



Havering
LONDON BOROUGH

Licensing Officer's Report



LICENSING SUB-COMMITTEE

REPORT

17 August 2015

Subject heading:

Café Baccarat
61 Station Road Upminster RM14 2SU
Premises licence application
Paul Jones, Licensing Officer
Mercury House
01708 432692

Report author and contact details:

This application for a premises licence is made by Mr Colin Hales under section 17 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 30th June 2015.

Geographical description of the area and description of the building

This premises is a ground floor unit located in a parade of commercial outlets, apparently with residential properties located above. The site is opposite Upminster Station. A bus stop is located to the front of the premises.

Details of the application

Licensable activity sought:

Supply of alcohol (on premises)		
Day	Start	Finish
Monday to Sunday	10:00	23:00

Hours premises open to the public		
Day	Start	Finish
Monday to Sunday	07:00	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. The required public notice was installed in the 3rd July 2015 edition of the Yellow Advertiser.

Summary

There were two representations against this application from interested persons.

There were two 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

Both representations submitted by local residents indicate concerns with the prevention of public nuisance.

Responsible authorities' representations

Mr Paul Campbell, Havering's Licensing Specialist, makes representation against this application on the behalf of Havering's Licensing Authority. Mr Campbell's representation indicates that he has concerns with the application in relation to all four licensing objectives.

PC Belinda Goodwin makes representation against the application on the behalf of the Metropolitan Police. PC Goodwin's concerns relate to the prevention of public nuisance and the protection of children from harm.

Classified

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Public Notices

NOTICE OF APPLICATION FOR A NEW PREMISES LICENCE UNDER SECTION 17 OF THE LICENSING ACT 2003.

NOTICE IS HEREBY GIVEN THAT MR COLIN HALES HAS APPLIED TO THE LONDON BOROUGH OF HAVERING FOR A NEW PREMISES LICENCE FOR CAFE BACCARAT, 61 STATION ROAD, UPMINSTER, ESSEX. RM14 2SU TO PERMIT THE SALE OF ALCOHOL FOR CONSUMPTION ON THE PREMISES FROM 10.00 TO 23.00 DAILY ALL WEEK. THE ADDRESS OF THE LICENSING AUTHORITY WHERE THE REGISTER IS KEPT AND THE APPLICATION MAY BE INSPECTED DURING NORMAL BUSINESS HOURS IS LICENSING SECTION, HOUSING & PUBLIC PROTECTION, LONDON BOROUGH OF HAVERING, MERCURY HOUSE, MERCURY GARDENS, ROMFORD, ESSEX, RM1 3SL OR ON THE COUNCIL'S WEBSITE: www.havering.gov.uk ANY REPRESENTATIONS BY ANY OTHER PERSON OR RESPONSIBLE AUTHORITY MUST BE RECEIVED IN WRITING BY THE LICENSING AUTHORITY BY 28TH JULY 2015 STATING THE NATURE AND GROUNDS FOR MAKING SUCH REPRESENTATION. IT IS AN OFFENCE UNDER SECTION 158 OF THE LICENSING ACT 2003 TO KNOWINGLY OR RECKLESSLY MAKE A FALSE STATEMENT IN CONNECTION WITH AN APPLICATION. THE MAXIMUM FINE ON SUMMARY CONVICTION FOR THIS OFFENCE IS £5000. G T LICENSING CONSULTANTS TEL 07810 826778 EM: gtlcensingconsultants@googlemail.com

NOTICE OF INSPECTION OF ELECTION EXPENSES

London Borough of Havering
Election of Member of Parliament for the Hornchurch & Upminster constituency
I, Cheryl Coppel, Acting Returning Officer for the above Electoral Area hereby give notice that the returns and declarations (including the accompanying documents) as to election expenses of the under-mentioned Candidates and Election Agents can be inspected at Town Hall, Main Road, Romford, RM1 3BD, during normal office hours within the next two years.

Name of Candidate	Name of Election Agent	*
BORG Paul	RUSTEM Lawrence	
COLLINS Melanie Jane	COLLINS Melanie Jane	
McGEARY Paul Stephen Lawrence	DARVILL Keith Ernest	
MITCHELL Jonathan Stuart	COLES Jonathan William Albert	
WATKINSON Angela Eileen	CLARK Patricia	
WEBB Lawrence James	RUMBLE Patricia Ann	

* in the final column indicates that, as at the date of this notice, I have not received the return as to election expenses of the respective candidate or his declaration or that of his election agent.

NOTICE OF INSPECTION OF ELECTION EXPENSES

London Borough of Havering
Election of Member of Parliament for the Romford constituency
I, Cheryl Coppel, Acting Returning Officer for the above Constituency hereby give notice that the returns and declarations (including the accompanying documents) as to election expenses of the under-mentioned Candidates and Election Agents can be inspected at Town Hall, Main Road, Romford, RM1 3BD, during normal office hours within the next two years.

