



Havering
LONDON BOROUGH

LICENSING SUB-COMMITTEE

17 January 2020

REPORT

Subject Heading:

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

Report Author and contact details:

**Richard Cursons – Democratic
Services Officer - 01708 432430**

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

"Where relevant representations are made, the authority must

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

The steps are:

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

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

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

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

1. Membership of the Sub-Committee:

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

2. Roles of other participants:

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

3. Location and facilities:

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

4. Notification of attendance:

- 4.1 The Chairman will enquire of the parties who is in attendance and the parties will indicate their names (and, where relevant, whom they represent). A register will be circulated before the commencement of the hearing on which the applicant, his/her advisers and companions and all interested parties (and/or their representatives) will be asked to record their attendance.

5. Procedural matters:

- 5.1 Prior to the commencement of the hearing, the Chairman of the Sub-Committee will orally inform the parties whether their applications to have certain people attend the hearing (e.g. witnesses) have been granted or refused. Note this relates to people other than those attending on behalf of a party in the capacity as a representative of the party.
- 5.2 Prior to the commencement of the hearing the Chairman of the Sub-Committee will outline the procedure to be followed at the hearing. This will normally be as follows:

Introduction of the application:

The Licensing officer will outline:

- details of the application and relevant representations received from the parties;
- relevant legislation ;
- relevant Licensing Policy; and
- the time limit in which the Council must reach a determination.

Documentary evidence:

- Documentary or other information in support of applications, representations or notices should be provided to the Clerk of the Sub-Committee at least 5 clear working days before the hearing. If this information is produced at the hearing it will only be taken into account by the Sub-Committee if the Sub-Committee and all the parties consent to its submission. Permission to have this information included in the hearing should be requested at the beginning of the hearing before any oral submissions have been made.
- Statements made by people in support of a party's representation who are not present at the hearing, must be signed by the maker, dated and witnessed by another person. The statement must also contain the witness's full name and occupation.

Representations:

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

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

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

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

Cross-Examination:

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

where it is necessary to assist it in considering the representations or application.

Relevance:

Information submitted at the hearing must be relevant to the applications, representations, or notice and the promotion of the licensing objectives. The Chairman of the Sub-Committee is entitled to exclude any information it considers to be irrelevant whether presented in written or oral form. The licensing objectives are:

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

6. Failure of parties to attend the hearing:

- 6.1 If a party, who has not given prior notice of his/her intention not to attend the hearing, is absent from the hearing the Sub-Committee may either adjourn the hearing or hold the hearing in the party's absence. Where the hearing is held in the absence of a party, the Sub-Committee will still consider the application, representation or notice submitted by that party.

7. Adjournments and extension of time:

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

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

- 8.1 At the conclusion of the hearing the Sub-Committee will deliberate in private accompanied by the Clerk and the Legal Advisor who will be available to assist the Sub-Committee with any legal problems but will not participate in any decision making of the Sub-Committee.
- 8.2 The Sub-Committee will normally make its determination and announce its decision at the end of the hearing.

8.3 Where all parties have notified the Sub-Committee that a hearing is not required the Sub-Committee must make its determination within 10 working days of being given notice that the hearing is not required.

9. Power to exclude people from hearing:

9.1 The public are entitled to attend the hearing as spectators. However, the Sub-Committee may exclude any person from the hearing including any person assisting or representing a party where:

- it considers that the public interest would be best served by excluding the public or the individual person from the hearing; or
- that person is behaving in a disruptive manner. This may include a party who is seeking to be heard at the hearing. In the case where a party is to be excluded, the party may submit to the Sub-Committee in writing any information which they would have been entitled to give orally had they not been required to leave the hearing.

10. Recording of proceedings:

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

11. Power to vary procedure:

11.1 The Sub-committee may depart from following any of the procedures set out in this document if it considers the departure to be necessary in order to consider an application, notice or representation.

LICENSING SUB-COMMITTEE

REPORT

17 January 2020

Subject heading:

Wingletye Food & Wine
81 Wingletye Lane, Hornchurch, RM11
3AT

Report author and contact details:

Variation Application
Kasey Conway, Senior Public
Protection Officer
5th floor Mercury House
licensing@havering.gov.uk
01708 432555

This application for a variation to a premises licence is made by Gokhan Akbas under section 34 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 20th November 2019.

Geographical description of the area and description of the building

Wingletye Food and Wine is situated in a commercial parade of shops but sits in a predominantly residential area.



Details of the application

Current premises licence hours:

Supply of alcohol		
Day	Start	Finish
Monday	10:00	23:00
Tuesday	10:00	23:00
Wednesday	10:00	23:00
Thursday	10:00	23:00
Friday	10:00	23:00
Saturday	10:00	23:00
Sunday	10:00	22:00

Variation applied for:

Supply of alcohol		
Day	Start	Finish
Monday	08:00	00:00
Tuesday	08:00	00:00
Wednesday	08:00	00:00
Thursday	08:00	00:00
Friday	08:00	00:00
Saturday	08:00	00:00
Sunday	08:00	00:00

Additional Information

The variation application also seeks to amend the premises layout

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 Friday 29th November 2019 edition of the Romford Recorder.

