (or a direct debit arrangement is in place), in which case You will only be sent an invoice if You request one.
 - 8.3. Credit terms are that payment is due seven days from the date of invoice, unless You apply for, and We grant, a monthly account.
 - 8.4. A query on an item on an invoice issued by Us will not affect the time at which You are liable to pay the rest of that or any other invoice issued by Us.
 - 8.5. If You do not pay a sum due to Us by the due date, all sums due by You to Us become payable on the due date for the sum not paid and We may suspend further advertising for You and charge You compensation and interest according to the Late Payment of Commercial Debts (Interest) Act 1998.
- Applicable Law
 - 9.1. Nothing in these conditions shall exclude or limit Our liability for death or personal injury caused by Our negligence, for Our fraud or otherwise to the extent it would be illegal to do so.
 - 9.2. These Conditions shall be governed by and construed in accordance with the laws of England and Wales.

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London Borough of Havering
Town Hall, Main Road
Romford
RM1 3BD

Our Ref: dd/lb/BEN1-3

Your Ref:

3rd June 2020

Kasey.Conway@haverling.gov.uk

Dear Mr Conway,

Re: Ace Coffee and Bagel, 1 Station Road, Upminster, RM14 2SJ

I write with reference to the above and further to your representations made in relation to the application.

Thank you for taking the time to speak to me this morning regarding the aforementioned and we offer the following conditions to address your concerns raised.

1. The supply of alcohol on the premises shall only be to persons seated taking a table meal there and for consumption by such persons as ancillary to their meal.
2. Alcohol is to be served in polycarbonate, plastic or shatter-proof glasses.
3. Alcohol will not be permitted to be consumed outside and a notice will be displayed to say the same.
4. There will be no more than 5 smokers at any one time.

Whilst writing, you will recognise that the application has CCTV, the seating plan as set out will remain and we are content to have a condition that says that the current seating plan is to remain in place.

You will note that there is a condition offered in relation to asking for people to leave quietly, a condition regarding training and Challenge 25.

Our client has had no complaints regarding delivery of stock and wares. You will be aware the premises has restaurants either side and we do not see that this application and its operation will have any undermining of the licensing objectives. It is, in essence, a very small food eating establishment and food is the primary business.

Dadds Solicitors

Crescent House, 51 High Street, Billericay, Essex, CM12 9AX
T: 01277 631811 F: 01277 631055 E: office@dadds.co.uk
W: www.dadds.co.uk DX: 32202 BILLERICAY

Authorised and regulated by the Solicitors Regulation Authority – Dadds LLP (OC358152). A list of members is open to inspection at the office

We hope with the aforementioned conditions that you will be satisfied that the licensing objectives are met. We are copying this letter into the licensing authority for them to note the additional conditions being offered.

Yours sincerely

David Dadds

DADDS LLP



Havering
L O N D O N B O R O U G H

Representation from
Responsible Authorities

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Licensing Act 2003 – responsible authority representation

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

Applicant: Ace Coffee and Bagel (Upminster) Limited
Premises: 1 Station Road Upminster RM14 2SJ

Name: Kasey Conway
Organisation: London Borough of Havering Licensing Authority
Address: c/o Town Hall Main Road Romford RM1 3BD
Email: kasey.conway@haverling.gov.uk
Telephone no.: 01708 432555

Objection summary: The application describes the premises as a café/pizzeria but does not include a proposed condition restricting alcohol supplies to be ancillary to a table meal. If the application is granted as submitted the premises would be able to operate as a vertical drinking establishment. This raises concern further to each of the licensing objectives.

Policy considerations

Licensing Policy 9

The Licensing Authority seeks to promote mixed use premises with alcohol sales being offered to customers alongside entertainment and food. Applications for premises providing a seated environment for customers are encouraged. Applications for premises whose predominant offer is vertical drinking are not encouraged and the operating schedule for such applications will be expected to demonstrate robust arrangements for promoting the licensing objectives.

Licensing Policy 12

The Licensing Authority seeks to encourage the use of toughened glassware and polycarbonate on a risk based approach in licensed premises.

The Licensing Authority will consider imposing a condition prohibiting the sale of alcohol in annealed glass containers (glasses and bottles) and require the use of polycarbonate or other safer alternatives where:

- Local needs dictate
- A relevant representation is received
- The premises is operating beyond midnight
- The licence permits drinking outside.