Name of Candidate	Name of Election Agent	*
BATTEN Gerard	BATTEN Gerard	
GOULD Samuel	DAWSON David	
ROSINDELL Andrew Richard	DERVISH Osman	
SANDERSON Ian Victor	POTTER Graham Richard	
TOOLEY Lorna Jane	COLLINS Melanie Jane	

* in the final column indicates that, as at the date of this notice, I have not received the return as to election expenses of the respective candidate or his declaration or that of his election agent.

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Gardening (Home Serv)

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Havering
LONDON BOROUGH

Copy of Application

[Insert name and address of relevant licensing authority and its reference number (optional).]

**Application for a premises licence to be granted
under the Licensing Act 2003**

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

We MR COLIN HALES

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description CAFÉ BACCARAT, 61 STATION ROAD, UPMINSTER, ESSEX. RM14 2SU			
Post town	UPMINSTER	Postcode	RM14 2SU

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£13,500 Band B

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)

- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a statutory function or
 a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname HALES			First names COLIN JOHN		
I am 18 years old or over			<input checked="" type="checkbox"/> Please tick yes		
Current postal address if different from premises address		THE COTTAGE, DUNCANS YARD, WESTERHAM, KENT. TN16 1AD			
Post town	WESTERHAM		Postcode	TN16 1AD	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
26	07	2015

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

DD	MM	YYYY
±	±	±

Please give a general description of the premises (please read guidance note 1)

THE PREMISES IS A GROUND FLOOR RETAIL UNIT LOCATED IN A TERRACE OF SHOPS WITH FLATS ABOVE. THERE IS A COMMERCIAL BUSINESS ABOVE THE CAFE (UNDER THE SAME OWNERSHIP).

CAFÉ BACCARAT HAS A SERVERY AND CUSTOMER SEATING WITH 50 COVERS TO THE FRONT WITH KITCHEN / FOOD PREPARATION & STORAGE TO THE REAR OF THE BUILDING. CUSTOMER TOILETS ARE AVAILABLE.

THERE ARE 2 TABLES WITH 8 COVERS TO THE FRONT OUTSIDE OF THE CAFÉ & A REAR GARDEN / TERRACE AREA WITH APPROXIMATELY 60 COVERS.

THE AREA TO BE INCLUDED IN THE LICENCE FOR SALE & CONSUMPTION OF ALCOHOL ON THE PREMISES IS THE CAFÉ ITSELF, FRONT TERRACE & REAR TERRACE / GARDEN. CUSTOMERS SHALL BE ALLOWED TO TAKE HOME PART FINISHED SEALED BOTTLES OF WINE.

CAFÉ BACCARAT WILL OPERATE AS A COFFEE SHOP & CAFÉ BAR. HOT FOOD AND DRINKS WILL BE AVAILABLE UNTIL 22.00 DAILY.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)

g) performances of dance (if ticking yes, fill in box G)

h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)

Supply of alcohol (if ticking yes, fill in box J)

X

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Wed			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 7)	On the premises	X
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon	10.00	23.00	State any seasonal variations for the supply of alcohol (please read guidance note 4) NONE	Both	
Tue	10.00	23.00			
Wed	10.00	23.00			
Thur	10.00	23.00	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) NONE		
Fri	10.00	23.00			
Sat	10.00	23.00			
Sun	10.00	23.00			

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

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) NONE
Day	Start	Finish	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) NONE
Mon	07.00	23.30	
Tue	07.00	23.30	
Wed	07.00	23.30	
Thur	07.00	23.30	
Fri	07.00	23.30	
Sat	07.00	23.30	
Sun	07.00	23.30	

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

WE WILL OPERATE OUR BUSINESS IN A RESPONSIBLE MANNER AND ACTIVELY PROMOTE THE LICENSING OBJECTIVES AT ALL TIMES.

