



Havering
LONDON BOROUGH

Licensing Officer's Report



LICENSING SUB-COMMITTEE

REPORT

29 July 2013

Subject heading:

Essex Grill
177 St Mary's Lane Upminster
RM14 3BL

Report author and contact details:

Premises licence variation
Paul Jones, Licensing Officer
5th floor Mercury House, x2692

This application to vary a premises licence is made by Mr Mehmet Gilgil under section 34 of the Licensing Act 2003 (*the Act*). The application was received by Havering's Licensing Authority on 10th June 2013.

Geographical description of the area and description of the building

Essex Grill is a take-away hot food shop located in a parade of shops close to Upminster town centre at the St Mary's Lane junction with Sunnyside Gardens. Upminster Station is a 400 metre walk from this point. The extended parade of properties in which this premises is located is commercial on the ground floor with residential flats above and behind. There are significant numbers of residential premises in the immediate vicinity of this outlet. The area would therefore constitute one of mixed use.

Details of the application

The current premises licence hours are:

Late night refreshment		
Day	Start	Finish
Monday to Sunday	23:00	01:00

Opening hours of the premises		
Day	Start	Finish
Monday to Sunday	14:00	01:00

Variation applied for:

Late night refreshment		
Day	Start	Finish
Sunday to Thursday	23:00	01:30
Friday & Saturday	23:00	02:30

Opening hours of the premises		
Day	Start	Finish
Sunday to Thursday	15:00	01:30
Friday & Saturday	15:00	02:30

A non-standard timing request seeks to permit the premises to remain open to the public and provide late night refreshment until 02:00 on a Sunday before a bank holiday. The application does not make explicit whether “a bank holiday” refers only to bank holiday Mondays or bank holidays which may appear on other days of the week, e.g. Christmas Day etc.

Comments and observations on the application

The applicant acted in accordance with regulations 25 and 26 of *The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005* relating to the advertising of the application. The required public notice was installed in the 21st June 2013 edition of the Yellow Advertiser.

The premises licence is held by an individual whom appears to be a sole trader. As such a sole trader’s home address is required to be provided on the licence in order that the Licensing Authority is able to monitor the holder’s solvency status in line with its obligation under s.27 of the Act. The holder of this licence has provided the address of the premises as his address. As such the Licensing Authority is unable to determine whether the holder is solvent and hence whether the licence remains in force.

Summary

There were two representations made against this application by interested persons.

There was one representation against this application made by a responsible authority.

Details of representations

Valid representations may only address the following licensing objectives:

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

Interested persons’ representations

Cllr Linda Van den Hende’s representation against this application is based upon the prevention of public nuisance and the prevention of crime and disorder.

The second interested person who made representation against this application is a resident of the borough whose house is approximately 720 metres as the crow flies from Essex Grill or 1 kilometre by road. This representation is based upon the prevention of public nuisance licensing objective.

Responsible authorities’ representations

Licensing Specialist Paul Campbell made representation against this application on behalf of Havering's Licensing Authority. The representation is based upon all four of the licensing objectives.

There were no representations from any other responsible authority.

Paul Jones
Licensing Officer
London Borough of Havering



Premises licence number

011000

Part 1 - Premises details

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

Essex Grill
177 St Mary's Lane, Upminster, RM14 3BL

Where the licence is time limited the dates

N/A

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 01.00

The opening hours of the premises

Monday to Sunday – 14.00 to 01.00

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

N/A

Part 2

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

Mr Mehmet Gilgil
The Essex Grill, 177 St Marys Lane, Upminster RM14 3BL
07783953826 – mehmet10uk@yahoo.co.uk

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

N/A

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

N/A

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

N/A

Mandatory Conditions

N/A

Annex 2 – Conditions consistent with the operating schedule

CCTV will be in operation at the premises.

Staff to be well trained.

Drunk and disorderly patrons will be refused service.

All equipment is to be maintained and serviced for safe use.

Signs will be displayed to remind customers to wait and leave quietly.

Children under 16 will not be served unless accompanied by an adult.

Knives will be kept under the counter when not in use.

First aid kits will be regularly checked and maintained.

No music or television will be at the premises for customer use.

No game machines are permitted at the premises.

Conditions agreed with the police.

