

Licensing Sub-Committee

Agenda

Wednesday 9 November 2022 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 Mercy Umeh (Chair) Councillor Paul Alexander (Vice-Chair)	Councillor Dominic Stanton

CONTACT OFFICER: Debbie Yau
Committee Co-ordinator
Governance and Scrutiny
Tel: 07901 517470
E-mail: debbie.yau@lbhf.gov.uk

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.

Licensing Sub-Committee Agenda

9 November 2022

<u>Item</u>		<u>Pages</u>
1.	APOLOGIES FOR ABSENCE	
2.	DECLARATIONS OF INTEREST	
	<p>If a Councillor has a disclosable pecuniary interest in a particular item, whether or not it is entered in the Authority's register of interests, or any other significant interest which they consider should be declared in the public interest, they should declare the existence and, unless it is a sensitive interest as defined in the Member Code of Conduct, the nature of the interest at the commencement of the consideration of that item or as soon as it becomes apparent.</p> <p>At meetings where members of the public are allowed to be in attendance and speak, any Councillor with a disclosable pecuniary interest or other significant interest may also make representations, give evidence or answer questions about the matter. The Councillor must then withdraw immediately from the meeting before the matter is discussed and any vote taken.</p> <p>Where Members of the public are not allowed to be in attendance and speak, then the Councillor with a disclosable pecuniary interest should withdraw from the meeting whilst the matter is under consideration. Councillors who have declared other significant interests should also withdraw from the meeting if they consider their continued participation in the matter would not be reasonable in the circumstances and may give rise to a perception of a conflict of interest.</p> <p>Councillors are not obliged to withdraw from the meeting where a dispensation to that effect has been obtained from the Standards Committee.</p>	
3.	RIHAN VALLEY, 98A NORTH END ROAD, W14 9EX (6:30 PM)	3 - 29
4.	SIX80, 678 - 680 FULHAM ROAD, SW6 5SA (8 PM OR AFTER CONSIDERATION OF THE FIRST ITEM)	30 - 79

Agenda Item 3

<u>CONTENTS</u>	<u>PAGE</u>
1. THE APPLICATION	4
1.1. Application Requested	4
1.2. Applicants Operating Schedule	4 - 5
2. BACKGROUND	5
3. CONSULTATION	5
3.1 Relevant Representations	5
4. OTHER INFORMATION	6
4.1 Enforcement History	6
4.2 Temporary Event Notices (“TENs”)	6
5. POLICY CONSIDERATIONS	6 - 9
6. DETERMINATION	10

APPENDICES

Copy of Application and Plan	11 - 15
Agreed conditions and relevant correspondence from the Police	16 - 18
Map showing location of premises and neighbouring premises	19 - 21
Copy of representations from noise and nuisance	22
Copy of representations from local residents	23 - 29

1 THE APPLICATION

On the 12th July 2022, Mr Ahmed Rihan (“the applicant”) submitted an application for the grant of a premises licence in respect of the premises known as Rihan Valley located at 98A North End Road London W14 9EX

1.1 Application Requested

The applicant has applied for the grant of a new licence for the provision of late-night refreshment at the premises. The proposed days and times are as follows:

The provision of Late-night refreshment - Both Indoors and Outdoors.

Monday to Sunday 23:00 to 02:00

The Opening hours of the premises

Monday to Sunday 11:00 to 02:00

A copy of the application form and plan can be seen on pages 11 to 15 of this report.

1.2 Applicants Operating Schedule

The applicant has proposed a number of steps to promote the four licensing objectives if the application is granted. A copy of these steps can be seen on page 14 of this report.

On 17th August 2022, following correspondence received from the Police, the applicant agreed to add the following conditions to the licence if granted, in line with condition 3 below, the proposed days and times agreed with the police are as follows:

The provision of Late-night refreshment - Outdoors Only

Monday to Sunday 23:00 to 02:00

1. *High Definition CCTV shall be installed, operated and maintained, at all times that the premises are open for licensable activities and;*
 - *shall be checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request*
 - *one camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering.*
 - *shall cover any internal or external area of the premises where licensable activities take place.*
 - *recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.*
 - *footage shall be provided free of charge to Police or authorised council officer within 24 hours of a request.*
 - *a staff member from the premises that is conversant with the operation of the CCTV system shall be on the premises at all times. This staff member will be able to show police or authorised officers of the Licensing Authority recent data footage with the minimum of delay when requested. This data or footage reproduction shall be almost instantaneous*

2. *A daily incident log shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police or the Fire Service which shall record the following:*

- (a) all crimes reported to the venue*
- (b) all ejection of patrons*
- (c) any complaints received*
- (d) any incidents of disorder*
- (e) seizures of drugs or offensive weapons*
- (f) any faults in the CCTV system*
- (g) any refusal of the sale of alcohol*
- (h) any visit by a relevant authority or emergency service.*

3. The supply of late night refreshment after 23:00hrs shall be by delivery or take away service only.

4. All deliveries shall be made to bona fide business and residential addresses only.

5. Signs shall be displayed informing customers that the provision of late night refreshment shall be provided by delivery or take away service only after 23:00hrs.

Following these changes proposed by the police and accepted by the applicant the provision of hot food and drink after 23:00 shall be outdoors only via takeaway/deliveries. Customers shall be allowed to access the premises to purchase hot food and drinks after 23:00, however the consumption of said purchases shall not be permitted inside the premises.

A copy of this amendment and relevant correspondence can be seen on pages 16 to 18 of this report.

2. BACKGROUND

The main access to this premises is located on North End Road. There is a mixture of both residential and commercial premises within the area. A map showing the location of the premises and neighbouring licensed premises can be found on pages 19 to 21 of this report.

There are several options for transport away from the area including buses and taxis which run from in and around the North End Road area. West Kensington tube station is a minute's walk away and Barons Court tube station is a 7-minute walk away.

3. CONSULTATION

A public notice was displayed at the premises for 28 days. The application was advertised in a local circular and all statutory consultees were notified as required by the Regulations. The Council has served written notice of hearing upon the applicant and all those parties that have made representations in respect of the application.

3.1 Relevant Representations

The licensing section received one representation from the Noise and Nuisance Team objecting to the licence application. A copy of this representation can be seen on page 22 of this report.

The licensing section received three representations from local residents objecting to the licence application. A copy of these representations can be seen on pages 23 to 29 of this report.

4. OTHER INFORMATION

4.1 Enforcement History

On the 14 July 2022, a warning letter was issued in response to a failed test purchase undertaken on the 12 July 2022 ascertaining unauthorised late night refreshment. On the 14 October 2022, a second warning letter was issued in response to a subsequent failed test purchase undertaken on the 16 September 2022 ascertaining unauthorised late night refreshment.

4.2 Temporary Event Notices (“TENs”)

No TENs have been submitted in respect of this premises in the past twelve months.

5. POLICY CONSIDERATIONS

5.1 Section 5 pages 12 and 13 of the Statement of Licensing Policy (“SLP”) states that in order to ensure the promotion of the four Licensing Objectives the Licensing Authority will require applicants to detail in their operating schedule:

- the steps proposed to promote the licensing objective of the prevention of crime and disorder on, and in the vicinity of, the premises, having regard to their location, character, condition, the nature and extent of the proposed use and the persons likely to use the premises;
- the steps proposed to ensure the physical safety of people using the relevant premises or place;
- how they intend to prevent nuisance arising, prevent disturbance and protect amenity so far as is appropriate to ensure that the Licensing Objectives are met. Where there is a relevant representation regarding extended hours, the Licensing Authority will not permit an extension unless it is satisfied that the Licensing Objectives would be met;
- the measures and management controls in place to protect children from harm. Where appropriate a written childcare policy should be available and be incorporated in the induction of staff.

5.2 Policy 3 page 21 of the SLP states that where there is a relevant representation, the Licensing Authority will consider each particular case on its merits having regard in particular to the following matters:

- a) Whether the licensed activities are likely to have an adverse impact especially on local residents and, if there is potential to have an adverse impact, what, if any, appropriate measures will be put in place to prevent it;
- b) Whether there will be a substantial increase in the cumulative adverse impact from these or similar activities, on an adjacent residential area;
- c) Whether there is a suitable level of public transport accessibility to and from the premises at the appropriate times;
- d) Whether the activity will be likely to lead to a harmful and unmanageable increase in car parking demand in surrounding residential streets suffering high levels of parking stress or on roads forming part of the Strategic London Road Network or the London Bus Priority Network leading to a negative impact on the Licensing Objectives relating to the prevention of crime, disorder, anti-social behaviour (ASB), nuisance and vehicle emissions;

e) Whether there have been any representations made by Responsible Authorities, or other relevant agency or representative.

The Licensing Authority will closely scrutinise extended hours applications to ensure that the Licensing Objectives are met. In determining an application the licensing committee might decide that the circumstances are such that a restriction on hours is the only appropriate means to achieve the Licensing Objectives. If an 'hours' restriction is imposed, the Licensing Authority will normally require that customers should be allowed a minimum of thirty minutes to consume alcohol.

To act as a guide for new or existing operators we have set out the suggested closing times for licensed premises below:

Type of premises	Town centres	Mixed use areas	Residential areas
Restaurants and cafes	Fri – Sat 01:30	Fri – Sat 01:00	Fri – Sat 23:00
	Mon - Thurs 01:00	Mon - Thurs 00:00	Sun – 22:00
	Sun – 00:00	Sun – 23:00	
Late night refreshment premises (Take-aways)	Fri – Sat 01:00	Fri – Sat 00:30	Not considered Appropriate
	Sun – 00:00	Sun – 23:30	

5.3 Policy 4 pages 22 and 23 of the SLP states that in determining an application where there has been a relevant representation the Licensing Authority will, where appropriate, take into account the cumulative effect of the number, type and density of licensed premises already existing in the area. Consideration will be given to the proximity to any drug and alcohol treatment site, A&E department or homeless hostel in a local area type remit ie applicants need to make the case for how they would not increase further problems for residents/clients nearby.

In coming to any decision regarding cumulative impact the Licensing Authority will consider other mechanisms outside of the licensing regime which may also be available to address this issue, these include but are not limited to:

- Police and other enforcement of the normal law concerning disorder and anti-social behaviour.
- Police powers to close down instantly any licensed premises or temporary events on grounds of disorder, the likelihood of disorder or excessive noise emanating from the premises, for up to 24 hours.
- The power of the police, other responsible authorities, a local resident, business or Councillor to seek a review of the licence or certificate in question.
- Police and Local Authority power to issue a Closure Notice for up to 48 hours where serious antisocial behaviour is taking place at licensed premises under the Anti-social Behaviour, Crime and Policing Act 2014.
- To ensure that residents are protected from the negative impact of late-night local licensing activities the Licensing Authority may decide to adopt an Area Specific Cumulative Impact Policy in relation to a specific area; where the number, type and density of premises providing licensable activities is having a serious negative impact on the local community and local amenities.

5.4 Policy 11 page 30 of the SLP states that population densities in this borough are high, with many residential premises located above or in close proximity to licensed premises. This

means that the public nuisance and crime and disorder objectives will be of paramount concern when evaluating Operating Schedules. Licensing Committees will place high regard on the control measures put in place by the applicant to ensure that our residents are protected from the potential detrimental effects of any licensed premises.

5.5 Annex 1 pages 35 and 36 of the SLP in relation to the prevention of crime and disorder states licence applicants will be expected to demonstrate the following in their operating schedules:

g) Conditions will, so far as possible, reflect local crime prevention strategies, and the Licensing Authority will also have regard to the views of the local Crime and Disorder Reduction Partnership.

h) Crime and disorder in the vicinity of the premises: this may include the crime and disorder risks arising from persons queuing to enter the premises; persons exiting the premises and customers smoking eating or drinking in outdoor areas and on the highway outside the premises. This can also include crime arising from pickpockets and bag snatchers, particularly in open spaces or crowded areas where alcohol is being consumed.

j) CCTV - using CCTV inside and/or outside the premises together with appropriate procedures and having staff properly trained to use CCTV equipment.

k) dispersal procedures - establishing appropriate dispersal procedures to minimise the potential for crime and disorder when customers are leaving the premises.

p) local schemes – joining and attending local Pubwatch meetings and participating in the Behave or Be Banned Scheme (BOBB) and/or signing up and using the Council's Safety Net Radio scheme.

5.6 Annex 1 pages 38 to 40 of the SLP in relation to the prevention of public nuisance states that the Licensing Authority will particularly consider the following matters where they are material to the individual application:

ii. The proximity of residential accommodation;

iii. The type of use proposed, including the likely numbers of customers, proposed hours of operation and the frequency of activity;

iv. The steps taken or proposed to be taken by the applicant to prevent noise and vibration escaping from the premises, including music, noise from ventilation equipment, and human voices. Such measures may include the installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices;

v. The steps taken or proposed to be taken by the applicant to prevent disturbance by customers arriving at or leaving the premises.

viii. The steps taken or proposed to be taken by the applicant to prevent queuing (either by pedestrian or vehicular traffic). If some queuing is inevitable then queues should be diverted away from neighbouring premises or be otherwise managed to prevent disturbance or obstruction;

ix. The steps taken or proposed to be taken by the applicant to ensure staff leave the premises quietly;

x. The arrangements made or proposed for parking by patrons, and the effect of parking by patrons on local residents;

xi. The provision for public transport in the locality (including taxis and private hire vehicles) for patrons;

xii. The level of likely disturbance from associated vehicular and pedestrian movement to and from the premises;

xiii. The delivery and collection areas and delivery/collection times;

- xv. The arrangements for refuse disposal, storage and the prevention/tidying of litter (including fly posters and illegal placards);
- xviii. The generation of odour, e.g. from the preparation of food;
- xix. Any other relevant activity likely to give rise to nuisance;
- xx. Any representations made by the Police, or other relevant agency or representative;

The following provides a non-exhaustive list of risks associated with the public nuisance objective that applicants may want to consider when preparing their Operating Schedule:

j) **Deliveries/collections** – noise from deliveries to and/or collections (e.g. refuse) from the premises are another common source of complaint. Consider the times of such deliveries/collections and make sure you specify to any contractors that deliveries/collections should not be made at anti-social times. As a guide, the Noise and Nuisance Service recommend that deliveries/collections should only be made between the hours of 7:30am and 9:00pm, depending on the proximity of residential and/or other noise sensitive properties.

k) **Late night refreshment** - applicants in respect of late night takeaways should demonstrate that they have assessed the risk of persons congregating in large numbers in the vicinity of their premises. Where appropriate, applicants should demonstrate suitable measures to address this problem.

l) **Light pollution** – this is an increasingly common source of complaint, particularly from illuminated signs and external security lighting. Where provided, illuminated signs should not cause glare to neighbouring properties, ideally being turned off at night, and external lighting should be angled and/or diffused to also prevent nuisance.

m) **Noise and/or vibration** breakout from the provision of regulated entertainment, particularly from (but not limited to) live music – consider what type of entertainment is to be provided, in what room/area of the premises and the suitability of the construction of this room/area to contain sound. Windows are a particular weak-point for noise break-out so consider providing regulated entertainment in a room without windows or with as few windows as possible, particularly windows that face towards nearby 40 residential properties. Where suitable, install a lobby to prevent spillage of noise each time an entrance/exit door is opened.

o) **Odour** – odour from cooking is a common source of complaint, particularly from restaurants and fastfood takeaways. The Council's Noise and Nuisance Service may therefore require evidence that the kitchen ventilation and/or extract systems are regularly maintained and serviced to ensure that it is operating efficiently and with minimal nuisance to neighbours arising from odour and also noise. This includes the siting of BBQs.

p) **Queue management** - establishing appropriate procedures to avoid the need for customers to queue before entering the premises or, where queuing cannot be avoided, to manage queues so as to minimise the potential for crime and disorder or public nuisance by customers who are queuing.

q) **Ventilation** – where regulated entertainment is to be provided there may be a requirement to keep doors and/or windows closed during its provision to limit noise breakout, consider therefore the provision of air conditioning for the comfort of your customers if doors and windows have to be closed during the summer. However, also note air conditioning can be the source of noise complaints in itself, so careful consideration also needs to be given to the siting of this equipment.

r) **Waste** – consider how and where waste will be stored/disposed of at the end of trading hours, particularly if trading until late at night. This is important because the disposal of glass and/or cans to outside bin areas can be very noisy and give rise to complaints, so it may be necessary to store such items and other non-degradable refuse inside the premises until the next trading day. Consideration should also be given to the time of deliveries to minimize disruption to local residents.

s) **Litter** – for example, litter patrols for late night take-away premises

6. DETERMINATION

6.1 In determining this application, the Committee must have regard to the representations and take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:

- (a) Grant the application in full
- (b) Grant the application in part – modifying the proposed hours, activities or conditions.
- (c) Reject the application

It is the Council's duty under the Licensing Act 2003 ("The Act") to determine applications with a view to promoting the four licensing objectives; Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

In reaching a decision the Council shall consider the details of any relevant representations received; the applicant's Operating Schedule; the Council's adopted Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Act.

If the Committee is minded to grant the application conditions may be attached to the licence to alleviate the concerns raised through the representations.

Application amended on the 18/07/2022 with applicant's consent.

Application for a premises licence to be granted under the Licensing Act 2003

Case number 2022/01090/LAPR

Payment transaction reference 256-64637

Amount paid £315

Date submitted 12/07/2022

Are you the applicant or Applicant their agent?

