

## Notice of Meeting

### LICENSING AND REGULATORY BOARD

**Wednesday, 4 February 2015 - 6:00 pm**  
**Committee Room 2, Town Hall, Barking**

**Members:** Cllr Josephine Channer (Chair), Cllr Adegboyega Oluwole (Deputy Chair), Cllr Syed Ahammad, Cllr Peter Chand, Cllr Faruk Choudhury, Cllr Kashif Haroon, Cllr Elizabeth Kangethe, Cllr Eileen Keller, Cllr Hardial Singh Rai and Cllr Lee Waker

Date of publication: 27 January 2015

Graham Farrant  
Chief Executive

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### AGENDA

**1. Apologies for Absence**

**2. Declaration of Members' Interests**

In accordance with the Council's Constitution, Members are asked to declare any interest they may have in any matter which is to be considered at this meeting.

**3. Minutes - To confirm as correct the minutes of the Licensing and Regulatory Board meeting held on 2 December 2014 and the Licensing Sub-Committee meeting held on 15 December 2014 (Pages 3 - 14)**

**4. Update on Appeals (Pages 15 - 16)** All Wards

**5. Applications received under the Licensing Act 2003 (Pages 17 - 20)** All Wards

**6. Timing of Meetings (Page 21)** All Wards

**7. Any other public items which the Chair decides are urgent**

8. **To consider whether it would be appropriate to pass a resolution to exclude the public and press from the remainder of the meeting due to the nature of the business to be transacted.**

#### **Private Business**

The public and press have a legal right to attend Council meetings such as the Licensing and Regulatory Board, except where business is confidential or certain other sensitive information is to be discussed. The list below shows why items are in the private part of the agenda, with reference to the relevant legislation (the relevant paragraph of Part 1 of Schedule 12A of the Local Government Act 1972 as amended). ***There are no such items at the time of preparing this agenda.***

9. **Any other confidential or exempt items which the Chair decides are urgent**



## **Our Vision for Barking and Dagenham**

### **One borough; one community; London's growth opportunity**

#### **Encouraging civic pride**

- Build pride, respect and cohesion across our borough
- Promote a welcoming, safe, and resilient community
- Build civic responsibility and help residents shape their quality of life
- Promote and protect our green and public open spaces
- Narrow the gap in attainment and realise high aspirations for every child

#### **Enabling social responsibility**

- Support residents to take responsibility for themselves, their homes and their community
- Protect the most vulnerable, keeping adults and children healthy and safe
- Ensure everyone can access good quality healthcare when they need it
- Ensure children and young people are well-educated and realise their potential
- Fully integrate services for vulnerable children, young people and families

#### **Growing the borough**

- Build high quality homes and a sustainable community
- Develop a local, skilled workforce and improve employment opportunities
- Support investment in housing, leisure, the creative industries and public spaces to enhance our environment
- Work with London partners to deliver homes and jobs across our growth hubs
- Enhance the borough's image to attract investment and business growth

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## MINUTES OF LICENSING AND REGULATORY BOARD

Tuesday, 2 December 2014  
(6:00 - 8:15 pm)

**Board Members Present:** Cllr Josephine Channer (Chair), Cllr Adegboyega Oluwole (Deputy Chair), Cllr Syed Ahammad, Cllr Faruk Choudhury, Cllr Kashif Haroon, Cllr Hardial Singh Rai and Cllr Lee Waker

**Apologies:** Cllr Elizabeth Kangethe and Cllr Eileen Keller

### 22. Declaration of Members' Interests

There were no declarations of interest.

### 23. Minutes (1 October 2014 and 21 October 2014)

The minutes of the meetings held on 1 October 2014 and 21 October 2014 were confirmed as correct.

### 24. Application to Vary a Premises Licence: Aria Bar & Restaurant, 31 Longbridge Road, Barking, Essex, IG11 8RT

The Councils Principal Licensing Officer, Mr Paul Adams, presented a report in respect of an application to vary the premises licence for Aria Bar & Restaurant, 31 Longbridge Road, Barking, Essex, IG11 8RT.

The application was to remove the condition at Annex 2 of the licence which required alcohol to be sold only with table meals; and to extend the opening hours for Provision of Regulated Entertainment (Recorded and Live Music), Provision of Late Night Refreshment and Sale by Retail of Alcohol as detailed below:

	Opening Hours	
	Current	Proposed
Monday – Wednesday	10:00hrs – 00:00hrs	<b>10:00hrs – 00:00hrs</b>
Thursday – Saturday	10:00hrs – 00:00hrs	<b>10:00hrs – 03:00hrs</b>
Sunday	10:00hrs – 23:30hrs	<b>10:00hrs – 00:00hrs</b>

Mr Adams advised the Board that there were additional matters in the operating schedule which would become conditions on the licence if granted, these were detailed in the report before the Board.

Mr Adams informed the Board that one representation had been received from an “other person”, a local resident, which concerned noise pollution and was related to the prevention of crime and disorder, the protection of public safety, the prevention of public nuisance and the prevention of children from harm.

The “other person” had been invited to attend, however was not present due to work commitments. The Chair advised that the written representation would be taken into account during the Board deliberations.

It was noted that there were no representations from Responsible Authorities.

In response to questions from Members, Mr Adams advised the Board that the Licensing Team were not aware of any complaints received in relation to noise from the premises and that other licensed premises in the vicinity of the Aria Bar & Restaurant were not open beyond 01:00.