b) The prevention of crime and disorder

- 1) A) A CCTV SYSTEM MEETING CURRENT HOME OFFICE / POLICE STANDARDS COVERING THE INTERIOR AND EXTERIOR OF THE PREMISES WILL BE INSTALLED WHICH WILL BE CAPABLE OF TAKING HEAD AND SHOULDERS SHOTS OF PERSONS ENTERING THE PREMISES & STORING IMAGES FOR A MINIMUM OF 31 DAYS. THE CCTV WILL BE IN OPERATION AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC.
- B) A MEMBER OF STAFF WILL BE ON DUTY AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC WHO IS CAPABLE OF DOWNLOADING IMAGES FOR POLICE AND AUTHORISED COUNCIL OFFICERS ON REQUEST.
- C) COPIES OF IMAGES SHALL BE PROVIDED TO THE POLICE / AUTHORISED OFFICERS OF THE COUNCIL IN A USABLE FORMAT ON REQUEST WITHIN 24 HOURS.
- D) THE CCTV SHALL BE CHECKED DAILY TO ENSURE IT IS OPERATING AND AT LEAST WEEKLY TO CHECK THAT IT IS RECORDING CORRECTLY. A WRITTEN RECORD OF CHECKS MADE MUST BE KEPT.
- E) IF THE CCTV IS FAULTY AN ENGINEER MUST BE CALLED AND THE CCTV SHALL BE REPAIRED WITHIN 48 HOURS. THE POLICE & COUNCIL LICENSING OFFICES SHALL BE NOTIFIED OF ANY OCCASION THE CCTV IS NOT OPERATING CORRECTLY AND WHEN IT IS REPAIRED.
- 2) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE ENTRY DOOR & POINT OF SALE STATING CCTV IS IN OPERATION.
- 3) ALCOHOL SHALL ONLY BE SUPPLIED TO CUSTOMERS SEATED AT A TABLE & SERVICE SHALL BE BY WAITING STAFF ONLY.
- 4) CUSTOMERS WILL NOT BE PERMITTED TO EITHER ORDER OR DRINK ALCOHOL AT THE COUNTER. THE NORMAL RANGE OF FOOD AND HOT DRINKS SHALL BE AVAILABLE THROUGHOUT THE TRADING SESSION UNTIL 22.00.
- 5) STAFF WILL REGULARLY CHECK THE FRONT & REAR TERRACES AND COLLECT ALL GLASSES, CROCKERY ETC. STAFF WILL ALSO MONITOR NOISE LEVELS & THE CONDUCT OF CUSTOMERS. CHECKS WILL BE UNDERTAKEN PHYSICALLY AND BY THE USE OF CCTV.
- 6) NOTICES WILL BE DISPLAYED BY THE DOOR AND ON THE TERRACES ASKING CUSTOMERS TO TALK QUIETLY AND TO DISPOSE OF RUBBISH IN THE BINS PROVIDED.
- 7) STAFF WILL ENSURE THAT NO MORE THAN 8 CUSTOMERS GO OUTSIDE THE FRONT AFTER 22.00 TO SMOKE AT ANY ONE TIME AND DO NOT TAKE DRINKS OUTSIDE ONTO THE TERRACES WHEN THEY ARE CLOSED.
- 8) STAFF WILL MONITOR TO ENSURE CUSTOMERS DO NOT TAKE DRINKS OR GLASSES BEYOND THE FRONT TERRACE INTO THE STREET.
- 9) NOTICES WILL BE DISPLAYED ADVISING CUSTOMERS THAT THEY SHOULD NOT DRINK IN THE STREET, THAT NO DRINKS OR GLASSES MAY BE TAKEN FROM THE PREMISES AND THAT NO DRINKING OR LOITERING IS PERMITTED IN THE STREET.
- 10) THE CHALLENGE 25 PROOF OF AGE POLICY WILL BE OPERATED. (SEE BOX E FOR FURTHER DETAILS.)
- 11) NOTICES WILL BE DISPLAYED ADVISING CUSTOMERS THAT CHALLENGE 25 IS IN OPERATON AS THE PROOF OF AGE POLICY & OF THE PROVISIONS OF THE LICENSING ACT

2003 REGARDING UNDERAGE & PROXY SALES.

12) AN INCIDENT BOOK WILL BE KEPT IN WHICH DETAILS OF THE FOLLOWING MATTERS WILL BE RECORDED:

- A) ALL CRIMES REPORTED TO THE VENUE,
- (B) ANY COMPLAINTS RECEIVED,
- (C) ANY REFUSAL OF THE SALE OF ALCOHOL
- (D) ANY FAULTS IN THE CCTV SYSTEM
- (E) ANY REFUSAL OF THE SALE OF ALCOHOL
- (F) ANY VISIT BY A RELEVANT AUTHORITY OR EMERGENCY SERVICE.

13) STAFF WILL RECEIVE TRAINING FOR THEIR ROLE AND IN THE LICENSING ACT & CHALLENGE 25 ON INDUCTION AND REFRESHER TRAINING EVERY SIX MONTHS. WRITTEN TRAINING RECORDS WILL BE KEPT FOR ALL STAFF.

(SEE BOX E FOR FURTHER DETAILS.)

14) CUSTOMERS WILL BE PERMITTED TO TAKE HOME PART FINISHED SEALED BOTTLES OF WINE.