PREMISES DETAILS

Premises address

98a North End Road, London W14 9EX

If the premises could not be found please enter the address here, or if the premises has no address give a detailed description (including the Ordnance Survey references)

Trading name (if any) Rihan Valley LTD

Telephone number at the premises (if any)

Are the premises in the course of construction?

No

Non-domestic rateable value if the premises 5100

Will the premises be exclusively or primarily used for the supply of alcohol for consumption on the premises?

No

APPLICANT DETAILS

I am applying as an individual or individuals

Title Mr

Name Ahmed Rihan

Address

Date of birth

Nationality

Where applicable, your 9 digit sharecode

Daytime/ business telephone number

Evening/ home telephone number

Mobile phone number

Email address

I confirm that:

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities

Alternative details for correspondence

Contact name (if different from premises user)

Business name

Correspondence address

Daytime/ business telephone number

Evening/ home telephone number

Mobile phone number

Email address

OPERATING SCHEDULE

When do you want the premises licence to start?

12/08/2022

If you want the licence to be valid for only a limited period, when do you want it to end?

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Please give a general description of the premises.

Restaurant selling sandwiches salads and fresh juices

What licensable activities do you intend to carry on from the premises?

late night refreshment

HOURS OPEN TO THE PUBLIC

Standard days

Mondays

Start	11:00
Finish	02:00

Tuesdays

Start	11:00
Finish	02:00

Wednesdays

Start	11:00
Finish	02:00

Thursdays

Start	11:00
Finish	02:00

Fridays

Start	11:00
Finish	02:00

Saturdays

Start 11:00
Finish 02:00

Sundays

Start 11:00
Finish 02:00

Please state any seasonal variations

Non standard timings. Where you intend to use the premises at different times to those listed above, please list

**LATE NIGHT
REFRESHMENT**

Please give further
details here

Shawarma and Falafel Sandwiches

Will the provision of late night refreshment take place indoors, outdoors or both?

~~Indoor~~ Both Indoors and Outdoors

Standard days

Mondays

Start 23:00
Finish 02:00

Tuesdays

Start 23:00
Finish 02:00

Wednesdays

Start 23:00
Finish 02:00

Thursdays

Start 23:00
Finish 02:00

Fridays

Start 23:00
Finish 02:00

Saturdays

Start 23:00
Finish 02:00

Sundays

Start 23:00
Finish 02:00

Please state any seasonal variations

Non standard timings. Where you intend to use the premises for late night refreshment at different times to those listed above, please list.

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

None

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

a) General- all four licensing objectives (b,c,d and e)

CCTV

b) The prevention of crime and disorder

CCTV - in operation 24 hours

c) Public safety

CCTV - in operation 24 hours

d) The prevention of public nuisance

Keep noise level down

e) The protection of children from harm

Unable to access kitchen or hot food

DECLARATIONS

I have enclosed a plan of the premises

Yes

I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships).

I understand I must now advertise my application

Yes

It is an offence, under section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under section 24b of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the Immigration, Asylum And Nationality Act 2006 and pursuant to section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I

understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK.

I have the consent of any individuals or third parties listed in this form to provide their personal details and I am authorised to submit this application on behalf of all applicants.

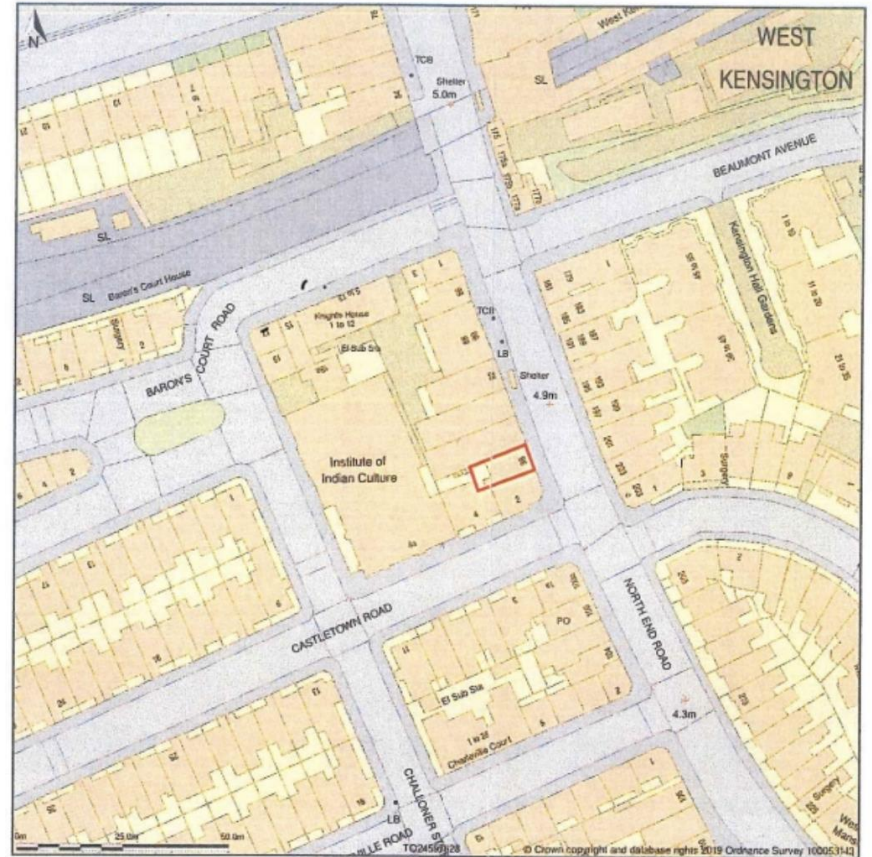
I have read the privacy policy and agree for my details to be used by the council to contact me about this application and any changes to this service that may affect me.

I agree to the above Yes I agree to the above declaration

Full name Ahmed Rihan

Capacity Owner

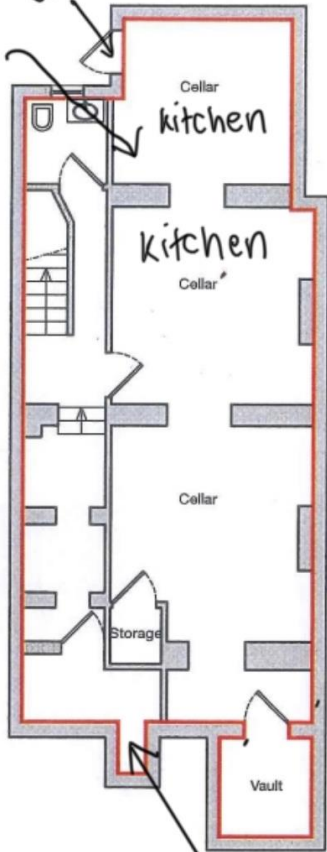
Date 12/07/2022



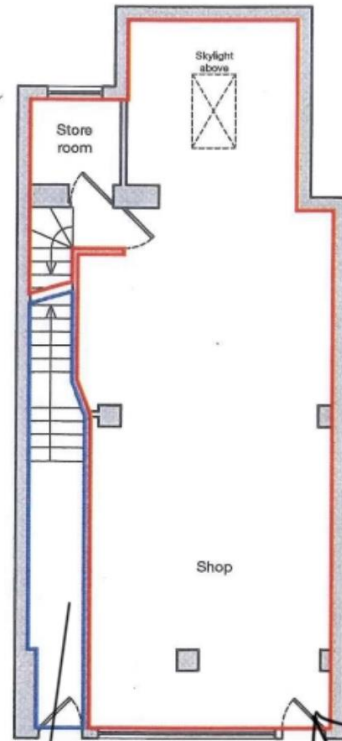
Location Plan scale 1:1250

- Red outlined areas are part of the premises
- Blue outlined areas are communal

fire extinguisher
fire blanket
exit
Fire equipment



Basement Plan



Ground Floor Plan

Emergency exit
fire extinguisher
fire blanket
Fire equipment
Entrance/exit
North End Road



1:100 when scale bar measures 10 cm when printed

98 North end Road
London W14 9EX

Lease plans

Scale:	1:100 @ A3	Date:	21/05/2019
Project code:	LNSGS	Drawing no.:	100
		Revision:	

From: Nicole.Sondh
Sent: 17 August 2022 12:45
To: Licensing HF: H&F
Subject: New Premises Licence Application - Rihan Valley Limited, 98a North End Road, W14 - 2022/01090/LAPR

To Licensing,

RE: New Premises Licence Application - Rihan Valley Limited, 98a North End Road, W14 - 2022/01090/LAPR

Please see the below conditions highlighted in red agreed with the applicant in relation to the above Premises Licence Application.

Kind Regards
Nicole
PC Nicole SONDH 2438AW

From: Ahmed Rihan
Sent: 17 August 2022 12:31
To: Sondh Nicole
Subject: Re: New Premises Licence Application - Rihan Valley Limited, 98a North End Road, W14 - 2022/01090/LAPR

I agree to all the conditions.

Thank you
Ahmed

On Tue, 16 Aug 2022 at 15:55, <Nicole.Sondh> wrote:

To Ahmed,

Thank you for your email.

In respect of the Licensing Objectives in the Prevention of Crime and Disorder and taking into account the points raised I am proposing the following conditions;

1. High Definition CCTV shall be installed, operated and maintained, at all times that the premises are open for licensable activities and;

- shall be checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request
- one camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering.
- shall cover any internal or external area of the premises where licensable activities take place.

- recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.
- footage shall be provided free of charge to Police or authorised council officer within 24 hours of a request.
- a staff member from the premises that is conversant with the operation of the CCTV system shall be on the premises at all times. This staff member will be able to show police or authorised officers of the Licensing Authority recent data footage with the minimum of delay when requested. This data or footage reproduction shall be almost instantaneous

2. A daily incident log shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police or the Fire Service which shall record the following:

- (a) all crimes reported to the venue
- (b) all ejection of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

3. The supply of late night refreshment after 23:00hrs shall be by delivery or take away service only.

4. All deliveries shall be made to bona fide business and residential addresses only.

5. Signs shall be displayed informing customers that the provision of late night refreshment shall be provided by delivery or take away service only after 23:00hrs.

Please let me know if you agree to these conditions or would like to discuss them further.

Kind Regards
Nicole
PC Nicole SONDH 2438AW

From: Ahmed Rihan
Sent: 06 August 2022 09:50
To: Sondh Nicole K - AW-CU
Subject: Re: New Premises Licence Application - Rihan Valley Limited, 98a North End Road, W14 - 2022/01090/LAPR
Dear Nicole,

Thank you for email. The sandwiches I will be selling are hot and the drinks are cold. In order to prevent the loitering, it will be a take away service only.
Regards

Ahmed

On Fri, 5 Aug 2022 at 1:07 pm, <Nicole.Sondh> wrote:

To Mr Ahmed,

RE: New Premises Licence Application – Rihan Valley Limited, 98a North End Road, W14 – 2022/01090/LAPR

I am emailing from Hammersmith and Fulham Police Licensing with regards to the above application and to inform you that the Metropolitan Police as a Responsible Authority are in receipt of it.

There is little detail in the operating schedule as to how you intend on upholding the Licensing Objectives in particular in the Prevention of Crime and Disorder. Please can you also clarify your business model and what it is that you intend on selling, the information in your application suggests that it maybe sandwiches, salads and juices if it is not hot food or drink then you may not require a licence.

North End Road currently experiences high volumes of anti-social behaviour, in particular with groups loitering outside premises. The provision of late night refreshment until the later hour is likely to encourage this especially as you are located next door to a 24hour store. Please can you provide more information on how you plan to operate until the hour of 2am. Will it be by take-away delivery service only?

Once I have a better understanding of how you plan to operate we can then discuss conditions for the premises licence.

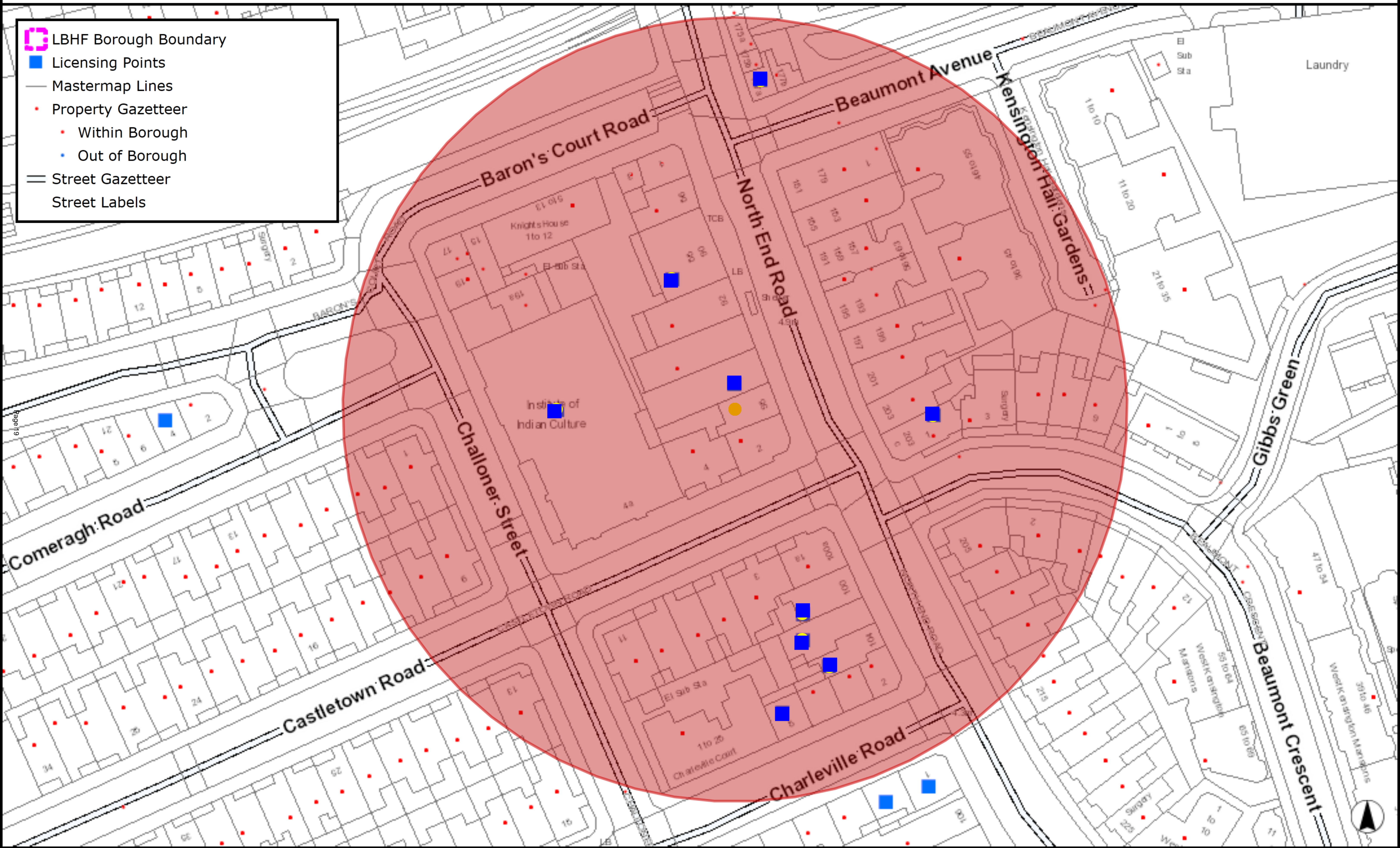
Kind Regards

Nicole

PC Nicole SONDH 2438AW

London Borough of Hammersmith & Fulham

- LBHF Borough Boundary
- Licensing Points
- Mastermap Lines
- Property Gazetteer
 - Within Borough
 - Out of Borough
- Street Gazetteer
- Street Labels



REF	TRADE AS	ADDRESS	ACTIVITY	Monday to Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
2022/00442/ LAPR	Co-Operative	88 - 90 North End Road London	Sale of Alcohol Off the Premises		08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	08:00:00 - 23:00:00	10:00:00 - 22:30:00
2022/00153/ LAPR	Repair Centre London	177A North End Road London	Sale of Alcohol Off the Premises	07:00:00 - 23:00:00							
2005/04336/ LAPRT	Best Mangal	104 North End Road London	Playing of Recorded Music	00:00:00 - 00:00:00							
			Provision of Late Night Refreshment		23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 00:00:00	23:00:00 - 23:30:00
			Sale of Alcohol On the Premises		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	12:00:00 - 23:30:00
2021/00839/ LAPR	Best AM 2 PM	96 North End Road London W14 9EX	Sale of Alcohol Off the Premises	09:00:00 - 23:00:00							
2015/00143/ LAPR	Eat-Aroi Thai Street Food	100 North End Road London	Sale of Alcohol On the Premises		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	12:00:00 - 23:30:00
2020/00066/ LAPR	Maurizio Barca - Pizza, Dolci & Pasta All'Vovo	102 North End Road London W14 9EX	Provision of Late Night Refreshment								
			Sale of Alcohol On and Off the Premises	10:00:00 - 23:00:00							
2022/00680/ LAPR	Aperi Pasta	8 Charleville Road London	Playing of Recorded Music	11:00:00 - 23:30:00							
			Sale of Alcohol On and Off the Premises	11:00:00 - 23:00:00							

2020/00789/ LAPR	Crazy For Pasta	203C North End Road London	Sale of Alcohol Off the Premises	09:00:00 - 21:30:00								
			Sale of Alcohol On the Premises	11:00:00 - 21:30:00								
2005/04325/ LAPRT	The Bhavan Centre	4A Castletown Road London W14 9HE	Performance of Dance	09:00:00 - 23:00:00								
			Performance of Live Music	09:00:00 - 23:00:00								
			Playing of Recorded Music	09:00:00 - 23:00:00								
			Performance of a Play	09:00:00 - 23:00:00								

Rihan Valley Ltd - 2022/01090/LAPR – Representations list

Representation 1 - Noise and Nuisance – OBJECTION

From: Rawlinson James: H&F

Sent: 31 August 2022 15:37

To: Licensing HF: H&F <licensing@lbhf.gov.uk>

Subject: RE: UPDATED | Premises Licence Application for Rihan Valley LTD 98A North End Road London W14 9EX

Resident Services

Hammersmith & Fulham Council

Comments

Having reviewed this application with regards to the context of the times requested, the location, and with regards to the current opening times of other premises of a similar nature along North End Road, noise and nuisance recommend refusal on the basis of upholding the Licensing Act Objective of Prevention of Public Nuisance. With careful consideration of the aforementioned local context, is it considered by this department that allowing this premises to open until 2 am would both increase noise and late night antisocial behaviour in a mixed commercial and residential area.