The applicant, Mr Dashamir Topalli, was present and addressed the Board in support of the application.

The Board was advised by Mr Topalli that he had 16 years of experience and had been at the premises for approximately six months. Mr Topalli was keen to work with the Council and the local community and he had instructed that plasterboard and insulation to be put into the premises when he took over and advised the Board that CCTV had also been installed. Mr Topalli further advised that door security would be provided if requested.

The Board noted that Mr Topalli had held three events at the end of November with live music and there had been no complaints.

In response to questions from the Board, Mr Topalli advised that he was mindful that customers may drink more if the premises was open later and would abide to the Licensing Act 2003 in not serving those who were considered drunk.

The Board retired to make its decision.

## **Decision**

In arriving at its decision, the Board considered the representations from Ms Cheung and the responses given by the applicant. In particular, they considered the steps that Mr Topalli had taken and would be taking to reduce the impact of noise from the premises, including insulation in the premises. They also considered the conditions which were set out in the documentation which Mr Topalli had agreed to implement and abide by.

The Committee agreed to grant the variation to the premises licence as applied for, with the following conditions to be attached to that licence.

1. Signage to be displayed at the premises in a suitable location to remind customers not to cause nuisance to local residents
2. A CCTV system shall be installed, kept and maintained at all times during the currency of the licence, The CCTV system serving the premises shall:-
  - (a) Be maintained, fully operational and in good working order at all times (if the system breaks down then police should be informed immediately and repaired within two working days)
  - (b) Make and retain clear images that include the points of sale of alcohol and facial images of the purchasers of the alcohol
  - (c) The CCTV recordings shall show an accurate date and time that the

recordings were made and all recordings shall be retained for a period of not less than 31 days.

- (d) The original, or a copy of the CCTV recording, will be available on request to the Police and Local Authority within 48 hours.
- (e) Copies of CCTV recordings shall be provided in a format that can be viewed on readily available equipment without the need for specialist software.

3. No alcohol sales to be made for take away and delivery sales.

4. No seating or tables must be provided in the smoking area

5. Door supervisors must be provided upon a reasonable request from the police or Licensing Authority.

The Board reminded all parties that they had a right to appeal against this decision, although parties should be encouraged to maintain a constructive dialogue.

**25. Application to review the Premises Licence for Londis, 77 Padnall Road, Chadwell Heath, RM10 9HX**

The Council's Principal Licensing Officer, Mr Paul Adams, presented a report in respect of an application to review the premises licence for Londis, 77 Padnall Road, Chadwell Heath, RM10 9HX.

The Board were advised that on 15 October 2014, an application to review the Premises Licence was received from Corinne Holland PC119KG on behalf of the Chief Officer for Police for the London Borough of Barking and Dagenham, under the licensing objective prevention of crime and disorder.

The Board were advised that the Premises Licence Holder and Designated Premises Supervisor (DPS) at the time of the review was Nanthakumar Balasingham, however an application to change the DPS was made on 21 October 2014 in the name of Rajadurai Kanuakaran who held a Personal Licence issued by the London Borough of Redbridge. Mr Adams confirmed to the Board that the application to change the DPS had been approved and therefore Mr Balasingham was no longer the DPS for the premises.

The authorised licensable activities, the times for carrying out licensable activities and a copy of the premises licence were contained within the report. The Board noted that only mandatory conditions were attached to the licence.

Mr Adams informed the Board that the premises had been associated with anti social behaviour and previously the Police and Trading Standards had made agreements with Mr Balasingham, although the premises had not been subject to a review. In response to a question, the Board were advised that there had been no history of issues with the Licensing Authority.

Corinne Holland PC119KG presented the application to review the premises licence to the Board. Ms Holland advised the Board that the Police had brought the application for review on the basis of the prevention of crime and disorder,

following an incident which had occurred in 13<sup>th</sup> September 2014, where a young male was shot at with an air pistol outside the premises. The person allegedly responsible for shooting the air pistol then entered the premises of 'Londis'. Shortly thereafter the alleged victim's father entered the premises and assaulted the 'shooter'. The Police alleged then that Mr Balasingham, the DPS at the time, not only assisted the offender in allowing him to clean up his injuries in the shop, but also 'concealed' the offender in the back room of his premises when the Police arrived. Furthermore, the Police alleged that the CCTV at the premises which they were hoping might assist with their inquiries was not working at the time. The Police also referred to two previous incidents on 5 April 2014 and 18 June 2014 where Mr Balasingham had not been co-operative in providing CCTV footage from the premises to assist with various Police inquiries.

Since the incident on 13 September 2014 took place, a new CCTV system had been installed in the premises and as a result of the CCTV being in place and the DPS being removed, Ms Holland advised the Board that the Police were seeking a smaller suspension period, however they still suggested the list of conditions contained within the report to be attached to the licence. In response questions, Ms Holland advised that she was not aware if the suspect had consumed alcohol at the premises.

Mr Balasingham and his partner were invited to address the Board and they advised that a fight had occurred on the premises, which resulted in an injury on the suspect which caused him to bleed. The suspect was cleaned up in the shop by Mr Balasingham, who was the only person serving at the time. The Board were advised that Mr Balasingham did not notice the suspect enter the stock room as he was busy serving customers. The Board were concerned that the version of events given by Mr Balasingham differed to that as set out by the Police in their review application.