15) NO OPEN CONTAINERS OF ALCOHOL MAY BE REMOVED FROM THE PREMISES OR TERRACES.

c) Public safety

A FIRE RISK ASSESSMENT AND EMERGENCY PLAN WILL BE PREPARED AND REGULARLY REVIEWED.

STAFF WILL BE GIVEN APPROPRIATE FIRE SAFETY TRAINING.

d) The prevention of public nuisance

1) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE EXIT ASKING CUSTOMERS TO RESPECT NEARBY RESIDENTS AND TO LEAVE QUIETLY, NOT LOITER OUTSIDE THE SHOP AND NOT DRINK IN THE STREET.

2) STAFF WILL REGULARLY CHECK THE TERRACES AND COLLECT ALL GLASSES, CROCKERY ETC. STAFF WILL ALSO MONITOR NOISE LEVELS & THE CONDUCT OF CUSTOMERS. NOTICES WILL BE DISPLAYED BY THE DOORS AND ON THE TERRACES ASKING CUSTOMERS TO TALK QUIETLY AND TO DISPOSE OF RUBBISH IN THE BINS PROVIDED.

3) A LITTER BIN AND ASHTRAYS WILL BE PROVIDED FOR CUSTOMERS USING THE TERRACES.

4) STAFF WILL ENSURE THAT NO MORE THAN 8 CUSTOMERS GO OUTSIDE THE FRONT AFTER 22.00 TO SMOKE AND DO NOT TAKE DRINKS OUTSIDE ONTO THE FRONT TERRACE WHEN IT IS CLOSED.

5) THE CAFE FRONT WILL BE KEPT TIDY AT ALL TIMES AND SHALL BE SWEEPED AT CLOSE.

6) NO DELIVERIES WILL BE RECEIVED OR RUBBISH ESPECIALLY GLASSES AND BOTTLES REMOVED BETWEEN 20.00 AND 07.00.

7) A PHONE NUMBER WILL BE DISPLAYED FOR RESIDENTS TO CONTACT THE CAFÉ WITH ANY CONCERNS. DETAILS OF COMPLAINTS & ACTION TAKEN BY THE MANAGEMENT WILL BE INCLUDED IN THE INCIDENT BOOK.

e) The protection of children from harm

- 1) THE CHALLENGE 25 PROOF OF AGE POLICY WILL BE OPERATED AND ONLY A PHOTOGRAPHIC DRIVING LICENCE, A VALID PASSPORT OR PROOF OF AGE CARDS WITH THE BEARER'S PHOTOGRAPH & THE PASS LOGO/HOLOGRAM ON IT WILL BE ACCEPTED AS PROOF OF AGE. A WRITTEN REFUSALS RECORD WILL BE KEPT AND MADE AVAILABLE TO POLICE OR COUNCIL OFFICERS ON REQUEST.
- 2) NOTICES WILL BE PROMINENTLY DISPLAYED AT THE ENTRY AND AT THE POINT OF SALE STATING THAT CHALLENGE 25 IS IN OPERATION AND ALSO STATING THE PROVISIONS OF THE LICENSING ACT REGARDING UNDERAGE AND PROXY SALES WILL BE DISPLAYED.
- 3) ALL STAFF WILL BE TRAINED FOR THEIR ROLE ON INDUCTION AND AT REGULAR INTERVALS OF SIX MONTHS THEREAFTER. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE, MAKING AND RECORDING A REFUSAL AVOIDING CONFLICT AND RESPONSIBLE ALCOHOL RETAILING, WRITTEN TRAINING RECORDS WILL BE KEPT AND MADE AVAILABLE TO POLICE OR COUNCIL OFFICERS ON REQUEST.
- 4) A TILL PROMPT WILL BE DISPLAYED BY THE TILL TO REMIND STAFF TO CHECK PROOF OF AGE WHERE APPROPRIATE.
- 5) NO UNACCOMPANIED CHILDREN WILL BE ALLOWED ON THE PREMISES ATER 19.00.

Checklist:



Please tick to indicate agreement

- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- I have sent copies of this application and the plan to responsible authorities and others where applicable. X
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. X
- I understand that I must now advertise my application. X
- I understand that if I do not comply with the above requirements my application will be rejected. X

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

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11).
If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	 /6/2015
Capacity	AUTHORISED LICENSING CONSULTANT