Furthermore, it is noted from the operating schedule that the applicants response to dealing with the prevention of public nuisance is to "keep noise levels down". Not only is this insufficient, it demonstrates a distinct lack of appreciation of the noise and nuisance issues associated with the operation of late night venues such as this. On this basis, I then also have significant concern that any imposed conditions would be effectively adhered to.

Regards

James Rawlinson

Noise and Nuisance Officer

Representation 2 - Vitali Autukas – OBJECTION

From: noreply@lbhf.gov.uk <noreply@lbhf.gov.uk>

Sent: 20 July 2022 13:44

To: Licensing HF: H&F <licensing@lbhf.gov.uk>

Subject: Comments for Licensing Application 2022/01090/LAPR

Beaumont Crescent
London
W14 9LX

Comments

Dear Council Team,

I hope you are well.

I am strongly objecting against this application as the business is only 63 meters away from my bedroom windows and permission to sell/serve alcohol outdoors till 2 am will cause severe noise pollution.

Thank you.

Kind regards,
Vitali Autukas

Follow up comment – following notification that the application was for late night refreshment and not the sale of alcohol

Thank you for update.

I have looked at this and I will keep my objection.

If the business will be open till 2 am, it means more motorcycles will be parking near Beaumont crescent causing additional noise. There are already so many delivery motorcycles parking near our home. Very often they are waiting there till the food is made and speak on their phones (including using loud speakers).

Also having this business open till 2 am will set the precedent for other business to do the same making living in the area unbearable due the noise.

I will add my comments to application.

Thank you,
Vitali

Representation 3 - Charlotte Dexter Murray – OBJECTION

From: Charlotte Dexter

Sent: 30 August 2022 12:28

To: Licensing HF: H&F <licensing@lbhf.gov.uk>

Cc:

Subject: Deadline Sept 1 2022/01090/LAPR: Rihan Valley LTD: 98A North End Road 02:00 closing time requested

Charlotte Dexter Murray
Barclay Rd
SW6 1EJ

Comments

Deadline Sept 1 2022/01090/LAPR: Rihan Valley LTD: 98A North End Road for 02:00 closing time

We oppose this application requesting hours to remain open in the North End Road until 02:00, on the grounds of Crime as well as Public safety and the Prevention of nuisance. We reserve our right to comment further on this application. We are working with other residents in Fulham and Kensington regarding Licensing Matters on North End Road.

The Applicant does not seem to understand that he is operating illegally when he operates every night after 23:00 without a 'Late Night Refreshment' (LNR) Licence. Between any hours of 23:00-05:00 he needs a Late Night Refreshment Licence. He does not have one.

He sells through walk-in custom and deliveries are mainly via Deliveroo and also sometimes through JustEats, offering delivery of 20-35 minutes, from the food leaving his shop to the point of sale at a residential or business residence.

He offers delivery until shortly before midnight, 23:45. So this means a delivery sale would complete by probably latest 00:25. See pdf attached of screen shots from the Deliveroo app.

The deadline for comments and Representations was extended another two weeks, to Sept 1, because the Applicant apparently had not understood that he needed to arrange for a printed advertisement in a local newspaper, although he signed the Licensing Application, stating that he did understand everything in the Application and that he had read on the application at the signature line that it is an offence to sign such an application if one makes false statements.

I visited this Premises around 17:00 on Saturday Aug 20, 2022 and purchased a lamb shawarma wrap for £7.00., with credit card receipt. I asked the man, who prepared my food, what time he was closing tonight and he said at 23:45 or later, depending on business, it might be later, but he would not close before 23:30. This is clearly in violation of the law, unfortunately.

98A North End Road is surrounded by shops at ground level and three to five storey residential flats in Victorian terraced houses above and expansive brick Edwardian mansion flats across, as well as on each side, and at the corner, and 100 percent residential dwellings that go to four and five storeys on the immediate side road of Castletown Road.

The last tubes going either way at nearby West Kensington tube station are at just after midnight. There is one N28 night bus passing through twice an hour.

One could conclude that after 23:00 there might be some walk-in trade to sit down at the approximately 16 seats available in booth-type configuration to the right side and rear of the shop. By midnight, it is probably all delivery trade as tubes are stopping, as are buses, but for the N28.

This area of North End Road is busy from early morning until 23:00 and to latest midnight. Those suffering from noise nuisance emissions of deliveries from 98A will be the hundreds of residents directly around the shop as well as thousands who hear delivery scooters zooming through Fulham's 100 percent residential roads.

The latest intelligence that we have regarding deliveries is that bicycles are becoming a preferred mode of food/alcohol delivery transport, not because they are quieter, but because they have no registration plate numbers and are therefore almost impossible to follow or trace; this relates to the unfortunate truth that delivery drivers and drug sales all too often go hand in hand, with this area of London being no exception.

Granting a Licence until 23:30 would give the Licensing Authority the ability to place Conditions on the Licence. That said, why would the Sub-Committee grant a Licence to someone who has been and continues to operate outside the law?

If the Sub-Committee does grant a LNR licence, we ask for the following Conditions:

1) "The Designated Premises Supervisor, or a personal licence holder (working at the time that the DPS is not present) will inform the Police of any incident of Crime and Disorder, immediately as the incident is occurring or immediately subsequently, by ringing 999 and requesting the CAD number (Computer Aided Dispatch) or CHS number (Criminal History Number) and obtaining, proactively, the subsequent Crime Reference number, these to be kept in a log readily available upon request by the Police or Lic Authority."

Why?

This Condition helps the neighbourhood. Many incidences in LBHF are not reported to the Police; Residents /the Police/Community Ward Panels are working to change that by such a Condition.

2) We have learned from the Lic Authority that the only time to stipulate Conditions regarding deliveries is immediately, as part of the license being granted.

As residents are keen supporters of eliminating Public Nuisance ie vehicle emissions nuisance, as well as noise emissions nuisance, especially in our 100% residential roads that fan out off all of the North End Road, and beyond, we support the Council's zero emissions aims and its Climate Vision 2030 etc. A Condition that the Applicant will use third-party delivery services that have registration plates is also important in fighting crime (delivery service drivers are unfortunately notorious for side businesses in drugs, thus bicycles are not ideal as they cannot be traced).

"To reduce the nuisance of vehicle emissions and noise emissions in residential roads, the Premises will use only third-party delivery services using silent, electric two-wheeled motorbikes with registration plates, at all times for all deliveries. The Premises will not use its own delivery vehicles nor will it use drones." (fyi: there is no planning permission for 98A to use its own vehicles).

3)We'd appreciate a Condition that states that "A designated member of staff shall collect litter from the pavement in front of the Premises, twice a day, and further as necessary, and keep a daily log of this."

Why?

This will go a long way in eliminating the build up of litter nuisance around this busy part of North End Road.

4) "Deliveries will only be made to official business addresses and known/legitimate residential addresses, not to parks, alleyways, bus stops, street corners etc."

The Application:

New premises licence Rihan Valley Ltd: The premises is a restaurant selling sandwiches, salads and fresh juices, the applicant wishes to propose a premises licence to cover the provision of late night refreshment. Licensable activities sought The provision of Late night refreshment – Both

Indoors and Outdoors. Days and times sought: Mondays to Sundays between the hours of 23:00 to 02:00. Proposed opening hours Mondays to Sundays between the hours of 11:00 to 02:00. For more details: <https://www.apps10.lbfh.gov.uk/holding/publicaccess.asp?>

Follow up comment

Tx for your correction, below, ie 'grant' of a new licence vs a 'variation' of an existing licence. On the surface, it would seem to be a 'variation' because they are trading consistently after 23:00, already, and are now asking for 02:00.

But, you are correct that it is an application for the 'grant' of a NEW licence because, although they need one, they don't have a licence to trade after 23:00, so they are trading illegally after 23:00.

They are not breaching a Condition of a licence, nor are they in breach of their licence, because they do not have a licence; none has ever been granted to them. It now makes sense to me. Tx for your patience.

They are breaking the law. Very straightforward.

Please add this email exchange, from you to me and from me to you, as an additional comment from me, so that the Sub-Committee is clear on this point of confusion. Thank you.

Barclay Road Conservation Area Neighbourhood Watch
Charlotte Dexter Murray

Representation 4 - John Skoulding - OBJECTION

From: John Skoulding

Sent: 30 August 2022 15:00

To: Licensing HF: H&F <licensing@lbhf.gov.uk>

Cc:

Subject: 2022/01090/LAPR: Rihan Valley LTD: 98A North End Road London W14 9EX

Tournay Road
London
SW6 7UF

Comments:

Dear Committee

I understand that the above application relates to a new premises licence, applicant Rihan Valley Ltd: The premises is a restaurant selling sandwiches, salads and fresh juices, the applicant wishes to propose a premises licence to cover the provision of late night refreshment. Licensable activities sought The provision of Late-night refreshment – Both Indoors and Outdoors. Days and times sought: Mondays to Sundays between the hours of 23:00 to 02:00. Proposed opening hours Mondays to Sundays between the hours of 11:00 to 02:00. For more details: click on Additional info tab <https://www.apps10.lbhf.gov.uk/holding/publicaccess.asp?type=L&key=REXL39BIG2Y0>.

I live at Tournay Road, SW6 7UF which adjoins the North End Road (NER). The applicant's location is a short walk and even shorter dispatch bike ride from Tournay Road. The Applicant advertises as delivering within 20-35 minutes. My house can be reached from these premises in less than 5 minutes. The issues raised by this application could not be more pertinent to residents on Tournay Road and all the residential roads off the NER. Please accept this email as my OBJECTION to this application.

Introduction

For context, most of the roads adjoining or linking to the NER such as the one I live on are fully residential roads. The NER is a mixed-use semi commercial. My road has 50+ houses on it either occupied by one family or split into flats. Many like myself have young children in our families. We already suffer from issues with vast numbers of delivery and dispatch motorbikes parking at the end of the road (groups of dispatch riders meeting, talking late into the night, littering, urinating, (a constant issue), the incessant sleep-breaking noise of the bikes whizzing along our roads during the sensitive hours of 8 pm to 7 am, instances of riders mounting the pavements and even riding along the pavements, the added danger that virtually all of them are L-plate drivers who drive well in excess of the 20 mph speed limit and have had instances where they have hit or scratched the cars parked on the road. In a very short period of time of businesses are allowed to operate beyond 23:00 roads such as Tournay Road will become a Dispatch Super Highway for constant late-night refreshment deliveries. For this and many other reasons I object to the supply of late night refreshment after 23:00hrs by delivery or take away service only or any other means. The nature of this application looks based on delivery-only business after midnight which is exactly the type of activity that generates the most disturbance for residents.

In the case of Tournay Road the problem is exacerbated by the fact that dispatch riders constantly use it as a cut through road to access Dawes and Fulham Roads and beyond thereby vastly increasing the number of users well into the night when we are trying to sleep. Congregations of dispatch riders and late-night venues are now sadly linked to drugs, street brawls and arguments, all the unholy alliance of dangers and problems that brings for residents, increased demand for policing, business owners scared to report any of this etc. etc.. The issues here principally relate to hours. In my experience no residents are deeply unhappy with activity after 23:00. I unconditionally oppose this application for extended hours to sell

refreshments from 23:00 to 02:00 seven days a week. We all want business to thrive and prosper during daytime commercial hours. Indeed, the recent excellent efforts of LBHF to rejuvenate the NER and the market facilities are welcomed by residents precisely because during the consultation about the project it was accepted as a key principle that creating the right infrastructure for businesses to operate LAWFULLY during ordinary course daytime business hours was the right thing to do and did not infringe on the lives of residents.

I have read the submission to you of Charlotte Dexter of earlier today and wholeheartedly support it in general and specifically as regards the current unlawful running of the premises (see below). I reserve the right to make further submissions should new points come to light but in the meantime, I adopt and repeat all of Ms Dexter's very well-made points.

Licensing Objective Prevention of Crime and Disorder

I would draw your attention to the fact that the Applicant CURENTLY both advertises and operates UNLAWFULLY outside the terms of their existing licence (which requires closure at 23:00). Their listing says they open until 23:45 – evidenced by the Deliveroo App.

Why reward a Premises that has not been upholding (and clearly has no intention of upholding) the law by granting them a licence for 2am? Please would you ask the applicant why they have been operating illegally i.e. after 23:00, without a licence and why they thought they could flaunt the law for so long? Why was this not enforced by the police and the licence authority?

Post COVID, crime in and around the North End Road and the immediate surrounding area is rising, unfortunately, not only during the day but also at night; more delivery drivers cause altercations with vehicles and bicycles, cycle altercations, problems at McDonalds (open till midnight) including robberies witnessed by families with children are becoming too common, again. Residents on the Next-Door app report these unfortunate incidences, all too regularly. Dispatch drivers often argue amongst themselves and have been seen stealing food from the very outlets that you are seeking to licence. All of this is anti-social behaviour and is precisely what residents expect the local authorities to crack down on. Why else invest in the area and pay the council tax?

Licensing Objective The Prevention of Public Nuisance

98A NER is very near residential properties, with several directly above as well as across the road and so would harm the amenities of these properties because of noise and disturbance, particularly late at night, generated by customers and delivery drivers entering and leaving both the Premises itself and neighbouring residential side streets where customers are likely to park their vehicles and delivery drivers congregate. We are all, and children, are entitled to a good night's sleep. Increased late night activity (including deliveries, refuse collections, dispatch riders none of whom have electric bikes) directly put this at risk. Please ask the applicant what assessment have they carried out on the impact of extended hours on local residents and, in particular, the right to sleep? What specific protections for residents are they putting in place?

What assessment has the Applicant made of the impact on residents? Residents are genuinely concerned about "**commercial creep**" i.e. if one is allowed it then all applicants will be and that this applicant has already strayed beyond their permitted licence hours – "**hours creep**". In no time at all there could be multiple late-night outlets driving higher and higher volumes of business dependant on hundreds of dispatch riders speeding around Fulham & Hammersmith with greater levels of noise and disruption. Where does the Committee intend to draw the line and recognise residents' rights and concerns? What specific measures is the Applicant signing up to – for example:

- 1 only using all electric dispatch vehicles and motorbikes in line with LBHF's green climate initiative. How will positive encouragement of quieter vehicles work? No incentive to do that, they neither care nor can enforce this – but can we have specific actions that the Applicant must demonstrate are effective? I am open to hear about the reality of what is being proposed – real, measurable, recordable conditions

- 2 no commercial deliveries or refuse collections after 8pm and before 8 am? Where will refuse be stored away from the public and minimise rat infestations?
- 3 How do residents and the community benefit from an outlet operating after 23:00? How does that sit with the drive of LBHF to improve the area, quieten noise, attract daytime businesses, and promote a clean green environment?
- 4 How many staff will they commit to have clear up litter throughout the day and as soon as the premises close?
- 5 The use and availability of footage from CCTV cameras and appropriate written records;
- 6 Where inside the premises can the dispatch riders congregate and how many can be seated inside given that this is an eat-in premise? and
- 7 Conditions re 'crime hot spots'/cumulative impact, and 'hours creep' as outlined in the new LBHF Licencing Policy 2022-2027. Policies 3 and 4, pls 20,21,22.

None of these issues are difficult to understand or anticipate. They should be obvious to any business operating in this area. CRITICALLY, the very fact that the Applicant has not addressed any of these issues (noise, nuisance, crime in passing or in detail), has not engaged with local residents on these issues, has not engaged with the Police to address concerns about reporting and monitoring crime and drugs sales near the premises, has not offered to contribute to improving the community illustrates a wilful and deliberate disregard for the surrounding community and its residents at the cost of a me-me-me selfish approach. We want responsible, strong, sustainable, environmentally friendly businesses that understand and respect the views and concerns of those who live in the neighbourhood thereby enhancing the area for, lets say 14 hours a day (09:00 – 23:00), but we do not want businesses that don't care and are not responsible nor contribute/give back to a better environment.