In response to questions, the Board were advised that Mr Balasingham was not friends with the suspect, however the suspect was a customer who came to the premises every day. Mr Balasingham advised that he did not allow customers to drink on the premises.

The Board retired to consider its decision.

## **Decision**

In arriving at its decision, the Board considered the representations made by the Police, and also considered steps taken at the premises since the incident occurred on 13 September 2014.

The Board agreed to the review application in part, in that they agreed to impose the following conditions on the premises licence –

1. The Premises shall operate in accordance with the 'Challenge 25' scheme. The scheme operates on the basis that whilst alcohol may be sold to persons aged 18 years and over, anyone who appears under 25 years of age will be asked for ID. Notices to this effect should be displayed in a clear and prominent position at the premises. The only proof of age accepted in respect of the sale of alcohol shall be photo driving licence, passport, and other approved photographic ID bearing the PASS hologram.



2. A CCTV system to be installed at the premises which shall:-
  - a. Be maintained, fully operational and in good working order at all times
  - b. Cover the entrance to the premises, from both outside and inside the premises
  - c. Make and retain clear images that include the points of sale of alcohol and facial images of the purchasers of alcohol.
  - d. The CCTV recordings shall show an accurate date and time that the recordings were made and all recordings shall be retained for a period of not less than 31 days.
  - e. The original, or a copy of the CCTV recording, will be available on request to the Police and Local Authority within 48 hours.
  - f. Copies of CCTV recordings shall be provided in a format that can be viewed on readily available equipment without the need for specialist software.
3. A refusal book shall be kept at the premises, in which must be recorded the date, time and circumstance under which any attempted purchase by a young customer has been refused. This book must be made available for inspection by any police officer, police community support officer or authorised officer of the licensing authority. Entries in this book must be made as soon as practicably after the refusal of the sale. The DPS should check and sign the entries on at least a weekly basis.
4. All new members of staff shall, before first starting to sell alcohol, be trained as to their responsibilities under the Licensing Act 2003, namely sales to underage persons already intoxicated, sales by proxy, licensable hours, conditions attached to the premises licence. This training should be recorded in a staff training log and be made available on demand to any police officer, police community support officer or authorised officer of the Licensing Authority.
5. All staff must receive training on the prevention of underage sales at least every six months. Such training shall be recorded in a staff training log showing what training has been given to whom by whom and on what date. This should be signed by the DPS as correct. These records shall be available on request to any police officer, police community support officer or authorised officer of the licensing authority.
6. All alcoholic goods to be bought from reputable wholesalers.
7. No alcoholic goods to be bought from door to door sellers.
8. The Premises Licence Holder, or Designated premises Supervisor shall ensure that all receipts for alcoholic goods bought include the following details:-
  - a. Seller's name and address
  - b. Seller's company details, if applicable
  - c. Seller's VAT details, if applicable
9. Copies of the documents referred to in condition 8 above shall be kept in an ordered manner and made available within seven days upon request.

The Board did not agree to suspend the premises licence for any period at all, and given that a successful application had already been made to transfer the Designated Premises Supervisor, the Committee did not grant this part of the

review either.

The Board reminded all parties that they had the right to appeal against this decision, although parties should be encouraged to maintain a constructive dialogue.

## **26. Appeals**

The Licensing Officer advised the Board of two items:

1. Further to Minute 20, 21 October 2014, Ship and Shovel Public House was listed for an Appeal on Tuesday 24 March 2014.
2. The Appeal for Fountane Restaurant was listed for 17 November 2014. The Appeal was in regard to the decision to suspend the licence for three months; the Board were advised that the appellant had accepted all the conditions imposed on his licence by the Board at the hearing on 17 June 2014. The Appeal was before three lay justices who found it proportionate that the Premises Licence be suspended for 28 days, not three months as agreed by the Board. Mr Adams confirmed to the Board that the suspension would take effect from Tuesday 9 December 2014 until Tuesday 6 January 2015.

## LICENSING SUB-COMMITTEE

Monday, 15 December 2014  
(6:02 - 8:05 pm)

**Present:** Cllr Josephine Channer (Chair), Cllr Kashif Haroon and Cllr Hardial Singh Rai.

### 1. Declaration of Members' Interests

There were no declarations of interest.

### 2. Determination of Objection to Temporary Event Notices: The Club, 121 Broad Street, Dagenham, Essex, RM10 9HP

The applicant's representative, Mr Williams, advised the Sub Committee that he wished to seek an adjournment of the matter to consider additional evidence that had been presented to him by the Police.

The Sub Committee noted that they had not received the additional evidence from the Police and therefore determined that it would not be taken into account during the meeting. In light of this, the Chair asked Mr Williams if he still required an adjournment to consider the agenda pack, which he confirmed he did.

The Sub-Committee agreed to this request and adjourned at 18:30.

Upon reconvening at 18:46, the Chair asked the Licensing Officer, Ms Williams, to present the report to the Sub-Committee.

The Councils Licensing Officer, Maria Williams, presented a report in respect of two Temporary Event Notice (TEN) applications which had been received from The Club, 121 Broad Street, Dagenham, Essex, RM10 9HP.

The Sub Committee were advised that on 5 December 2014, two applications were submitted for the grant of a Temporary Event at the premises for 24 December to 26 December 2014 and 31 December 2014. The applications were both for the sale of alcohol, regulated entertainment and the provision of late night refreshment for up to 200 people until 0300 on each day.