Licensing Policy 15

Licence holders and applicants are encouraged to consider whether early morning

deliveries and collections at their premises could potentially result in public nuisance and to introduce measures to minimise the impact where appropriate. The Licensing Authority recognises that refuse collection times can sometimes be outside the control of the premises licence holder. When representations have been received from residents in the vicinity of licensed premises stating that they are being disturbed by early morning collections and deliveries, the applicant or premises licence holder is encouraged whenever possible to renegotiate different times with the relevant contractor and to liaise with local residents where appropriate to seek agreement on acceptable hours.

Licensing Policy 16

The Licensing Authority recognises that where gardens and tables and chairs are provided for smoking, eating and drinking outside users can cause nuisance. Where smoking, eating and drinking take place outside the Licensing Authority expects applicants to provide comprehensive details in their operating schedule on:

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

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

Licensing Policy 19

The Licensing Authority will require consideration of measures to protect children from harm to be reflected in the operating schedule where applicants identify the need, having regard to their type of premises or licensable activities. Applicants for premises licences and club premises certificates authorising the admission of children without accompanying responsible adults will be required to submit a safeguarding children protection policy detailing the steps to be taken to ensure that children in their charge will be protected from harm when on licensed premises or engaged in activities relating to the licence.

Representation

Contact was attempted with the applicant's agent at the start of the consultation period. A message was left with the receptionist of the agent but at the time of writing this representation no response has been received.

Section 5 of the application describes the premises as a café/pizzeria. This implies that the premises intends to operate as a restaurant so we would expect that alcohol supplies made in a restaurant environment should be restricted to being ancillary to a table meal. The inclusion of a condition making alcohol supplies ancillary to a table meal ensures that the premises may operate only as a restaurant rather than operate as a bar or a pub. Licensing policy 9 addresses this matter.

Section 18 (c) of the application includes the following proposal.

- Suitable beverages other than intoxicating liquor (including drinking water) shall be equally available for consumption with or otherwise as an ancillary to meals served on the premises.

This proposed condition states that soft drinks will be served as an ancillary to a meal but the condition does not include alcohol. Alcohol would therefore be able to be served on its own as it is in a public house.

Section 15 of the application details the requirements further to alcohol supplies. The terminal hour for alcohol supplies is not unreasonable but it is not made clear why a café/pizzeria would wish to sell alcohol from 08:00. We would normally anticipate that a restaurant would commence alcohol supplies from 11:00 at the earliest so would have hoped to have been given some reasoning why an earlier start has been proposed.

In addition, the application requests alcohol on and off sales. No explanation has been provided for the request for alcohol off sales, such as the taking away of part consumed bottles of wine. The alcohol sale start hour of 08:00 and the application for off sales in combination with the location of two secondary schools within walking distance of this premises raises some concerns further to the protection of children from harm. We acknowledge the application's inclusion of a Challenge 25 policy.

Licensing policy 12 – if the premises is to operate in the manner of a vertical drinking establishment the premises should provide safety glass vessels to aid the promotion of the public safety licensing objective.

Licensing policy 15 – section 18(d) of the application places a conditional requirement that its customers must be reminded to respect the neighbours but the application includes no requirement that the staff members must take steps to prevent public nuisance during deliveries and similar. This premises is a ground floor commercial premises but the upper storeys appear to be residential. The applicant has a duty to ensure the neighbours are not disturbed by activity at the premises, including deliveries and waste disposal.

Licensing policy 16 – the application makes no reference to how smokers might be monitored and controlled outside the premises. There is also no proposal which would prevent a customer from taking alcohol outside the premises to consume it. The application is to permit alcohol sales for consumption off the premises so the customers would be able to consume alcohol directly outside the premises.

Licensing policy 19 – this policy addresses the safety of children. The application has proposed no restriction upon children attending the premises unsupervised which might not be a cause for concern for a café/pizzeria. The absence of a proposal restricting alcohol supplies to be ancillary to a table meal means that if the application is granted as submitted and the premises chooses to operate as a bar there would be no restriction upon unsupervised children attending the premises.

We would be happy to support an application for a premises licence which supports a restaurant operation. The application as submitted would permit a bar/public house operation so we are unable to support it in its current form.

Complaint and inspection history (if applicable)

Not applicable.

Other documents attached

None.

Signed *Kasey Conway*

Dated 22/05/20

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London Borough of Havering
Town Hall, Main Road
Romford
RM1 3BD

Our Ref: dd/lb/BEN1-3

Your Ref:

3rd June 2020

Kasey.Conway@haverling.gov.uk

Dear Mr Conway,

Re: Ace Coffee and Bagel, 1 Station Road, Upminster, RM14 2SJ

I write with reference to the above and further to your representations made in relation to the application.

Thank you for taking the time to speak to me this morning regarding the aforementioned and we offer the following conditions to address your concerns raised.