Summary

There were 1 representations against this application from interested persons.

There were 2 representations against this application from responsible authorities, namely Havering's Licensing Authority and the Metropolitan Police.

* required information

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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

GT/WINGLETYEF&W/3/19

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

GOKHAN

* Family name

AKBAS

* E-mail

gtlicensingconsultants@googlemail.com

Main telephone number

07810 826778

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.

Is the applicant's business registered outside the UK?

- Yes No

Business name

WINGLETYE FOOD & WINE

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

VAT number

- NONE

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

Continued from previous page...

Legal status

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Applicant Business Address

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

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

Agent Business

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

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

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

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APPLICATION DETAILS

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

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

* Premises Licence Number

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

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

6,200

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VARIATION

Do you want the proposed variation to have effect as soon as possible? Yes No

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

Yes No

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

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

Describe Briefly The Nature Of The Proposed Variation

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

THE PREMISES IS A CONVENIENCE STORE & OFF LICENCE. THE BUSINESS IS LOCATED IN A GROUND FLOOR RETAIL UNIT WITH A RESIDENTIAL FLAT ABOVE WITHIN A TERRACE OF SIMILAR UNITS.

THE VARIATION IS TO:

- 1) SUBMIT A NEW PLAN TO REFLECT A CHANGE OF LAYOUT;
- 2) EXTEND THE PERMITTED HOURS FOR THE SALE OF ALCOHOL TO BE FROM 08.00 TO 00.00 (MIDNIGHT) DAILY ALL WEEK.

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PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

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

Yes No

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PROVISION OF FILMS

[See guidance on regulated entertainment](#)

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

Yes No

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PROVISION OF INDOOR SPORTING EVENTS

Continued from previous page...

[See guidance on regulated entertainment](#)

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

- Yes No

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PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

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

- Yes No

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PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

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

- Yes No

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PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

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

- Yes No

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PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

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

- Yes No

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

[See guidance on regulated entertainment](#)

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

- Yes No

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PROVISION OF LATE NIGHT REFRESHMENT

Continued from previous page...

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

- Yes No

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SUPPLY OF ALCOHOL

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

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

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

State any seasonal variations.

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

NONE

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

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

NONE

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ADULT ENTERTAINMENT

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

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

NONE

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

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

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="06:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="00:00"/>

THURSDAY

Start	<input type="text" value="06:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="00:00"/>

FRIDAY

Start	<input type="text" value="06:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="00:00"/>

SATURDAY

Start	<input type="text" value="06:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="00:00"/>

SUNDAY

Start	<input type="text" value="06:00"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text" value="00:00"/>

State any seasonal variations.

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

NONE

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

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

NONE

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

NONE

I have enclosed the premises licence

Continued from previous page...

I have enclosed the relevant part of the premises licence

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

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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)

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

Except as at Section B all existing remaining conditions to remain in force.

b) The prevention of crime and disorder

All existing conditions to remain in force except as stated below.
The following revised measures are offered in replacement of existing Conditions 6) & 7) at Annex 2.
A) An Incident Book shall be kept at the premises and made available to the Police or Authorised Officers, which will record the following:
All crimes reported;
Lost property;
All ejections of customers;
Any complaints received and the outcome;
Any incidents of disorder;
Any faults in the CCTV;
Any refusal in the sale of alcohol;
Any visit by a relevant authority or emergency service. Whenever Police are called a CAD shall be obtained and recorded in the Incident Book.
B) The Challenge 25 proof of age policy will be operated and only a photographic driving licence, a valid passport, a valid UK Armed Forces / MOD photographic identity card with the bearer's photograph on it or a Home Office approved proof of age card with the bearer's photograph and the PASS logo / hologram on it will be accepted as proof of age.
C) A written refusals record will be kept as part of the Incident Book and made available to Police or Authorised Officers on request. The refusals record shall contain details of date & time, description of the person attempting to buy the age restricted products & the products that they were attempting to purchase, reasons why the sale was refused and the name and signature of the person refusing the sale. All staff are to be examined in the use of the refusal books. The refusals book is to be examined on a weekly basis by the premises licence holder / DPS and the date and time of each examination is to be endorsed in the book. Analysis of staff refusals and data such as the time / day is to be carried out by the premises licence holder / DPS on a weekly basis in order to predict trends and identify staff training and compliance issues. The premises licence holder or DPS shall sign and date their record of inspection.

c) Public safety

Except as at Section B all existing remaining conditions to remain in force.

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d) The prevention of public nuisance

Except as at Section B all existing remaining conditions to remain in force.

e) The protection of children from harm

Except as at Section B all existing remaining conditions to remain in force.

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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.

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- 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.