The current hours were:

#### **Plays and Films**

Monday	19:00 to 23:00 <i>All Areas</i>
Tuesday	19:00 to 23:00 <i>All Areas</i>
Wednesday	19:00 to 23:00 <i>All Areas</i>
Thursday	19:00 to 23:00 <i>All Areas</i>
Friday	19:00 to 24:00 <i>All Areas</i>
Saturday	19:00 to 24:00 <i>All Areas</i>
Sunday	19:00 to 23:00 <i>All Areas</i>

#### **Indoor sporting events and Boxing or Wrestling**

Monday 19:00 to 23:00 *All Areas*  
Tuesday 19:00 to 23:00 *All Areas*  
Wednesday 19:00 to 23:00 *All Areas*  
Thursday 19:00 to 24:00 Front Bar  
19:00 to 01:00 Rear Hall  
Friday 19:00 to 24:00 Front Bar  
19:00 to 01:00 Rear Hall  
Saturday 19:00 to 24:00 Front Bar  
19:00 to 01:00 Rear Hall  
Sunday 19:00 to 23:00 *All Areas*

### **Live Music**

Thursday 19:00 to 23:00 Front Bar  
19:00 to 02:00 Rear Hall  
Friday 19:00 to 24:00 Front Bar  
19:00 to 02:00 Rear Hall  
Saturday 19:00 to 24:00 Front Bar  
19:00 to 02:00 Rear Hall  
Sunday 19:00 to 23:00 Front Bar  
19:00 to 23:00 Rear Hall

### **Recorded Music**

Monday 11:00 to 23:00 *All Areas*  
Tuesday 11:00 to 23:00 *All Areas*  
Wednesday 11:00 to 23:00 *All Areas*  
Thursday 11:00 to 23:00 Front Bar  
18:00 to 02:00 Rear Hall  
Friday 11:00 to 01:00 Front Bar  
18:00 to 02:00 Rear Hall  
Saturday 11:00 to 01:00 Front Bar  
18:00 to 02:00 Rear Hall  
Sunday 11:00 to 23:00 *All Areas*

### **Performances of Dance**

Thursday 18:00 to 23:00 *All Areas*  
Friday 18:00 to 24:00  
18:00 to 02:00  
Saturday 18:00 to 24:00  
18:00 to 02:00  
Sunday 18:00 to 23:00 *All Areas*

### **Supply of Alcohol**

Monday 11:00 to 23:00 Front Bar  
18:00 to 23:00 Rear Hall  
Tuesday 11:00 to 23:00 Front Bar  
18:00 to 23:00 Rear Hall  
Wednesday 11:00 to 23:00 Front Bar  
18:00 to 23:00 Rear Hall  
Thursday 11:00 to 23:00 Front Bar  
18:00 to 02:00 Rear Hall  
Friday 11:00 to 24:00 Front Bar  
18:00 to 02:00 Rear Hall  
Saturday 11:00 to 24:00 Front Bar

18:00 to 02:00 Rear Hall  
Sunday 11:00 to 23:00 *All Areas*

The Board were advised that on 8 December 2014, representation was received from Corinne Holland PC 119KG on behalf of the Chief Officer for Police for the London Borough of Barking and Dagenham objecting to the temporary event notice for 24 December to 26 December 2014.

On 9 December 2014, representation was received from Andrew O'Connor PC 516KG on behalf of the Chief Officer for Police for the London Borough of Barking and Dagenham objecting to Dagenham objecting to the temporary event notice for 31 December 2014.

Both objections were received as the police had recently served a review on the premises due to the high levels of crime and disorder concerning the premises. The review was still in the consultation period and awaited formal hearing. The objection stated that the police at this time could not support any TEN requesting later hours, made by this premises.

The Chair invited the Police to outline their objection to the Sub Committee. The Police representative, Sarah Le Fevre, addressed the Sub Committee setting out their objections to the applications, expressing the surprise of the police that two TENs had been applied for after a review application had been made by the Police.

Ms Le Fevre advised the Sub Committee that since New Year's Day 2014, where the premises were open beyond the licensed hours, there had been several incidents taking place through to November 2014, where there had been three assaults. The Sub-Committee were further advised that on May 2014 an action plan was implemented between the police and the management of the premises.

The main three concerns of the Police were summarised by Ms Le Fevre:

1. The lateness of the hours when incidents were happening.
2. The incidents appeared to be fuelled by alcohol.
3. The frequency of young people in the premises.

In response to questions from the Sub-Committee, it was noted that the club was in a densely populated area. During the discussion, the applicant provided the Sub-Committee with a plan of premises and in particular advised the Sub-Committee that the function room was at the back of the premises.

The Chair then invited the applicant, Mr Hand and his representative, Mr Williams to address the Sub-Committee.

Mr Williams, the applicant's representative, addressed the Sub-Committee advising that the applicant owned two premises in the Borough, The Club being one of them. Mr Williams advised that:

1. When Mr Hand took over the premises he renovated the venue and cleared the debts left by the previous owner.
2. Improvements had been made to the smoking area outside the premises and plans were in place to amend the area out the front of the premises to deter individuals congregating on the front steps.

3. Mr Hand also intended to introduce a membership system to the premises.
4. The premises was regularly used by the community for events ranging from dancing clubs to funerals.