CD6 A Premises Daily Register shall be kept at the premise. This register will be maintained and kept for a minimum of 12 months. This register should record the name of the person responsible for the premise on each given day. The Premises Daily Register shall record all calls made to the premises where there is a complaint made by a resident or neighbour of noise, nuisance or anti social behaviour by persons attending or leaving the premises. This shall record the details of the caller, the time and date of the call and the time and date of the incident about which the call is made and any actions taken to deal with the call. The Premises Daily Register will be readily available for inspection by an Authorised Person throughout the trading hours of the premise. The Premises Daily Register will also record all incidents in relation to the use of any force by staff or Door Supervisors in the removal of persons from the premises. It shall record the time and date of the occurrence, name or brief description of the person removed, and details of the staff involved.

CD17 The installation or upgrading of any CCTV system shall comply with current best practice. In addition the documentation listed below shall be included in a 'System File' which should be readily available for inspection by the relevant authority;

- Site plan showing position of cameras and their field of view.
- Code of Practice.
- Performance specification e.g. storage capacity, image file size, IPS for each camera and purpose of each camera position
- Operational requirement.
- Incident log.
- Maintenance records including weekly visual checks.

CD18 To obtain a clear head and shoulders image of every person entering the premises on the CCTV system, persons entering the premises should be asked to remove headwear, unless worn as part of religious observance.

CD19 The CCTV system shall incorporate a recording facility and all recordings shall be securely stored for a minimum of one calendar month. A system shall be in place to maintain the quality of the recorded image and a complete audit trail maintained. The system will comply with other essential legislation, and all signs as required will be clearly displayed. The system will be maintained and fully operational throughout the hours that the premises are open for any licensable activity.

CD20 The positions of all CCTV cameras shall be clearly shown on a set of plans which should form part of the 'System File'. Any alteration to the system should only be carried out after consultation with and written approval of Havering Police and the Licensing Authority.

CD21 A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.

The CCTV system shall be installed and checked by the crime prevention officer or a nominated officer from the Metropolitan Police before the premises licence is granted and open to the public.

All bottles sold from the premises will be made of plastic, no glass bottles or containers will be sold from the premises.

No alcohol shall be sold or consumed on the premises during the permitted hours on the licence.

No person carrying any form of alcoholic drink open in any container will be admitted into the premises.

CDGPG6 Prominent, clear notices shall be displayed at every public entrance stating the actual operating hours of the premises.

CDGPG7 Prominent, clear notices shall be displayed at every public entrance stating any restrictions relating to the admission of children to the premises or other admission restrictions to include the text below

Children under 16 will not be admitted or served inside these premises from 23.00hrs unless accompanied by an adult over 18 years of age.

To display a sign inside the premises asking customers to leave quietly

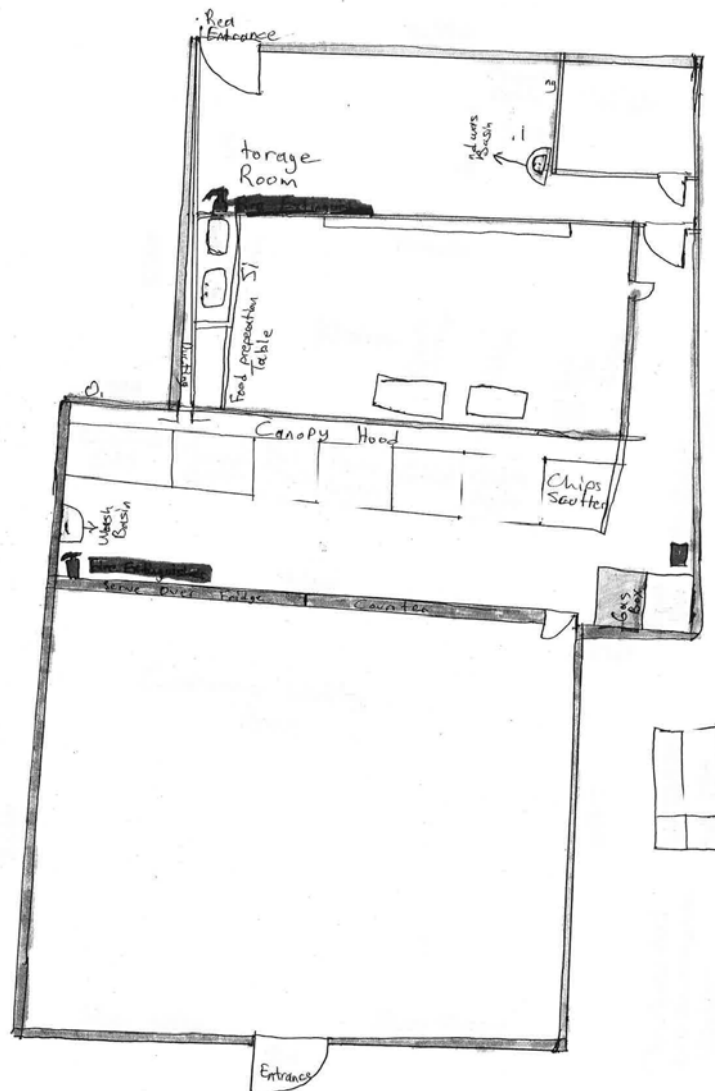
To display a sign inside the premises informing customers to wait quietly and orderly or service will be refused.

