

Licensing Sub-Committee

Supplementary Agenda A

Wednesday 27 September 2023 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 Paul Alexander (Vice-Chair) Councillor Florian Chevoppe-Verdier	Councillor Jose Afonso

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Public Notice

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

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

Date Issued: 28 September 2023

Licensing Sub-Committee Agenda

27 September 2023

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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>	
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1. THE APPLICATION

On 7th July 2023, Mr Minasie Ghebremariam (“the applicant”), submitted an application to vary the premises licence in respect of the premises known as Gilass Café and Restaurant (Previously East African Cuisine), 335 North End Road, London, SW6 1NN.

1.1 Current Licence

The premises currently benefit from a premises licence. The current premises licence permits the following:

Provision of Late Night Refreshment -Both Indoors and Outdoors

Monday to Sunday 23:00 - 00:00

Sale of Alcohol Off the Premises

Monday to Sunday 12:00 - 00:00

Sale of Alcohol On the Premises

Monday to Sunday 12:00 - 23:30

The opening hours of the premises:

Monday to Sunday 08:00 - 00:00

A copy of the current premises licence and plan can be seen on pages **15-24** this report.

1.2 Application Requested

The applicant has applied to vary the hours for late night refreshment, sale of alcohol on and off the premises and the opening times as outlined below:

Provision of Late Night Refreshments -Both Indoors and Outdoors

Monday to Sunday 23:00 - 01:00

Sale of Alcohol – Both On and Off the Premises

Monday to Sunday 14:00 - 01:00

Proposed opening hours

Monday to Sunday 08:00 - 01:30

In addition to the amendments detailed above, the premises is also updating the plans which were submitted with the variation application.

A copy of the application form and plan can be seen on pages **25-46** of this report.

1.3 Applicants Operating Schedule

The applicant has proposed additional steps in the applications operating schedule to promote the four licensing objectives if the application is granted. A copy of these can be seen on pages **39** of this report.

On the 23 August 2023, following correspondence received from the Police, and in conjunction with the Noise and Nuisance team, the applicant agreed to reduce the hours applied for, if granted, as detailed below:

Agreed Hours:

Sale of Alcohol Off the Premises

Sunday-Thursday 12:00 - 00:00 (no change to current licenced hours)
Friday and Saturday 12:00- 01:00

Sale of Alcohol On the Premises

Sunday-Thursday 12:00 - 23:30 (no change to current licenced hours)
Friday and Saturday 12:00- 00:30

Provision of Late Night Refreshments -Both Indoors and Outdoors

Sunday-Thursday 23:00 - 00:00 (no change to current licenced hours)
Friday and Saturday 23:00-01:00

Opening Hours:-

Sunday –Thursday 08:00 - 00:00 (no change to current hours)
Friday and Saturday 08:00- 01:00

A copy of this amendment and relevant correspondence can be seen on pages **47-48** of this report.

2. BACKGROUND

The premises operates as a café restaurant. The main access to the 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 seen on pages 49-5 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 Brompton overground station is an 8-minute walk away, West Kensington tube station is a 10-minute walk away and Fulham Broadway tube station is a 12-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 fifteen representations objecting to the licence application. Of these representations, two were received from the Local Lillie Ward Councillors, Councillor Ben Coleman and Councillor Sharon Holder objecting to the licence application. A copy of these representations can be seen on page **52** of this report.

The licensing section received thirteen representations from local residents objecting to the licence application. A copy of these representations can be seen on pages **53-81** of this report.

On the 01 September 2023 the licensing team informed all representors of the amendments to the licensable hours in section 1.3 of the report. A copy of the correspondence and comments can be found on pages **82-87** of this report.

The licensing section also received comments from the Planning team. A copy of the comments can be seen on page **88-91** of this report.

4. OTHER INFORMATION

4.1 Enforcement History

On the 01 August 2023, following a Licensing Inspection carried out with Health and Safety and Trading Standards Officers, an inspection sheet was left as a warning letter for a breach of condition 9. *The premises shall operate a zero-tolerance policy to drug use and posters shall be prominently displayed to this effect*

On the 20 December 2022 following a Licensing Inspection, an inspection sheet was left as a warning letter following abreach of licence conditions 8,11, and 14, alongside the identification of significant changes to the premises layout in comparison to the current plans attached to the licence.