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
-----------	--

Date	
Capacity	

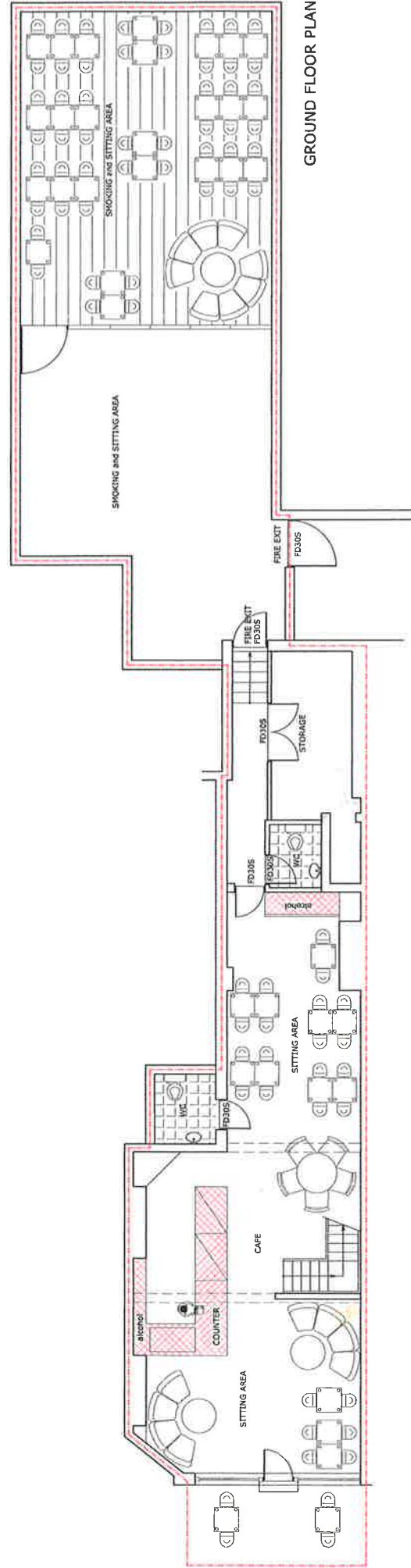
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) GT LICENSING CONSULTANTS, 55 CODENHAM GREEN, BASILDON, ESSEX. SS16 5DT			
Post town	BASILDON	Postcode	SS16 5DT
Telephone number (if any)	07810 826778		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) gtlicensingconsultants@googlemail.com			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please 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.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please 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 or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

LEGEND

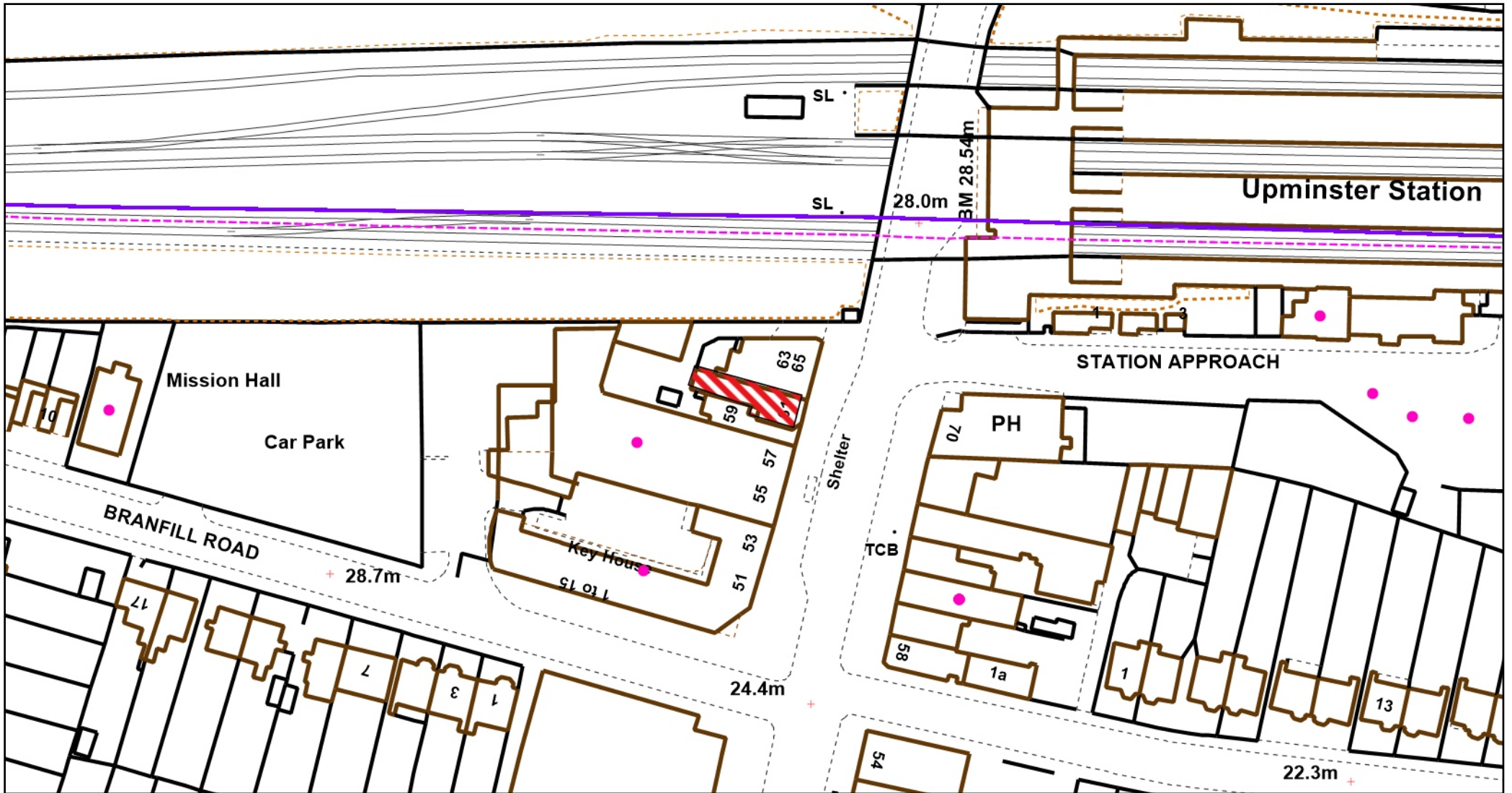
- AMBIT OF PREMISES
- LIQUOR SALES
- 30min FIRE RESISTANCE DOOR (WITH FIRE RESISTENT STRIPS AND SELF CLOSER)
- EXISTING WALLS