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

No hearing

Annex 4 – Plans

**Full plans held by the London Borough Of Havering licensing section
Plans shown not to scale**





Part B

Premises licence summary

Premises licence number

011000

Premises details

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

Essex Grill
177 St Mary's Lane, Upminster, RM14 3BL

Where the licence is time limited the dates

N/A

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 01.00

The opening hours of the premises

Monday to Sunday – 14.00 to 01.00

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

N/A

Name, (registered) address of holder of premises licence

Mr Mehmet Gilgil
The Essex Grill, 177 St Marys Lane, Upminster RM14 3BL

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

N/A

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

N/A

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

Restricted

2 of 2

COPY



Havering
LONDON BOROUGH

Copy of Application



Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the Guidance Notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary. You may wish to keep a copy of the completed form for your records.

MR. MEHMET GILGIL
[full name(s) of premises licence holder]

being the premises licence holder, apply to vary a premises licence under Section 34 of the Licensing Act 2003 for the premises described in Part 1 below.

Premises licence number

011000

Part 1 – Premises details

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

177 ST MARRYS LANE

Post town UPMINISTER

Post code RM14 3BL

Telephone number at premises (if any)

01708 222 666

Non-domestic rateable value of premises

£ 8.200

Part 2 – Applicant details

Daytime contact telephone number

07783953826

E-mail address (optional)

mehmet10uk@yahoo.co.uk

Current postal address if different from premises address

Post Town

Postcode

Part 3 – Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

Day	Month	Year

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see Guidance Note 1)

Yes

No

Please describe briefly the nature of the proposed variation (Please see Guidance Note 2)

Essex grill is a Take Away business, serving to Public chickens, kebabs, burgers and fishes. Essex Grill is a two storey mid-terrace property base in a parade that has few late nights take aways. Our shop has been opened around 2 years now mostly relay in family regular customers. The shop has it usual serve over counter kitchen at the back and interior of the shop ventilated with a modern extractor fan system with noise reducers. Essex grill is base on mostly Home Deliveries because we offer our customers a free home delivery untill closing time so that reduce amount of people to come out at late nights. To extend authorised hours longer it will help our business a lot which we have seen when we had few TEW's till later hours. All around shop is lighted and CCTV in operation all the times. All our staffs are well trained and experienced how to deal with any backgrounds of customers late at nights. There is no any Alcohols will be served, sold or allowed.

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

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick ✓ yes

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

Sale by retail of alcohol (if ticking yes, fill in box M)

In all cases complete boxes K, L and M

I

Late night refreshment Standard days and timings (please read Guidance Note 7)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick [✓] (please read Guidance Note 3).	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23:00	01:30	Please give further details here (please read Guidance Note 4)	Both	<input type="checkbox"/>
Tue	23:00	01:30			
Wed	23:00	01:30	State any seasonal variations for the provision of late night refreshments (please read Guidance Note 5)		
Thur	23:00	01:30			
Fri	23:00	2:30	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times to those listed in the column on the left, please list (please read Guidance Note 6) The Sunday before a Bank Holiday 23:00 - 2:00am		
Sat	23:00	2:30			
Sun	23:00	01:30			