Two principal points in support of this are:

- (1) that there is no plan generally or specifically within the LBHF to promote the night-time economy in the residential areas around the NER; and
- (2) as mentioned above, the Council is making great strides in improving North End Road during daytime hours through traffic calming measures such as 'parklets', wider pedestrian pavements, and improved facilities for market traders; the emphasis of these North End Road improvements is solely on daytime commercial activity. The night-time economy is not at all addressed in the Council's plans for North End Road, most likely because no one at the Council envisions that the North End Road, from Fulham Road up to Lillie Road and the NE Road beyond the A4, becoming a 'late night' or even all-night destination. Local councillors are on record as supporting this position. The late-night economy will fuel the delivery and emissions economies and residential London and the right to a good night's sleep will be significantly impaired and effectively lost forever should any food outlet be permitted to operate past 23:00.

I believe there is a precedent for rejecting this application in the decision on 28 June to reject the application of Selekt Chicken, 349 NE Road (2022/00813). I would ask you to follow this precedent and reject this application.

Best regards and thank you. I will respond to any questions or requests that you may have.

John Skoulding

Agenda Item 4

<u>Contents</u>	<u>Page</u>
1. THE APPLICATION	31
1.1. Application Requested	31
1.2. Applicants Operating Schedule	32-34
2. BACKGROUND	34
3. CONSULTATION	35
3.1 Relevant Representations	35
4. OTHER INFORMATION	35
4.1 Enforcement History	35
4.2 Temporary Event Notices (“TENS”)	35
5. POLICY CONSIDERATIONS	35-41
6. DETERMINATION	41-42

APPENDICES

Copy of application form and plan	43-52
Relevant correspondence with the Police	53-55
Relevant correspondence with Noise and Nuisance Team.....	56-58
Map showing location of premises and neighbouring premises.....	59-61
Copy of objection from Ward Panel Chair Fulham Town	62-70
Copy of objections from local residents	71-79

1. THE APPLICATION

On 15 August 2022, The Cock Inn Mugginton Ltd (“the applicant”) submitted an application for a new premises licence to be granted in respect of the premises known as Six80 located at 678 - 680 Fulham Road, London, SW6 5SA.

1.1 Application Requested

The applicant has applied for a new premises licence for the provision of live music, performance of dance, late night refreshment all indoors, recorded music both indoors and outdoors and the sale of alcohol on and off the premises as outlined below:

Performance of live music – indoors only

Monday to Wednesday and Sunday	11:00 - 23:00
Thursday	11:00 - 00:00
Friday and Saturday	11:00 - 01:00

Performance of recorded music – indoors and outdoors

Monday to Wednesday and Sunday	08:00 - 23:00
Thursday	08:00 - 00:00
Friday and Saturday	08:00 - 01:00

Performance of dance – indoors only

Monday to Wednesday and Sunday	19:00 - 23:00
Thursday	19:00 - 00:00
Friday and Saturday	19:00 - 01:00

Provision of late night refreshment – indoors only

Thursday	23:00 - 00:00
Friday and Saturday	23:00 - 01:00

Sale of alcohol – on and off the premises

Monday to Wednesday and Sunday	11:00 - 23:00
Thursday	11:00 - 00:00
Friday and Saturday	11:00 - 01:00

Non standard timings: For all licensable activities on bank holidays (except Christmas Day) 11:00 to 00:00.

From 11:00 on New Year’s Eve to 01:00 on New Year’s Day.

The opening hours of the premises

Monday to Wednesday and Sunday	08:00 - 23:00
Thursday	08:00 - 00:00
Friday and Saturday	08:00 - 01:00

Non standard timings: On bank holidays (except Christmas Day) 11:00 to 00:00.

From 11:00 on New Year’s Eve to 01:00 on New Year’s Day.

A copy of the application form and plan can be seen on pages 42-50 of this report.

1.2 Applicants Operating Schedule

The applicant has proposed a number of additional steps to promote the four licensing objectives if the application is granted. A copy of the proposed conditions can be seen on page 48-49 of this report.

On 01 September 2022, following correspondence received from the Police, the applicant agreed to amend the hours and add extra conditions to their licence if granted. A copy of this amendment and relevant correspondence can be seen on pages 51-53 of this report.

Performance of live music – indoors only

Monday to Wednesday and Sunday	11:00 - 23:00
Thursday to Saturday	11:00 - 00:00

Performance of recorded music – indoors and outdoors

Monday to Wednesday and Sunday	08:00 - 23:00
Thursday to Saturday	08:00 - 00:00

Performance of dance – indoors only

Monday to Wednesday and Sunday	19:00 - 23:00
Thursday to Saturday	19:00 - 00:00

Provision of late night refreshment – indoors only

Thursday to Saturday	23:00 - 00:00
----------------------	---------------

Sale of alcohol – on and off the premises

Monday to Wednesday and Sunday	11:00 - 23:00
Thursday to Saturday	11:00 - 00:00

The opening hours of the premises

Monday to Wednesday and Sunday	08:00 - 23:00
Thursday to Saturday	08:00 - 00:30

Agreed conditions:

1. High-Definition CCTV shall be installed, operated and maintained, at all times that the premises are open for licensable activities or customers are on the premises and;
 - o shall be checked daily to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request.
 - o at least one camera will show a close-up of the entrance/entrances to the premises, to capture a clear, full length image of anyone entering.
 - o shall cover any internal or external area of the premises where licensable activities

take place.

o recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.

o footage shall be provided to Police or authorised council officer within 24 hours of a request.

o a staff member from the premises that is conversant with the operation of the CCTV system shall be on the premises at all times. This staff member will be able to show police or authorised officers of the Licensing Authority recent data footage with the minimum of delay when requested. This data or footage reproduction shall be almost instantaneous.

2. A refusals record shall be kept at the premises to record details of all refusals to sell alcohol. This record shall contain the date and time of the incident, a description of the customer, the name of the member of staff who refused the sale, and the reason the sale was refused. The record shall be made to police and authorised officer of the Licensing Authority on request.
3. All staff working at the premises shall be given compulsory training on the following issues: Welfare and Vulnerability engagement (WAVE) , Ask for Angela, Drink Spiking and Safeguarding . Written records of this training, and a policy to cover each of these topics, shall be retained and made available to the Police or authorised officers of the Licensing Authority upon request.
4. A challenge 25 proof of age scheme for the sale of alcohol shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
5. On days where the premises are open after 23:00 there shall be 1 SIA on duty from 20:00 until close. The requirement for additional for SIA shall be continually risk assessed by the premises. A copy of the risk assessment shall be kept for a minimum of 31days and made available to Police or the Local Authority upon request
6. All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003 in terms of the licensing objectives, offences committed under the Act and conditions of the Premises Licence. Written records of this training shall be retained and made available to police and authorised officers of the Licensing Authority on request.
7. Any alcohol sold for consumption off the premises shall be sold in a sealed container. Patrons are permitted to take from the premises resealed bottles of wine.
8. On days when Fulham Football Club are playing at home the premise shall not allow any drinking, or provision of food, in any area outside the front of the premises for three hours before the advertised kick off time until one hour after the match has been completed. All tables and chairs will be removed from this external area during this same time period.
9. A daily incident log shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police or the Fire Service which shall record the following:
 - (a) all crimes reported to the venue

- (b) all ejection of patrons
- (c) any complaints received
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

10. The premises shall operate a dispersal policy and all staff shall be trained in its implementation

11. The external area at the front of the premises shall not be used after 22:00 any day of the week with the exception of smokers for smoking only.

On 23 September 2022, the Noise and Nuisance Team withdrew their representation, following an agreement with the applicant to add extra conditions to their licence if granted. A copy of this amendment and relevant correspondence can be seen on pages 54-56-30 of this report.

Agreed conditions:

- 1) All external doors and windows shall be kept closed at all times during the provision of regulated entertainment, save during access and egress.
- 2) A responsible member of staff shall carry out proactive noise assessments outside the premises at the boundary of the nearest residential property periodically during the provision of regulated entertainment and take any necessary remedial action.
- 3) A written record of proactive external noise assessments and, where applicable, remedial actions taken shall be kept for a minimum of 31 days from the date of the last entry in the record and this record shall be available for inspection on demand by authorised Council officers at all times the premises are open.
- 4) All stereo / television or other audio equipment including wall-mounted and / or free-standing / portable speakers shall be mounted on anti-vibration mountings / pads, as appropriate, to prevent vibration transmission of sound energy to adjoining properties.

2. BACKGROUND

The main access to the premise's unit is located on Fulham Road. There is a mixture of both residential and commercial premises within the area. A map showing the location of the premises and neighbouring licensed premises can be seen on pages 57-59 of this report.

There are several options for transport away from the area including buses and taxis which run from in and around the Fulham Road area. Parsons Green tube station is a 7-minute walk away, Fulham Broadway and Putney Bridge tube stations are a 14-minute walk away.

3. CONSULTATION

A public notice was displayed at the premises for 28 days. The application was advertised in a local circular and all statutory consultees were notified as required by the Regulations. The Council has served written notice of hearing upon the applicant and all those parties that have made representations in respect of the application.

3.1. Relevant Representations

The licensing section received one representation from the Ward Panel Chair of Fulham Town and four representations from local residents objecting to the licence application. A copy of these representations can be seen on pages 60-77 of this report.

4. OTHER INFORMATION

4.1 Enforcement History

There have not been any warnings, simple cautions or prosecutions given to the new operator in respect of the premises during the past three years.

4.2 Temporary Event Notices (“TENs”)

No TENs have been submitted in respect of this premises in the past twelve months.

5. POLICY CONSIDERATIONS

5.1 Section 5 pages 12 and 13 of the Statement of Licensing Policy (“SLP”) states that in order to ensure the promotion of the four Licensing Objectives the Licensing Authority will require applicants to detail in their operating schedule:

- the steps proposed to promote the licensing objective of the prevention of crime and disorder on, and in the vicinity of, the premises, having regard to their location, character, condition, the nature and extent of the proposed use and the persons likely to use the premises;
- the steps proposed to ensure the physical safety of people using the relevant premises or place;
- how they intend to prevent nuisance arising, prevent disturbance and protect amenity so far as is appropriate to ensure that the Licensing Objectives are met. Where there is a relevant representation regarding extended hours, the Licensing Authority will not permit an extension unless it is satisfied that the Licensing Objectives would be met;
- the measures and management controls in place to protect children from harm. Where appropriate a written childcare policy should be available and be incorporated in the induction of staff.

5.2 Policy 3 page 21 of the SLP states that where there is a relevant representation, the Licensing Authority will consider each particular case on its merits having regard in particular to the following matters:

- a) Whether the licensed activities are likely to have an adverse impact especially on local residents and, if there is potential to have an adverse impact, what, if any, appropriate measures will be put in place to prevent it;
- b) Whether there will be a substantial increase in the cumulative adverse impact from these or similar activities, on an adjacent residential area;
- c) Whether there is a suitable level of public transport accessibility to and from the premises at the appropriate times;
- d) Whether the activity will be likely to lead to a harmful and unmanageable increase in car parking demand in surrounding residential streets suffering high levels of parking stress or on roads forming part of the Strategic London Road Network or the London Bus Priority Network leading to a negative impact on the Licensing Objectives relating to the prevention of crime, disorder, anti-social behaviour (ASB), nuisance and vehicle emissions;
- e) Whether there have been any representations made by Responsible Authorities, or other relevant agency or representative.

The Licensing Authority will closely scrutinise extended hours applications to ensure that the Licensing Objectives are met. In determining an application the licensing committee might decide that the circumstances are such that a restriction on hours is the only appropriate means to achieve the Licensing Objectives. If an 'hours' restriction is imposed, the Licensing Authority will normally require that customers should be allowed a minimum of thirty minutes to consume alcohol.

To act as a guide for new or existing operators we have set out the suggested closing times for licensed premises below:

Type of premises	Town centres	Mixed use areas	Residential areas
Restaurants and cafes	Fri – Sat 01:30 Mon - Thurs 01:00 Sun – 00:00	Fri – Sat 01:00 Mon - Thurs 00:00 Sun – 23:00	Fri – Sat 23:00 Sun – 22:00
Public houses, bars, or other drinking establishments	Fri – Sat 02:30 Mon - Thurs 01:00 Sun – 00:00	Fri – Sat 01:00 Mon - Thurs 00:00 Sun – 23:00	Fri – Sat 23:00 Sun – 22:00

5.3 Policy 4 pages 22 and 23 of the SLP states that in determining an application where there has been a relevant representation the Licensing Authority will, where appropriate, take into account the cumulative effect of the number, type and density of licensed premises already existing in the area. Consideration will be given to the proximity to any drug and alcohol treatment site, A&E department or homeless hostel in a local area type remit ie applicants need to make the case for how they would not increase further problems for residents/clients nearby.

In coming to any decision regarding cumulative impact the Licensing Authority will consider other mechanisms outside of the licensing regime which may also be available to address this issue, these include but are not limited to:

- Police and other enforcement of the normal law concerning disorder and anti-social behaviour.

- Police powers to close down instantly any licensed premises or temporary events on grounds of disorder, the likelihood of disorder or excessive noise emanating from the premises, for up to 24 hours.
- The power of the police, other responsible authorities, a local resident, business or Councillor to seek a review of the licence or certificate in question.
- Police and Local Authority power to issue a Closure Notice for up to 48 hours where serious antisocial behaviour is taking place at licensed premises under the Anti-social Behaviour, Crime and Policing Act 2014.
- To ensure that residents are protected from the negative impact of late-night local licensing activities the Licensing Authority may decide to adopt an Area Specific Cumulative Impact Policy in relation to a specific area; where the number, type and density of premises providing licensable activities is having a serious negative impact on the local community and local amenities.

5.4 Policy 11 page 30 of the SLP states that population densities in this borough are high, with many residential premises located above or in close proximity to licensed premises. This means that the public nuisance and crime and disorder objectives will be of paramount concern when evaluating Operating Schedules. Licensing Committees will place high regard on the control measures put in place by the applicant to ensure that our residents are protected from the potential detrimental effects of any licensed premises.

5.5 Policy 14 pages 32 and 33 of the SLP in relation to delivery services states that the Licensing Authority has concerns with the potential for the following:

- Age verification at both purchase point and delivery point;
- The safety of delivery drivers at the point of delivery;
- Safety of the premises from which orders are taken and sent out for deliver; and,
- Possible public nuisance and anti-social behaviour (ASB) caused by delivery drivers collecting deliveries from the licensed premises.

The Licensing Authority is likely to place the following conditions on to a premises licence for delivery services where it is appropriate and relevant to the individual licence application:

- A standard age verification check shall be undertaken on entering the website.
- A signature at the point of delivery must be obtained. No delivery shall be left without a signature.
- Alcohol shall only be delivered to a residential or business address and not to a public place.
- Every third-party courier delivery box shall be labelled with the words "Age Restricted Product".
- Any delivery driver or third-party courier will be required to have appropriate age verification training, particularly they will be required to have training in refusal of supply where age verification is not provided.
- A refusals log will be maintained for deliveries.
- Appropriate security will be in place at the premises as agreed with Police.
- Measures for minimising noise and disturbance and anti-social behaviour (ASB) caused by the dispatch of deliveries to be identified in the operating schedule. In particular applicants are expected to consider the use of electric vehicles to minimise air pollution and noise. The Licensing Authority expects that applicants will make arrangements for all deliveries after 8 pm to be made using electric vehicles or non motorised vehicles i.e. bicycles.

- A requirement for a specific delivery collection area to be made clear to any third party delivery service. This area may not be directly outside the licensed premises to take account of any residential accommodation close by or obstructing the pavement/highways.

5.6 Policy 15 pages 33 and 34 of the SLP in relation to the safety of women and girls in licensed settings states the Licensing Authority will use its powers to regulate the night-time economy, both with specific regard to spiking incidents and more generally in relation to violence against women and girls. This may include:

- a) Using the Licensing Authority's powers to impose conditions or revoke premises licenses, where venues do not take sufficient measures to protect and provide support to customers in spiking incidents;
- b) Considering the prevalence, prevention and reporting of sexual harassment and misconduct and gender-based violence in licensed premises.
- c) Requiring the presence of suitably trained and accredited door staff,
- d) Require presence of CCTV, or to introduce entry searches for example.

Licence applicants and existing licence holders are encouraged to include in their operating schedules clear policies relating to potential abuse or violence against women and girls.

This would include, but is not limited to the 'Ask for Angela' programme, Welfare and Vulnerability Engagement' training package (WAVE) for staff to identify and assist women and girls being at risk or being subjected to violence, and the implementation of clear policies in the premises on preventing and addressing violence against women and girls.