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

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

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

Band A - No RV to £4300 - £100.00

Band B - £4301 to £33000 - £190.00

Band C - £33001 to £87000 - £315.00

Band D - £87001 to £125000 - £450.00*

Band E - £125001 and over - £635.00*

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

Band D - £87001 to £125000 - £900.00

Band E - £125001 and over - £1,905.00

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

Capacity 5000-9999 - £1,000.00

Capacity 10000 -14999 - £2,000.00

Capacity 15000-19999 - £4,000.00

Capacity 20000-29999 - £8,000.00

Capacity 30000-39999 - £16,000.00

Capacity 40000-49999 - £24,000.00

Capacity 50000-59999 - £32,000.00

Capacity 60000-69999 - £40,000.00

Capacity 70000-79999 - £48,000.00

Capacity 80000-89999 - £56,000.00

Capacity 90000 and over - £64,000.00

* Fee amount (£)

190.00

DECLARATION

I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under Section 158 of the

Continued from previous page...

* 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

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/havering/change-1> to upload this file and continue with your application.

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

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

OFFICE USE ONLY

Applicant reference number

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



**NOTICE OF APPLICATION TO VARY A
PREMISES LICENCE
UNDER SECTION 34 OF THE LICENSING ACT 2003**

Notice is hereby given that

Gokhan Abbas

has applied to vary a premises licence in relation to

81 Wingletye Lane, Hornchurch, RM11 3AT

to permit the following changes to the licence:

- **Extend alcohol supply hours**
- **Amend current premises plan**

The register of the licensing authority is kept at the address below. Full details of the application can be inspected at this address during normal business hours.

A representation by any person or a responsible authority regarding this application can be made to

The Licensing Authority Town Hall Main Road Romford RM1 3BD
www.havering.gov.uk

Such representation must be received in writing by

18th December 2019

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 unlimited.

Romford Recorder

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Friday November 29, 2019

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Festive lights switched on

» Page 4



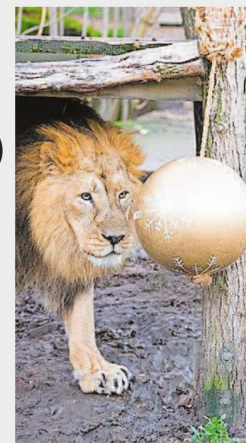
Havering & Brentwood Resident **FESTIVE EDITION**

» FREE INSIDE



WIN ticket to London Zoo

» Page 41



Burglars steal great-aunt's dying gifts

A heartbroken family are appealing for help after burglars broke into their home and stole jewellery that had been bought for them by their great-aunt just before she died.

Darcy Hazard's home in Rainham was ransacked by three men who stole bracelets with charms bought by her great-aunt while she was in a hospice and knew she did not have long left to live.

They also stole lockets with two

MATT CLEMENSON

matthewclemenson@archant.co.uk

pictures of her great-aunt inside.

Fortunately, the home is equipped with a video doorbell, and the family now hopes that the footage captured by the device can help identify the culprits, bring them to justice and hopefully recover the stolen items.

Darcy added: "They have taken jewellery that was passed down to me after my great nan died - a matching ring and necklace.

"The ring was a band of emeralds, with a matching tear drop shaped necklace.

"We have all been left absolutely devastated by the burglary. The items I have lost are irreplaceable, I am heartbroken."

Full story: Page 2

Festive Fun Run



Sir Trevor Brooking hopes to give West Ham fans some much-needed cheer with the Frankie's Festive Fun Run

Picture: SAINT FRANCIS HOSPICE

West Ham legend Sir Trevor Brooking is calling on Hammers fans to spread the Christmas cheer by taking part in a festive charity fun run.

They can meet the former England midfielder at Frankie's Festive Fun Run on Sunday, December 8, in aid of Saint Francis Hospice, Havering-atte-Bower, of which he is

patron.

Sir Trevor said: "Saint Francis Hospice is fundamental to everyone who lives in the area.

"With people living longer, I'm very conscious of the challenge and the need for the hospice's services."

The fun will be at Fairlop Waters, Barkingside.

Visit sfh.org.uk/news/fun-run



Open Event



Thursday 5th December

4:00pm - 7:00pm

Rush Green Campus RM7 0XU

Christmas Market

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www.bdc.ac.uk

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PUBLIC NOTICES

Legal and Public Notices

LONDON BOROUGH OF HAVERING

THE HAVERING (WAITING, LOADING AND STOPPING RESTRICTIONS) (MAP BASED) (CONSOLIDATION) ORDER 2019
THE HAVERING (PARKING PLACES) (MAP BASED) (CONSOLIDATION) ORDER 2019

NOTICE IS HEREBY GIVEN that the Council of the London Borough of Havering proposes to make amendments to the following Orders as follows under the Road Traffic Regulation Act 1984 as amended

PTO1122

- a) Introduce a residents permit parking area (HH2) Monday to Saturday 8.00am to 6.30pm inclusive in the access road fronting 362 to 366 Dagnam Park Drive and 2 North Hill Drive

PTO1123

- a) Extend the existing residents permit parking scheme RO2B Monday to Saturday 08:30am to 6:30pm into Cedar Close (permit parking area).