8. Appropriate signage shall be displayed in prominent positions inside and outside the premises, informing customers they are being recorded on CCTV.

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

- 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*

14. The licence holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the Licensing Team, Police or Trading Standards.

4.2 Temporary Event Notices (“TENs”)

There have been no TENs 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 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 1 page 18 of the SLP states that applicants are expected to undertake a local risk assessment as part of the licence application. The Secretary of State’s Guidance states that applicants are expected to obtain sufficient information to enable them to demonstrate, the steps they propose to take to promote the licensing objectives; and that they understand the layout of the local area and physical environment including:

- a) crime and disorder hotspots;
- b) proximity to residential premises;
- c) proximity to areas where children may congregate;
- d) any risk posed to the local area by the applicants’ proposed licensable activities; and
- e) participation in any local initiatives (for example, local crime reduction initiatives or voluntary schemes, such as ‘Ask for Angela’, local taxi-marshalling schemes, street pastors and other schemes) which may help to mitigate potential risks.

Applicants are expected to include positive proposals in their application on how they will manage any potential risks.

The Guidance goes on to state that ‘Applicants are expected to provide licensing authorities with sufficient information in this section to determine the extent to which their proposed steps are appropriate to promote the licensing objectives in the local area. Applications must not be based on providing a set of standard conditions to promote the licensing objectives and applicants are expected to make it clear why the steps they are proposing are appropriate for the premises.

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

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:

- Planning controls (where development or change of use is involved, or where trading hours are limited by planning conditions)
- 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 Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour caused by people once they are away from the licensed premises and, therefore, beyond the direct control of the licensee. However, licensing is a key aspect of such control and licensing law is part of a holistic approach to the management of the night-time economy.

As a matter of policy the council expects every holder of a licence, certificate or permission, to accept and be responsible for minimising the impact of their activities and anti-social behaviour by their patrons within the vicinity of their premises by taking appropriate measures and action consistent with that responsibility.

Licensees and certificate holders should take reasonable steps to prevent the occurrence of crime and disorder and public nuisance immediately outside their premises, for example on the pavement, in a beer garden or in a smoking area, to the extent that these matters are within their control.

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 13 of the SLP in relation to Planning, states Despite Licensing and Planning being under different legislation, the Licensing Authority will ensure that the licensing regime is in line with the planning regime in Hammersmith & Fulham as far as is possible.

The local planning authority has powers to control opening times of all new establishments seeking planning permission, where harm might occur. Licensing applications will not be a re-run of the planning application. If the licensing committee grants any variation of a licence which involves a material alteration to a building, the applicant still needs to apply for planning permission, or building regulation control, where appropriate.

Where an applicant is granted a premises licence with operating hours that are different to the hours permitted by the premises planning permission, the applicant

must observe the earlier closing time. Premises operating in breach of their planning permission would be liable to prosecution under planning law. We would suggest that the applicant contacts Planning apply to vary their conditions.

5.6 Policy 14 of the SLP in relation to delivery services states that The Licensing Authority expects licence applications for delivery services, which include late night refreshment after 11pm or the delivery of alcohol, to consider how to reduce public nuisance related to delivery vehicles, ensure the security of premises and delivery drivers and to protect children.

Since the last Statement of Licensing Policy there have been an increasing number of applications for licences relating to delivery services, these tend to fall into three groups:

- Premium specialist product mail-order type services;
- Food delivery services (both meal and grocery) that include alcohol delivery but are primarily food lead; and,
- Convenience type alcohol delivery services that are targeted at convenience for those drinking at home.

Although these types of services are not provided for in the Licensing Act 2003 or in the s182 guidance in any way differently from other licensed premises they do provide their own unique circumstances that need to be addressed. In particular 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.

5.7 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'.
- 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.
- 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.
- 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, 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.