With regard to Appendix E of the agenda, Mr Williams advised that whilst he would not deny all of the incidents had taken place, there was further context to each of the incidents summarised in the report and they should not be considered on just the summary provided in the agenda.

In response to a question from the Chair regarding how the applicant intended to uphold the Licensing Objectives if the events were to allowed, Mr Hand advised that four to six door supervisors would be employed for the evening with more bar staff than usual in place. He would ask staff to have due diligence and would consider a security system to limit the amount of customers smoking at the same time. A free phone taxi system had also been installed into the premises to assist dispersing customers at the end of the evening.

The Sub-Committee were advised that staff were already very strict when asking for ID and had undertaken training within the past week. A further training session was due to take place shortly.

The Sub-Committee questioned Mr Hand as to whether the CCTV system was now working and were advised that it was working and checked by an engineer on a regular basis. The problems that had risen before were due to too many cameras being in place and the cameras being placed to low in the premises.

The Chair allowed both parties to summerise their case, the Sub-Committee then retired to consider their decision.

## **Decision**

The Sub-Committee in arriving at its decision, the Committee considered the representations from the Police and the case put forward by the applicant.

### TEN for 24-26 December 2014

The Committee refused to grant this application. The committee noted that the rear hall in the premises under the premises licence was open to supply alcohol (and late night refreshment) as well as having recorded/live music until 2 am on the 25th and 26th of December 2014 in any event (which days were Thursday and Friday). The committee were not satisfied that the steps that Mr Hand was taking at the premises to alleviate the Police's concerns would be implemented in time for the 24th of December, nor would there be sufficient time for the implementation of conditions to be applied.

### TEN for 31 December 2014

The Committee felt that the considerations for this application were different to that for 24-26 December. The Committee noted that this was New Years Eve, and a lot of people would be out and about anyway. The Committee also noted that this would give the applicant further time to implement steps to alleviate the Police's concerns at the premises, as well as any conditions that may be imposed.

In granting the application, the Committee imposed the same conditions attached to the premises licence to the TEN (including those agreed between the applicant and Environmental Health, those agreed between the applicant and the Police, and those mandatory conditions), with the only modification being the condition relating to door supervisors. The committee stipulated that there was to be a condition that there was to be no less than six door supervisors employed by and on the premises at all times that it was open (during the 31st of December 2014).

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**Licensing and Regulatory Board  
4 February 2015**

<b>Update on Appeals</b>		
<b>Report of: Paul Adams, Principal Licensing Officer</b>		
<b>This is a public report</b>		
<b>Ward Affected:</b> All Wards	<b>Key Decision:</b> No	
<b>Accountable Head of Service:</b> Gavin Dennett, Head of Regulatory Services		
<b>Accountable Director:</b> Anne Bristow, Corporate Director of Adult and Community Services		
<b>Summary</b> This is an update on any appeals to the decision of the Licensing Sub Committee or Regulatory Board in relation applications made under the Licensing Act 2003 or Gambling Act 2005.		
<b>Recommendation</b> To note the contents of the report.		
<b>Contact:</b> Paul Adams	<b>Job Title:</b> Principal Licensing Officer	<b>Contact Details</b> <b>Tel:</b> 020 8227 5291 <b>Email:</b> paul.adams@lbbd.gov.uk

## 1. Introduction and Background

- 1.1 Under both the Licensing Act 2003 and the Gambling Act 2005, in most circumstances, all parties including the Applicant/Licence Holder, Responsible Authority and Other Person (interested party) have a right of appeal against a decision of the Licensing Authority. In most circumstances this appeal must be made to the Magistrates Court within 21 days of the written decision being given.
- 1.2 This report details any appeal received against any decision of the Licensing Sub Committee or Regulatory Board in relation applications made under the Licensing Act 2003 or Gambling Act 2005 for the period of 1 April 2014 to 31<sup>st</sup> December 2014.

## 2. Issues, Options and Analysis of Options

- 2.1 An appeal was received to the decision of the Licensing Regulatory Board held on the 17 June 2014, for the application to review the Premises Licence for the Fountane Restaurant, 4 Princess Parade, New Road, Dagenham, RM10 9LS.

2.2 The appeal was heard on the 17<sup>th</sup> November 2014 at Romford Magistrates Court, before three Lay Justices.

2.3 Their decision was as follows:

“In the appeal of Mr Adebambo and decision of the Licensing Sub Committee on the changes to the conditions of the license held for the Fountane Restaurant. At the commencement of the Hearing we were advised that Mr Adebambo agreed to comply with all the decisions in the decision document 3<sup>rd</sup> of July 2014 with the exception of the decision to suspend his license for three months. This is the only point of Appeal. We have read the bundle statements of Paul Adams, Mark Chapman, Police statement all the evidence is agreed and not challenged.

We have heard the submissions of the Local Authority and the evidence and submissions of Mr Adebambo. We have considered the Licensing Objectives and the Licensing Authorities full decision and policy.

We find that three months was too long in particular his willingness to comply with the other objectives. We have taken into account that Mr Adebambo has been trading since 2008 and there are only two incidences in 2014.

We find it proportionate that the licence be suspended for 28 days in order to remind him and send a message that the licence at the premises must be complied with.

The appeal is allowed in part the three months suspension reduced to 28 days and the remainder of the decision of the 3<sup>rd</sup> of July shall stand.”