GROUND FLOOR PLAN

<p>PLEASE NOTE</p> <ol style="list-style-type: none"> 1. All dimensions to be verified on site. DO NOT SCALE DIRECTLY ON DRAWING. 2. All dimensions are in millimeters. 3. No works shall commence until all approvals and agreements have been obtained. These include, planning, Building Regulations, Thames Water and Party Wall. 4. The Copyright of this drawing belong to Advance Planning and Licensing Limited. 5. All dimensions to be verified on site. 	<p>REVISIONS</p> <table border="1" style="width: 100%; border-collapse: collapse; font-size: x-small;"> <thead> <tr> <th>NO</th> <th>DATE</th> <th>DESCRIPTION</th> <th>BY</th> </tr> </thead> <tbody> <tr> <td>01</td> <td>17.06.15</td> <td>PLAN</td> <td>O.K.</td> </tr> <tr> <td>02</td> <td>26.06.15</td> <td>PLAN</td> <td>A.Z.</td> </tr> <tr> <td>03</td> <td></td> <td></td> <td></td> </tr> </tbody> </table>		NO	DATE	DESCRIPTION	BY	01	17.06.15	PLAN	O.K.	02	26.06.15	PLAN	A.Z.	03				<p>CLIENT</p> <p>COLIN JOHN HALES</p>	<p>SCALE</p> <p>1:100 @ A3</p>	<p>SCALE BAR</p>
	NO	DATE	DESCRIPTION	BY																	
01	17.06.15	PLAN	O.K.																		
02	26.06.15	PLAN	A.Z.																		
03																					
<p>PROJECT</p> <p>61 STATION ROAD RM14 2SU</p>		<p>DRAWING NUMBER</p> <p>15.045.01</p>		<p>DATE</p> <p>26.06.15</p>																	
<p>TITLE</p> <p>GROUND FLOOR PLAN</p>																					

ADVANCE
ARCHITECTURE PLANNING LICENSING
Unit 17, Ashley House,
Ashley Road, London N17 9LZ
Telephone: (020) 8801 6601
E-Mail: info@advancepl.co.uk



Cafe Baccarat 61 Station Road Upminster RM14 2SU



Scale: 1:1000
Date: 28 July 2015
Size: A4



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

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Ordnance Survey 100024327



Havering
LONDON BOROUGH

Interested Parties (Valid objections)

Objections to licence applications

Objections to or support of an application are called representations.

Representations must clearly set out the likely effects the grant or variation of the licence would have on the promotion of at least one of the licensing objectives, and must clearly relate to the premises for which the application is being made.

The four licensing objectives are:

1. The prevention of crime and disorder
2. Public Safety
3. The prevention of public nuisance
4. The protection of children from harm

It would be wise, therefore, to explicitly link one or more of the licensing objectives directly to the premises in question. In addition, the Licensing Authority can only consider representations that are not 'vexatious' or 'frivolous'. The Licensing Authority must determine whether a representation is vexatious or frivolous. A vexatious representation might be one that is based only upon a business rivalry, whilst a frivolous representation might be one that lacks seriousness.

A representation cannot be made anonymously, your name and address must be provided (which will become part of a public document), even if somebody else (e.g. a local MP or Councillor) is making the representation on your behalf. This is because the Licensing Authority needs to know how relevant an objection is in relation to the address and it is not being vexatious. It is also important that an applicant is able to respond to a representation, for example, if they believe that it is not a 'relevant' representation.