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 always implemented and adhered to.
- 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;
- xiv. The siting of external lighting, including security lighting that is installed inappropriately;
- xv. The arrangements for refuse disposal, storage, and the prevention/tidying of litter (including fly posters and illegal placards);
- xvi. The history of previous nuisance complaints proved against the premises, particularly where statutory notices have been served on the present licence holder;
- xvii. The history of the applicant in controlling anti-social behaviour and preventing nuisance;
- xviii. The generation of odour, e.g. from the preparation of food;
- xix. Any other relevant activity likely to give rise to nuisance;
- 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.

Licensing Act 2003

Premises Licence



Premises Licence Number: 2022/00861/LAPR

Part 1 – Premises details

Postal address of premises, or if none, OS map reference or description of the premises

East African Cuisine
335 North End Road

Post town: London

Post code: SW6 1NN

Telephone:

Where the licence is time limited the dates:

Not Applicable

Licensable activities authorised by the licence:

Provision of Late Night Refreshment -Both Indoors and Outdoors
Sale of Alcohol Both On and Off the Premises

The licence authorises the carrying out of the following licensable activities on the days and at the times specified below:

Provision of Late Night Refreshment -Both Indoors and Outdoors
Monday to Sunday 23:00 - 00:00

Sale of Alcohol Off the Premises
Monday to Sunday 12:00 - 00:00

Sale of Alcohol On the Premises
Monday to Sunday 12:00 - 23:30

The opening hours of the premises:

Monday to Sunday 08:00 - 00:00

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

Both on and off the premises

Part 2

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

Mr Minasie Ghebremariam

[REDACTED]

[REDACTED]

[REDACTED]

Telephone: [REDACTED]

Email: [REDACTED]

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

Not Applicable

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

Mr Minasie Ghebremariam

[REDACTED]

[REDACTED]

[REDACTED]

Licensing Authority: Hammersmith And Fulham Council

Personal Licence Number: 2020/00920/LAPER

Annex 1 – Mandatory Conditions

1. Mandatory Condition

(1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises—

(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to—

(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

(ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner;

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

2. Mandatory Condition

The responsible person shall ensure that free potable water is provided on request to customers where it is reasonably available.

3. Mandatory Condition

1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either—

(a) a holographic mark, or

(b) an ultraviolet feature.

4. Mandatory Condition

The responsible person must ensure that—

(a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—

(i) beer or cider: ½ pint;

(ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and

(iii) still wine in a glass: 125 ml;

(b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

(c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

5. Mandatory Condition

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

2. For the purposes of the condition set out in paragraph 1—

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula—

$$P = D + (D \times V)$$

where—

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence—

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.(1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

6. Mandatory Condition

- (1) No supply of alcohol may be made under the premises licence-
- (a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - (b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

(2) Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

Annex 2 – Conditions consistent with the operating Schedule

7. All staff shall be trained in the Proof of Age policy and how to identify acceptable means of identification.

8. Appropriate signage shall be displayed in prominent positions inside and outside the premises, informing customers they are being recorded on CCTV.

9. The premises shall operate a zero-tolerance policy to drug use and posters shall be prominently displayed to this effect.

10. All staff shall be trained in conflict management and how to refuse alcohol sales.

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

- o 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
- o one camera will show a close-up of the entrance 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 free of charge 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.

12. 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.

13. The premises shall operate a 'Challenge 25' age-restricted sales policy and promote it through the prominent display of posters.

14. The licence holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the Licensing Team, Police or Trading Standards.

15. Any alcohol sold for consumption off the premises shall be sold in a sealed container.

16. 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.

17. Alcohol supplied for consumption off the premises shall only be supplied with and be ancillary to food.

18. On days when Chelsea Football Club are playing at home, the premise shall not allow any drinking, or provision of food, in the outside area at the front of the premises for three hours before the advertised kick off time until one hour after the match has been completed.

19. A waste management contract/agreement must be in place to ensure that all on site generated waste will be appropriately stored and collected in the interest of protecting the amenity of the site and the general area from litter, odour and potential vermin/pest nuisance.

