



Licensing Sub-Committee

Section 1 - Licensing Officer's Report

Appendix 1 - Copies of Application

Appendix 2 – Map of local area

Appendix 3 - Copy of Premises Licence

Appendix 4 - Representations from Responsible Authority



Licensing Sub-Committee

Section 1 - Licensing Officer's Report



LICENSING SUB-COMMITTEE

REPORT

20 March 2013

Subject heading:

Akash Tandoori

Report author and contact details:

185 High Street Hornchurch RM11 3AS
Opposed temporary event notice (TEN)
Paul Jones, Licensing Officer
5th floor Mercury House
x 2692

These three temporary event notices were given by Mr Irshadur Rahman under section 100 of the Licensing Act 2003. The notifications were received by Havering's Licensing Authority on 7th March 2013.

Geographical description of the area and description of the building

Akash Tandoori is an Indian restaurant in the centre of Hornchurch. The vicinity is a mixture of residential and commercial properties. A map of the area is attached.

Details of the notification

Akash Tandoori has a premises licence in force, a copy of which is included, currently permitting the provision of the following:

Live music		
Day	Start	Finish
Monday to Saturday	10:00	00:00
Sunday	12:00	23:30

Late night refreshment		
Day	Start	Finish
Monday to Thursday	23:00	00:00
Friday & Saturday	23:00	23:30
Sunday	23:00	23:30

Recorded music; supply of alcohol		
Day	Start	Finish
Monday to Thursday	10:00	00:00
Friday & Saturday	10:00	23:30
Sunday	12:00	23:30

Hours premises open to the public		
Day	Start	Finish
Monday to Thursday	10:00	00:30
Friday & Saturday	10:00	01:00
Sunday	12:00	00:00

Non-standard timings		
Day	Start	Finish
Sundays preceding bank holiday Monday	12:00	00:30
Christmas Eve, Boxing Day	10:00	01:00

On New Year's Eve licensable activity may be provided from the start of permitted hours until the end of permitted hours on New Year's Day.

TEN requirements:

TEN 1

Supply of alcohol; provision of regulated entertainment; late night refreshment		
Day	Start	Finish
Sat 23 rd March 2013	00:30	02:00
Sun 24 th March 2013	00:30 23:00	02:00 & 00:00

TEN 2

Supply of alcohol; provision of regulated entertainment; late night refreshment		
Day	Start	Finish
Sat 30 th March 2013	00:30	02:00
Sun 31 st March 2013	00:30	02:00
Mon 1 st April 2013	00:30 23:00	02:00 & 00:00

TEN 3

Supply of alcohol; provision of regulated entertainment; late night refreshment		
Day	Start	Finish
Sat 6 th April 2013	00:30	02:00
Sun 7 th April 2013	00:30 23:00	02:00 & 00:00

Comments and observations on the application

An additional late TEN was submitted by Mr Rahman which sought to take place on 16th & 17th March 2013. Given the provisions of s.104A of the Act a counter notice was issued by the Licensing Authority subsequent to an objection notice being received from Havering's Noise Specialist, Mr Marc Gasson.

The premises licence for Akash Tandoori permits licensable activity to be provided via non-standard timing extensions on certain prominent days throughout the year. These are:

- Sundays preceding bank holiday Mondays
- Christmas Eve
- Boxing Day
- New Year's Eve

With the exception of New Year's Eve the latest terminal hour until which these activities may be provided under the authority of the premises licence is 01:00. These TENs seek to extend this non-standard terminal hour of 01:00 by a further hour.

The New Year's Eve extension is based upon the provisions of the previous Licensing Act 1964 wherein the alcohol supply hours were deregulated on this night each year. The applicant recently successfully applied to permit his regulated entertainment provisions to be extended in line with the alcohol extension on this night.

TEN 2 seeks to occur over the Easter weekend. Consequently Monday 1st April is a bank holiday. The premises licence might therefore normally have permitted the provision of licensable activity to occur on the premises until 00:30 via non-standard timing on the Sunday preceding this bank holiday Monday.

The terminal hours detailed in the premises licence were imposed by the Licensing Sub-Committee subsequent to an application to vary the premises licence. These hours have been in force since 7th February 2013.

Havering's Licensing Policy 12 states:

The LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. Applications for hours set out below in this policy will generally be granted subject to not being contrary to other policies in the statement of licensing policy. Applications for hours outside the hours listed will be considered on their merits.