Relevant representations must be received within 28 days of the application being made and will normally result in a hearing by the Licensing Sub-Committee to determine the application. Only persons who have made a relevant representation are entitled to address the Sub-Committee.

Premises

Premises name*	Cafe Baccarat
Address (Line 1)*	61 Station Road
Address (Line 2)	
Address (Line 3)	
Town/City*	Upminster
Postcode*	RM14 2SU

Your details

Your name*	Neil John Corder
Address (Line 1)*	57 Station Road
Address (Line 2)	
Address (Line 3)	
Town/City*	Upminster
Postcode*	RM14 2SU
Email	neil@ncorder.co.uk
Telephone	07920829439

Comments

Please comment on the below licensing objectives relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed.

Public nuisance

I am raising an objection to a licence application for Cafe Baccarat. I live adjacent to this business and over the last twelve months, the noise levels are gradually increasing as the business has expanded. A rear patio has been opened which can often be noisy, should the licence application be granted, the chances are that noise levels will become even more obtrusive and disturbing for residents within the immediate vicinity.

Crime and disorder

Protection of children from harm

Public safety

I wish my identity to be kept anonymous

No

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet.

ref PPC/016857
CAFE BACCARET

5 Alder Court
55-57 Station Road
Upminster RM14 2SU
23.7.15.

Mr P Campbell
Public Protection
L.B.H.
Mercury House
Romford

Dear Mr Campbell,

I am writing regarding this application as I feel it will cause a public nuisance. When this art gallery was granted permission to serve beverages the conditions were no hot or part baked food and opening times of 8am - 6pm Monday to Saturday with no Sunday opening. All of these conditions have been broken.

On Thursday evenings and Sunday afternoons scooters and motor bikes gather around this business constantly reviving their engines and circling round the pavement, blocking our Front Door and Bin Store. This shows a complete lack of consideration for residents who far outnumber the amount of shops in this section of Station Road.

If this change of use is granted it will cause public nuisance and disturbance till late at night.

Furthermore the Tarmac area to the rear of this business is adjacent to our communal Terrace and the tables there will impact on our privacy. The noise and smells will spoil our quiet enjoyment of the area.

In the past rats have been seen to the rear of this property and a council inspection confirmed

the presence of droppings but no nest. We were told they were just passing through as there was no food source. This will no longer be the case if this application is approved.

This site is not suitable for the amount of deliveries which will be needed to supply a restaurant with sixty covers. The only place for a lorry to stop is the bus lay-by on the pavement, both of which threaten public safety.

I hope you will understand the concerns of residents in this area and refuse this application.

Yours sincerely

S. A. Lee



Havering
LONDON BOROUGH

Representations from
Responsible Authorities



Havering

LONDON BOROUGH

Public Protection

London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Havering Licensing Authority
Town Hall
Main Road
Romford
RM1 3BB

Telephone: 01708 432766
Fax: 01708 432554
email: paul.campbell@havering.gov.uk
Textphone ☎: 01708 433175

Date: 27 July 2015

Your Reference:
My Reference: PPC//SR 016857

Café Baccarat, 61 Station Road, Upminster, RM14 2SU

As a responsible authority within the definitions of the Licensing Act 2003 the Licensing Authority makes a representation against the application to vary the premises licence at the above venue.

My objection is based on the four licensing objectives, The Prevention of Crime and Disorder, Public Safety, The Prevention of Public Nuisance and the Protection of Children from Harm.

The application made by Mr Colin Hales of the supply of alcohol 10:00 to 23:00 does not appear on first glance to be an excessive application until you start to read the detail in conjunction of the location of the premises.

The premises itself is a single unit terrace shop with residential premises close by the applicant is asking for alcohol to be supplied on the premises for 50 people inside the building, 8 people to the front of the premises on the footway and 20 people in the rear garden/terrace area. This is a total of 118 people when full.

The days when the outside areas may be full would probably be in the summer months which is also the days when local residents will have their windows open in their homes to keep cool. With today's outdoor heating facilities there is a possibility that the outside areas could be used for most of the year.

The volume of noise caused by 60 people in the rear garden/terrace could cause a nuisance until 11pm and then a further 30 minutes as they leave the premises.

Under the de-regulation of licensable activities that the government has brought in if this licence is granted as applied for the premises could provide live and recorded music between the hours of 08:00 to 23:00 which could also add to nuisance.