1. The supply of alcohol on the premises shall only be to persons seated taking a table meal there and for consumption by such persons as ancillary to their meal.
2. Alcohol is to be served in polycarbonate, plastic or shatter-proof glasses.
3. Alcohol will not be permitted to be consumed outside and a notice will be displayed to say the same.
4. There will be no more than 5 smokers at any one time.

Whilst writing, you will recognise that the application has CCTV, the seating plan as set out will remain and we are content to have a condition that says that the current seating plan is to remain in place.

You will note that there is a condition offered in relation to asking for people to leave quietly, a condition regarding training and Challenge 25.

Our client has had no complaints regarding delivery of stock and wares. You will be aware the premises has restaurants either side and we do not see that this application and its operation will have any undermining of the licensing objectives. It is, in essence, a very small food eating establishment and food is the primary business.

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We hope with the aforementioned conditions that you will be satisfied that the licensing objectives are met. We are copying this letter into the licensing authority for them to note the additional conditions being offered.

Yours sincerely

David Dadds

DADDS LLP

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.

Premises Name and address:	ACE Coffee & Bagel, 1 Station Road, Upminster, RM14 2SJ
-----------------------------------	--

Your Name:	Planning Enforcement Team.
Organisation name / name of body you represent:	Havering Council's planning department
Your Address:	5 th Floor Mercury House, Mercury Gardens, Romford, RM1 3SL
Email:	Planning_enforcement@haverling.gov.uk

Summary of representation:	To OBJECT to the licence application on the specific licencing objective "The prevention of public nuisance".
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Policy Considerations:

The representation takes into account the following licencing policies as set out in the document titled "Statement of Licencing Policy" with effect from 7th January 2016:

Licencing Policy 1

In considering applications for new licences, variations to existing licences and licence reviews the Licensing Authority will take the matters listed below into account:

- whether the premises is located in an area of cumulative impact;
- the type of premises and their cumulative impact on the area and the mix of premises in the area;
- the location of the premises and the character of the area;
- the views of the responsible authorities;
- the views of other persons;
- past compliance history of current management;
- the proposed hours of operation;
- 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.

Licencing 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

Licencing 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 application was previously refused on this site for the change of use under application reference J0030.18 for the change of Use from general retail A1 Use to A3 Café (Decision notice will be sent through as well).

The running of this business at this site is considered to be unlawful due to the works being carried out without the benefit of planning permission. It is unknown whether the new use would be acceptable or not because it has not been tested through a planning application. The lack of permission also means there are no standard controls on the operations at the premises such as noise, hours of use and ensuring any extract machinery are of a satisfactory standard. Accordingly this licence is strongly objected to.

Complaint and Inspection History (if applicable):

No visits to the property were undertaken.

I have attached the planning decision notices in the "other documents" section, but for clarity, the planning history is as such:

Application Number:	J0030.18
Description of proposal:	Change of Use from general retail A1 Use to A3 Cafe. Hours of use 07.00 to 23.00 Sunday to Thursday, 07.00 to 24.00 Friday & Saturday. (PRIOR APPROVAL)
Outcome:	Prior Approval Refused

Other documents attached:

Decision notice for J0030.18

Dated: 1st May 2020

Officer: Peter Miller – Planning Enforcement
Officer

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**Neighbourhoods
Planning Control**
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

ATP Architects & Building Surveyors
c/o Mr Daren Flight
Brook House, 2A Coventry Road
Ilford
Essex
IG1 4QR

Please Call: Planning Department
Telephone: 01708 433100
Fax: 01708 432690
email: planning@haverling.gov.uk
Text relay: 18001 01708 432736
(Deaf & hearing impaired)
Date: 23rd November 2018

Dear Sir/Madam

**Process set out by Schedule 2 Part 3 Class O of the Town and Country Planning (General Permitted Development)(England) Order 2015
(as amended)**

In accordance with section 60 (2B) and (2C) of the Town and Country Planning Act 1990
(as amended by section 4 (1) of the Growth and Infrastructure Act 2013)

The London Borough of Havering, as Local Planning Authority, hereby confirm that their **prior approval is refused** for the proposed development at the address shown below, as described by the description shown below, and in accordance with the information that the developer provided to the Local Planning Authority.

Application No: J0030.18

Address of the proposed development:

1 Station Road Upminster

Description of the proposed development:

Change of Use from general retail A1 Use to A3 Cafe. Hours of use 07.00 to 23.00 Sunday to Thursday, 07.00 to 24.00 Friday & Saturday. (PRIOR APPROVAL)

Information provided by the developer to the Local Planning Authority on 2nd October 2018.