Regulated activities will normally be permitted:

- *until 11.30 pm in residential areas*
- *until 00.30 am in mixed use areas*
- *no limits in leisure areas*

Summary

There was one objection notice against each of these TENs from a responsible authority, namely Havering's Noise Specialist Mr Marc Gasson.

Details of objection notice

Valid representations must address at least one of the following licensing objectives:

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

Responsible authorities' representations

A TEN may be opposed by certain responsible authorities only. The Police and/or the appropriate Environmental Health Service may oppose a TEN; residents or surrounding businesses may not oppose a TEN.

Mr Gasson submitted an objection notice on behalf of Havering's Environmental Health Service based upon his concerns in relation to the prevention of public nuisance licensing objective.

Mr Gasson's objection notice identifies his concerns in relation to the potential for noise disturbance to nearby residents. Mr Gasson's objection notice also draws attention to Havering's Licensing Policy 12 with regard to the hours during which regulated activities would normally be permitted at licensed premises in the borough.

Paul Jones
Licensing Officer
London Borough of Havering



Licensing Sub-Committee

Appendix 1 - Copies of Application

12598

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

Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)			
1. Your name			
Title	Mr X Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname	RAHMAN		
Forenames	IRSHADUR		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth	Day22	Month2	Year1973
4. Your place of birth	SYLHET, BANGLADESH		
5. National Insurance Number	SE59100A		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
185 A HIGH STREET, HORNCHURCH, ESSEX			
Post town HORNCHURCH		Postcode RM11 3XS	
7. Other contact details			
Telephone numbers			
Daytime	01708 456824		
Evening (optional)	07772566923		
Mobile (optional)			
Fax number (optional)			
E-Mail address			



23/03

(if available)	
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
GT LICENSING CONSULTANTS, 31A MILDMAY ROAD, ROMFORD, ESSEX	
Post town ROMFORD	Postcode RM7 7DA
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
AKASH TANDOORI, 185 HIGH STREET, HORNCHURCH, ESSEX., RM11 3XS	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	2160
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
Please describe the nature of the premises below. (Please read note 4)	
INDIAN RESTAURANT	

Please describe the nature of the event below. (Please read note 5)

TO PERMIT THE PROVISION OF LICENSABLE ACTIVITIES DURING THE HOURS REQUESTED ON A TEMPORARY BASIS.

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol		X
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club		<input type="checkbox"/>
The provision of regulated entertainment		X
The provision of late night refreshment		X
Are you giving a late temporary event notice? (Please read note 7)		NO
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)		
SATURDAY 23RD MARCH TO SUNDAY 24 TH MARCH 2013		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)		
00.30 TO 02.00 SATURDAY 23RD MARCH 00.30 TO 02.00 + 23.00 TO 00.00 SUNDAY 24TH MARCH		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)		70
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)	On the premises only	X
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

4. Personal licence holders (Please read note 12)		
Do you currently hold a valid personal licence? (Please tick)	Yes X	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority	CERDIGON COUNTY COUNCIL	
Licence number	CER 0911	
Date of issue	22/2/2011	
Date of expiry	21/2/2021	
Any further relevant details		

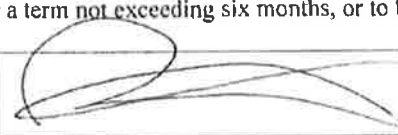
5. Previous temporary event notices you have given (Please read note 13 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes X	No
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	FIVE	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No X

6. Associates and business colleagues (Please read note 14 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No X
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No X
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No X

If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes	No
	<input type="checkbox"/>	X

7. Checklist (Please read note 15)	
I have: (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	X
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	X
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	X
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	X
Signed the declaration in Section 9 below	X

8. Condition (Please read note 16)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 17)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	27/2/13

12599

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

Temporary Event Notice

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Forenames	IRSHADUR		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)		
Surname			
Forenames			
3. Your date of birth	Day22	Month2	Year1973
4. Your place of birth	SYLHET, BANGLADESH		
5. National Insurance Number	SE59100A		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
185 A HIGH STREET, HORNCHURCH, ESSEX			
Post town HORNCHURCH		Postcode RM11 3XS	
7. Other contact details			
Telephone numbers			
Daytime	01708 456824		
Evening (optional)	07772566923		
Mobile (optional)			
Fax number (optional)			
E-Mail address			

30/03

(if available)	
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Post town ROMFORD	Postcode RM7 7DA
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
AKASH TANDOORI, 185 HIGH STREET, HORNCHURCH, ESSEX., RM11 3XS	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	2160
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
Please describe the nature of the premises below. (Please read note 4)	
INDIAN RESTAURANT	

Please describe the nature of the event below. (Please read note 5)
TO PERMIT THE PROVISION OF LICENSABLE ACTIVITIES DURING THE HOURS REQUESTED ON A TEMPORARY BASIS.