Annex 3 – Conditions attached after a hearing by the licensing authority

Signed: 
Authorised Officer

Date: 25.06.2022

Annex 4- Plans:

Please insert plans at page 7

Licensing Act 2003

Premises Licence



Premises Licence Summary

Premises Licence Number: 2022/00861/LAPR

Premises details

Postal address of premises, or if none, OS map reference or description of the premises

East African Cuisine
335 North End Road

Post town: London

Post code: SW6 1NN

Telephone:

Where the licence is time limited the dates:

Not Applicable

Licensable activities authorised by the licence:

Provision of Late Night Refreshment -Both Indoors and Outdoors
Sale of Alcohol Both On and Off the Premises

The licence authorises the carrying out of the following licensable activities on the days and at the times specified below:

Provision of Late Night Refreshment -Both Indoors and Outdoors
Monday to Sunday 23:00 - 00:00

Sale of Alcohol Off the Premises
Monday to Sunday 12:00 - 00:00

Sale of Alcohol On the Premises
Monday to Sunday 12:00 - 23:30

The opening hours of the premises:

Monday to Sunday 08:00 - 00:00

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

Both on and off the premises

Name, (registered) address, of holder of premises licence:

Mr Minasie Ghebremariam

████████████████████

██████████

██████████

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

Not Applicable

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

Mr Minasie Ghebremariam

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

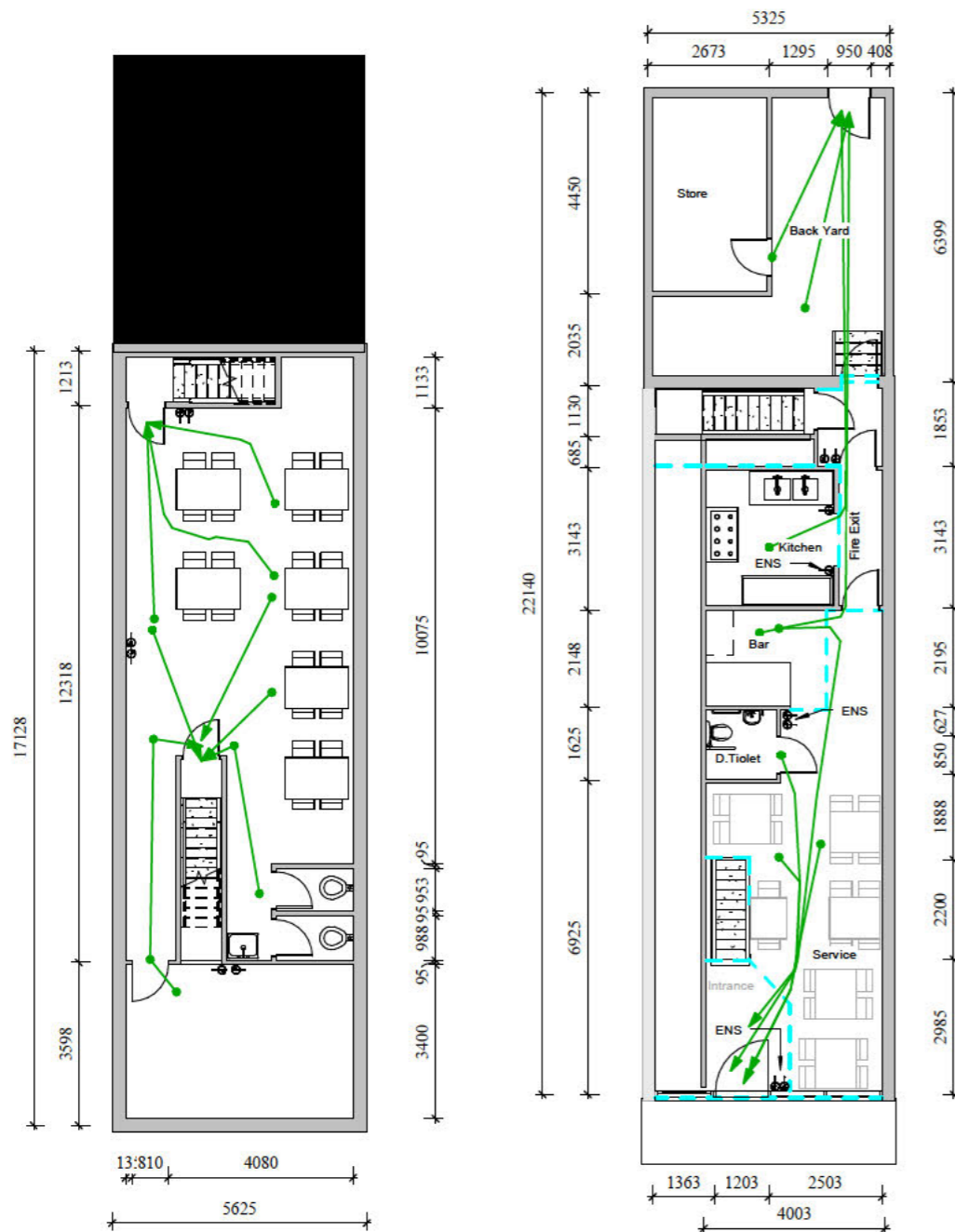
No Restrictions

Signed: 
Authorised Officer

Date: 25.06.2022



abdallaidris81@yahoo.co.uk



Basement Path Travel Analysis
1 : 100

Level 0 Path Travel Analysis
1 : 100

FIRE SAFETY EQUIPMENT SCHEDULE				
Level	Family	Mark	Assembly Code	Comments
Basement	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Cream Label	EN3	Foam Fire Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher

Path of Travel Schedule					
Level	View Name	From Room	Length	Time	Speed
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	5604	4.2 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	5144	3.8 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	7457	5.6 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	10458	7.8 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	12993	9.7 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	10699	8.0 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Back Yard G.07	4427	3.3 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Back Yard G.07	3570	2.7 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	4334	3.2 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	3089	2.3 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	3522	2.6 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	5085	3.8 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	2174	1.6 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	3759	2.8 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	4121	3.1 s	4.8 km/h