J

Supply of alcohol Standard days and timings (please read Guidance Note 7)			Will the supply of alcohol be for consumption please tick [✓] (please read Guidance Note 8).	On the premises	<input type="checkbox"/>
Day	Start	Finish		Off the premises	<input type="checkbox"/>
Mon			State any seasonal variations on the supply of alcohol (please read Guidance Note 5)	Both	<input type="checkbox"/>
Tue					
Wed			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read Guidance Note 6)		
Thur					
Fri					
Sat					
Sun					

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read Guidance Note 9)

None

L

Hours premises are open to the public Standard days and timings (please read Guidance Note 7)			State any seasonal variation (please read Guidance Note 5))
Day	Start	Finish	
Mon	15:00	01:30	
Tue	15:00	01:30	
Wed	15:00	01:30	<p>Non standard timings. Where you intend to use the premises to open to the public at different times from those listed in the column on the left, please list (please read Guidance Note 6)</p> <p>Sunday Before a Bank Holiday 15:00 - 02:00</p>
Thur	15:00	01:30	
Fri	15:00	02:30	
Sat	15:00	02:30	
Sun	15:00	01:30	

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

I have enclosed the premises licence

Please tick as appropriate



I have enclosed the relevant part of the premises licence



If you have not ticked one of the above boxes please fill in reasons for not including the licence, or part of it, below.

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

Premises Licence is already with Council

M

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

a) General – all four licensing objectives (b,c,d,e) (please read Guidance Note 10)

I have read and taken into account the Licensing statement before I make this application. Always will keep a notice of any incident details and train staffs how to use CCTV. Service all equipments for safe use. Customers reminded to wait and leave quietly. Do not serve childrens without accompanied by an adult.

b) The prevention of crime and disorder

The shop is running by myself and by a several well trained very experienced caterers, knows how to treat many types of customers fairly accurately. There will be notices for customers to wait and leave quietly and orderly. There will be a record book available for details of any incidents happened. There will be always a person that control the premises and how to use CCTV. As a before agreed with police CCTV will be in record everyone that's walk in shop or bypass the shop clear face and shoulder image.

c) Public safety

Including myself and all staffs have good hygien certificates. Our shop is fully in line with the environment and safety guidelines. Everything will be in order and all equipments regularly serviced and maintained. First aid kits will be restocked all the times, no smoking in premises and always have a valid public liability insurance always will check inside and outside shop to make sure there is not any risks for public. A first aid trained staff will be in and TLF service will be open for emergency services.

d) The prevention of public nuisance

There will not be any Music entertainment in shop. Always make sure customers are gently reminded to be quite politely, but when it is necessary we point out to offending customers local residents rights. Customers always will be remind for any noise from their cars for residents. Our ventilation fan has modern noise reducers and all staffs aware of not to use any equipment at late night if unnecessary such as mixers. Notices will be displayed for customers wait and leave quietly.

e) The protection of children from harm

Children under age of 16 will be required to be accompanied by a responsible adult at all times. Also offer to their parents for a free home delivery to stop young childrens to come out.

CHECKLIST:-

Please tick to indicate agreement

- I have made or enclosed payment of the fee
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I understand that I must now advertise my application
- I have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read Guidance Note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent. (See Guidance Note 12) If signing on behalf of the applicant please state in what capacity.

Signature *Mehmet Gilgil* Date 10.05.2013
 Capacity Owner

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent. (please read Guidance Note 13) If signing on behalf of the applicant please state in what capacity.

Signature Date
 Capacity

Contact name (where not previously given) and postal address for correspondence associated with this application (please read Guidance Note 14)	
MEHMET GILGIL 177 ST MARRYS LANE	
Post town	UPMINISTER
Post code	RM14 3BL
Telephone number (if any)	07783953826
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	
mehmet10uk@yahoo.co.uk	



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Representations from
Responsible Authorities



Havering
LONDON BOROUGH

Havering Licensing Authority
Mercury House
Mercury Gardens
Romford
RM1 3SL

Public Protection

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

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

Date: 1 July 2013

My Reference: PPC//SR 012833

Essex Grill, 177 St Mary's Lane, Upminster, RM14 3BL

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

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

The Essex Grill currently has a premises licence which permits the sale of Late Night Refreshment Monday to Sunday 23.00hrs to 01.00hrs

Following information received from a local resident, I found that the premises were open on Sunday 28th April 2013 (Saturday night into Sunday Morning) at 01.15hrs serving hot food to customers.