5.7 Annex 1 pages 35 and 36 of the SLP in relation to the prevention of crime and disorder states licence applicants will be expected to demonstrate the following in their operating schedules:

- a) Measures to control excessive consumption and intoxication.
- b) Consideration of any additional measures or restrictions that may be placed on alcohol sales to prevent binge drinking and promote 'sensible drinking'.
- d) It is important to ensure that staff working at off licences are suitably trained and receive appropriate refresher training in their responsibilities under the Act and can discharge their duties in full compliance with the licence conditions and requirements of the Act. This includes the ability to competently check a customer's age with acceptable forms of identification where necessary. The Licensing Authority will particularly consider the following matters where they are material to the individual application:
 - i. The likelihood of any violence, public order or policing problem if the licence is granted;
 - ii. The measures taken to control admission to the premises, and to take reasonable steps to prevent the occurrence of crime and disorder and public nuisance immediately outside the premises, where and to the extent that these matters are within their control.
 - iii. Past conduct and prior history of complaints against the premises;
 - iv. Whether a dispersal policy has been prepared to minimise the potential for disorder as customers leave the premises; and
 - v. Any relevant representations.

e) Measures to demonstrate compliance Home Office guidance 'Safer Clubbing' in relation to the control of illegal drugs on their premises. They should agree a protocol with the Licensing Authority and the police on the handling of illegal drugs found on their premises.

f) Robust measures in place to avoid the presence of weapons on their premises and should agree a protocol with the Licensing Authority and the police on the handling of weapons found on their premises

g) Conditions will, so far as possible, reflect local crime prevention strategies, and the Licensing Authority will also have regard to the views of the local Crime and Disorder Reduction Partnership.

h) **Crime and disorder in the vicinity of the premises:** this may include the crime and disorder risks arising from persons queuing to enter the premises; persons exiting the premises and customers smoking eating or drinking in outdoor areas and on the highway outside the premises. This can also include crime arising from pickpockets and bag snatchers, particularly in open spaces or crowded areas where alcohol is being consumed.

i) **alternative to glass bottles and glasses** - restricting the use of glass bottles and beer glasses to customers in preference for containers made from polycarbonate materials.

j) **CCTV** - using CCTV inside and/or outside the premises together with appropriate procedures and having staff properly trained to use CCTV equipment.

k) **dispersal procedures** - establishing appropriate dispersal procedures to minimise the potential for crime and disorder when customers are leaving the premises.

l) **dealing with and reporting crime and disorder** - training for staff and door security aimed at reducing crime and disorder in the premises and its vicinity and dealing with and reporting incidents if they occur.

m) **door staff** - considering whether the premises employs a sufficient number of SIA registered door staff, whether Door Premises Supervisors check the legitimacy of the badges and whether SIA staff display their badges prominently. (Note: All door supervisors must be Security Industry Authority (SIA) registered).

n) **drugs and weapons** - ensuring compliance with relevant guidance regarding illegal drugs and weapons. Attention should be paid to search procedures, procedures for the safe storage and surrender of seized drugs and weapons and drug awareness issues, designing out the ability to take drugs in the premises, etc.

o) **excessive drinking** - training for staff to recognise when customers are becoming drunk and adopting appropriate 'cut off' procedures for drunken customers, so as to reduce the likelihood of fights or aggressive behaviour.

p) **local schemes** – joining and attending local Pubwatch meetings and participating in the Behave or Be Banned Scheme (BOBB) and/or signing up and using the Council's Safety Net Radio scheme.

q) **prevention of theft** - using bag hooks and signage to warn customers of pickpockets and bag snatchers.

5.8 Annex 1 pages 38 to 40 of the SLP in relation to the prevention of public nuisance states that the Licensing Authority will particularly consider the following matters where they are material to the individual application:

i. The Licensing Authority recommends that primarily alcohol led premises such as nightclubs and pubs, located close to any residential premises, implement a dispersal policy at their venue. All relevant staff should be trained on any policy, and all

reasonable steps should be taken to ensure it is fully implemented and adhered to at all times.

- ii. The proximity of residential accommodation;
- iii. The type of use proposed, including the likely numbers of customers, proposed hours of operation and the frequency of activity;
- iv. The steps taken or proposed to be taken by the applicant to prevent noise and vibration escaping from the premises, including music, noise from ventilation equipment, and human voices. Such measures may include the installation of soundproofing, air conditioning, acoustic lobbies and sound limitation devices;
- v. The steps taken or proposed to be taken by the applicant to prevent disturbance by customers arriving at or leaving the premises.
- vi. Limiting the number of people permitted to use a garden or other open-air areas, including those for the use of smoking, at any one time.
- vii. Restricting the use of a garden or other open-air areas, including those for the use of smoking, after a particular time e.g. 11:00pm (or such earlier time as may be considered appropriate)
- viii. The steps taken or proposed to be taken by the applicant to prevent queuing (either by pedestrian or vehicular traffic). If some queuing is inevitable then queues should be diverted away from neighbouring premises or be otherwise managed to prevent disturbance or obstruction;
- ix. The steps taken or proposed to be taken by the applicant to ensure staff leave the premises quietly;
- x. The arrangements made or proposed for parking by patrons, and the effect of parking by patrons on local residents;
- xi. The provision for public transport in the locality (including taxis and private hire vehicles) for patrons;
- xii. The level of likely disturbance from associated vehicular and pedestrian movement to and from the premises;
- xiii. The delivery and collection areas and delivery/collection times;
- xv. The arrangements for refuse disposal, storage and the prevention/tidying of litter (including fly posters and illegal placards);
- xviii. The generation of odour, e.g. from the preparation of food;
- xix. Any other relevant activity likely to give rise to nuisance;
- xx. Any representations made by the Police, or other relevant agency or representative;

The following provides a non-exhaustive list of risks associated with the public nuisance objective that applicants may want to consider when preparing their Operating Schedule:

j) **Deliveries/collections** – noise from deliveries to and/or collections (e.g. refuse) from the premises are another common source of complaint. Consider the times of such deliveries/collections and make sure you specify to any contractors that deliveries/collections should not be made at anti-social times. As a guide, the Noise and Nuisance Service recommend that deliveries/collections should only be made between the hours of 7:30am and 9:00pm, depending on the proximity of residential and/or other noise sensitive properties.

k) **Late night refreshment** - applicants in respect of late night takeaways should demonstrate that they have assessed the risk of persons congregating in large numbers in the vicinity of their premises. Where appropriate, applicants should demonstrate suitable measures to address this problem.

l) **Light pollution** – this is an increasingly common source of complaint, particularly from illuminated signs and external security lighting. Where provided, illuminated signs should not cause glare to neighbouring properties, ideally being turned off at night, and external lighting should be angled and/or diffused to also prevent nuisance.

m) **Noise and/or vibration** breakout from the provision of regulated entertainment, particularly from (but not limited to) live music – consider what type of entertainment is to be provided, in what room/area of the premises and the suitability of the construction of this room/area to contain sound. Windows are a particular weak-point for noise break-out so consider providing regulated entertainment in a room without windows or with as few windows as possible, particularly windows that face towards nearby 40 residential properties. Where suitable, install a lobby to prevent spillage of noise each time an entrance/exit door is opened.

n) **External Areas** – External areas such as gardens can be the source of noise disturbance to surrounding premises. Consider limiting the use of the garden to a reasonable time and number of people.

o) **Odour** – odour from cooking is a common source of complaint, particularly from restaurants and fastfood takeaways. The Council's Noise and Nuisance Service may therefore require evidence that the kitchen ventilation and/or extract systems are regularly maintained and serviced to ensure that it is operating efficiently and with minimal nuisance to neighbours arising from odour and also noise. This includes the siting of BBQs.

p) **Queue management** - establishing appropriate procedures to avoid the need for customers to queue before entering the premises or, where queuing cannot be avoided, to manage queues so as to minimise the potential for crime and disorder or public nuisance by customers who are queuing.

q) **Ventilation** – where regulated entertainment is to be provided there may be a requirement to keep doors and/or windows closed during its provision to limit noise breakout, consider therefore the provision of air conditioning for the comfort of your customers if doors and windows have to be closed during the summer. However, also note air conditioning can be the source of noise complaints in itself, so careful consideration also needs to be given to the siting of this equipment.

r) **Waste** – consider how and where waste will be stored/disposed of at the end of trading hours, particularly if trading until late at night. This is important because the disposal of glass and/or cans to outside bin areas can be very noisy and give rise to complaints, so it may be necessary to store such items and other non-degradable refuse inside the premises until the next trading day. Consideration should also be given to the time of deliveries to minimize disruption to local residents.

s) **Litter** – for example, litter patrols for late night take-away premises

6. DETERMINATION

6.1 In determining this application, the Committee must have regard to the representations and take such of the following steps as it considers necessary for the promotion of the licensing objectives. The steps are:

(a) Grant the application in full

(b) Grant the application in part – modifying the proposed hours, activities or conditions.

(c) Reject the application

It is the Council's duty under the Licensing Act 2003 ("The Act") to determine applications with a view to promoting the four licensing objectives; Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm.

In reaching a decision the Council shall consider the details of any relevant representations received; the applicant's Operating Schedule; the Council's adopted Statement of Licensing Policy and the guidance issued by the Secretary of State under section 182 of the Act.

If the Committee is minded to grant the application conditions may be attached to the licence to alleviate the concerns raised through the representations.

Application for a premises licence to be granted under the Licensing Act 2003

Case number 2022/01251/LAPR

Payment transaction reference 256-94922

Amount paid £315

Date submitted 15/08/2022

Are you the applicant or their agent? Applicant

PREMISES DETAILS

Premises address

Octoberfest 678-680 Fulham Road, London SW6 5SA

If the premises could not be found please enter the address here, or if the premises has no address give a detailed description (including the Ordnance Survey references)

Trading name (if any) Six80

Telephone number at the premises (if any)

Are the premises in the course of construction?

Yes

Non-domestic rateable value 33001 if the premises

Will the premises be exclusively or primarily used for the supply of alcohol for consumption on the premises?

Yes

APPLICANT DETAILS

I am applying as a person other than an individual

Please confirm if you are applying as a limited company/ limited liability partnership

Applicant name

Address The Cow The Green, Dalbury Lees
Ashbourne
DE6 5BE

Registered company number 09304261

Telephone number

Email address

I confirm that: I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities

Alternative details for correspondence

Contact name (if different from premises user) Mr Ashley Saunders

Business name The Cock Inn Mugginton Ltd

Correspondence address The Cock Inn Mugginton Ltd
The Cow The Green, Dalbury Lees
Ashbourne
DE6 5BE

Daytime/ business telephone
number

Evening/ home telephone
number

Mobile phone number

Email address

OPERATING SCHEDULE

When do you want the premises licence to start?

30/09/2022

If you want the licence to be valid for only a limited period, when do you want it to end?

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend

Please give a general description of the premises.

High Street open fronted premises consisting two floors comprising seating for dining and bar area. Basement for service use and toilets. Ground floor for kitchen and customer dining / bar area.

What licensable activities do you intend to carry on from the premises?

live music,recorded music,performances of dance,late night refreshment,supply of alcohol

HOURS OPEN TO THE PUBLIC

Standard days

Mondays

Start 08:00

Finish 23:00

Tuesdays

Start 08:00

Finish 23:00

Wednesdays

Start 08:00

Finish 23:00

Thursdays

Start 08:00

Finish 00:00

Fridays

Start 08:00

Finish 01:00

Saturdays

Start 08:00

Finish 01:00

Sundays

Start 08:00

Finish 00:00

Please state any seasonal variations

Recognised Bank Holidays (except Christmas Day) 08.00 - 00.00

New Years Eve 08.00 - 01.00 (New Years Day)

Non standard timings. Where you intend to use the premises at different times to those listed above, please list

LIVE MUSIC

Please give further details here

DJ and acoustic / similar small scale entertainment

Will the performance of live music take place indoors, outdoors or both?

Indoors

Standard days

Mondays

Start 11:00

Finish 23:00

Tuesdays

Start 11:00

Finish 23:00

Wednesdays

Start 11:00

Finish 23:00

Thursdays

Start 11:00

Finish 00:00

Fridays

Start 11:00

Finish 01:00

Saturdays

Start 11:00

Finish 01:00

Sundays

Start 11:00

Finish 23:00

Please state any seasonal variations

Recognised bank holidays (except Christmas Day) 11.00 00.00

New Years Eve 11.00 - 01.00 (New Years Day)

Non standard timings. Where you intend to use the premises for live music at different times to those listed above, please list.

RECORDED MUSIC

Please give further details here

Pre-recorded / background music played over in-house system

Will the performance of recorded music take place indoors, outdoors or both?

Both

Standard days

Mondays

Start 08:00

Finish 23:00

Tuesdays

Start 08:00

Finish 23:00

Wednesdays

Start 08:00

Finish 23:00

Thursdays

Start 08:00

Finish 00:00

Fridays

Start 08:00

Finish 01:00

Saturdays

Start 08:00

Finish 01:00

Sundays

Start 08:00

Finish 23:00

Please state any seasonal variations

Recognised bank holidays (except Christmas Day) 11.00 - 00.00

New Years Eve 11.00 - 01.00 (New Years Day)

Non standard timings. Where you intend to use the premises for recorded music at different times to those listed above, please list.

PERFORMANCES OF DANCE

Please give further details here

Casual Dancing to either pre-recorded or live music

Will the performance of dance take place indoors, outdoors or both?

Indoors

Standard days

Mondays

Start 19:00

Finish 23:00

Tuesdays

Start 19:00
Finish 23:00

Wednesdays

Start 19:00
Finish 23:00

Thursdays

Start 19:00
Finish 00:00

Fridays

Start 19:00
Finish 01:00

Saturdays

Start 19:00
Finish 01:00

Sundays

Start 19:00
Finish 23:00

Please state any seasonal variations

Recognised Bank Holidays (except for Christmas Day) 11.00 - 00.00

New Years Eve 11.00 - 01.00 (New Years Day)

Non standard timings. Where you intend to use the premises for performances of dance at different times to those listed above, please list.

LATE NIGHT

REFRESHMENT

Please give further details
here

Sale of food and alcohol later on a Thursday, Friday and Saturday only

Will the provision of late night refreshment take place indoors, outdoors or both?

Indoors

Standard days

Mondays

Start
Finish

Tuesdays

Start
Finish

Wednesdays

Start
Finish

Thursdays

Start 23:00
Finish 00:00

Fridays

Start 23:00

Finish 01:00

Saturdays

Start 23:00

Finish 01:00

Sundays

Start

Finish

Please state any seasonal variations

Recognised bank holidays (except for Christmas Day) 11.00 - 00.00

New Years Eve 11.00 - 01.00 (New Years Day)

Non standard timings. Where you intend to use the premises for late night refreshment at different times to those listed above, please list.

SUPPLY OF ALCOHOL

Please give further details here

Will the supply of alcohol be for consumption on the premises, off the premises or both?

Both

Standard days

Mondays

Start 11:00

Finish 23:00

Tuesdays

Start 11:00

Finish 23:00

Wednesdays

Start 11:00

Finish 23:00

Thursdays

Start 11:00

Finish 00:00

Fridays

Start 11:00

Finish 01:00

Saturdays

Start 11:00

Finish 01:00

Sundays

Start 11:00

Finish 23:00

Please state any seasonal variations

Recognised bank holidays (except Christmas Day) 11.00 - 00.00

New Years Eve 11.00 - 01.00 (New Years Day)

Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed above, please list.

Details of the individual whom you wish to specify on the licence as the designated premises supervisor

Full name Mr Ryan Hicking

Date of birth

Home address of prospective designated premises supervisor

Personal licence number (if known) 20/000011PELIC

Issuing authority (if known) Amber Valley Borough Council

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

None

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

a) General- all four licensing objectives (b,c,d and e)

The Designated Premises Supervisor will ensure that all staff, supervisors and managers receive a full induction in the legality and procedures for alcohol sales prior to undertaken the sale of alcohol. The training will include the lawful selling of age restricted products, refusing the sale of alcohol to any individual who appears drunk, the contents of the premises licence, times of operation, licensable activities and all conditions. Refresher training will take place at intervals not exceeding 6 months. Training records will be signed and dated and made available for inspection to any authorised officer of the Licencing Authority or Police upon reasonable request. An incident log will be maintained and kept at the premises detailing any occurrence of incidents. The log will be signed off by the DPS (or person of designated authority once a week. And will be made available to the Licensing Authority and/or Police.

b) The prevention of crime and disorder

Digital CCTV will be installed in the premises covering all internal and external areas of the premises, including entrances. The system shall be on and recording at all times.

CCTV footage will be stored for a minimum of 28 days and full assistance will be given to the Police in the event they wish to view footage for the purpose of detecting or preventing crime.

The CCTV recording equipment will be checked regularly to ensure it displays the correct dates and times.

Subject to GDPR legislation management will be fully trained in the operation of the CCTV system and will be able to download footage should this be required by the Police.

c) Public safety

All exit doors shall be easily opened and shall not require the use of a key card, code or similar locking device.

Doors and exits shall be regularly checked to ensure they function satisfactorily and a record of those checks will be kept.

Clear gangways to exits will be maintained.

d) The prevention of public nuisance

The premise licence holder will take all necessary steps to ensure noise escape is kept to the absolute minimum including noise or vibration at the façade of any noise sensitive or residential properties.

The placing of bottles and receptacles outside the premises will not take place between the hours of 23.00 and 07.00.

The premise licence holder shall implement a system to ensure there are no offensive smells emitted from the property that may cause nuisance to neighbouring premises.

Waste receptacles will be emptied on a regular basis.

Signs will be placed in prominent places requesting patrons to respect neighbours when leaving the premises.

Litter shall be prevented at all times and where identified cleared from the vicinity of the premises.

e) The protection of children from harm

A Challenge 25 policy will be adopted with the recommended forms of identity as accepted by the current home office guidance.

Challenge 25 signage will be prominently displayed within the premises.

A refusal register will be maintained and made available to the police or authorised officers on request. The Designated Premise Supervisor will perform regular checks to ensure this is constantly being adhered to by all staff.

DECLARATIONS

I have enclosed a plan of the premises

Yes

I have enclosed the consent form completed by the individual I wish to be designated premises supervisor

Yes

I understand I must now advertise my application

Yes

It is an offence, under section 158 of the Licensing Act 2003, to make a false statement in or in connection with this application. Those who make a false statement may be liable on summary conviction to a fine of any amount.