Basement	Basement Path Travel Analysis	Office B.02	6885	5.1 s	4.8 km/h

No.	Description	Date

Minasie GHebreMariam

GILASS CUISINE

Path Travel

Project number 001

Date 07/11/2020

Drawn by Abdalla Idris

Checked by Checker

A108

Scale 1 : 100

Application to vary a premises licence under the Licensing Act 2003



London Borough of Hammersmith & Fulham
 Transport & Technical Services
 Environmental Health Service Group – Licensing Team
 PO Box 66532, London W8 9GJ
 Tel: 020 8753 1081
 Email: licensing@lbhf.gov.uk
 Web: www.lbhf.gov.uk

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

I/We MINASIE GHEBREMARIAM.....

(Insert name(s) of applicant)

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

Premises licence number 2022/00861/LAPR

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Gilass Café and Restaurant 335 North End Road			
--	--	--	--

Post town	LONDON	Postcode	SW6 1NN
-----------	--------	----------	---------

Telephone number at premises (if any)	██████████
---------------------------------------	------------

Non-domestic rateable value of premises	£19,500
---	---------

Part 2 – Applicant details

Daytime contact telephone number	██████████
----------------------------------	------------

E-mail address (optional)	██████████
---------------------------	------------

Current postal address if different from premises address	[REDACTED]		
Post town	[REDACTED]	Postcode	[REDACTED]

Part 3 - Variation

Please tick as appropriate

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

Yes

No

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

DD	MM	YYYY
[] []	[] []	[] [] [] []

Do you want the proposed variation to have an effect in relation to the introduction of the late-night levy? (Please see guidance note¹)

Yes No

Please describe briefly the nature of the proposed variation:-

We are licensed for:

Provision of Late Night Refreshments -Both Indoors and Outdoors
Monday to Sunday 23:00 - 00:00

Sale of Alcohol Off the Premises
Monday to Sunday 12:00 - 00:00

Sale of Alcohol On the Premises
Monday to Sunday 12:00 - 23:30

Opening hours
Monday to Sunday 08:00 - 00:00

We seek to amend the current licensed plans in accordance with the updated plan documents attached to the application.