Further information may also be obtained via www.haveringtraffweb.co.uk or schemes@havering.gov.uk

Any objections or other representations about either of the proposed Orders should be sent in writing to the Highways Traffic and Parking Group Manager Havering Town Hall, Main Road, Romford RM1 3BB until the expiration of a period of 21 days from the date on which this Notice is published. All objections must specify the grounds on which they are made. Dated this 29th day of November 2019

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:

A0051.19, Shepherd and Dog 91 Shepherds Hill Romford, Single storey side and rear extensions. Adaptions to front porch. Installations of backlit signage

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

L0008.19, 203-221 North Street Romford, Listed Building application for -The conversion of the Barn designation from a dwelling to an office space, plus some internal additional essential upgrades to the properties fronting North Street in 215 to 217b, such as fire stopping, fire alarms etc, as well as retention of a new shop front to 217

The development relates to a Listed Building

P1317.19, 19 Reed Pond Walk Gidea Park Romford, Re roofing

The development is in a Conservation Area

P1657.19, 93 Crossways Romford, Change of driveway opening size, Lights on front & side elevation, One small window on North Side, Chimney Stack Removal, First floor level outside colour change, front windows design change to box shape & white window frame, hedge on front instead of flower bed, Driveway with block paving

The development is in a Conservation Area

P1721.19, Shepherd and Dog 91 Shepherds Hill Romford, Single storey side and rear extensions. Adaptions to front porch. Installations of backlit signage

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

P1726.19, 1-3 South Street Romford, Construction of a third-floor roof extension to provide 3x 1-bed flats

The development is in a Conservation Area

P1728.19, 64 Parkway Gidea Park Romford, Proposed replacement of 2 windows on southside elevation to match existing

The development is in a Conservation Area

Application details, including the plans, can be viewed online at www.havering.gov.uk/planning or at the Planning reception, located in the Public Advice and Service Centre (PASC), accessed via the Liberty Shopping Centre, Romford, between 9am and 11am, Monday, Wednesday or Friday, except for the last Wednesday of each month when the reception is closed. 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 29th November 2019

FLORENCE LOUISA ROGERS Deceased

Pursuant to the Trustee Act 1925 anyone having a claim against or an interest in the Estate of the deceased, late of 15 Berkley Avenue, Chase Cross, Romford, Essex, RM5 3TA, who died on 09/07/2019, must send written particulars to the address below by 30/01/2020, after which date the Estate will be distributed having regard only to claims and interests notified.

Alder Wills & Probate Ltd

377-399 London Road, Camberley, Surrey, GU15 3HL

NOTICE OF APPLICATION FOR A VARIATION OF A PREMISES LICENCE UNDER SECTION 34 OF THE LICENSING ACT 2003

Notice is hereby given that Mr Gokhan Akbas has applied to The London Borough of Havering for a variation of the Premises Licence for Wingley Food & Wine, 81 Wingley Lane, Hornchurch, Essex, RM11 3AT to:

- 1) Submit a new plan to reflect a change of layout;
- 2) Extend the permitted hours for the sale of alcohol to be from 08.00 To 00.00 (Midnight) 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 18th December 2019 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 an unlimited fine. G T Licensing Consultants

Tel: 07810 826778

Em: gtlicensingconsultants@googlemail.com



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iWitness24.co.uk



Mick Webb



Peter Dent

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Chartered Surveyors based in Harold Wood are looking for an experienced Audio Typist to join our team.

Position will be for 16 hours per week and will also include mandatory cover for other staff members during annual leave. A flexible and positive attitude is required towards all aspects of administration with excellent organisational and accuracy skills. Proficiency in Microsoft Office.

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- Typing of Homebuyer Reports and Valuations.
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Send C.V. and covering letter to
admin@pgasurveyors.co.uk

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GROVE-DEAN.CO.UK

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GROVE-DEAN.CO.UK

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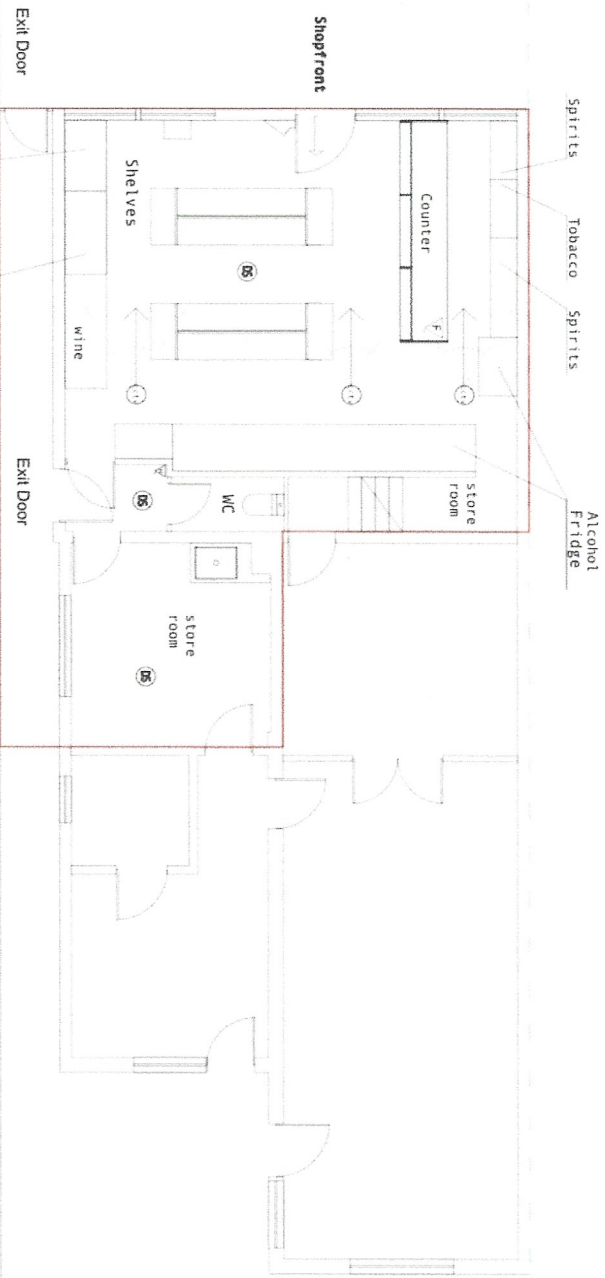