It is an offence under section 24b of the Immigration Act 1971 for a person to work when they know, or have reasonable cause to believe, that they are disqualified from doing so by reason of their immigration status. Those who employ an adult without leave or who is subject to conditions as to employment will be liable to a civil penalty under section 15 of the Immigration, Asylum And Nationality Act 2006 and pursuant to section 21 of the same act, will be committing an offence where they do so in the knowledge, or with reasonable cause to believe, that the employee is disqualified.

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work.

I have the consent of any individuals or third parties listed in this form to provide their personal details and I am authorised to submit this application on behalf of all applicants.

I have read the privacy policy and agree for my details to be used by the council to contact me about this application and any changes to this service that may affect me.

I agree to the above

Yes I agree to the above declaration

Full name

Ashley Saunders

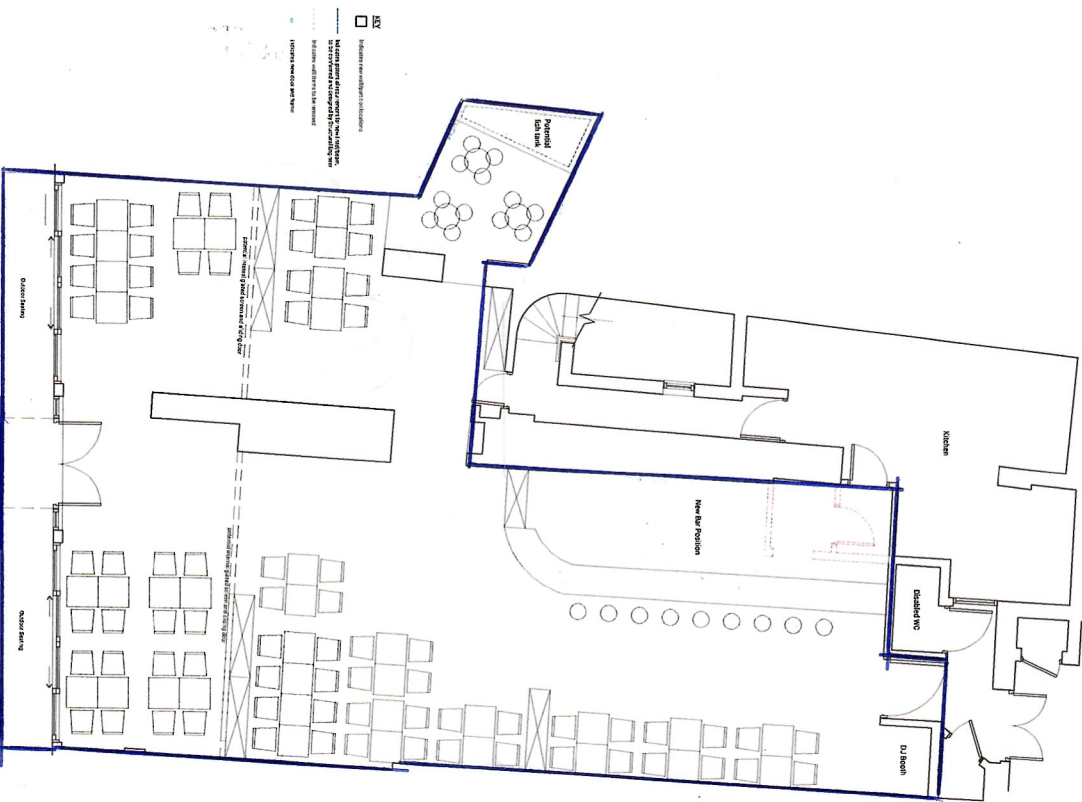
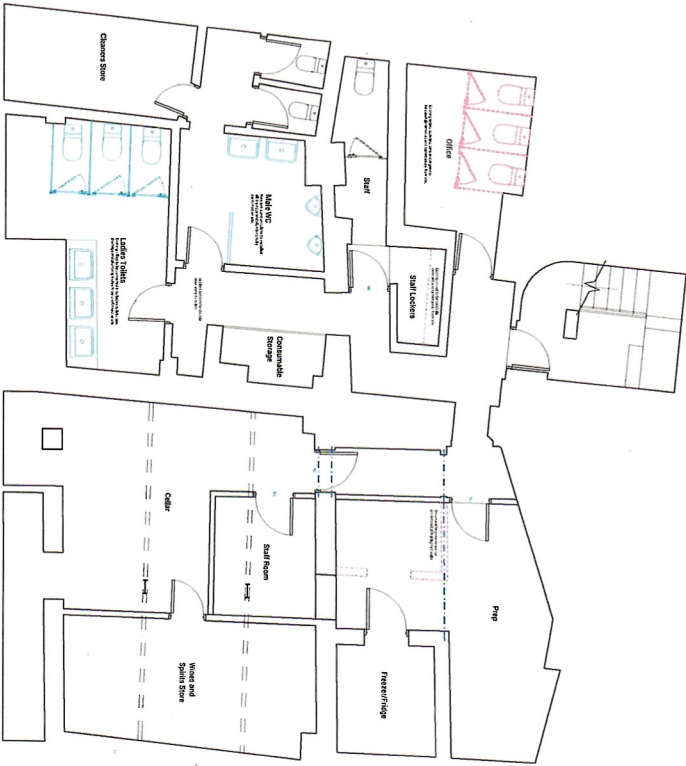
Capacity

Director

Date

15/08/2022

Area for consumption of alcohol.



Copyright © HIES Architects Limited 2015. All Rights Reserved. No part of this document may be reproduced, stored in a retrieval system, or transmitted in any form or by any means, electronic, mechanical, photocopying, recording, or by any information storage and retrieval system, without the prior written permission of HIES Architects Limited. This document is the property of HIES Architects Limited and is loaned to you for your use only. It is not to be distributed, copied, or otherwise used without the prior written permission of HIES Architects Limited. If you are a contractor or sub-contractor, you shall be responsible for ensuring that you are aware of the copyright, design and patent law in force in your country. HIES Architects Limited is a member of the Chartered Institute of Building (CIOB) and the Chartered Institute of Architectural Technicians (CIAT).

CIAT Registration

In line with the Construction Design and Management (CDM) Regulations 2015 we will ensure that all construction work is carried out in accordance with the regulations. As a contractor or sub-contractor, you shall be responsible for ensuring that you are aware of the CDM Regulations 2015 and that you are aware of the requirements of the regulations. HIES Architects Limited is a member of the Chartered Institute of Building (CIOB) and the Chartered Institute of Architectural Technicians (CIAT).

Notes

1. All dimensions are in millimetres (mm) unless otherwise stated.
2. Contractors must check all dimensions on site, including those not shown on drawings, any discrepancies are to be reported to the Architect before work commences.

Form 500 1000 1500

HIES
ARCHITECTS

Refurbishment of Bar & Restaurant
678-680 Fulham Road, London, SW6 5SA

Proposed Ground & Basement Floor Plans

3002-1003 1:50
P/Pf HES BI ZZ ON A 02001

ISSUED FOR INFORMATION
22/01/2015
HIES ARCHITECTS
100, Abchurch Lane, London, EC4N 3DF
Tel: 020 7424 1000
www.hiesarchitects.com

From: [Kristen.Cardwell](#)

Sent: 01 September 2022 16:41

To: Licensing HF:

Subject: RE: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Good Afternoon Licensing,

Please refer to the following conditions (highlighted in red below) between the Police and the Applicant for the above premises:-

Licensable activities sought

The performance of Live Music - Indoors Only

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

The playing of Recorded Music - Both Indoors and Outdoors

Sundays to Wednesdays between 08:00 to 23:00

Thursdays, Fridays and Saturdays between 08:00 to 00:00

The Performance of Dance - Indoors Only

Sundays to Wednesdays between 19:00 to 23:00

Thursdays, Fridays and Saturdays between 19:00 to 00:00

The provision of Late Night Refreshment - Indoors Only

Thursdays, Fridays and Saturdays between 23:00 to 00:00

The Sale of Alcohol - Both On and Off the Premises

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

Opening Hours of the Premises

Sundays to Wednesdays between 08:00 to 23:30

Thursdays, Fridays and Saturdays between 08:00 to 00:30

1. High-Definition CCTV shall be installed, operated and maintained, at all times that the premises are open for licensable activities or customers are on the premises and;
 - o shall be checked daily to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request.
 - o at least one camera will show a close-up of the entrance/entrances to the premises, to capture a clear, full length image of anyone entering.
 - o shall cover any internal or external area of the premises where licensable activities take place.
 - o recordings shall be in real time and stored for a minimum period of 31 days with date and time stamping.
 - o footage shall be provided to Police or authorised council officer within 24 hours of a request.
 - o a staff member from the premises that is conversant with the operation of the CCTV system shall be on the premises at all times. This staff member will be able to show police or authorised officers of the Licensing Authority recent data footage with the minimum of delay when requested. This data or footage reproduction shall be almost instantaneous.

2. A refusals record shall be kept at the premises to record details of all refusals to sell alcohol. This record shall contain the date and time of the incident, a description of the customer, the name of the member of staff who refused the sale, and the reason the sale was refused. The record shall be made to police and authorised officer of the Licensing Authority on request.
3. All staff working at the premises shall be given compulsory training on the following issues: Welfare and Vulnerability engagement (WAVE) , Ask for Angela, Drink Spiking and Safeguarding . Written records of this training, and a policy to cover each of these topics, shall be retained and made available to the Police or authorised officers of the Licensing Authority upon request.
4. A challenge 25 proof of age scheme for the sale of alcohol shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
5. On days where the premises are open after 23:00 there shall be 1 SIA on duty from 20:00 until close. The requirement for additional for SIA shall be continually risk assessed by the premises. A copy of the risk assessment shall be kept for a minimum of 31days and made available to Police or the Local Authority upon request
6. All staff responsible for selling alcohol shall receive regular training in the Licensing Act 2003 in terms of the licensing objectives, offences committed under the Act and conditions of the Premises Licence. Written records of this training shall be retained and made available to police and authorised officers of the Licensing Authority on request.
7. Any alcohol sold for consumption off the premises shall be sold in a sealed container. Patrons are permitted to take from the premises resealed bottles of wine.
8. On days when Fulham Football Club are playing at home the premise shall not allow any drinking, or provision of food, in any area outside the front of the premises for three hours before the advertised kick off time until one hour after the match has been completed. All tables and chairs will be removed from this external area during this same time period.
9. A daily incident log shall be kept at the Premises and made available on request to an authorised officer of the Council or the Police or the Fire Service which shall record the following:
 - (a) all crimes reported to the venue
 - (b) all ejection of patrons
 - (c) any complaints received
 - (d) any incidents of disorder
 - (e) seizures of drugs or offensive weapons
 - (f) any faults in the CCTV system
 - (g) any refusal of the sale of alcohol
 - (h) any visit by a relevant authority or emergency service.

10. The premises shall operate a dispersal policy and all staff shall be trained in its implementation
11. The external area at the front of the premises shall not be used after 22:00 any day of the week with the exception of smokers for smoking only.

Many thanks,

Kris.

Kris Cardwell
Police Constable 3286AW
Licensing Officer - Hammersmith and Fulham (Central West BCU)
Metropolitan Police Service

From: Rawlinson James: H&F
Sent: 23 September 2022 12:18
To: Licensing HF: H&F
Subject: FW: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Hi Licensing

On the basis of Howard having agreed to the conditions below, noise and nuisance withdraw their representation.

James Rawlinson
Noise and Nuisance Officer

From: Howard Thacker
Sent: 16 September 2022 07:57
To: Rawlinson James: H&F
Subject: RE: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Thanks, James.

That's fine, thanks

Howard Thacker
Managing Director

From: Rawlinson James: H&F
Sent: 15 September 2022 17:26
To: Howard Thacker
Subject: RE: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Thanks Howard

Ideally we'd like doors and windows closed during live music events at anytime, however we can't enforce this through condition before 11 against the licensing act, so essentially it is refereeing to after 11pm.

If you can confirm that's ok then we shall advise licensing that these conditions are agreed.

Thanks

James Rawlinson
Noise and Nuisance Officer

From: Howard Thacker
Sent: 15 September 2022 11:02
To: Rawlinson James: H&F
Subject: RE: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Thanks, James, that's fine.

Can you just clarify, for the uninitiated, the definition of regulated entertainment? I am working on the assumption this effectively means doors are to be kept closed after 11 pm?

Kind regards
Howard Thacker
Managing Director

From: Rawlinson James: H&F
Sent: 15 September 2022 09:16
To: Howard Thacker
Subject: RE: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Thanks Howard

Apologies, I clearly did that in a rush! Please see below. Could you confirm your acceptance?

- 1) *All external doors and windows shall be kept closed at all times during the provision of regulated entertainment, save during access and egress.*
- 2) *A responsible member of staff shall carry out proactive noise assessments outside the premises at the boundary of the nearest residential property periodically during the provision of regulated entertainment and take any necessary remedial action.*
- 3) *A written record of proactive external noise assessments and, where applicable, remedial actions taken shall be kept for a minimum of 31 days from the date of the last entry in the record and this record shall be available for inspection on demand by authorised Council officers at all times the premises are open.*
- 4) *All stereo / television or other audio equipment including wall-mounted and / or free-standing / portable speakers shall be mounted on anti-vibration mountings / pads, as appropriate, to prevent vibration transmission of sound energy to adjoining properties.*

James Rawlinson
Noise and Nuisance Officer

From: Howard Thacker
Sent: 13 September 2022 17:27
To: Rawlinson James: H&F
Subject: RE: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Dear James

Thank you for the note, we are comfortable with the proposed conditions on the basis of our discussion.

IE:

1. The doors will be closed (other than for entry and exit) after 11pm.

2. Speakers etc will be wall mounted on noise isolation brackets.

Kind regards
Howard Thacker
Managing Director

From: Rawlinson James: H&F
Sent: 13 September 2022 17:12
To:
Subject: RE: Six80 - 678 - 680 Fulham Road London SW6 5SA:- Reference: 2022/01251/LAPR

Hi Howard

Further to our conversation just now, please see below the additional conditions as discussed. Again apologies for raising these late in the consultation period. As I mentioned we shall though issue a holding representation to the licensing team for now just to give you an opportunity to review the wording and come back to us.

Thanks

All external doors and windows shall be kept closed [at all times] after [insert times] during the provision of regulated entertainment, save during access and egress.

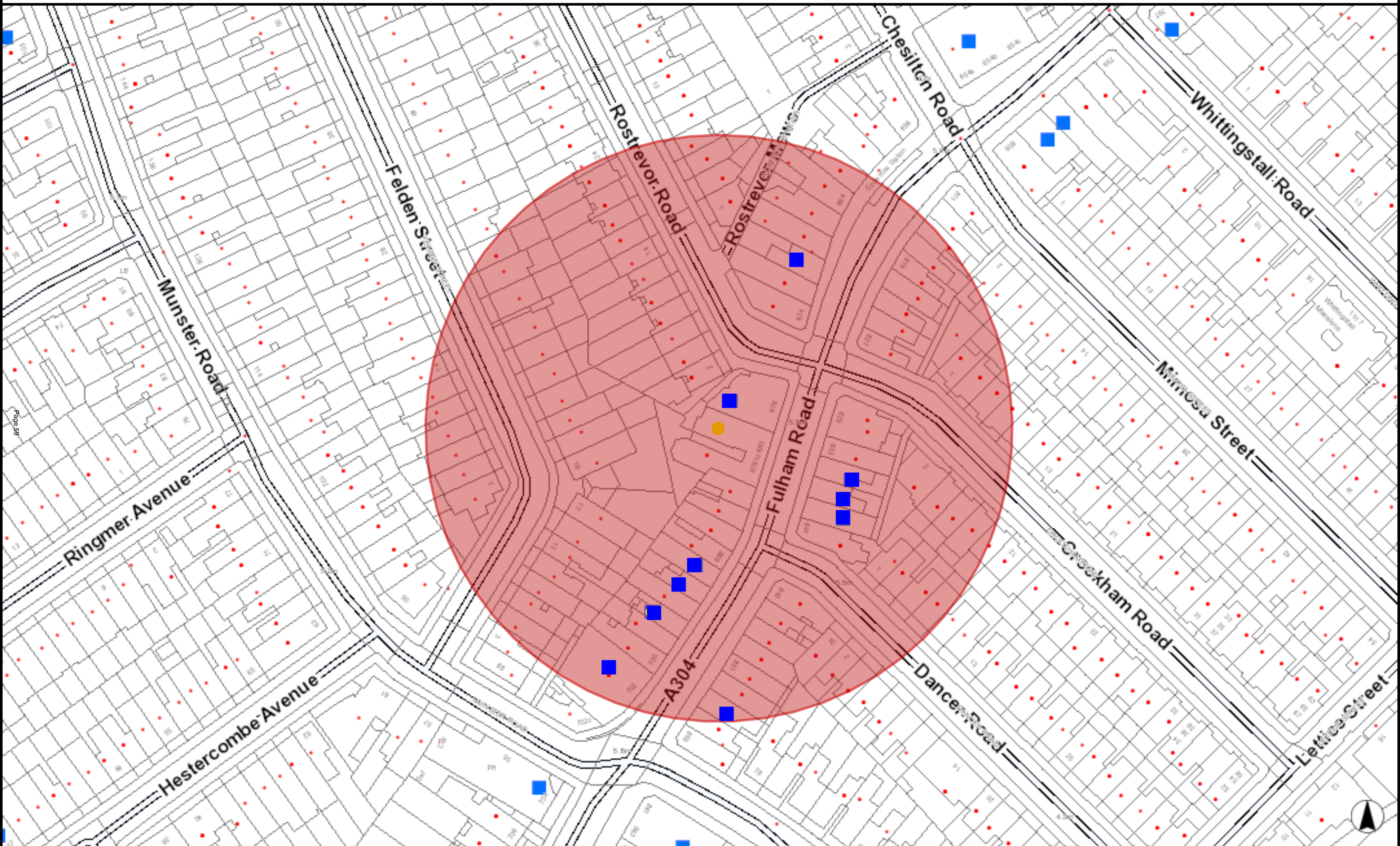
A responsible member of staff shall carry out proactive noise assessments outside the premises at the boundary of the nearest residential property at least once an hour during the provision of regulated entertainment and take any necessary remedial action.