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol		X
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club		<input type="checkbox"/>
The provision of regulated entertainment		X
The provision of late night refreshment		X
Are you giving a late temporary event notice? (Please read note 7)		NO
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)		
SATURDAY 30TH MARCH TO MONDAY 1 ST APRIL 2013		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)		
00.30 TO 02.00 SATURDAY 30 TH MARCH 00.30 TO 02.00 SUNDAY 31 ST MARCH 00.30 TO 02.00 + 23.00 TO 00.00 MONDAY 1 ST APRIL		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)		70
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)	On the premises only	X
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

3 days

4. Personal licence holders (Please read note 12)		
Do you currently hold a valid personal licence? (Please tick)	Yes X	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority	CERDIGON COUNTY COUNCIL	
Licence number	CER 0911	
Date of issue	22/2/2011	
Date of expiry	21/2/2021	
Any further relevant details		

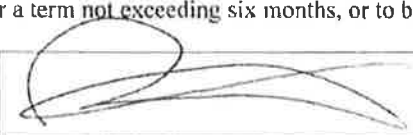
5. Previous temporary event notices you have given (Please read note 13 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes X	No <input type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	SIX	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No X

6. Associates and business colleagues (Please read note 14 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No X
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No X
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No X

If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
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7. Checklist (Please read note 15)	
I have: (Please tick the appropriate boxes)	
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Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	X
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	X
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	X
Signed the declaration in Section 9 below	X

8. Condition (Please read note 16)
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9. Declarations (Please read note 17)	
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Signature	
Date	27/2/13

12600

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

Temporary Event Notice

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Forenames	IRSHADUR		
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)			
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Surname			
Forenames			
3. Your date of birth	Day22	Month2	Year1973
4. Your place of birth	SYLHET, BANGLADESH		
5. National Insurance Number	SE59100A		
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)			
185 A HIGH STREET, HORNCHURCH, ESSEX			
Post town HORNCHURCH		Postcode RM11 3XS	
7. Other contact details			
Telephone numbers Daytime	01708 456824		
Evening (optional)	07772566923		
Mobile (optional)			
Fax number (optional)			
E-Mail address			

✓
0204

(if available)	
8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)	
GT LICENSING CONSULTANTS, 31A MILDMAY ROAD, ROMFORD, ESSEX	
Post town ROMFORD	Postcode RM7 7DA
9. Alternative contact details (if applicable)	
Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises	
Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references) (Please read note 2)	
AKASH TANDOORI, 185 HIGH STREET, HORNCHURCH, ESSEX., RM11 3XS	
Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.	
Premises licence number	2160
Club premises certificate number	
If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below. (Please read note 3)	
Please describe the nature of the premises below. (Please read note 4)	
INDIAN RESTAURANT	

Please describe the nature of the event below. (Please read note 5)

TO PERMIT THE PROVISION OF LICENSABLE ACTIVITIES DURING THE HOURS REQUESTED ON A TEMPORARY BASIS.

3. The licensable activities		
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)		
The sale by retail of alcohol		X
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club		<input type="checkbox"/>
The provision of regulated entertainment		X
The provision of late night refreshment		X
Are you giving a late temporary event notice? (Please read note 7)		NO
Please state the dates on which you intend to use these premises for licensable activities. (Please read note 8)		
SATURDAY 6 TH APRIL TO SUNDAY 7 TH APRIL 2013		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 9)		
00.30 TO 02.00 SATURDAY 6 TH APRIL. 00.30 TO 02.00 + 23.00 TO 00.00 SUNDAY 7 TH APRIL		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 10)		70
If the licensable activities will include the supply of alcohol, please state whether the supplies will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 11)	On the premises only	X
	Off the premises only	<input type="checkbox"/>
	Both	<input type="checkbox"/>

2 days

4. Personal licence holders (Please read note 12)		
Do you currently hold a valid personal licence? (Please tick)	Yes X	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority	CERDIGON COUNTY COUNCIL	
Licence number	CER 0911	
Date of issue	22/2/2011	
Date of expiry	21/2/2021	
Any further relevant details		