We also wish to amend the hours for licensable activities as follows:

Provision of Late Night Refreshments -Both Indoors and Outdoors
Monday to Sunday 23:00 - 01:00

Sale of Alcohol -On and Off the Premises
Monday to Sunday 14:00 - 01:00

Opening hours
Monday to Sunday 08:00 - 01:30

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

Part 4 Operating Schedule

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

Provision of regulated entertainment (Please see guidance note 3) Please tick all that apply

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

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

Supply of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

100

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	Type text here				
Tue					
Wed					
Thur			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun					

B

Films Standard days and timings (please read guidance note 8)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 6)		
Wed					
Thur			<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 5)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
					Both
Mon	23:00	01:00	<u>Please give further details here</u> (please read guidance note 5) Customers are welcome to enjoy smoking shisha in the backyard area.		
Tue	23:00	01:00			
Wed	23:00	01:00	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Thur	23:00	01:00			
Fri	23:00	01:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 7)		
Sat	23:00	01:00			
Sun	23:00	01:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	
Day	Start	Finish		Off the premises	
				Both	<input checked="" type="checkbox"/>
Mon	14:00	01:00	State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Tue	14:00	01:00			
Wed	14:00	01:00			
Thur	14:00	01:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri	14:00	01:00			
Sat	14:00	01:00			
Sun	14:00	01:00			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	08:00	01:30	
Tue	08:00	01:30	
Wed	08:00	01:30	
Thur	08:00	01:30	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Fri	08:00	01:30	
Sat	08:00	01:30	
Sun	08:00	01:30	

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

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

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

Reasons why I have not enclosed the premises licence or relevant part of premises licence.
N/A

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

N/A

b) The prevention of crime and disorder

We make sure CCTV recording is in continuance consistent operation and this will be communicated to all the premises users by way of clear visible signs in strategic positions inside and outside the premises. We will also display warning signs that warn of other possible breaches to the licensing objective i.e we will have signs prohibiting any antisocial or threatening behavior, signs warning of public disorder, signs warning about and prohibiting controlled/ illegal drugs at the premises. We will have close liaison with the Metropolitan Police to seek advice and adopt their recommendations on how to run the premises safely to keep the community safe.

c) Public safety

We will have liaison with the Metropolitan Police to seek advice and adopt their recommendation on how to daopt their recommendation on how to run the premises safety to keep the community safe.

d) The prevention of public nuisance

We will work with Hammersmith and Fulham Community Safety Unit and follow the Community safety Partnership Plan to make sure we are up to date with the current affairs and that we up to standard with the community safety promptly implement any recomendations. We makes sure all our staff got through DBS checks and ensure that this checks remain up to date.

e) The protection of children from harm

Our staff will be trained on conflict management to have the knowledge on safe conflict management in the even that we had to deal with any conflict. Will display an Age verification policy (Challenge 25) strategic positions at the premises, prohibit and prevent any sale of alcohol to anyone under the age of 18 sale and a NO ID, NO SALE policy to all sales of alcohol and all staff will be vigilant of this and other issues. We will prevent and prohibit any over consumption of alcohol beyond the recommended drinking guide lines. We will not allow and adopt a zero tolerance to any form of over consumption of alcohol and/or any drinking games. Will make sure there is good ample lighting in and outside the premised. Careful selection of customers that purchase from and use our premises. Vigilance by all staff.

Checklist:

Please tick to indicate agreement

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

IT IS AN OFFENCE, 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.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	MINASSIE GHEBREMARIAM
Date	02/07/2023
Capacity	