2.4 An appeal was received to the decision of the Licensing Regulatory Board held on the 21 October 2014, for the application to review the Premises Licence for the Ship and Shovel Public House, Ripple Road, Barking, IG11 OSN.

2.5 This appeal is listed to be heard on the 24 March 2015 at Romford Magistrates Court, a further update will be given at the next meeting of this Committee.

2.6 There are no other appeals.

### **3. Consultation**

3.1 There is no consultation relevant with this report.

### **4 Legal Comment**

4.1 This report is for information only and there are no legal implications.

### **5. Appendices to this report:**

None

## Licensing and Regulatory Board 4 February 2015

<b>Applications Received under the Licensing Act 2003</b>		
<b>Report of: Paul Adams, Principal Licensing Officer</b>		
<b>This is a public report</b>		
<b>Ward Affected:</b> All Wards	<b>Key Decision:</b> No	
<b>Accountable Head of Service:</b> Gavin Dennett, Head of Regulatory Services		
<b>Accountable Director:</b> Anne Bristow, Corporate Director of Adult and Community Services		
<b>Summary</b> This is a summary of recent applications received under the Licensing Act 2003.		
<b>Recommendation</b> To note the contents of the report for information.		
<b>Contact:</b> Paul Adams	<b>Job Title:</b> Principal Licensing Officer	<b>Contact Details</b> <b>Tel:</b> 020 8227 5291 <b>Email:</b> paul.adams@lbbd.gov.uk

### 1. Introduction and Background

- 1.1 Under the Licensing Act 2003 an application for a New/Variation/Minor Variation for a Premises Licence or Club Premises Certificate will be granted under officer delegation unless there is relevant representation received, from either a Responsible Authority or from Other Persons (Interested Party). Where a representation is made the application will be referred to the Licensing Sub Committee for determination. The same is for Temporary Event Notices.
- 1.2 This report provides details at Appendix A of all applications received for any a New/Variation/Minor Variation for a Premises Licence or Club Premises Certificate for the period of the 1 October 2014 to 31<sup>st</sup> December 2014.

### 2. Issues, Options and Analysis of Options

- 2.1 It is the intention to report at each Licensing and Regulatory Board details of all applications received sine last reported in a summary form, which will provide details of the application type, the premises name and address, the decision made on the application, and if that decision was made at officer level or by the Licensing Sub Committee.

### **3. Consultation**

3.1 There is no consultation relevant with this report.

### **4 Legal Comment**

4.1 This report is for information only and there are no legal implications.

#### **Appendices to this report:**

Appendix A – Details of applications received.