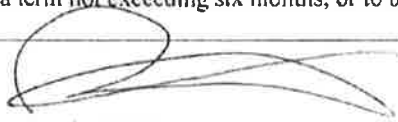
5. Previous temporary event notices you have given (Please read note 13 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes X	No
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year	SEVEN	
Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No X

6. Associates and business colleagues (Please read note 14 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No X
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No X
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No X

If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.			
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?		Yes <input type="checkbox"/>	No X

7. Checklist (Please read note 15)	
I have: (Please tick the appropriate boxes)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	X
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	X
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	X
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input type="checkbox"/>
If the premises are situated in one or more local authority areas, sent a copy of this notice to each additional local authority exercising environmental health functions	<input type="checkbox"/>
Made or enclosed payment of the fee for the application	X
Signed the declaration in Section 9 below	X

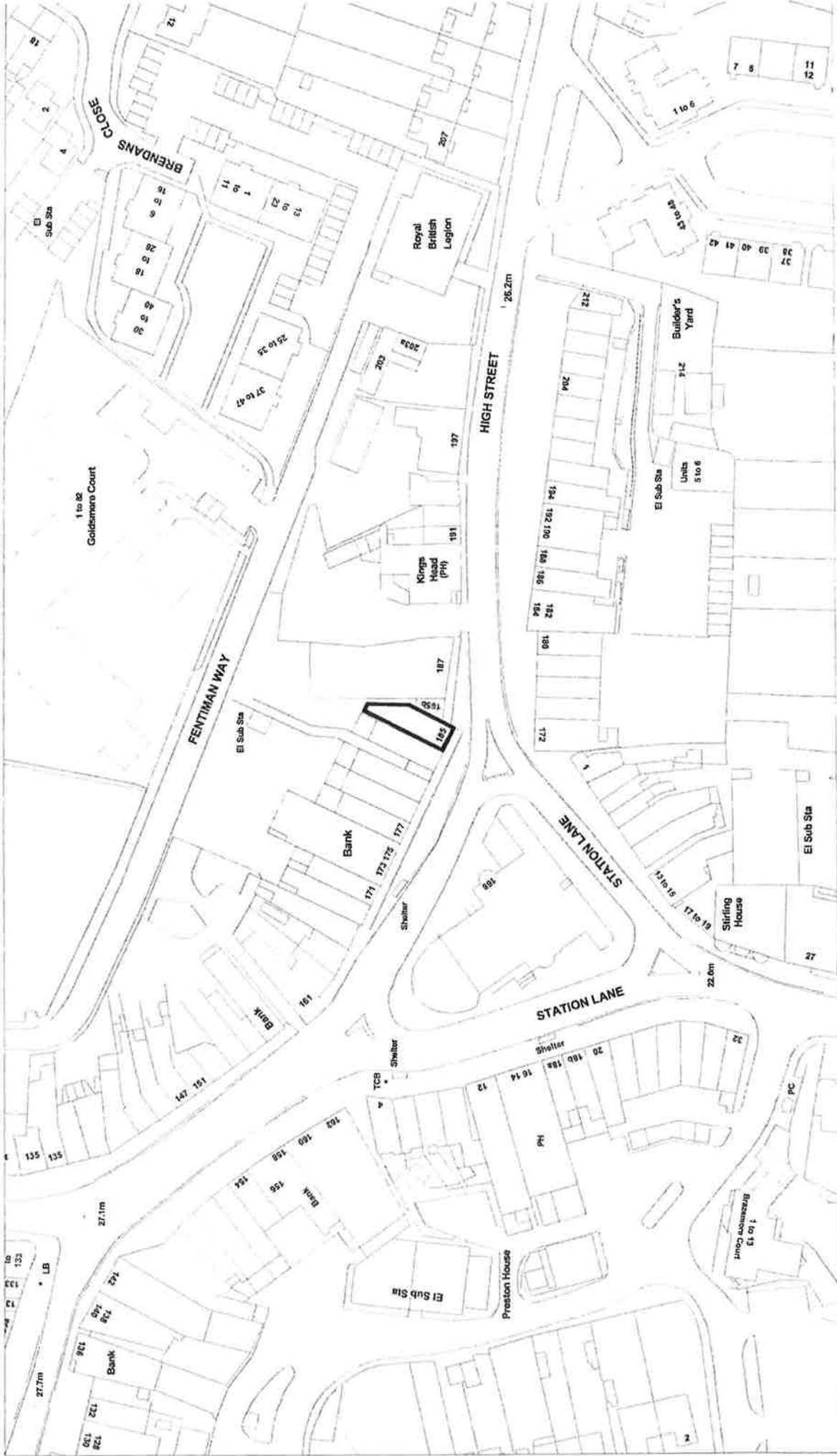
8. Condition (Please read note 16)
It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the supply of alcohol that all such supplies are made by or under the authority of the premises user.