A written record of proactive external noise assessments and, where applicable, remedial actions taken shall be kept for a minimum of 31 days from the date of the last entry in the record and this record shall be available for inspection on demand by authorised Council officers at all times the premises are open.

There shall be no stereo / television or other audio equipment speakers mounted on the [walls] [ceiling] of the premises to prevent vibration transmission of sound energy to adjoining properties.

James Rawlinson
Noise and Nuisance Officer

London Borough of Hammersmith & Fulham



			Sale of Alcohol On and Off the Premises		10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	10:00:00 - 00:00:00	12:00:00 - 22:30:00
2005/01974/LAPRT	Sukho Thai Cuisine	855 Fulham Road London SW6 5HJ	Sale of Alcohol On the Premises		10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	10:00:00 - 23:00:00	11:00:00 - 23:00:00	12:00:00 - 22:30:00

From: Ward Panel Chair Fulham Town
Sent: 12 September 2022 20:22
To: Licensing HF: H&F
Cc: Dimitriou Maria: H&F; Annabel Cottrell
Subject: 2022/01251/LAPR 680 Fulham Road 'SIX80' Eatery

Co Chair, Fulham Town Ward Police/Community Ward Panel
Georgie Stewart
Felden St
SW6 5AF

12th September 2022

Ref: 2022/01251/LAPR 680 Fulham Road 'SIX80' (all day/all evening wine bar and eatery, with recorded music, live music and dancing licenses)

I write in my capacity as Co-Chair of the Fulham Town Ward Police/Community Ward Panel.

We represent all the residents in Fulham Town ward—approximately, 8,000 residents (as per new 2022 boundaries)—, mainly in relation to Crime and Disorder but also issues related thereto, including Anti-Social Behaviour and various nuisances that can be harmful and potentially detract from our very residential Fulham neighborhoods.

We are becoming more involved in Licensing Matters in Fulham and surrounds as we see a growing trend of the relationship of longer hours at Premises leading to more problems on our few, but key high streets in Fulham and surrounding residential roads, especially at night and into the small hours, but also during the daytime, especially on weekends and 'brunch' times. As well, we have experienced that the lack of clear, precise Conditions on licenses has led to rather obtuse interpretations, as well as casual lack of cooperation of operators in their responsibilities to promote the four licensing objectives set out in the 2003 Licensing Act; this in turn has negative consequences for residents, in different ways depending on the establishment.

We are so glad to see that a new operator is planning to invest in this important address along a busy stretch of the local Fulham Road.

We are a bit concerned about the wording used in the Planning Application (not the Licensing Application), as 'ground floor bar unit' as the applicant explained to a resident that he is planning an eatery restaurant type environment. Perhaps we need a bit more clarity here from the start.

We are asking for certain Conditions to be added to the Proposed Licence and therefore are obliged to oppose the Application as submitted.

I assume that the Application will go to the official Licensing Hearing stage. At this time, I would like to inform the Licensing Authority that should I not be able to attend the Hearing (date to be notified), I appoint John Skoulding or his representative, or Charlotte Dexter or her representative, depending on the date of

the hearing, to represent me at the hearing for 2022/01251/LAPR 680 Fulham Road 'SIX80'.

For the Sub-Committee's information: Planning aspects

The Applicant has just this week applied for Planning Permission to renew the frontage of the building in this Central Fulham Conservation Area.

2022/02267/FUL planning reference, new shopfront to ground floor bar unit with removal of existing frontage etc

This is pending consideration and we understand could take many months as the Planning department is still suffering from backlogs due to Covid.

For the Sub-Committee's information: floor plan

We have asked for a floor plan but have yet to receive one from the Applicant, nor from Licensing nor from the Police.

A floor plan would better inform the Sub-Committee. The information we have is 'a bar unit' and the words 'wine bar'; More precision would help the Sub-Committee determine the level of detail of appropriate Conditions.

Contact with the Applicant

A participant on our Ward Panel has been twice in telephone contact with the Applicant, and by email several times, about possible resident-led Conditions being agreed between the Applicant and residents. So far, the amicable discussions have not led to full agreement by the Applicant regarding our suggestions but we feel that progress has been made to alert the Applicant to the needs and concerns of residents in Fulham.

We understand that the Applicant has several successful pubs in the countryside and that this is his first venture in London. The Fulham Road offers a great opportunity to the Applicant, as well as some unique challenges, as the number of residences above/around/across from the Fulham Road street level far outweigh the number of shops, restaurants, cafes, pubs etc. In fact, Fulham, especially around this area of the Central Fulham Conservation Area is almost exclusively residential in nature, but for our well-established and now returning-to-the-post-Covid thriving high street of Fulham Road.

1)

The location:

The proposed Premises is on the Fulham Road, a bit more than half way between Parsons Green Lane and Munster road, smack in the middle of the great swath of thousands of residential terraced houses, some mansion flats and a few estates, plus schools, still some light industry, churches, a mosque and shops, restaurants, services such as dry cleaners, tailors, ironmongers at street level, plus offices and plenty of cafes. This section of Fulham Road is most definitely a daytime, early evening environment. Most restaurants close before 23:00.

Above the proposed Premises and above the adjacent existing licensed Premises (Brown Cow restaurant 676 Fulham Road), the three floors of this large late Victorian red brick building are being reconverted back to 8 residential flats, with separate Planning Permission mentioning the amenity of those new residents, who are not yet resident.

a)—We would appreciate the Sub-Committee taking into consideration those future residents who will live above the proposed Premises. Their amenity, ability to sleep, ability to open their windows for fresh air etc are important considerations in the context of this very Application.

Police and Applicant:

I understand that the Police have now agreed suggested, proposed hours listed below, with the Applicant, with respect to the Licensing Objective of Prevention of Crime and Disorder.

Unfortunately, neither the Ward Panel nor residents were involved in these discussions with the Police, although residents did contact the Licensing Police about this matter.

The Ward Panel is pleased to share our concerns directly with the Sub-Committee.

The performance of Live Music - Indoors Only

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

The playing of Recorded Music - Both Indoors and Outdoors

Sundays to Wednesdays between 08:00 to 23:00

Thursdays, Fridays and Saturdays between 08:00 to 00:00

The Performance of Dance - Indoors Only

Sundays to Wednesdays between 19:00 to 23:00

Thursdays, Fridays and Saturdays between 19:00 to 00:00

The provision of Late Night Refreshment - Indoors Only

Thursdays, Fridays and Saturdays between 23:00 to 00:00

The Sale of Alcohol - Both On and Off the Premises

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

Opening Hours of the Premises

Sundays to Wednesdays between 08:00 to 23:30

Thursdays, Fridays and Saturdays between 08:00 to 00:30

Hours

We are concerned about these hours, overall, for the following reasons:

—The night of Thursday seems to have become the new Friday night. Children need to sleep, as do adults, on Thursday nights, for school or work on Fridays. A resident off North End Road tells me this is termed day creep, similar to hours creep, but a full 24 hours equals day creep..

—Therefore, overall, Opening Hours of the Premises— 23:00 weekdays and midnight Fri and Sat would be more appropriate for the overall residential area around this proposed Premises; this in order to avoid the nuisance of people dispersing from the proposed Premises and milling around the proposed Premises after it closes to have a smoke/vape, make phone calls, even open a bottle that they bought, legally, from the proposed Premises etc. As well, the later people walk through the residential roads of Fulham, the more they can be heard and they can thus wake people (and barking dogs) sleeping.

We all know that it takes time for people to leave a favorite venue, and so they hang around a bit, outside. By 23:00 on Sunday to Thursdays, and by 00:00 ie Midnight on Friday and Saturday people need to be on their way home around this part of Fulham Road in order to protect the amenity of residents and try to limit Crime and disorder on Fulham Road as well as on all the side roads off Fulham Road in this almost 100 percent residential area of Fulham.

b)—We do not support a closing hour of 00:30, especially as it seems that by about 23:00 this proposed Premises will in fact become very much a 'ground floor' bar'; so we ask the Sub-Committee to seriously consider our suggestion regarding final hours, as above.

Tubes TO Parsons Green/terminus Wimbledon:

We would also like to suggest that the Sub-Committee take into consideration, from the Transport for London website, that the last tube to Parsons Green/Putney Bridge arrives just before midnight. There are no further tubes going from the West End where people would more likely be on a Friday or Saturday night, returning back to Fulham. The 14 bus does run 3 times an hour down and up Fulham Road after midnight. As always, there are black cabs and Ubers to be had. As well, most people who are able, walk home from pubs and bars in Fulham.

Would the Sub-Committee please therefore consider:

a) removing Thursday from the present Thurs, Friday and Saturday hours, and returning Thursdays to the Sunday through Thursday hours.

b) stipulating 23:00 as the closing time Sunday to Thursdays and stipulating 00:00 (midnight for Fridays and Saturdays closing) and adjust the timings above for last sale of alcohol vs closing time, as appropriate.

c) Adding in from the LBHF Pool of Licensing the Conditions:

--'There shall be no admittance or re-admittance to the premises after *one-hour before the Terminal Hour*, so 22:00 for 23:00 closing and 23:00 for 00:00 closing. This will assist in assuring that the proposed Premises does not become a 'go to' drinking establishment for the final hour of operation. "Let's get back to Fulham and have a few more drinks (without ancillary food) before we go home," type situation.

Last hour risk/business opportunity

It's unclear if the Applicant has assessed this risk/business opportunity of being 'stormed' by locals returning to Fulham for a a final hour of drinking. We don't see capacity numbers in the Application/Operating Plan.

d) Could the Sub-Committee please ask the Applicant to address this very real possibility/risk.

Outdoor music

Several residents brought to my attention that the pavement is quite narrow outside this proposed Premises and that there is no other outdoor area (no garden to rear). They are concerned about the Playing of Recorded Music Outdoors as the only outdoor area is the pavement on Fulham Road.

Therefore, would the Sub-Committee please consider under Licensing Objective: Prevention of Crime and Disorder and Prevention of Nuisance:

a)—removing the licensable activity of recorded music 'Outdoors' as this would become an immediate noise nuisance issue for residents above, nearby, across the road etc. It would also give a sense of a party taking place on the pavement; probably not what is needed to keep noise, nuisance and anti-social behaviour at bay.

2)

The Police also agreed the logging of points (a) - (h) with the Applicant.

We would suggest adding, under (a.1) "all crimes and disorder reported from the venue to 999 or directly at the time to Police in Person" :

(a) all crimes reported to the venue

>>>>>>>>>>

(a).1 Suggestion: "all crimes and disorder reported from the venue to 999 or directly at the time to Police in Person"

>>>>>>>>>>

(b) all ejection of patrons

(c) any complaints received

(d) any incidents of disorder

(e) seizures of drugs or offensive weapons

(f) any faults in the CCTV system

(g) any refusal of the sale of alcohol

(h) any visit by a relevant authority or emergency service.

The reason we request this as a Condition in this specific licensing Application is that our Ward Panel and other Ward Panels in Fulham are becoming increasingly aware of the problems arising from Premises who DO NOT report crime/disorder/major problems to 999, immediately as they are happening. We have learned from Premises operators themselves that some have a strict rule for themselves and some actually have agreements with neighboring Premises, NOT to ring the Police. This leads to crime/disorder, major incidents having not been reported, further not being discussed with Police. In turn, such incidents are not brought up at PubWatch meetings or at any official or even during more unofficial conversations with Police (Licensing Police, Safer Neighbourhood Teams or otherwise). This lack of reporting leads to a skew in and therefore lack of intelligence/data ie statistics, ie no reporting means no problems.

At recent Ward Panel meetings Police have expressed that they were totally unaware of various points made by residents and or by a Premises because those points have never been reported officially to Police. In a few cases, when they had been reported, police needed the CAD report numbers from residents to find the information in their Airstream data system.

We need a change of thinking and starting with new Premises licenses could be a positive step in this direction for more reporting, more data, leading to more intelligence and hopefully, more involvement of Police where they are needed most.

3)

The Applicant has applied for 'off the Premises sale of alcohol'. This means that alcohol delivery is or could become part of his business strategy, now or in the future.

a)—We ask that the Sub-Committee stipulate that only two-wheeled silent, no-emissions vehicles with registration plates be used for any deliveries at any time. We are learning that Police cannot follow delivery bicycles because they have no registration plate numbers. Being able to follow a vehicle with registration plates should help to limit crime, and find the perpetrators. This will also support the no-emission nuisance goals of the Council, ie no noise emissions nuisance and no CO2 nuisance emissions etc.

Licensing Objective: The Prevention of Public Nuisance and Promoting Public Safety

Deliveries,emission nuisance, noise nuisance

Even if the Applicant does not plan to do a lot of deliveries (through a third party, as there is no planning permission to deliver via his own vehicles) it is imperative that Conditions are added now; they cannot be added later, unless huge resource is expended to prove nuisance that cannot be rejected at appeal level vs residents experiencing everyday nuisance that is annoying but very often cannot be proven via mechanical sensors. We've experienced this very problem with another Fulham Road licence holder this very month.

4)

As Co-Chair of our Fulham Town Ward Community/Police Ward Panel I would ask the Sub-Committee to consider more detailed Conditions, many of them from the LBHF Pool of Conditions:

a)—We suggest a new '5&5' Condition; easy to remember so should be easier to implement consistently:

"No more than five people for 5 minutes at a time, smoking, vaping, or similar (who knows what it will be called in future!) telephoning/device using outside the Premises at one time, to avoid blocking of the pavement and possible noise nuisance to residents above. Use of speaker phone to be prohibited. No food or drink is to be taken from inside to outside by or for these patrons. A maximum of approximately 5 minutes time to be spent for these activities to avoid the build up of people congregating in front of or close to the perimeter of the proposed Premises."

b)—noise of any type of acoustic sounds emanating from the proposed Premises, creating possible ongoing annoyance and possible or close to statutory noise nuisance; there are specific legally approved Conditions for this. Sound insulation will also be needed as well as sound/vibration monitors for live music. Please add them.

c)—assuring that people are not just drinking but also eating at this proposed Premises. We do wonder if at least ancillary food should be served with all alcohol served. We understand that the developer envisions a sort of wine bar type atmosphere (plus full dining), but after a few drinks, people do need to eat food. We understand that 'food ancillary to the serving of/consumption of alcohol is the minimum descriptor.

d)—The Applicant also envisions brunch crowds; these definitely should be 'alcohol only served with a substantial meal' to avoid the so-called bottomless brunch attraction of nearby Premises.

—We suggest these from the Pool of Conditions:

Alcohol and food/table service, no vertical drinking

- a) "The sale and supply of alcohol on the premises shall be to customers seated at tables by waiter/waitress service."
- b) "Alcohol supplied for consumption on the premises shall only be supplied with and be ancillary to food to be consumed on the premises at the same time."
- c) We suggest adding: "During Brunch hours, a substantial meal will be ordered by each customer who orders alcohol of any type or quantity. Bottomless brunches or similar 'all you can drink' type promotions will not be allowed; they should neither be advertised, offered or encouraged."
- d) "The sale and consumption of alcohol on the premises shall be to customers seated at tables. Vertical drinking shall not be permitted."

Sounds/noise/acoustic sound etc

- e) "A tamper-proof sound limiting device for amplified equipment shall be installed and in operation at the premises, with all amplified equipment played through the device. The device shall be set at a level agreed with the Noise and Nuisance Team."
- f) "All external doors and windows shall be kept closed [at all times] after [insert times] during the provision of regulated entertainment, save during access and egress."
- g) "External doors shall be fitted with a self-closing device that is maintained in proper working condition, and which shall not be propped open at any time."
- h) "A responsible member of staff shall carry out proactive noise assessments outside the premises at the boundary of the nearest residential property at least once an hour during the provision of regulated entertainment and take any necessary remedial action."

Litter/pavement, Public Safety

- i) "A responsible member of staff shall carry out proactive litter patrols outside the premises at least [insert times] throughout the premises' opening hours and specifically at the end of trading hours to ensure that there is no litter associated with the premises in the immediate vicinity and any such litter found shall be collected and returned to the premises for disposal with the premises' normal waste / refuse collection."

This will help to keep this one small pavement area of Fulham neat and tidy; a first step in assuring public safety and not attracting ASB etc. This is a request to the Sub-Committee and the Applicant for one small step, one Premises at a time. The Applicant explained to us that he will be keeping the area outside neat and tidy, and we believe him. That said, in future, should the Premises License be transferred to another operator, that operator might not be so cooperative and thus a Condition is needed now, again, because later, it cannot be added easily, if at all.