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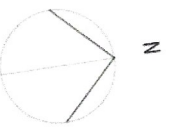
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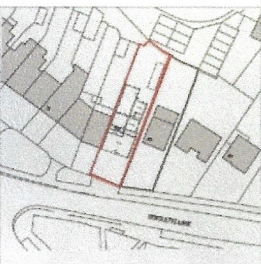


Floor Plan

This drawing is prepared solely for Application purposes. It is to be used as such. Contractor should check all dimensions on site. Dimensions to be reported to the Engineer. Inter Graph Studio is not responsible for unauthorised use made to the drawings or the contents thereof. All structural elements (beams etc) as per the structural engineer's specifications.



- Key Symbols**
- ☒ Fire Extinguishers-water
 - ☒ Fire Extinguishers-foam
 - Emergency Lighting Points
 - Ⓜ Automatic Fire Alarm-Smoke
 - 📷 CCTV Camera



D+N I L I V I N G

Client: Mr. Gokhan Akbas	Date:
Project: 81 Wingletye lane, H. RMI1 IBH	Job No:
Drawing Title: Ground Floor Plan	Rev:
Scale: 1:100	
Drawn by: U. O	
Drawing No: 001-01	



Havering
LONDON BOROUGH

Mr Gokhan Akbas
Wingletye Food and Wine
Wingletye Lane
Hornchurch
RM11 3AT

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

T01708433661
E: oisin.daly@havering.gov.uk
text relay 18001 01708 433661
Date 22nd November 2019

www.havering.gov.uk

Your Reference:
My Reference: OPD/022124

Dear Mr Akbas

Licensing Act 2003
Premises Licence Application
Wingletye Food & Wine, 81 Wingletye Lane, Hornchurch, RM11 3AT

Following my visit of the 21st November 2019 I would like to point out the following issues which were identified:

1. No blue notice displayed outside the premises – this is a requirement of the licensing act 2003 to have the notice of application displayed during the consultation period.
2. Incorrect part B of licence displayed and no part A available – Sec 57 LA2003 details the requirement to have a copy of the licence displayed in a prominent position and to have a copy of the licence secured at the premises.
3. Your premises licence has a number of conditions attached, any breaches of these conditions constitute an offence under sec 136 LA 2003. Breaches identified are as follows:
 - 4 – No challenge 25 signage or evidence of operation
 - 5 – No refusals book present, in spite of your comments that refusals have been made
 - 6, 7 and 8 – No premises daily register present
 - 9 – No staff training records
 - 10, 11, 12 and 13 and 14 – CCTV conditions, as you stated the hard drive had been wiped to make space. There was no way to evidence that the system was recording or that any footage could be extracted.

There is a legal requirement that you comply with the conditions of the licence and other issues identified above. I will be making a return visit to the premises to ensure compliance,



in order to allow you time to remedy these breaches I will attend no earlier than seven days from todays date.

Yours faithfully

Oisín Daly

Public Protection Officer



Licensing Matters is an email newsletter from Havering Council with the latest information on changes to licensing legislation as well as details of licensing applications received by the Council.

Make sure you and colleagues receive a copy so you know what's happening in licensing - Sign up at www.havering.gov.uk/LicensingMatters

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

Mr D Kokun
83 Woingletye Lane,
Hornchurcch
Essex
RM11 3AT

Thursday 12th December 2019

Licencing Act 2003

Premises Licence Application

Wingletye Food & Wine, 81 Wingletye Lane, Hornchurch, RMM11 3AT

Dear Sir/Madam,

I write in response to your letter dated 20th November 2019 outlining an application for a variation of a premises licence relating to the above mentioned premises.

Firstly, I would like to introduce myself, my name is Daniel Kokun, I live along Wingletye Lane and I act as a mediator between Havering Council and local residents. In partnership with the Council we have most recently improved road safety for those who frequent our area with the implementation of traffic calming measures. I am a strong advocate for the work and dedication of Havering Council and believe the interests of the constituents are at the heart of the decisions made and actions taken.