9. Declarations (Please read note 17)	
The information contained in this form is correct to the best of my knowledge and belief.	
I understand that it is an offence: (i) to knowingly or recklessly make a false statement in or in connection with this temporary event notice and that a person is liable on summary conviction for such an offence to a fine not exceeding level 5 on the standard scale; and (ii) to permit an unauthorised licensable activity to be carried on at any place and that a person is liable on summary conviction for any such offence to a fine not exceeding £20,000, or to imprisonment for a term not exceeding six months, or to both.	
Signature	
Date	27/2/13



Licensing Sub-Committee

Appendix 2 – Map of local area



Scale @ A4
1:1250

Scale
0 10 20 30 40 50 m

Map Reference: TQ5487SW
Date: 12/03/2013

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nlpg
The National Landgrid Partnership
Licence of Public Interest

NSG
NATIONAL STREET
Licence of Public Interest

Ordnance Survey
Licensed Partner

Havering
LONDON BOROUGH

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

Akash Tandoori



Licensing Sub-Committee

Appendix 3 - Copy of Premises Licence



Premises licence number

002160

Part 1 – Premises details

Postal address of premises, or if none, ordnance survey map reference or description

Akash Tandoori
185 High Street Hornchurch RM11 3XS

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Live music, recorded music, late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

Live music

Monday to Saturday – 10:00 to 00:00

Sunday – 12:00 to 23:30

Late night refreshment

Monday to Thursday – 23:00 to 00:00

Friday & Saturday – 23:00 to 00:30

Sunday – 23:00 to 23:30

Recorded music, supply of alcohol

Monday to Thursday – 10:00 to 00:00

Friday & Saturday – 10:00 to 00:30

Sunday – 12:00 to 23:30

All of the above

Sundays preceding bank holiday Mondays – 12:00 to 00:30

**Christmas Eve & Boxing Day (except where they
fall on a Friday or Saturday) – 10:00 to 01:00**

**New Year's Eve – from the start of permitted hours
to the end of permitted hours on New Year's Day**

The opening hours of the premises

Monday to Thursday – 10:00 to 00:30
Friday & Saturday – 10:00 to 01:00
Sunday – 12:00 to 00:00
Sundays preceding bank holiday Mondays, Christmas Eve, Boxing Day –
an extra 30 minutes after the relevant terminal hour
New Year's Eve – no restriction

Where the licence authorises supplies of alcohol whether these are on and/ or off supplies

On supplies only

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mr Irshadur Rahman
185a High Street Hornchurch RM11 3XS
07772 566923

Registered number of holder, for example company number, charity number (where applicable)

Not applicable

Name, address and telephone number of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Irshadur Rahman
[REDACTED]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol

[REDACTED]

Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following: activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children –

Mandatory conditions – contd.

- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –**
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or**
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);**
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);**
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;**
 - (d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on–**
 - (i) the outcome of a race, competition or other event or process, or**
 - (ii) the likelihood of anything occurring or not occurring;**
 - (e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.**
- 4. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).**
- 5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.**
- 6. The responsible person shall ensure that –**
- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –**
 - (i) beer or cider: ½ pint;**
 - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and**
 - (iii) still wine in a glass: 125 ml; and**
 - (b) customers are made aware of the availability of these measures.**
- 7. (1) The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.**

Mandatory conditions – contd.

