



LICENSING SUB-COMMITTEE

04 JULY 2013

REPORT

Subject Heading:

Application to vary the premises licence at
Top Kebabs, 185B High Street,
Hornchurch, RM11 3XS
Arthur Hunt – Licensing Officer
01708 432777
licensing@havering.gov.uk

Report Author and contact details:

This application for a variation to a premises licence is made by Mr Abdul Sabur under section 34 of the Licensing Act 2003. The application was received by Havering's Licensing Authority on 15th April 2013.

Geographical description of the area and description of the building

The premises are a single unit mid terrace venue with a take away retail shop on the ground floor.

The premises are located on the north side of High Street Hornchurch at the junction with Station Lane, all the surrounding premises are shops or businesses on the ground floor and many have residential properties above. Most other premises within the area are residential.

There are good public transport links to this part of the borough; there is a mini cab office nearby and the premise is within walking distance of Hornchurch Underground station.

The premises are situated in St Andrews Ward and is therefore covered by the Havering Licensing Policy cumulative impact area.

A map of the area is attached to assist the committee together with a photograph of the premises itself.

Details of the application

Late Night Refreshment		
Day	Start	Finish
Monday - Sunday	23:00hrs	00:00hrs

Opening Hours		
Day	Start	Finish
Monday - Sunday	12:00hrs	00:00hrs

Variation applied for:

Late Night Refreshment		
Day	Start	Finish
Sunday - Thursday	23:00hrs	00:00hrs
Friday - Saturday	23:00hrs	01:00hrs

Opening Hours		
Day	Start	Finish
Sunday - Thursday	09:00hrs	00:00hrs
Friday - Saturday	09:00hrs	01:00hrs

Seasonal variations

None applied for.

Non-standard timings

None applied for.

Comments and observations on the application

The applicant acted in accordance with premises licence regulations 25 and 26 relating to the advertising of the application. The required newspaper advertisement was installed in the 15 May 2013 edition of the Yellow Advertiser.

Summary

There were no representations against this application from interested parties.

There were 3 representations against this application from responsible authorities.

Details of representations

Valid representations may only address the following licensing objectives:

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

Responsible Authorities' representations

Planning Control & Enforcement

This representation is based on the noise and disturbance to residents. A planning application was rejected in 2010 to extend hours to 1am Sunday to Friday and Bank Holidays and 2am on Saturdays.

Licensing Sub Committee, 26 June 2013

Public Health

This Responsible Authority opposes the application based on the grounds of public nuisance due to the close proximity of residential properties and the application being contrary to Licensing Policy 012.

Licensing Authority

The Authority wishes to make representation against the application based upon its concerns in relation to the prevention of public nuisance licensing objective.

There were no representations from the following responsible authorities:

The Metropolitan Police
The London Fire and Emergency Planning Authority
The Health & Safety Enforcing Authority
The Trading Standards Service
Children & Families Service
Practice Improvement Lead



Havering

LONDON BOROUGH

Premises licence number

10892

Part 1 – Premises details

Postal address of premises

**Top Kebabs
185b High Street Hornchurch RM11 3XS**

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Late night refreshment

The times the licence authorises the carrying out of licensable activities

Monday to Sunday – 23:00 to 00:00

The opening hours of the premises

Monday to Sunday – 12:00 to 00:00

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

Not applicable

Part 2

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

**Mr Abdul Sabur
124 Frederick Road Rainham RM13 8NS
07961 419077**

Registered number of holder

Not applicable

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

Not applicable

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

Not applicable

Mandatory conditions

Not applicable

Annex 2 – Conditions consistent with the operating schedule

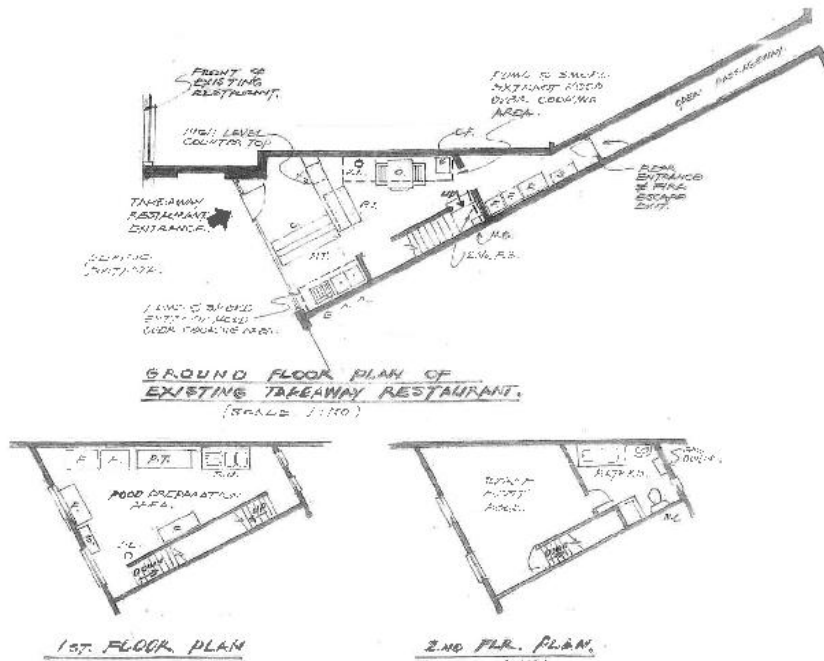
- 1. A minimum of two employees shall be present and on duty at the premises after 22:00.**
- 2. All staff shall complete Foundation Certificates in Food Hygiene.**
- 3. Staff shall actively discourage customers from gathering unnecessarily outside the premises.**
- 4. All staff shall undergo training to prevent crime and disorder occurring at the premises.**
- 5. Important and useful telephone numbers, including the Police and local fire station, shall be clearly displayed behind the shop's counter.**

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:





Havering

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Part B

Premises licence summary

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

Not applicable

Name, (registered) address of holder of premises licence

**Mr Abdul Sabur
124 Frederick Road Rainham RM13 8NS**

Registered number of holder

Not applicable

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

Not applicable

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

Not applicable