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)
N/A

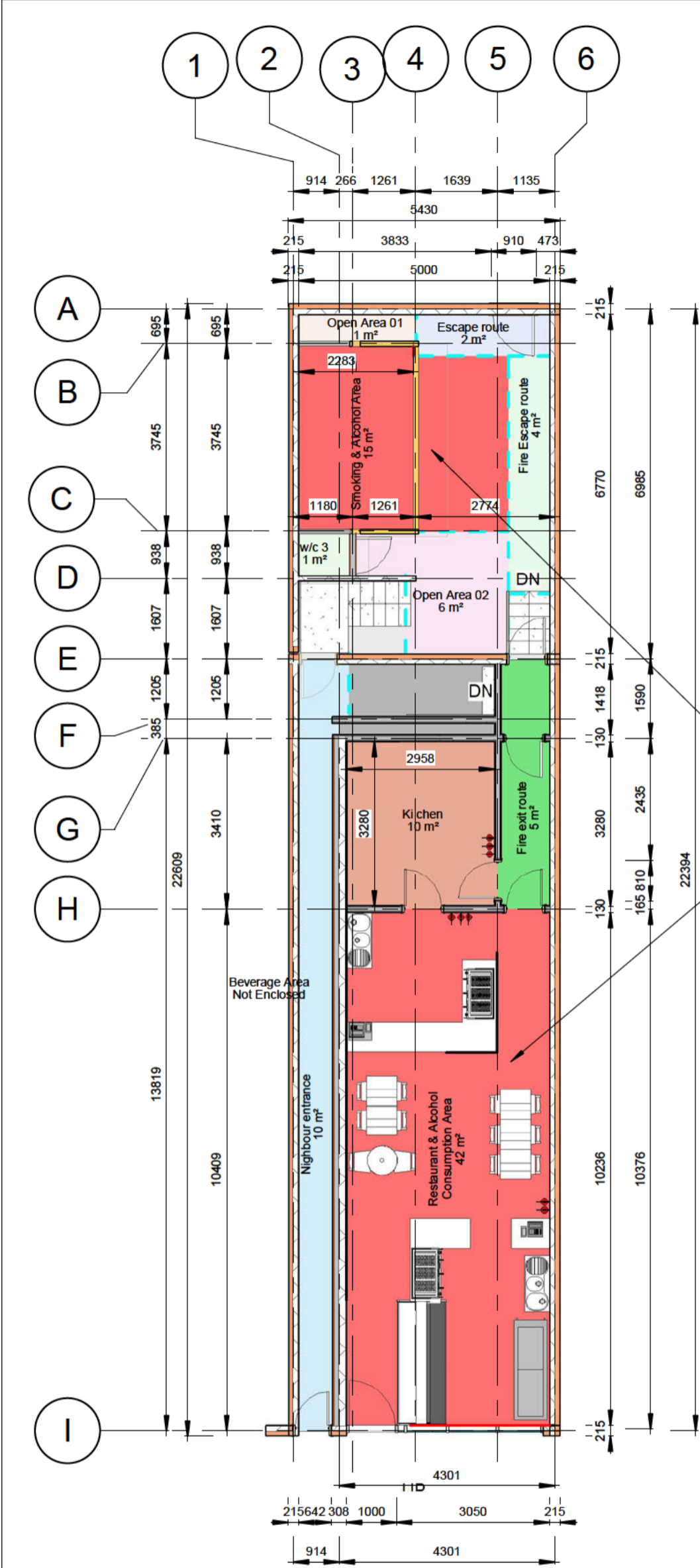
Post town	██████████	code	██████████
Telephone number (if any)	██████████		
<input type="checkbox"/> you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

We invite our customers to relax and smoke shisha in our backyard area. However, please note the
Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
 - Live music: no licence permission is required for:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.

- any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
 - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example, state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example, (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example, (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.



By Department Legend

- Beverage Area
- Escape route
- Fire Escape route
- Fire exit route
- Kitchen
- Nighbour entrance
- Open Area 01
- Open Area 02
- Restaurant & Alcohol Consumption Area
- Room
- Smoking & Alcohol Area
- w/c 3

The red background indicates the alcohol consumption area, which found on ground floor and smoking area.

abdallaidris81@yahoo.co.uk

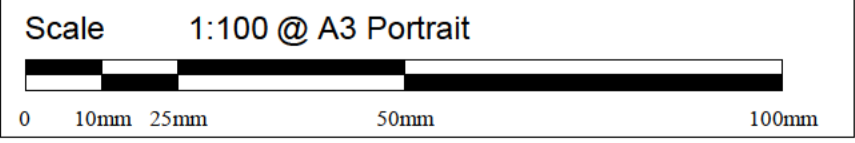
Location
335 North End Road
London SW6 1NN