(2) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

Annex 2 – conditions consistent with the operating schedule

- 1. The premises shall be operated strictly as a restaurant.**
- 2. Alcohol shall be sold ancillary to table meals with all service by waiting staff.**
- 3. Persons taking a table meal shall be permitted to purchase alcohol before, during and after the meal.**
- 4. There shall be no alcohol consumption permitted at the bar at any time.**
- 5. Alcohol shall not be supplied to persons collecting a take-away meal.**
- 6. Notices shall be displayed on the premises indicating that drinks may not be taken from the premises at any time. Staff shall monitor customers to ensure compliance with this condition.**
- 7. A CCTV system shall be installed and kept operational at all times the premises is open to the public.**
- 8. The CCTV system shall capture a head and shoulders image of all persons entering the premises.**
- 9. CCTV images shall be maintained for a minimum period of 31 days. These images shall be made available to the Police or an authorised officer on request.**
- 10. A member of staff capable of downloading CCTV images shall be on duty at all times.**
- 11. Notices shall be prominently displayed on the premises indicating that CCTV is in operation.**
- 12. All staff shall be trained for their role including the operation of Challenge 25 on induction and at six-monthly intervals. Training shall include identifying persons under 25 years of age, making a challenge, acceptable proof of age and checking it, making and recording a refusal, avoiding conflict and responsible alcohol retailing. Written records shall be kept of all such training.**
- 13. Challenge 25 shall be operated as the proof of age policy.**
- 14. Notices shall be displayed at the premises stating that Challenge 25 is in force together with the provisions of the Licensing Act 2003 relating to underage and proxy sales.**
- 15. A fire risk assessment and emergency plan shall be prepared and regularly reviewed.**
- 16. Staff shall be trained with regard to fire safety.**
- 17. Notices shall be displayed by the exit asking customers to respect residents, to leave quietly and not to loiter outside the restaurant.**
- 18. No deliveries or removal of glass refuse shall take place between 23:00 and 08:00.**
- 19. All doors and windows shall be kept closed during the provision of regulated entertainment except for entry to and egress from the premises.**
- 20. Staff shall call a cab for customers upon request and at closing time a member of staff seeing customers out shall direct them to a nearby cab office.**
- 21. The premises' frontage shall be kept tidy at all times.**

Annex 2 – conditions consistent with the operating schedule – contd.

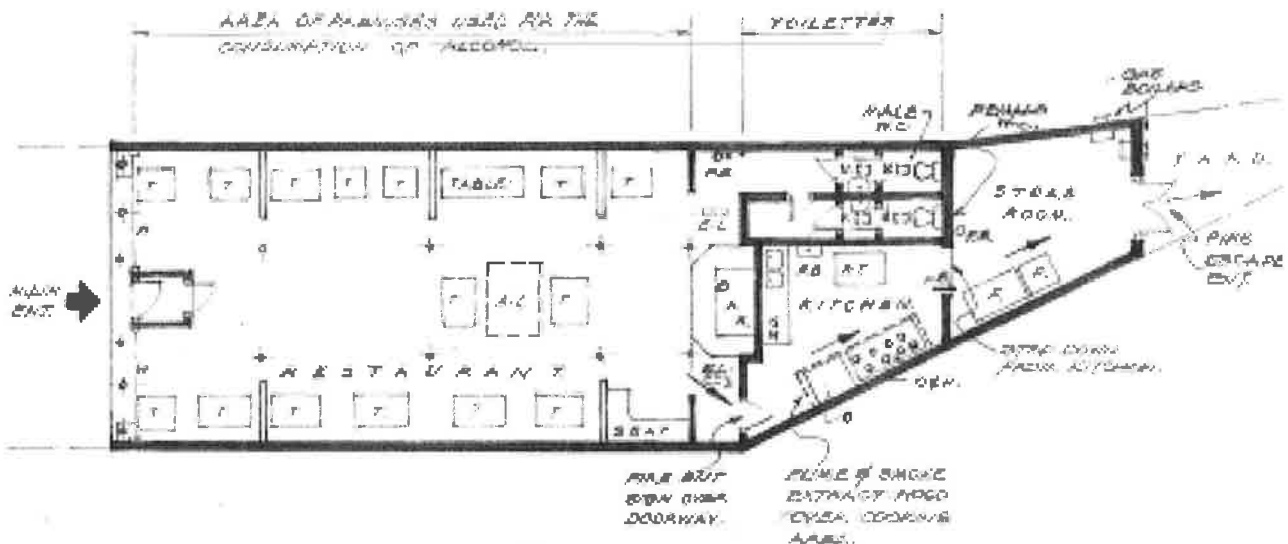
- 22. Only a photographic driving licence, a valid passport or a proof of age card bearing the holder's photograph and the PASS hologram/logo shall be accepted as proof of age.
- 23. A hard-bound written refusals record shall be kept and made available to the Police or an authorised officer upon request.
- 24. No unaccompanied children shall be permitted on the premises after 21:00.