Public Protection Bringing together Environmental Health & Trading Standards

In section "M" of the application item (3) states that "*Alcohol shall only be supplied to customers seated at a table & service shall be by waiting staff only*" this is not the condition I would expect on a premises licence application where a premises is going to operate as a restaurant only where alcohol will only be supplied as ancillary to a meal only where alcohol is only sold to persons taking table meals. if this licence is granted as applied for the licence holder (including any person the licence is transferred too in the future) could operate the premises as a bar or club as long as they are sitting at a table.

The application contradicts itself stating that no more than 8 customers will be permitted to go to the front of the premises to smoke after 22.00 but is asking for the area to the front to be licensed to 23.00 where there will already be 8 covers seated.

This application is to promote the business to its maximum capacity with a very strong possibility that if granted as applied for will have a detrimental effect of people living nearby.

The following points need to be clarified

Are the premises a restaurant or a sit down bar?

Will the outside area be used all year round?

Will the outside area close earlier than the inside?

118 people plus staff will cause noise, while they are in the premises (including the outside area) and when they leave at 23:30, serving this amount of people in a small premises could create odours, the removal of waste/rubbish and the cleaning of the premise after people have left could cause noise, there is nothing in the application other than the displaying of signs which tell me how the applicant is going to address the licensing objective of the Prevention of Public Nuisance

I respectfully ask that the Licensing Sub-Committee consider my representation and either reject the application, restrict the times for the whole licence or restrict the times the external areas can be used for licensable activity.

Yours faithfully



Paul Campbell

Licensing Specialist for the London Borough of Havering



Licensing Office
London Borough Of Havering
Mercury House
Mercury gardens
RM1 3SL

**KD - Havering Borough
KD - Romford Police Station**

Romford Police Station
19 Main Road
Romford
RM1 1BJ

Telephone: 01708779162
Facsimile:
Email

Belinda.Goodwin@met.pnn.police.uk
www.met.police.uk

13th July 2015

Police have been served with a new premise licence application relating to **café Baccarat 61 Station Road Upminster Essex RM14 2SU.**

Police wish to make observations and representations against certain aspects of this application as we fear that the requests made will have a detrimental effect on the promotion of at least two licensing objectives, namely

1. The protection of public nuisance
4. Protection of children from Harm

Summary of application

The application is for a coffee shop, café bar type premises offering hot food and drinks. There is seating for 50 people inside the premises with two tables outside the venue seating up to 8 people and there is also a rear terraced area that can hold up to 60 people, totalling 118 covers. The areas to be included in the licence for sale and consumption of alcohol, is the café itself, where customers will be allowed to take home part finished sealed bottles of wine. The operating schedule might not support this description, however. One might normally expect to see section 3 of the application contain suitably worded undertakings designed to restrict the supply of alcohol as an accompaniment to a table meal, i.e. alcohol may only be served as an ancillary to the purchase of a table meal. No such undertaking has been provided in section 3. The result of this would be that customers would be able to purchase alcohol on its own, effectively permitting the premises to operate as a vertical drinking establishment.

Licensable hours as follows:

Monday to Sunday 10:00hrs to 23:00hrs

LOCATION

The location is a small shopping area near to a train station with residential buildings to the back of the venue and above the venue. There are two Public houses within the location and there are numerous off licence premises around this venue. It is also

a mixed used area and although the applicant is not asking to operate after 00:30hrs any anti-social behaviour will be highlighted.

NOISE/PUBLIC NUISANCE

Customers will be allowed to sit and drink alcohol inside and outside the premises which could cause noise especially to the back of the venue particularly in the summer months when people have their windows open. With up to 60 people at the back at any one time, this will almost certainly have an affect on the local community. There is also a retirement home and elderly care homes in the immediate vicinity that will also be affected. Schedule D section 4 staff will ensure that no ore than 8 customers are out the front from 2200hrs and not to take drinks out the front also, suggesting that they are to go out the back of the venue where there is less saturation for noise and potentially disturb the residents. Police will argue that patrons are completely unaware of the noise they make when leaving premises due to their level of intoxication.

PREVENTION OF HARM TO CHILDREN

This Café is in close proximity to three secondary schools. It is also a link to children coming into the borough to go paintballing and to an adventure location. There are two very large parks in the area and a pitch and putt. Section 3 of the schedule under this heading suggests that no unaccompanied children will be allowed on the premises after 1900hrs, suggesting that children will be allowed unaccompanied before this time.

SUMMARY

The police support local business growth within the area but such a position is predicated upon the business in question adopting an appropriate and responsible approach to the business venture. Unfortunately, this application in its current state is lacking in some areas. We have tried to consult with the venue who, rejected our observations regarding these objectives and were more than happy for the licensing sub committee to make the decision for them.

If I can be of any further assistance in this matter please do not hesitate to ask.

Belinda Goodwin 695kd
Havering Police licensing Officer
Licensing Department
Havering borough