Mr Gilgil the licence holder was issued a Formal Warning for this offence (a copy of this warning is attached to my representation).

On Sunday 26th May 2013 (Saturday night into Sunday Morning) A Temporary Event Notice was in place which permitted the premises to be open for the sale of Late Night Refreshment until 02.00hrs the premises were observed by a licensing officer to be open and serving hot food at 02.25hrs.

I spoke to Mr Gilgil about this matter and it was clear from our conversation that he was at the premises when the unlicensed activity took place, a Final Warning for this offence was issued (a copy of the final warning is attached to my representation).

Mr Gilgil's explanation on this occasion is that he was unaware of the "We Are Festival" taking place and that people were in Upminster to a later time on that night.

In Upminster the latest hour any bar is open until is 01.00hrs. If the later hours are granted to Essex Grill persons wanting food late at night will not have to leave the bar early in order to get food from the shop before it closes, they will be able to get there when all of the customers have left the bars, most of these people would have consumed alcohol this would make the Essex Grill a meeting point for different groups of people with possible disturbance problems and certainly loud conversations taking place.

Public Protection Bringing together Environmental Health & Trading Standards

I am sure that the later hour requested by the applicant is to promote more business, for this to be successful it would be needed to become a destination point for customers leaving late night venues across the borough. This would inevitably create problems of noise of customers arriving and leaving and possible crime and disorder as groups meet..

Any disturbances taking place at the later hour will be in an area which is patrolled less by the police at that time as their attentions are focused in the higher used town centres of Romford and Hornchurch, with this in mind police assistance take some time to get to the Essex Grill but the application makes no reference to any additional security he will be putting in place at the premises.

The London Borough Of Havering Statement of Licensing Policy states that regulated activities will normally be permitted until
23.00hrs in residential areas
00.30hrs in mixed use areas
No limits in leisure areas.

And that application for hours outside these hours will be considered on their own merits.

This area of the London Borough Of Havering is clearly a mixed use area with residential properties nearby and the premises are already licensed to an hour beyond the hours normally permitted.

I can not see that this application will enhance the wider local community in any way it is only to promote the business and with this in mind I do not have confidence that if granted the shop will close at the correct time if there are customers in the area and without there being a police or licensing authority presence to ensure they close on time.

I respectfully ask that the Licensing Sub-Committee consider my representation and in line with the London Borough Of Havering Statement of Licensing Policy reject this application.

Yours Faithfully



Paul Campbell
Licensing Officer for the London Borough Of Havering



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Mr Mehmet Gilgil
Essex Grill
177 St Mary's Lane
Upminster
RM14 3BL

Public Protection

Homes, Housing & Public
Protection
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Telephone: 01708 432766
Fax: 01708 432554
email: paul.campbell@havering.gov.uk
Textphone 9: 01708 433175

Your Reference:
My Reference: PPC/Ins Visits029850

Date: 29 April 2013

Dear Sir/Madam

Licensing Act 2003
Premises Licence No. 11000

Formal Warning

Essex Grill, 177 St Mary's Lane, Upminster, RM14 3BL

The following issue(s) has/have been discussed with you and I have determined that the appropriate course of action is to issue a formal warning. The issue(s) we discussed were as follows:

- On Sunday 28th April 2013 at 01.15hrs the premises were open and serving hot food. The premises licence under the Licensing Act 2003 permits Late Night Refreshment until 01.00hrs only

By serving Late Night Refreshment without there being a licence or other authorisation in place an offence is committed under section 136 of the Licensing Act 2003 the maximum penalty on conviction for this offence is £20,000 fine and/or 6 months imprisonment.

Any repetition of the matters listed above is likely to result in further action, whose ultimate outcome may be for the London Borough of Havering to seek a prosecution against you.

If you require further clarification please do not hesitate to contact me.

