



Havering

LONDON BOROUGH

Public Protection

Housing & Public Protection
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Date: 14th August 2012

The Appropriate Licensing Officer
Licensing Authority
London Borough of Havering
Mercury House
Mercury Gardens
Romford
RM1 3SL

My Reference: PJJ/011955

Dear Sir

Licensing Act 2003
Station Lane Express 89 Station Lane Hornchurch RM12 6JU
Premises licence application

As a responsible authority within the definitions of s.13(4) of the Licensing Act 2003 (the Act) this licensing authority makes representation against the application for a premises licence at the premises detailed above.

Station Lane Express is located in Havering's St Andrews ward. St Andrews is subject to a saturation policy with regard to the concentration of licensed premises in the ward. This area has been identified as being under stress due to the cumulative impact of the concentration of licensed premises which has led to serious problems of disorder and/or public nuisance affecting residents, visitors and other businesses. The evidence for this is set out in Appendix 6 of Havering's licensing policy.

Paragraph 13.19 of the guidance issued under s.182 of the Act defines 'cumulative impact' as *the potential impact on the promotion of the licensing objectives of a significant number of licensed premises in one area.*

In light of this Havering's licensing authority makes representation against this application based upon the application's potential impact upon the prevention of crime and disorder and the prevention of public nuisance. This licensing authority contends that there is a likelihood that the addition of a further licensed premises in this area would add to the cumulative impact upon the promotion of the licensing objectives.

Havering's licensing policy 017 states:

It is the LLA's policy to refuse applications in the St Andrews ward area for pubs and bars; late night refreshment premises offering hot food and drink to take away; off licences; and premises offering facilities for music and dancing other than applications to vary hours with regard to Licensing policy 012.

Contd.

This licensing authority suggests that this off licence premises is included in the ambit of policy 017 and therefore it is appropriate to refuse this application. Paragraphs 4.17 to 4.20 of Havering's Licensing Policy address the considerations to be given to such an application and seek to clarify what may be considered an exception to the policy. This licensing authority contends that this application is not exceptional in line with these paragraphs.

Section 4(1) of the Act requires that *a licensing authority must carry out its functions under this Act with a view to promoting the licensing objectives.*

Section 4(2) of the Act defines the licensing objectives as:

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

Section 4(3) of the Act requires that *a licensing authority must have regard to its licensing statement and any guidance issued under s.182.*

Therefore this licensing authority respectfully and reasonably requests that, in line with its duty under s.4(3) of the Act, the Licensing Sub-Committee refers to licensing policy 017 and the guidance made under s.182 during its deliberations and declines to grant this application. We would suggest that to grant this application would likely result in a failure on Havering's part to promote the licensing objectives.

If I can be of further assistance please do not hesitate to contact me.

Yours faithfully

A handwritten signature in black ink, appearing to read 'Paul Jones', with a small horizontal line at the end.

Paul Jones
Licensing Officer

cc Mr Alan Aylott, applicant's agent