



LICENSING SUB-COMMITTEE

REPORT

27 October 2014

Subject heading:

Application for a new premises licence
Ginger Spice, 395-397 Brentwood Road
Romford, RM2 5TJ

Report author and contact details:

Arthur Hunt, Licensing Officer
5th floor Mercury House
01708 432777

This application for a premises licence is made by Mr Raashaidul Alam under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 3 September 2014.

Geographical description of the area and description of the building

The applicant intends to convert a disused car showroom into an Indian restaurant. The premise lies in Brentwood Road about 100 metres from the Drill roundabout on the north-west pavement. The neighbouring properties are both commercial and residential.

Brentwood Road is a major through route to Romford and carries a bus service. Gidea Park railway station is a 5 minute walk from the premises.

A map of the area and street view is attached for information.

Details of the application

Supply of alcohol		
Day	Start	Finish
Sunday to Thursday	12:00	23:00
Friday and Saturday	12:00	23:45

Late Night Refreshment		
Day	Start	Finish
Friday and Saturday	23:00	00:00

Opening Hours		
Day	Start	Finish
Sunday to Thursday	12:00	23:30
Friday and Saturday	12:00	00:00

The applicant modified the timings of his application following mediation with the Police. In addition to modifying his hours, he also accepted the following conditions to be added to the licence:-

- 1) The premises shall be operated strictly as a Restaurant.
- 2) Alcohol shall be sold ancillary to table meals with all service by waiting staff.
- 3) Persons taking a table meal shall be permitted to purchase alcohol before, during and after the meal.
- 4) Alcohol shall not be supplied to persons collecting take away meals.
- 5) A proof of age scheme such as Challenge 25 shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification card such as a driving licence or passport.
- 6) All staff shall be trained for their role including the operation of Challenge 25 on induction and at six-monthly intervals. Training shall include identifying persons under 25 years of age, making a challenge, acceptable proof of age and checking it, making and recording a refusal, avoiding conflict and responsible alcohol retailing. Written records shall be kept of all such training.
- 7) No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
- 8) A premises daily register shall be kept at the premises. This register shall be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premises on each given day. The premises daily register shall record all calls made to the premises where there is a complaint made by a resident or neighbour of noise nuisance or anti-social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call, the time and date of the incident about which the call is made and any actions taken to deal with the call. The premises daily register shall be readily available for inspection by an authorised person throughout the trading hours of the premises. The premises daily register shall also record all incidents in relation to the use of any force by staff or door supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed and details of the staff members involved.
- 9) Prominent, clear notices shall be displayed at [all exits] requesting that customers respect the needs of local residents and leave the premises and the area quietly.
- 10) All staff shall be suitably trained for their job function for the premises. The training shall be written into a programme ongoing and under constant review and must be made available to a relevant responsible authority when called upon.

- 11) All staff shall be trained in dealing with persons who are incapacitated through the use of drugs or the combined effect of drugs and alcohol.
- 12) A properly specified and fully operational CCTV system shall be installed or the existing system maintained to a satisfactory standard. The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises. All other areas of risk identified in the operational requirement shall have coverage appropriate to the risk.
- 13) To obtain a clear head and shoulders image of every person entering the premises on the CCTV system persons entering the premises should be asked to remove headwear to achieve this aim, unless worn as part of religious observance.
- 14) The CCTV system shall incorporate a recording facility and all recordings shall be securely stored for a minimum of one calendar month. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system shall comply with other essential legislation and all signs as required shall be clearly displayed. The system shall be maintained and fully operational throughout the hours that the premises is open for any licensable activity.
- 15) A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
- 16) Recordings shall be made available to an authorised person of the Licensing Authority or Havering Police together with facilities for viewing.
- 17) The premises frontage shall be kept tidy at all times.
- 18) Last entry for customers on Friday and Saturday will be 11pm.

The applicant has also had contact from Havering's Trading Standards service and has agreed that he will attend "Underage Sales" training.

Seasonal variation

The applicant seeks to conclude licensable activity at 01:30am from New Years' Eve into New Years' Day

Comments and observations on the application

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application. The required public notice was installed in the Yellow Advertiser on the 10 September 2014.

One of the representations mentions that the front of the premises had been chained off, thereby restricting the viewing of the displayed notice. I contacted the applicant on receipt of this information, he was unaware that the front of the premises had had poles and chains put up to restrict access. He had not initiated the works and believes that the landlord may have done so. On my informing him that this had been done, he agreed to attend the premises and move the notice. This was later evidenced by the applicant sending me a photograph of the moved notice. (copies attached)

Summary

There were 2 representations against this application from interested person.

There were no representations against this application from responsible authorities.

Details of representations

Valid representations may only address the following licensing objectives:

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

Interested persons' representations

A representation was received from Mr East. His main concern appears that he was not consulted over the planning use change of the premises. But he also addresses his concerns with the licensing objectives.

A joint representation was received from Ms Smith and Ms Cunningham relating to several issues they believe are covered by the licensing objectives.



Arthur Hunt
Licensing Officer
London Borough of Havering