Reason for Refusal

- 1 PRC_R2**
Paragraph W Section 3 of Class C, Part 3, Schedule 2 of the GPDO 2015 (as amended) states that, The local planning authority may refuse an application where, in the opinion of the authority
(a) the proposed development does not comply with, or
(b) the developer has provided insufficient information to enable the authority to establish whether the proposed development complies with,
any conditions, limitations or restrictions specified in this Part as being applicable to the development in question.

In this instance the change of use for which prior approval is sought has already taken place.
The application therefore fails to comply with condition C.2 (2) of Class C which requires

prc_decr

that for a change of use from A1 to A3 the prior approval of the authority will be required as to the items referred to in sub-paragraphs (1)(a) to (f) of condition C.2 (1) and the provisions of paragraph W (prior approval) of this Part apply in relation to that application.

Therefore, prior approval is refused.

It is important that you read and understand all of the following informatives:

Signed:

A handwritten signature in black ink, appearing to be 'S. O.', is written above the text 'On behalf of the London Borough of Havering'.

On behalf of the London Borough of Havering

Date: 23rd November 2018

NOTES IN CONNECTION WITH REFUSAL OF A PRIOR APPROVAL APPLICATION

(1) If the applicant is aggrieved by the decision of the local planning authority to refuse Prior Approval, an appeal may be made to the First Secretary of State at the Department for Communities and Local Government in accordance with Section 78 of the Town and Country Planning Act 1990. (Appeals must be made on a form which is obtainable from the Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol BS1 6PN or from the Planning Inspectorate's web site, www.planning.inspectorate.gov.uk)

(2) When submitting the completed appeal form to the Planning Inspectorate, a copy should be sent to Planning, London Borough of Havering, 5th Floor, Mercury House, Mercury Gardens, Romford, RM1 3SL.

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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
www.met.police.uk
Your ref : ACE Coffee & Bagel 1
Station Road Upminster RM14 2SJ
Friday 22nd May 2020

Subject: ACE Coffee & Bagel 1 Station Road Upminster RM14 2SJ

Dear Licensing Authority

In relation to the application received by Police on 27/04/2020 for **ACE Coffee & Bagel 1 Station Road Upminster RM14 2SJ**, Police would like to object to this application, the licensing objectives that Police are objecting under are Prevention of Crime and Disorder and the Prevention of Public Nuisance.

Section 5 of the application states that the venue will be a café/Pizzeria.

Section 18 of the application proposes no condition further to alcohol supplies being restricted as ancillary to a table meal. We might therefore find that if the application is granted as submitted the premises could immediately operate as public house providing alcohol for vertical consumption.

Violent crime in Havering occurs disproportionately during the 10pm-2am period, 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. A disproportionate amount of violent crime and disorder within Havering continues to take place over the weekend from 9pm-3am (74%). Ultimately, if they continue with the application as it is and the condition of alcohol supplies will be ancillary to a table meal is not added how will the venue Police any issues as there is no mention of SIA trained door staff or any security measures barring CCTV. The Police fully understand that the applicant will argue the venue is simply a café/Pizzeria but if the license is granted, as is proposed the applicant can trade as a vertical drinking establishment with no security therefore causing further concerns with it comes to crime and disorder.

Correspondence was sent to the applicant's assigned licensing consultant on the 27/04/2020 stating:

"After looking through the application the attached the form describes the premises as a 'Café/pizzeria'; however, your client has declined to propose a condition whereby alcohol supplies will be ancillary to a

table meal. Additionally, the application requires on and off alcohol supplies, can these two points be addressed and clarified please?"

Police received no response to this the email raising concerns that his was ignored to allow the venue to operate as a public house. The area the applicant wishes to trade in already has a number of Public Houses in a small space and this could potentially add to further anti-social behaviour and violent crime in the area.

If the license is granted, as it is the Police feel that this could lead to the venue and surrounding pedestrian area becoming over-crowded, for example, drinkers waiting to gain entry or at the end of the evening members of the public waiting for taxis outside could 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 location of the venue is in the middle of Upminster town centre with a number of other licensed venues very close. A busy transport hub and large busy train station are only a short distance from the venue. The fact that the applicant appears to have placed minimal thought around the issue of Public nuisance, shows that the applicant does not appear to have much knowledge or experience around the licensed trade, the licensing objectives or the area they are proposing to trade in.

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

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 so far gives me confidence that the above-mentioned concerns have been addressed or even taken into consideration.

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

Yours sincerely,



PC Adam Williams– East Area Licensing Team