Following local consultation we as residents oppose the extension of operational hours for the said premises and reject such amendments, I outline the points relating to your headings as requested on behalf of local residents and wider community.

The prevention of crime and disorder:

As I am sure you will be aware the Drury Falls Estate has recently seen a rise in anti social behaviour and criminal activity particularly a hike in car thefts, burglaries and personal robberies. When consulting about this potential extension of licencing hours residents raised huge crime related concerns believing that the activities of the premises during the extended periods would mask criminal activities in and around the close proximities. At the moment, late at night, with no activity along the parade residents have a chance to hear and be alerted to possible criminality but if cars are coming and going, people entering and vacating, this chance to hear potential crime significantly reduces and aids those who are breaking the law.

Another concern relating to crime and disorder prevention will be the attractiveness for intoxicated individuals to venture to the late night premises. At the moment premises in and around

the local area who sell alcohol/tobacco all operate until 23:00; to extend this particular license will potentially act as temptation for people to drive under the influence of alcohol or drugs.

Extended licensing will also attract a number of youths to the area to spend evenings loitering, and as in other areas be asking people to purchase alcohol or cigarettes for them which we as residents have experienced in neighbouring premises. This of course is not a point to exclude youths from our community and is not to tarnish the young generation in a sweeping statement however, we as residents feel that loitering often leads to anti social behaviour, intimidation of residents in particular the elderly and dog walkers.

The prevention of public nuisance:

The unnecessary activity and commotion that will inevitably occur if the operational extension is approved will be detrimental to the area as a whole. It has taken many years to build and develop our now affluent neighbourhood and superb community giving recognition to the recent house along Wingletye Lane that has been put on the market for £1.2million the first of its kind along the lane. With residents and potential homeowners living in properties such as this it is unreasonable and unacceptable to introduce change that will act as a possible deterrent for people looking to move into the area, and unavoidably create noise pollution late at night and early hours of the morning via shutters when opening/closing, people frequenting for extended periods, loitering and deliveries at unreasonable hours (As shown in image A) both impacting residents and local economy.

If approved the increase in operational hours will create traffic tailbacks during peak times adding a further strain on the area, drivers using both sides of the narrow road will have to constantly allow for the premises customers to drive onto the shop front and reverse into the road causing significant increase in air, noise and traffic pollution.

Public Safety:

The increased activity of cars on and off of the pavement during busy periods puts members of the public at risk; vehicles will obscure public footpaths encouraging and thus forcing pedestrians onto the road (as shown in image B).

In the event of lack of parking spaces outside the off-licence during busier periods, drivers will alternatively park and block resident driveways, bringing misery and confrontational situations, something that is already an issue at times.

The protection of children from harm:

Children will be endangered if this extension is granted as vehicles will not only need to avoid them when entering/exiting the shop front but will be limiting children's space to walk and navigate on this side of the road therefore will force them into dangerous situations which, at a young age, safe decisions are not made at all times.

Young children who live within close proximity of the premises also need protecting. I am personally aware of children living above the premises who are in mainstream school and further education; these children need their sleep and time to study. Living above a business with extended operational hours will have a detrimental impact for their lives and health now and impacting their potential future.

I live in the house adjacent to the premises so my family and I will personally be affected in a detrimental way. I unfortunately suffer with Multiple Sclerosis, experiencing immense fatigue as part of the neurological condition so need regular rest and sleep to allow my body to recover and function. My partner, Peggy O'Shea is pregnant, expecting our first child and needs as much uninterrupted sleep she can get therefore the extended opening hours will detrimentally impact us and our well being as a family.

I have personally raised our concerns with Mr. Abbas, a reasonable man who sympathises with the issues surrounding this request however, not being a resident himself and not working in the area for long he is not aware of the improvements, hard work and dedication of local residents, community and Council over the years to make Havering and in particular Wingletye Lane the place it is today.

A key part of the community is the existing newsagents along the parade 'Vickys News' who will be directly effected by the increase of the hours should they be awarded. The Council will in time see their business suffer, potentially resulting in closure of that shop, which is a great shame for the owners who have served the community for so many years. This affects the Councils revenues with potentially another vacant premises along the parade in the not so distant future.

You will be aware of the Council maintaining the bollards outside of the premises having to replace them when they are uprooted by vehicles pulling on and off of the pavement; this cost will increase as more people will be frequenting effecting Council revenues unnecessarily.

I have been advised by the proprietor of 81 Wingletye Lane 'Hadj' of he's plans to rent out the flat above the premises to other tenants, which at present is occupied by himself and he's family. With Mr Abbas managing the off-license downstairs, both tenants requiring to share an alley way adjacent to my property 83 Wingletye Lane for accesses. If this is the case for the planned amendments I kindly ask the Council to inform me of any possible restrictions or relevant information I should be made aware of.

We as a community and as a collective voice object to this application as we believe this will have a negative impact on the area, the residents and in particular school children's safety – we do not acknowledge any benefits.

As always we appreciate your hard work and good judgement and ask the Council to consider all of our reasons outlined in this letter to make an informed decision.

I kindly ask the information provided in this letter is kept private and confidential, as it contains sensitive medical information.