5) It would have been good to hear from the Applicant that he plans to join and be an active member of the local PubWatch and that he volunteers to meet with residents and attend Ward Panel meetings to become more aware of his new neighbourhood. Perhaps the Sub-Committee could suggest these as Conditions to the Applicant.

6)

I would also like to make the Licensing Sub-Committee aware of the the following:

Licensing Objective: Crime and Disorder, Public Safety, Prevention of Nuisance

We residents around this part of Fulham Road (below Parsons Green Lane to Munster Road) are very concerned with the growing trend to sell and use drugs directly on our high streets as well as in our residential roads; this includes but is not limited to drugs of all sorts, cannabis, weed and various, plus the use of NSO nitrous oxide canisters and balloons filled with nitrous oxide, and the resale of alcohol directly on the pavement. At the Ward Panel meeting on 2 August 2022, this was reported by Residents as happening consistently on Fridays, Saturdays and 'student night Wednesdays', further up on Fulham Road near town centre Fulham Broadway.

We ask the Sub-Committee, therefore, to do everything possible to assure that this proposed Premises at 680 Fulham Road does not attract the attention of such criminal activity and Anti-Social Behavior (ASB) and nuisance of all sorts. The opportunity to add Conditions is now; adding Conditions later is nigh to impossible so best for us to get very serious about Conditions, now, on this part of the still quite ambient and very pleasant Fulham Road.

Thank you for your consideration.

***Annabel Cottrell and Georgie Stewart, Ward Panel Co Chairs,
Town Ward (Fulham)***

From: Ward Panel Chair Fulham Town
Sent: 15 September 2022 18:00
To: Dimitriou Maria: H&F; Licensing HF: H&F
Cc: Annabel Cottrell
Subject: 2022/01251/LAPR 680 Fulham Road

Dear Licensing@lbhf.gov.uk

Ref 2022/01251/LAPR 680 Fulham Road

15th September

Georgie Stewart
Felden St
SW6 5AF

I submit this further point to my Representation of 12 Sept. I've now seen the actual floor plan (attached pdf) for 678-680 Fulham Road and do wonder about the plans of the Applicant to make the small portion of pavement within his property curtilage licensed for alcohol. It is a very narrow pavement in front of 678-680 FR.

On the one hand the Applicant will need to be managing, I would request no more than 5 smokers, vapers, device users (who I suggest not be allowed to bring drinks

of any kind in any kind of receptacle outside with them), as well as possible bistro tables and chairs. Maybe no bistro tables after 10pm would be a helpful Condition that the Sub-Committee could stipulate. .

Kind regards

Georgie Stewart - Co Chair Fulham Town Ward

From: Rosie Lennon
Sent: 11 September 2022 18:54
To: Licensing HF: H&F
Cc: Dimitriou Maria: H&F
Subject: Six80

From:
Rosemary Hutchings
Felden Street
SW6 5AF

Date: 12 September 2022

Ref: 2022/01251/LAPR 680 Fulham Road 'SIX80' Eatery (all day/all evening wine bar and eatery, with recorded music, live music and dancing licenses)

I am pleased to see that a new operator will be investing in this Premises. I ask for certain Conditions to be added to the Proposed Licence and therefore I oppose the Application as submitted.

I assume that the Application will go to the official Licensing Hearing stage. At this time, I would like to inform the Licensing Authority that should I not be able to attend the Hearing (date to be notified), I appoint Georgie Stewart or her representatives to represent me at the hearing for 2022/01251/LAPR 680 Fulham Road 'SIX80'.

I understand from a local resident who has been in contact with the Applicant, and from internet research, that the operator has several countryside pubs and this is his first venture in London.

The Fulham Road offers great opportunity and some challenges as the number of residences above/around/across from the Fulham Road street level far outweigh the number of shops, restaurants, cafes, pubs etc. In fact, Fulham, especially around this area of the Central Fulham Conservation Area is almost exclusively residential in nature, but for our well-established and thriving high street of Fulham Road.

Above the Premises and above the adjacent Premises (Brown Cow restaurant 676 Fulham Road), the three floors are being reconverted back to 8 residential flats, with Planning Permission mentioning the amenity of those new residents, who are not yet resident.

Doing things with Residents rather than to residents, the Council's motto, is very appropriate in this context.

1)

—We would appreciate the Sub-Committee taking into consideration those future residents who will live above the proposed Premises.

Their amenity, ability to sleep, ability to open their windows for fresh air etc are important considerations in the context of this very Application.

I understand that the Police have now agreed the hours listed below with the Applicant, with respect to the Licensing Objective of Prevention of Crime and Disorder.

Licensable activities sought, so far agreed with Police but not agreed with Residents

The performance of Live Music - Indoors Only

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

The playing of Recorded Music - Both Indoors and Outdoors

Sundays to Wednesdays between 08:00 to 23:00

Thursdays, Fridays and Saturdays between 08:00 to 00:00

The Performance of Dance - Indoors Only

Sundays to Wednesdays between 19:00 to 23:00

Thursdays, Fridays and Saturdays between 19:00 to 00:00

The provision of Late Night Refreshment - Indoors Only

Thursdays, Fridays and Saturdays between 23:00 to 00:00

The Sale of Alcohol - Both On and Off the Premises

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

Opening Hours of the Premises

Sundays to Wednesdays between 08:00 to 23:30

Thursdays, Fridays and Saturdays between 08:00 to 00:30

I am concerned about the Playing of Recorded Music Outdoors as the only outdoor area is the pavement on Fulham Road. Perhaps this stipulation of 'Outdoors' is merely an oversight.

Therefore, would the Sub-Committee please consider:

2)

--removing the licensable activity of recorded music 'Outdoors' as this would become an immediate noise nuisance issue for residents above, nearby, across the road etc.

Licensing Objective; Prevention of Crime and Disorder and Prevention of Nuisance
The Applicant has also applied for 'off the Premises sale of alcohol'. This means that alcohol delivery could become part of his business strategy.

3)

We ask that the Sub-Committee stipulate that only two-wheeled silent, no-emissions vehicles with registration plates be used for any deliveries at any time.

Licensing Objective; The Prevention of Public Nuisance and Promoting Public Safety
Even if the Applicant does not plan to do a lot of deliveries (through a third party, as there is no planning permission to deliver via his own vehicles) it is imperative that Conditions are added now; they cannot be added later, again, unless huge resource is expended to prove nuisance at appeal level vs residents experiencing everyday nuisance that is annoying but very often cannot be proven via mechanical sensors.

I am also concerned about these Police/Applicant hours, overall, for the following reasons:

--The night of Thursday seems to have become the new Friday night. Children need to sleep, as do adults, on Thursday nights, for school or work on Fridays.

I understand this is called 'day creep'.

Therefore, overall, 23:00 and midnight would be more appropriate for the overall residential area around this proposed Premises; this in order to avoid the nuisance of people dispersing from the proposed Premises and milling around the proposed Premises after it closes to have a smoke/vape, make phone calls, even open a bottle that they took, legally, from the proposed Premises etc.

We all know that it takes time for people to leave a favorite venue, and so they hang around a bit, outside. By 23:00 on Sunday to Thursdays, and by Midnight on Friday and Saturday people need to be on their way home around this part of Fulham Road in order to protect the amenity of residents and to tempt to limit Crime and disorder on Fulham Road as well as on all the side roads off Fulham Road in this almost 100 percent residential area of Fulham.

Would the Sub-Committee please consider

4)

a) removing Thursday from the present Thurs, Friday and Saturday hours, and returning Thursdays to the Sunday through Thursday hours.

b) stipulating 23:00 as the closing time Sunday to Thursdays and stipulating 00:00 (midnight for Fridays and Saturdays) and adjust the timings below as appropriate.

c) Adding in from the LBHF Pool of Licensing the Conditions:

--'There shall be no admittance or re-admittance to the premises after one-hour before the Terminal Hour.'

This will assist in assuring that the proposed Premises does not become a 'go to' drinking establishment for the final hour of operation.

--

5)

I understand that the Co-Chair of our Fulham Town Ward Community/Police Ward Panel is requesting more detailed Conditions, many of them from the LBHF Pool of Conditions, regarding

—the number of people smoking, vaping, telephoning/device using outside at one time, to avoid blocking of the pavement,

—noise of any type emanating from the proposed Premises, creating possible ongoing annoyance and possible or close to statutory noise nuisance,

—assuring that people are not just drinking but also eating at this proposed Premises

—and other important points.

All of her requests to the Sub-Committee are ones I agree with, as they will work together to make for a new, positive Premises, at 680 Fulham Road, that promotes the Four Licensing Objectives and adds to the ongoing pleasant development and vitality of this part of Fulham

Thank you for your consideration.

From: Rosie Lennon

Sent: 12 September 2022 16:36

To: Licensing HF: H&F

Subject: RE: Six80 - rep acknowledgment & agreed conditions with the Police

Dear Maria,

Thank you for your email. I still have concerns about the music, particularly the outdoor music , hours and take away sale of alcohol.

I therefore do not wish to withdraw my objection.

Kind Regards,

Rosie

From: Sarah Shillingford
Sent: 12 September 2022 14:06
To: Licensing HF: H&F
Cc: Georgie Stewart ; Dimitriou Maria: H&F
Subject: Ref: 2022/01251/LAPR

To: LBHF Licensing Authority, by email

From:
Sarah Shillingford
Felden Street
SW6 5AE

Date: 12 September 2022

Ref: 2022/01251/LAPR 680 Fulham Road 'SIX80' Eatery (all day/all evening wine bar and eatery, with recorded music, live music and dancing licenses)

I am pleased to see that a new operator will be investing in this Premises. I ask for certain Conditions to be added to the Proposed Licence and therefore I oppose the Application as submitted.

I assume that the Application will go to the official Licensing Hearing stage. At this time, I would like to inform the Licensing Authority that should I not be able to attend the Hearing (date to be notified), I appoint Georgie Stewart or her representatives to represent me at the hearing for 2022/01251/LAPR 680 Fulham Road 'SIX80'.

I understand from a local resident who has been in contact with the Applicant, and from internet research, that the operator has several countryside pubs and this is his first venture in London.

The Fulham Road offers great opportunity and some challenges as the number of residences above/around/across from the Fulham Road street level far outweigh the number of shops, restaurants, cafes, pubs etc. In fact, Fulham, especially around this area of the Central Fulham Conservation Area is almost exclusively residential in nature, but for our well-established and thriving high street of Fulham Road.

Above the Premises and above the adjacent Premises (Brown Cow restaurant 676 Fulham Road), the three floors are being reconverted back to 8 residential flats, with Planning Permission mentioning the amenity of those new residents, who are not yet resident.

Doing things with Residents rather than to residents, the Council's motto, is very appropriate in this context.

1)

—We would appreciate the Sub-Committee taking into consideration those future residents who will live above the proposed Premises.

Their amenity, ability to sleep, ability to open their windows for fresh air etc are important considerations in the context of this very Application.

I understand that the Police have now agreed the hours listed below with the Applicant, with respect to the Licensing Objective of Prevention of Crime and Disorder.

Licensable activities sought, so far agreed with Police but not agreed with Residents

The performance of Live Music - Indoors Only

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

The playing of Recorded Music - Both Indoors and Outdoors

Sundays to Wednesdays between 08:00 to 23:00

Thursdays, Fridays and Saturdays between 08:00 to 00:00

The Performance of Dance - Indoors Only

Sundays to Wednesdays between 19:00 to 23:00

Thursdays, Fridays and Saturdays between 19:00 to 00:00

The provision of Late Night Refreshment - Indoors Only

Thursdays, Fridays and Saturdays between 23:00 to 00:00

The Sale of Alcohol - Both On and Off the Premises

Sundays to Wednesdays between 11:00 to 23:00

Thursdays, Fridays and Saturdays between 11:00 to 00:00

Opening Hours of the Premises

Sundays to Wednesdays between 08:00 to 23:30

Thursdays, Fridays and Saturdays between 08:00 to 00:30

I am concerned about the Playing of Recorded Music Outdoors as the only outdoor area is the pavement on Fulham Road. Perhaps this stipulation of 'Outdoors' is merely an oversight.

Therefore, would the Sub-Committee please consider:

2)

--removing the licensable activity of recorded music 'Outdoors' as this would become an immediate noise nuisance issue for residents above, nearby, across the road etc.

Licensing Objective; Prevention of Crime and Disorder and Prevention of Nuisance
The Applicant has also applied for 'off the Premises sale of alcohol'. This means that alcohol delivery could become part of his business strategy.

3)

We ask that the Sub-Committee stipulate that only two-wheeled silent, no-emissions vehicles with registration plates be used for any deliveries at any time.

Licensing Objective; The Prevention of Public Nuisance and Promoting Public Safety
Even if the Applicant does not plan to do a lot of deliveries (through a third party, as there is no planning permission to deliver via his own vehicles) it is imperative that Conditions are added now; they cannot be added later, again, unless huge resource is expended to prove nuisance at appeal level vs residents experiencing everyday nuisance that is annoying but very often cannot be proven via mechanical sensors.

I am also concerned about these Police/Applicant hours, overall, for the following reasons:

--The night of Thursday seems to have become the new Friday night. Children need

to sleep, as do adults, on Thursday nights, for school or work on Fridays.

I understand this is called 'day creep'.

Therefore, overall, 23:00 and midnight would be more appropriate for the overall residential area around this proposed Premises; this in order to avoid the nuisance of people dispersing from the proposed Premises and milling around the proposed Premises after it closes to have a smoke/vape, make phone calls, even open a bottle that they took, legally, from the proposed Premises etc.

We all know that it takes time for people to leave a favourite venue, and so they hang around a bit, outside. By 23:00 on Sunday to Thursdays, and by Midnight on Friday and Saturday people need to be on their way home around this part of Fulham Road in order to protect the amenity of residents and to tempt to limit Crime and disorder on Fulham Road as well as on all the side roads off Fulham Road in this almost 100 percent residential area of Fulham.

Would the Sub-Committee please consider

4)

a) removing Thursday from the present Thurs, Friday and Saturday hours, and returning Thursdays to the Sunday through Thursday hours.

b) stipulating 23:00 as the closing time Sunday to Thursdays and stipulating 00:00 (midnight for Fridays and Saturdays) and adjust the timings below as appropriate.

c) Adding in from the LBHF Pool of Licensing the Conditions:

--'There shall be no admittance or re-admittance to the premises after one-hour before the Terminal Hour.'

This will assist in assuring that the proposed Premises does not become a 'go to' drinking establishment for the final hour of operation.

--

5)

I understand that the Co-Chair of our Fulham Town Ward Community/Police Ward Panel is requesting more detailed Conditions, many of them from the LBHF Pool of Conditions, regarding

—the number of people smoking, vaping, telephoning/device using outside at one time, to avoid blocking of the pavement,

—noise of any type emanating from the proposed Premises, creating possible ongoing annoyance and possible or close to statutory noise nuisance,

—assuring that people are not just drinking but also eating at this proposed Premises

—and other important points.

All of her requests to the Sub-Committee are ones I agree with, as they will work together to make for a new, positive Premises, at 680 Fulham Road, that promotes the Four Licensing Objectives and adds to the ongoing pleasant development and vitality of this part of Fulham

Thank you for your consideration.

Kind regards
Sarah Shillingford

From: Martin Band
Sent: 13 September 2022 12:05
To: Dimitriou Maria: H&F; Overton Adrian: H&F
Subject: 2022/01251/LAPR 680 Fulham Road, deadline Tues 13th Sept

Ref: 2022/01251/LAPR 680 Fulham Road, deadline Tues 13th Sept

From: Mr M. Band, Barclay Road
Date: 12 September 2022

Dear Maria, Adrian

I am writing to oppose this application on the grounds of Prevention of Crime and Disorder, Public Safety and Prevention of Public Nuisance, unless a variety of Conditions are agreed with the Applicant and the Licensing Sub-Committee. This looks like a new wine bar concept below new residences being reconverted above and to the first/second/third floor side (above the Brown Cow) of the proposed Premises in a former eight-shop frontage early Edwardian building in the Central Fulham Conservation Area. We frequent many of the restaurants along this stretch of the Fulham Road and I am keen to make sure that the proposed Premises will be a success without adversely affecting local businesses and residents. Various Conditions will be needed, I am sure, to accomplish this.

This is a holding Representation; I will submit comments again this week once I have received answers to questions I have regarding the application. In particular could the Licensing Authority please provide me with a plan of the licensable areas.

With kind regards,
(James) Martin Band

From: Charlotte Dexter
Sent: 13 September 2022 15:13
To: Dimitriou Maria: H&F; Licensing HF: H&F
Cc:
Subject: 2022/01251/LAPR SIX80 application; deadline 13 Sept 2022 address: Octoberfest 678 - 680 Fulham Road London SW6 5SA

Holding Representation 2022/01251/LAPR 678 - 680 Fulham Road London SW6 5SA

Dear Licensing,

I am writing to oppose this Application because I believe that several Conditions are needed to prevent Crime and Disorder, uphold Public Safety, especially on the pavement outside, and prevent various noise and nuisance to the many surroundings residents as well as pedestrians using the pavement. I reserve my right to comment further and give notice now that, assuming that this application will go to a Licensing hearing, I will either represent myself or John Skoulding or his representative will represent me; could the Licensing Authority pls note this important point at this time.

Also, as I write, I am being informed that a builder has fallen off the scaffolding above the proposed Premises and reports say very sadly the accident was fatal.

Charlotte Dexter
Barclay Road Conservation Area Neighbourhood Watch
Barclay Road SW6 1EJ