Yours faithfully

Paul Campbell



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Public Protection

Homes, Housing & Public
Protection
London Borough of Havering
Mercury House, Mercury Gardens
Romford RM1 3SL

Mr Mehmet Gilgil
Essex Grill
177 St Mary's Lane
Upminster
RM14 3BL

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

My Reference: PPC/Ins Visits029943

Date: 6 June 2013

Dear Sir/Madam

Licensing Act 2003
Premises Licence No. 11000

Final Warning

Essex Grill, 177 St Mary's Lane, Upminster, RM14 3BL

Further to my earlier warning letter of **29th April 2013** and our subsequent contact I note that the following matter was witnessed.

- On Sunday 26th May 2013 (Saturday 25th into Sunday 26th) at 02.25hrs it was witnessed that hot food was being served to persons at the above premises two of these persons then left and got into a taxi others (4 or 5) left and were driven away in a van. On the day in question there was a Temporary Event Notice (TEN) in place at the premises to cover the supply of Late Night Refreshment with a finish time of 02.00hrs on 26/5/13.

Following my conversation with you it is clear that an offence under the Licensing Act 2003 has taken place of serving Late Night Refreshment without there being a correct licence or TEN in place to cover this date and time.

It is also clear to me that you were present at the premises when the offence took place and that you were fully aware of the date and time that the TEN covered and the time when it ended.

You should be aware that if the matter(s) listed above happen again I shall have no alternative other than to undertake further action against you. This will be likely to result in the London Borough of Havering seeking to prosecute you for offences contrary to the following sections of the Licensing Act 2003:

PTO



Havering
LONDON BOROUGH

Map of the area



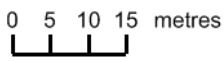
Essex Grill








Scale: 1:1000
Date: 03 July 2013
Size: A4





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

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 Ordnance Survey 100024327



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LONDON BOROUGH

Interested Parties (Valid objections)

From: Firmstep Platform [<mailto:platform@firmstep.com>]
Sent: 04 July 2013 20:07
To: info
Subject: Online form: Licence Representations

Case reference

Field	Data name
Reference	AF13930

Personal details

Field	Data name	Value
First name	Reporting customer	john
Last name	Reporting customer	osborne
Address	Address	11 , beech avenue , upminster
Prefered method of contact	Prefered method of contact	Email
Email	Email	guildercheese76-batavia@yahoo.co.uk
Prefered contact number	Prefered contact number	07809 495892

Case details

Field	Data name	Value
If your objection fits the above criteria then please enter your objection below	If_your_representation_fits_the_above_criteria_then_please_enter_your_representation_below	i would like to object to the application for the extension of opening hours by the aforesaid establishment on the grounds of the prevention of public nuisance. although we do not live near the essex grill we are subject to the detritus thrown in the street from shops like these by their customers , and also if the extension of hours are granted to this shop then every other take-away shop will want this to compete thus drawing in late night traffic from other areas and causing possible public nuisances . the hours should stay as they are.

Location details

Field	Data name	Value
CrmCaseRef		
AddressLine1		
AddressLine2		
AddressLine3		
City		
PostCode		
Ward		
Usrn		
Uprn		
SecondLocation		
SecondLocationDetails		
AssetId		
Longitude		
Latitude		
Easting		
Northing		

From: linda van den hende [lindavandenhende@btinternet.com]
Sent: 01 July 2013 19:18
To: Paul Campbell
Subject: Essex Grill Upminster No. 12833

Hi Paul

I see that the Essex Grill in St. Mary's Lane in Upminster has applied for a variation to their license to open later.

I wish to object to this on the grounds of Public Nuisance and The prevention of Crime and Disorder

In terms of public nuisance, the times sought are beyond those contained in the Councils Licensing policy which indicates that in mixed use areas, licensed activities should be limited to **12.30am**. There are flats above the premise as well as adjacent. In addition it would be inappropriate to have this extension which would encourage additional noise and rubbish in the area. I have had complaints from residents that there is already hot food served after the current licensed hours. To have these additional hours would encourage people to stay in the Town Centre after other licensed premises are closed. In addition given there are a number of other take-aways in the area, if granted this would set a precedent for others.

In terms of the prevention of crime and disorder, there is a risk of those leaving the pubs/bars to congregate at the location and the additional risk of disorder.

I would be grateful if you could check that my memory on the time limits in mixed use area is correct before submitting this as my objection as I may need to change it.

Many thanks

Linda