## Applications received under the Licensing Act 2003 for period 1st October 2014 - 31 December 2014

## Appendix A

Premises Name	Premises Address	Activity Type	Date Received	Decision	Decision By
Co-Op Welcome	101-103 Rose Lane, Romford, Essex, RM6 5NR	LAD (LIC) New Premises Licence Conversion Application (R)	21/11/2014	Granted	Officer
Ibis Hotel	Highbridge Road, Barking, Essex, IG11 7BA	LAD (LIC) New Premises Licence Conversion Application (R)	21/10/2014	Granted	Officer
Londis	627 Rainham Road South, Dagenham, Essex, RM10 8AH	LAD (LIC) New Premises Licence Conversion Application (R)	18/11/2014	Granted	Officer
Ottoman Food & Wine	217-219 Reede Road, Dagenham, Essex, RM10 8EH	LAD (LIC) New Premises Licence Conversion Application (R)	07/11/2014	Granted	Officer
Padnall Stores	77 Padnall Road, Chadwell Heath, Romford, Essex, RM6 5ES	LAD (LIC) New Premises Licence Conversion Application (R)	21/10/2014	Granted	Officer
Toms News	32 London Road, Barking, Essex, IG11 8AG	LAD (LIC) New Premises Licence Conversion Application (R)	13/10/2014	Granted	Officer
731 Green	731 Green Lane, Dagenham, Essex, RM8 1UT	LPA (LIC) Premises Licence Application	18/12/2014	Granted	Officer
Asda	Eldonwall Trading Estate, Whalebone Lane South, Dagenham, Essex	LPA (LIC) Premises Licence Application	03/10/2014	Granted	Officer
Barking Corner Supermarket	107 Ripple Road, Barking, Essex, IG11 7NY	LPA (LIC) Premises Licence Application	29/12/2014	Granted	Officer
Barking Park	Barking Park, Longbridge Road, Barking	LPA (LIC) Premises Licence Application	03/10/2014	Granted	Officer
Eastbrook News	821 Dagenham Road, Dagenham, RM10 7UP	LPA (LIC) Premises Licence Application	22/10/2014	Granted	Officer
Gold's Gym	Rainham Road South, Dagenham, RM10 7EH	LPA (LIC) Premises Licence Application	16/10/2014	Granted	Officer
Lodge Convenience	274-276 Lodge Avenue, Dagenham, RM8 2HF	LPA (LIC) Premises Licence Application	02/10/2014	Granted	Officer
Murco Costcutter Express	287 High Road, Chadwell Heath, Romford, Essex, RM6 6AT	LPA (LIC) Premises Licence Application	07/10/2014	Granted	Officer
News and Chews	167 Chelmer Crescent, Barking, IG11 0QA	LPA (LIC) Premises Licence Application	08/10/2014	Granted	Officer
Porters Convenience Store	449 Porters Avenue, Dagenham Essex, RM9 4ND	LPA (LIC) Premises Licence Application	15/10/2014	Granted	Officer
Relish Cafe	Barking Learning Centre, 2 Town Square, Barking, IG11 7NB	LPA (LIC) Premises Licence Application	27/10/2014	Granted	Officer
Savewise Convenience Store	30 Whalebone Lane South, Dagenham, Essex, RM8 1BB	LPA (LIC) Premises Licence Application	04/11/2014	Granted	Officer
Tesco Stores Ltd	201 Oxlow Lane, Dagenham, Essex, RM10 7YA	LPA (LIC) Premises Licence Application	02/10/2014	Granted	Officer
The Victoria	The Victoria Ph, Axe Street, Barking, Essex, IG11 7NA	LPA (LIC) Premises Licence Application	20/11/2014	Granted	Officer
Loxford Social Club	104 South Park Drive, Ilford	LPC (LIC) Club Premises Certificate Application	28/11/2014	Granted	Officer
Dagenham Bowling	Dagenham Leisure Park, Cook Road, Dagenham, RM9 6LA	LPV (LIC) Application to Vary Premises Licence	21/11/2014	Granted	Officer
Tesco Stores Plc	Tesco Stores, Highbridge Road, Barking, Essex, IG11 7BS	LPV (LIC) Application to Vary Premises Licence	24/11/2014	Granted	Officer
, I/G	15 London Road, Barking, IG11 8AA	LTN (LIC) TEN Submission	16/12/2014	Granted	Officer
Aria Bar & Restaurant	31 Longbridge Road, Barking, IG11 8TN	LTN (LIC) TEN Submission	18/11/2014	Granted	Officer
Aria Bar & Restaurant	31 Longbridge Road, Barking, IG11 8TN	LTN (LIC) TEN Submission	18/11/2014	Granted	Officer
Aria Bar & Restaurant	31 Longbridge Road, Barking, IG11 8TN	LTN (LIC) TEN Submission	18/11/2014	Granted	Officer
Aria Bar & Restaurant	31 Longbridge Road, Barking, IG11 8TN	LTN (LIC) TEN Submission	18/11/2014	Granted	Officer
Barking and Dagenham	Barking And Dagenham College Of Technology, Dagenham Road, Rush Green, Romford, RM7 0XU	LTN (LIC) TEN Submission	10/10/2014	Granted	Officer
Catterall Hall	Cecil Road, Chadwell Heath, Romford, Essex, RM6 6LB	LTN (LIC) TEN Submission	10/11/2014	Granted	Officer
Coopers Arms	Coopers Arms, 2 High Road, Chadwell Heath, RM6 6PR	LTN (LIC) TEN Submission	29/10/2014	Granted	Officer
Coopers Arms	Coopers Arms, 2 High Road, Chadwell Heath, RM6 6PR	LTN (LIC) TEN Submission	29/10/2014	Granted	Officer
Cristina's	8-10 North Street, Barking, Essex, IG11 8AW	LTN (LIC) TEN Submission	22/10/2014	Granted	Officer
Cristina's	8-10 North Street, Barking, Essex, IG11 8AW	LTN (LIC) TEN Submission	22/10/2014	Granted	Officer
Cristina's	8-10 North Street, Barking, Essex, IG11 8AW	LTN (LIC) TEN Submission	19/12/2014	Granted	Officer
Crowlands Heath Golf Club	Wood Lane, Dagenham, Essex, RM8 1JX	LTN (LIC) TEN Submission	20/11/2014	Granted	Officer
Crowlands Heath Golf Club	Wood Lane, Dagenham, Essex, RM8 1JX	LTN (LIC) TEN Submission	20/11/2014	Granted	Officer
Crowlands Heath Golf Club	Wood Lane, Dagenham, Essex, RM8 1JX	LTN (LIC) TEN Submission	20/11/2014	Granted	Officer
Dagenham & Redbridge F C	Football Ground, Victoria Road, Dagenham, RM10 7XL	LTN (LIC) TEN Submission	01/10/2014	Granted	Officer
Dagenham & Redbridge F C	Football Ground, Victoria Road, Dagenham, RM10 7XL	LTN (LIC) TEN Submission	10/11/2014	Granted	Officer
Eastbury Manor House	Eastbury Manor House, Eastbury Square, Barking, IG11 9SN	LTN (LIC) TEN Submission	28/11/2014	Granted	Officer
Jays Youth & Community Club	Jays Boys Club, Ridgewell Close, Dagenham, RM10 9AJ	LTN (LIC) TEN Submission	07/10/2014	Granted	Officer