Yours sincerely

Festive Regards

A handwritten signature in black ink, appearing to read 'Daniel Kokun', with a large, sweeping flourish extending to the right.

Daniel Kokun

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:

Premises:

Name: Oisín Daly
Organisation: London Borough of Havering Licensing Authority
Address: c/o Town Hall Main Road Romford RM1 3BD
Email: oisín.daly@havering.gov.uk
Telephone no.: 01708 4322261

Objection summary:

The applicant has applied to extend their hours and amend conditions. The application is contrary to various aspects of the LBH licensing policy. The policy has been written to provide guidance on methods to mitigate the risk of the licensing objectives being undermined. This hours requested in the application may be detrimental to the public nuisance and crime and disorder licensing objective, especially given the location of the premises in a primarily residential area. Increased footfall late at night may impact on local residents where this would be the sole retail business operating in the area at midnight. An inspection visit during the consultation period also found several breaches of the current licence conditions and offences under the Licensing Act 2003 regarding having the correct licences on site.

Policy considerations

Licensing 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.

Licensing Policy 5

The Licensing Authority is concerned regarding the adverse impact on the licensing objectives arising from the increasing numbers of shops selling alcohol for consumption off the premises. The Licensing Authority will consider restricting the number of premises and the licensing hours to 23.00 in locations where longer hours undermine the licensing objectives.

5.8 A previous Policy of the Licensing Authority was to permit shops, stores and supermarkets to sell alcohol for consumption off the premises during the hours that they are open for trading. This approach was consistent with the S182 guidance issued by the Secretary of State but it has resulted in an increase in the number of off licences in the Borough and has resulted in an increase in the hours during which alcohol is available for sale.

5.9 The Licensing Authority is aware that this approach is having a detrimental effect on local communities and through the Alcohol Strategy adopted by the Council in March 2014 seeks to restrict the opening hours to 23.00 hours.

Licensing Policy 7

When dealing with new and variation applications the Licensing Authority will give more favourable consideration to applications with the following closing times:

Public Houses and Bars 23:00 hours-Sunday to Thursday

Midnight –Friday and Saturday

Nightclubs 01:00 hours Sunday to Thursday

02:00 hours Friday and Saturday

Restaurants and Cafes 23:00 hours Sunday to Thursday

Midnight- Friday and Saturday

Off licences 23:00 Monday to Sundays

Hot food and drink supplied by takeaways, fast food premises

Midnight- Sunday to Thursdays

01:00 Friday and Saturday

Hotel residents only 24 hours sale of alcohol for on sales only.

Consideration will also be given to the type of area that the premises is located in with regulated activities normally being permitted until 23.30 in residential areas and 00.30 in mixed use areas.

These hours are not pre-determined and each application will be considered on its merits.

6.1 The above hours are intended to guide applicants on the Licensing Authority's expectations when preparing their operating schedules. The above hours are not pre-determined and each application will be considered on its merits. The evidence to support these hours is from the Licensing Strategy and front line officer reports.

6.2 For applications within the above hours there is no presumption that the application will automatically be granted in all cases where a relevant representation has been made. If no representations are received, the application will be granted by the licensing authority under delegated powers.

6.3 Applicants who wish to provide licensable activities outside the hours specified above should ensure that the operating schedule specifies detailed measures to militate against crime, disorder and public nuisance taking into account: 19 | Page

- The location of the premises and the character of the area in which they are situated
- The proposed hours during which licensable activities will take place
- The adequacy of the applicant's proposals to prevent crime and disorder and prevent public nuisance
- Whether customers have access to public transport when arriving at or leaving the premises
- The proximity of the premises to other licensed premises in the vicinity and the hours of operation of those other premises policies and proposals for the orderly dispersal of customers.

Licensing Policy 8

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

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

Where there is a history of non-compliance associated with the premises applicants will need to establish evidence of improvement in management standards and procedures.

Representation

The applicant seeks to extend the sale of alcohol to midnight, seven days a week. This extension of hours is contrary to the LBH licensing policy.

The applicant took over the business as premises licence holder on the 22nd August 2019. On the 10th October 2019 the applicant installed himself as DPS.

A visit to the premises was conducted by me on the 21st November 2019, during the

consultation period for this application. The applicant was present at the premises; during the visit several issues were identified.

- Blue notice not displayed
- Incorrect Part B of licence displayed (in the name of previous DPS)
- No copy of Part A of licence on site
- Breaches of condition of the premises licence as follows:

4 – No challenge 25 signage or evidence of operation

5 – No refusals book present, in spite of applicants comments that refusals have been made

6, 7 and 8 – No premises daily register present

9 – No staff training records

10, 11, 12, 13 and 14 – CCTV conditions, the applicant stated the hard drive had been wiped by him the day before to make space. There was no way to evidence that the system was recording or that any footage could be extracted.

As part of the application the applicant has asked to remove conditions 6 and 7 and replace with more comprehensive recording systems. These proposed recording systems include more detail on when recording of incidents is necessary and what to record.