Annex 3 – conditions attached after a hearing by the Licensing Authority

Not applicable

Annex 4 – premises plans

Full premises plans are held by the Licensing Authority of the London Borough of Havering. The plans reproduced below are not to scale:





Part B

Premises licence summary

Premises licence number

002160

Premises details

Postal address of premises, if any, or if none, ordnance survey map reference or description

Akash Tandoori
185 High Street Hornchurch RM11 3XS

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Live music, recorded music, late night refreshment, supply of alcohol

The times the licence authorises the carrying out of licensable activities

Live music

Monday to Saturday – 10:00 to 00:00
Sunday – 12:00 to 23:30

Late night refreshment

Monday to Thursday – 23:00 to 00:00
Friday & Saturday – 23:00 to 00:30
Sunday – 23:00 to 23:30

Recorded music, supply of alcohol

Monday to Thursday – 10:00 to 00:00
Friday & Saturday – 10:00 to 00:30
Sunday – 12:00 to 23:30

All of the above

Sundays preceding bank holiday Mondays – 12:00 to 00:30
Christmas Eve & Boxing Day (except where they
fall on a Friday or Saturday) – 10:00 to 01:00
New Year's Eve – from the start of permitted hours
to the end of permitted hours on New Year's Day

The opening hours of the premises

Monday to Thursday – 10:00 to 00:30

Friday & Saturday – 10:00 to 01:00

Sunday – 12:00 to 00:00

**Sundays preceding bank holiday Mondays, Christmas Eve, Boxing Day –
an extra 30 minutes after the relevant terminal hour**

New Year's Eve – no restriction

Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On supplies only

Name, (registered) address of holder of premises licence

Mr Irshadur Rahman

185a High Street Hornchurch RM11 3XS

Registered number of holder, for example company number, charity number (where applicable)

Not applicable

Name of designated premises supervisor where the premises licence authorises for the supply of alcohol

Mr Irshadur Rahman

State whether access to the premises by children is restricted or prohibited

Restricted

2 of 2



Licensing Sub-Committee

Appendix 4 - Representations from Responsible Authority



Public Protection

Mercury House, Mercury Gardens
Romford RM1 3SL

Please call: Marc Gasson

Telephone: 01708 432777

Fax: 01708 432554

email: environmental.health@havering.gov.uk

Textphone ☎: 01708 433175

memo

From: Marc Gasson-Noise Specialist

To: Paul Jones-Licensing Officer

My Reference : MDG/012598

Your Reference :

Date: 12 March 2013

Licensing Act 2003-Section 100 Application for Temporary Event Notices:-

- Saturday 23/3/2013-00:30 hours to 02:00 hours.
- Sunday 24/3/2013- 00:30 hours to 02:00 hours and 23:00 hours to 00:00 hours.
- Saturday 30/3/2013-00:30 hours to 02:00 hours.
- Sunday 31/3/2013- 00:30 hours to 02:00 hours.
- Monday 1/4/2013 - 00:30 hours to 02:00 hours and 23:00 hours to 00:00 hours.
- Saturday 6/4/2013-00:30 hours to 02:00 hours.
- Sunday 7/4/2013- 00:30 hours to 02:00 hours and 23:00 hours to 00:00 hours.

Akash Tandoori, 185A High Street, Hornchurch, Essex.

I refer to the above applications for Temporary Event Notices and would object, in terms of public nuisance, to them being granted for the following reasons:-

1. The close proximity of residential properties to the premises in question will mean that should the T.E.N.s be granted, it would increase the potential of noise disturbance being experienced by nearby residents later at night and into the early hours of the morning both from noise emanating from regulated entertainment within the premises and also as patrons enter/leave the premises.
2. Any extension beyond the current hours for regulated entertainment will conflict with the Council's Licensing Policy 12 (see below) for mixed commercial/residential use areas.

Licensing Policy 012 Hours

The LLA is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. Applications for hours set out below in this policy will generally be granted subject to not being contrary to other policies in the statement of licensing policy. Applications for hours outside the hours listed will be considered on their merits.

Regulated activities will normally be permitted:

- until 11.30 pm in residential areas
- until 00.30 am in mixed use areas
- no limits in leisure areas

Public Protection Bringing together Environmental Health & Trading Standards

I trust this clarifies my position

A handwritten signature in black ink, appearing to read 'M. Gasson', followed by a horizontal line.

Marc Gasson
Noise Specialist