Premises Name	Premises Address	Activity Type	Date Received	Decision	Decision By
Jays Youth & Community Club	Jays Boys Club, Ridgewell Close, Dagenham, RM10 9AJ	LTN (LIC) TEN Submission	10/11/2014	Granted	Officer
Lidl UK GmbH	62-82 Ripple Road, Barking, Essex, IG11 7PG	LTN (LIC) TEN Submission	26/11/2014	Granted	Officer
ME 'N' O'Briens	26 Goresbrook Road, Dagenham, Essex, RM9 6UR	LTN (LIC) TEN Submission	06/10/2014	Granted	Officer
ME 'N' O'Briens	26 Goresbrook Road, Dagenham, Essex, RM9 6UR	LTN (LIC) TEN Submission	10/11/2014	Granted	Officer
ME 'N' O'Briens	26 Goresbrook Road, Dagenham, Essex, RM9 6UR	LTN (LIC) TEN Submission	28/11/2014	Granted	Officer
ME 'N' O'Briens	26 Goresbrook Road, Dagenham, Essex, RM9 6UR	LTN (LIC) TEN Submission	03/12/2014	Granted	Officer
Mean obriens	26 - 28 Goresbrook Road Dagenham Essex	LTN (LIC) TEN Submission	10/11/2014	Granted	Officer
Mean O'Briens	26-28 Goresbrook Road Dagenham	LTN (LIC) TEN Submission	02/10/2014	Granted	Officer
Ripple Centre	Ripple Road, Barking, Essex, IG11 7PB	LTN (LIC) TEN Submission	14/11/2014	Granted	Officer
Royal British Legion Club	541 Becontree Avenue, Dagenham, RM8 3JP	LTN (LIC) TEN Submission	09/12/2014	Granted	Officer
Scrattons Community Association Ltd	Scrattons Community Association Ltd, Morrison Road, Barking, IG11 0UA	LTN (LIC) TEN Submission	05/12/2014	Granted	Officer
Scrattons Community Association Ltd	Scrattons Community Association Ltd, Morrison Road, Barking, IG11 0UA	LTN (LIC) TEN Submission	08/12/2014	Granted	Officer
Scrattons Community Association Ltd	Scrattons Community Association Ltd, Morrison Road, Barking, IG11 0UA	LTN (LIC) TEN Submission	08/12/2014	Granted	Officer
The Club	Dagenham Working Mens Club, 121 Broad Street, Dagenham, RM10 9HP	LTN (LIC) TEN Submission	08/12/2014	Refused	Committee
The Club	The Club, 121 Broad Street, Dagenham, Essex, RM10 9HP	LTN (LIC) TEN Submission	09/12/2014	Granted	Committee
The Cross Keys	Crown Street, Dagenham, Essex, RM10 9XA	LTN (LIC) TEN Submission	08/12/2014	Granted	Officer
The Cross Keys	Crown Street, Dagenham, Essex, RM10 9XA	LTN (LIC) TEN Submission	08/12/2014	Granted	Officer
The Cross Keys	Crown Street, Dagenham, Essex, RM10 9XA	LTN (LIC) TEN Submission	09/12/2014	Granted	Officer
The Jolly Fisherman PH	The Jolly Fisherman Ph, 108 North Street, Barking, Essex, IG11 8LA	LTN (LIC) TEN Submission	18/12/2014	Granted	Officer
The Roundhouse Public House	Roundhouse, Lodge Avenue, Dagenham, RM8 2HY	LTN (LIC) TEN Submission	08/12/2014	Granted	Officer
The Roundhouse Public House	Roundhouse, Lodge Avenue, Dagenham, RM8 2HY	LTN (LIC) TEN Submission	09/12/2014	Granted	Officer
The Royal Oak	Royal Oak, 203 Longbridge Road, Barking, IG11 8UF	LTN (LIC) TEN Submission	19/12/2014	Granted	Officer
The Royal Oak	Royal Oak, 203 Longbridge Road, Barking, IG11 8UF	LTN (LIC) TEN Submission	19/12/2014	Granted	Officer
The Spotted Dog	13-15 Longbridge Road, Barking, Essex, IG11 8TN	LTN (LIC) TEN Submission	19/12/2014	Granted	Officer
Town Square	Town Hall, 1 Town Square, Barking, IG11 7LU	LTN (LIC) TEN Submission	22/10/2014	Granted	Officer
Town Square	Town Hall, 1 Town Square, Barking, IG11 7LU	LTN (LIC) TEN Submission	14/11/2014	Granted	Officer
Wantz Hall	Wantz Hall, Rainham Road North, Dagenham, RM8 1JX	LTN (LIC) TEN Submission	01/12/2014	Granted	Officer

**Licensing and Regulatory Board  
4 February 2015**

<b>Title:</b> Timing of Future Meetings	
<b>Report of the Monitoring Officer</b>	
<b>Report Author:</b> Leanna McPherson, Democratic Services Officer, Legal and Democratic Services	<b>Contact Details:</b> Tel: 020 8227 2852 E-mail: leanna.mcpherson@lbbd.gov.uk
<b>Accountable Divisional Director:</b> Fiona Taylor, Head of Legal and Democratic Services and Monitoring Officer	
<b>Accountable Director:</b> Graham Farrant, Chief Executive	
<b>Summary</b>	
<p>A report will shortly be presented to the Assembly on proposed changes to the Constitution in respect of the default start time and cut-off time of Council committee meetings. The proposals are:</p> <ol style="list-style-type: none"> <li>1) The default start time for evening meetings shall be 7.00pm, unless alternative arrangements are agreed by the majority of the Members of the Committee; and</li> <li>2) All meetings should be concluded after 2 hours (currently 2½ hours), subject to the usual provisions to extend meetings for a reasonable period.</li> </ol> <p>This Committee currently has a start time of 6.00pm and Members are asked to decide whether to keep to this time or move to the recommended time of 7.00pm.</p>	
<b>Recommendation(s)</b>	
The Committee is asked to agree the start time of future meetings.	
<b>Reason(s)</b>	
To accord with the Council's Constitution.	

**Public Background Papers Used in the Preparation of the Report:** None

**List of appendices:** None

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