The applicant was not aware of the detail of the proposed conditions. Given that the applicant is not compliant with the current conditions it raises concerns that they will not be able to adhere to any enhanced versions of the basic requirements of an incident book and refusals register which has the potential to lead to a failure to adequately promote the prevention of crime and disorder and the protection of children from harm licensing objectives.

The licensing policy also takes into consideration a licensee's management and compliance history. The applicant, by his own admission, has no previous background in the licensed trade having previously managed a café. This appointment is his first as a premises licence holder and DPS. Additionally the licensee is currently not complying with the conditions of the licence as 78% of the annex 2 conditions are currently in breach.

On the 25th November 2019 I received email correspondence from the applicants consultant who indicated that on the 26th November he was due to meet the applicant in order to provide guidance on issues raised during the inspection visit. Whilst this is promising it does again raise the question of how competent the applicant in managing the venue without detriment to the licensing objectives.

In conclusion, the applicant has not addressed the licensing policy within their application, the premises is non-compliant with licence conditions and will require further visits by officers.

The applicant has a limited track record of managing a licensed premises and any extension of hours may increase the likelihood of the public nuisance and crime and disorder licensing objectives being undermined.

If the applicant is unable to currently comply with conditions on his licence we might reasonably conclude that a more expansive licence will similarly fail to remain in compliance and hence fail to promote the licensing objectives.

Complaint and inspection history (if applicable)

See warning letter of the 22nd November 2019 attached

Other documents attached

Email dated 25th November 2019

Signed *Oisín Daly*

Dated 22nd November 2019



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
Thursday 28/11/2019

Subject: Full Variation application - Wingletye food and wine, 81 Wingletye lane

Dear Licensing Authority

In relation to the Full Variation application for Wingletye food and wine, 81 Wingletye lane received on the 20/11/2019/08/2019, I certify that I have considered the application shown above and **I wish to make representations** that the likely effect of the grant of the License will be detrimental to the Licensing Objectives listed below:

1. The prevention of crime and disorder
2. Public Safety
3. Prevention of Public Nuisance
4. Protection of Children from Harm

The venue is a new venture for the applicant and it is not known what experience the applicant has in managing a licensed venue or what experience they have in running a business.

The applicant seeks to open until and **EXTEND THE PERMITTED HOURS FOR THE SALE OF ALCOHOL FROM 08.00 TO 00.00 (MIDNIGHT) DAILY ALL WEEK**. it is imperative that any venues, which are open between those hours, have adequate experience, management and security checks and balances to reduce the risks involved which have not been addressed by the applicant, which highlights " the prevention of crime and disorder".

There are concerns surrounding the fact that the venue is situated in the heart of a residential area and having a venue open 8am at till midnight selling alcohol will draw people to the area and thus making dispersal of the patrons a high risk and dangerous task should they be intoxicated. It also has the potential to draw people that may have issues with alcohol, for example alcoholics and homeless to the area, highlighting the licensing objective of "Public Safety".

This also highlights the fact that local residents will undoubtedly be disturbed at the terminal hour with the risk of congestion from patrons as the venue will be one of the latest open in the area selling alcohol leaving, undermining the licensing objective "Prevention of Public Nuisance".

The applicant has not specified why they require a terminal hour of **0000 hours** or why they or how they can justify selling Alcohol at **8am**, especially as the venue is in between to major senior schools and a large college and during the time of **8am** until at **1600pm** the venue is mainly used by children. The protection of children from harm includes the protection of children from moral, psychological and physical harm. This includes not only protecting children from the harms associated directly with alcohol consumption but also wider harms such as exposure to strong language and sexual expletives for example, a highly intoxicated male being refused alcohol and a then swearing and shouting in the store or street outside. There for undermining the licensing objective of "Protection of Children from Harm"

I am also aware that my colleague from Havering council attended the venue on the 21st Nov and met with the applicant. Unfortunately, during this visit a number of issues were highlighted as listed below:

- Blue notice not displayed
- Incorrect Part B of licence displayed (in the name of previous DPS)
- No copy of Part A of licence on site
- No challenge 25 signage or evidence of operation
- No refusals book present, in spite of applicants comments that refusals have been made
- No premises daily register present
- No staff training records
- CCTV conditions, the applicant stated the hard drive had been wiped the day before to make space. There was no way to evidence that the system was recording or that any footage could be extracted.

Additionally the licensee is currently not complying with the conditions of the licence as 78% of the annex 2 conditions are currently in breach.

The fact that the applicant has not responded to any correspondence appears to show that the applicant does not have much knowledge or experience around the licensed trade, the licensing objectives or the area they are trading in. They have not demonstrated that by granting of the proposed event notice the venue will not negatively affect the licensing objectives namely Prevention of Crime and Disorder, the Prevention of Public Nuisance, Public Safety and Protection of Children from Harm. 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. If the operation of the venue will attract extra litter, what measures will be put in place to deal with this?

Nothing in the application so far gives me confidence that the above concerns have been addressed, or taken into consideration.

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

Yours sincerely,

A handwritten signature in black ink, appearing to be 'AW', written in a cursive style.

PC Adam Williams – East Area Licensing Team