

# Licensing Sub-Committee

## Supplementary Agenda E

Wednesday 23 July 2025 at 6.30 pm

This meeting will be held remotely

Watch the meeting live: [youtube.com/hammersmithandfulham](https://www.youtube.com/hammersmithandfulham)

### MEMBERSHIP

Administration:	Opposition:
Councillor Callum Nimmo (Vice Chair) Councillor Patrick Walsh	Councillor Dominic Stanton

**CONTACT OFFICER:** Amrita White  
Committee Co-ordinator  
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### Public Notice

This meeting will be held remotely. Members of the press and public can watch the meeting live on YouTube: [youtube.com/hammersmithandfulham](https://www.youtube.com/hammersmithandfulham)

Speaking at Licensing meetings is restricted to those who have submitted a representation and registered to speak.

Date Issued: 22 July 2025

# Licensing Sub-Committee Agenda

23 July 2025

<b><u>Item</u></b>		<b><u>Pages</u></b>
4.5	KASPAS DESSERTS - 385 NORTH END ROAD, LONDON SW6 1NP - ADDITIONAL PLANNING COMMENTS	3 - 6

# Agenda Item 4e

## Objector - 21 Barclay Road

**From:** [REDACTED]  
**Sent:** 22 July 2025 12:10  
**To:** Tucker Matt: H&F <Matt.Tucker@lbhf.gov.uk>  
**Subject:** Further supplement about a Representation from the Responsible Authority, Planning

Tuesday 22 July 12:01

Dear Matt

I failed to add this point to my supplemental, pls could you publish it.

Reference: Kaspas 385 North End Road. 2025 00470/LAPR

The committee will note that the Responsible Authority, Planning, submitted a representation regarding this application.

We wanted to make sure that the Committee refers to page 31, Policy 13 of the H&F Statement of Licensing Policy, 2022-27, where it states at the top of page 32:

**The Licensing Authority may refuse to grant a licence if a representation from the Planning Department has been received AND ONE or more of the licensing objectives would not be promoted.**

For ease, the Planning Authority writes, on page 164 of the 23 July 2025 Agenda Pack:

*From:* Milligan Neil: H&F <[Neil.Milligan@lbhf.gov.uk](mailto:Neil.Milligan@lbhf.gov.uk)>  
*Sent:* 09 June 2025 14:33  
*To:* Licensing HF: H&F <[licensing@lbhf.gov.uk](mailto:licensing@lbhf.gov.uk)>  
*Cc:* Overton Adrian: H&F <[Adrian.Overton@lbhf.gov.uk](mailto:Adrian.Overton@lbhf.gov.uk)>  
*Subject:* FW: Licensing Act 2003 - Reference: 2025/00470/LAPR

*Dear Licensing*  
**REPRESENTATION**

*I refer to the above and would like to confirm this representation regarding the application on the grounds of the prevention of public nuisance.*

*The proposal does not make it clear whether the proposed use will be a Class E (café restaurant) which may not require planning permission, or a 'sui generis' restaurant/hot food takeaway use, which would require planning permission. There is mention of waffles and pancakes on the proposed menu and it is not clear if there will be a hot food takeaway element of such sales. There is concern that such a use, operating very late in the morning (3am) will disturb residents in the nearby locality.*

*Regards*  
*Neil Milligan*  
*Planning Enforcement Team Leader*  
*The Place Department*

From previous experience, Barclay Road Residents making representations tonight conclude that on this point alone, the Licensing Authority 'may refuse to grant' this licence for Kaspas as the Planning Department has expressed its concerns on the grounds of the prevention of public nuisance.

We are aware that in the past, the H&F Licensing Authority has exercised its ability to refuse to grant due to the Planning Department making a representation AND expressing concern that the licensing objective 'prevention of nuisance would not be promoted, in consideration of a licensing application in Fulham at 21 Effie Road SW6 1EN (Access Storage Unit 4225), 2021/01376/LAPR.

Thank you for the opportunity to elaborate on this important capability at the Licensing sub-committee's disposal.

Sincerely,

Barclay Road Residents

[REDACTED]

*Barclay Road Conservation Area Neighbourhood Watch SW6 1EJ/EH works with our local Met Police to reduce crime in our Fulham Broadway neighbourhood whilst enhancing our historic Victorian streetscape*

**From:** Milligan Neil: H&F <Neil.Milligan@lbhf.gov.uk>  
**Sent:** 21 July 2025 10:16  
**To:** Kaspas Fulham <kaspasfulham@gmail.com>; Tucker Matt: H&F <Matt.Tucker@lbhf.gov.uk>  
**Cc:** Overton Adrian: H&F <Adrian.Overton@lbhf.gov.uk>  
**Subject:** RE: Regarding Grant of license.

Dear Mr Ali

Sorry my mistake there is now no use class A5, it is replaced by sui generis

Regards

Neil Milligan  
Planning Enforcement Team Leader  
The Place Department  
Hammersmith and Fulham Council  
07825263261  
[Neil.Milligan@lbhf.gov.uk](mailto:Neil.Milligan@lbhf.gov.uk)  
[www.lbhf.gov.uk](http://www.lbhf.gov.uk)

**From:** Milligan Neil: H&F  
**Sent:** 21 July 2025 08:55  
**To:** Kaspas Fulham <[kaspasfulham@gmail.com](mailto:kaspasfulham@gmail.com)>; Tucker Matt: H&F <[Matt.Tucker@lbhf.gov.uk](mailto:Matt.Tucker@lbhf.gov.uk)>  
**Cc:** Overton Adrian: H&F <[Adrian.Overton@lbhf.gov.uk](mailto:Adrian.Overton@lbhf.gov.uk)>  
**Subject:** RE: Regarding Grant of license.

Dear Mr Ali

You appear to be potentiality talking about including A5 Hot food takeaway – for the sale of hot food for consumption off the premises. If you are selling hot food to be taken away then the use may be Class A5 or potentially sui generis, a mixed-use Class E and A5, which may require planning permission depending on the proportion of hot food sales taken off the premises.

Regards

Neil Milligan  
Planning Enforcement Team Leader  
The Place Department  
Hammersmith and Fulham Council  
07825263261  
[Neil.Milligan@lbhf.gov.uk](mailto:Neil.Milligan@lbhf.gov.uk)  
[www.lbhf.gov.uk](http://www.lbhf.gov.uk)

**From:** Kaspas Fulham <[kaspasfulham@gmail.com](mailto:kaspasfulham@gmail.com)>

**Sent:** 18 July 2025 11:33

**To:** Tucker Matt: H&F <[Matt.Tucker@lbhf.gov.uk](mailto:Matt.Tucker@lbhf.gov.uk)>

**Cc:** Milligan Neil: H&F <[Neil.Milligan@lbhf.gov.uk](mailto:Neil.Milligan@lbhf.gov.uk)>

**Subject:** Regarding Grant of license.

Dear Neil Milligan,

I write further to your email dated 9 June 2025, contents of which have duly been noted therein. I have been trying to contact you over the phone numerous times however you have not been in reach.

I wish to confirm that our shop is operating as a Café and not a restaurant but we are in Class E category. Our products are already cooked and we only preheat the products on waffle or crepe machines which therefore does not create any noise.

I assure you that after midnight business operating hours it will not create any public nuisance. However, all Kaspas shops' products are pre cooked and we only preheat the products on machines before serving which does not create any nuisance.

Therefore, I request you to allow us to operate the business after midnight as requested.

Yours sincerely

Muhammad Ali

Kaspa's fulham Management