Glass Cafe & Restaurant

Proposed Ground floor

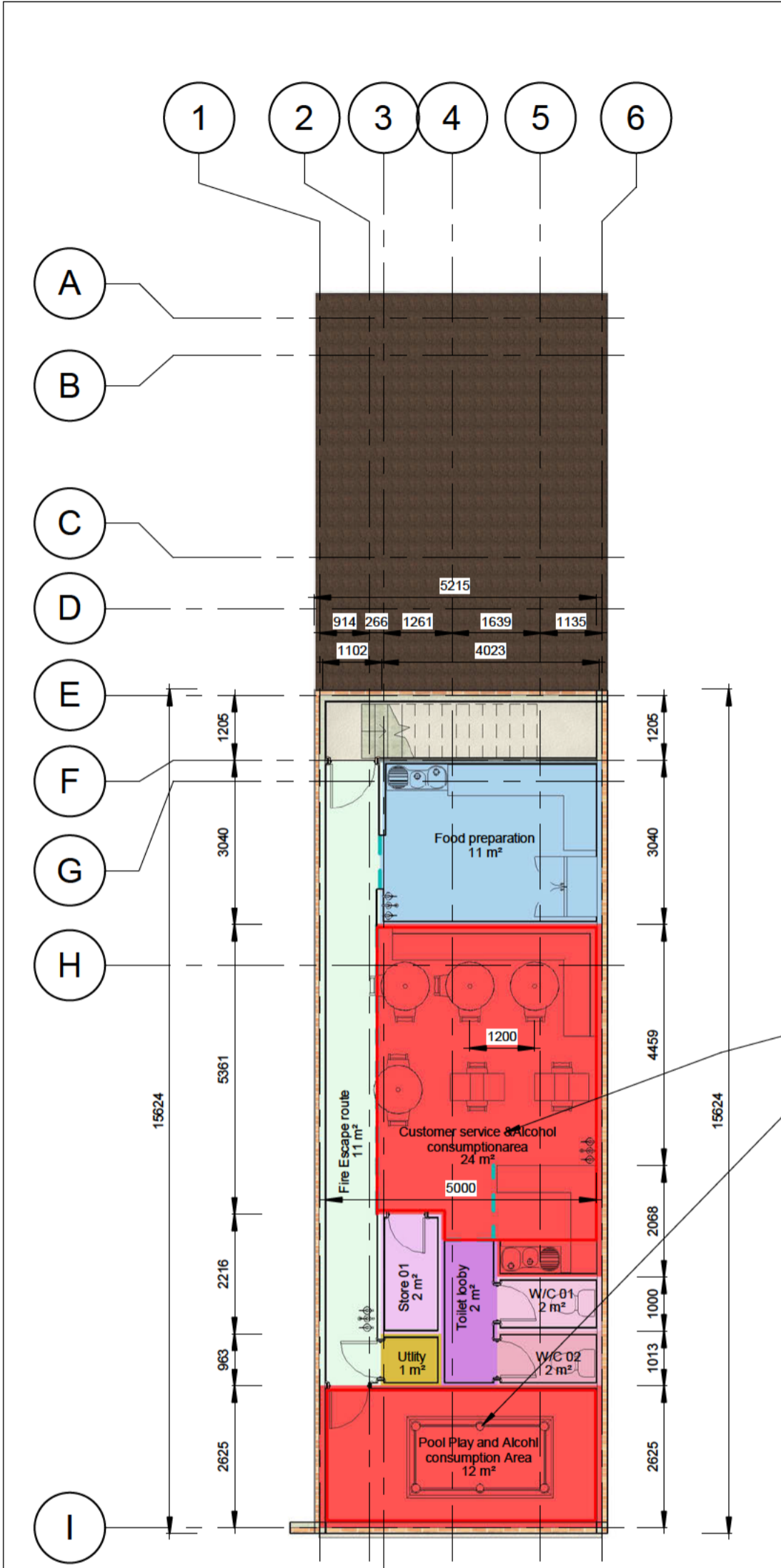
Date	25/05/2023
Drawn by	Abdalla Idris
Checked by	Checker

A100



1 Proposed Ground Floor
1 : 100

07/07/2023 21:35:30



By Department Legend

- Customer service & Alcohol consumption area
- Fire Escape route
- Food preparation
- Pool Play and Alcohol consumption Area
- Store 01
- Toilet lobby
- Utility
- W/C 01
- W/C 02

The red background indicates the alcohol consumption area on basement floor.

abdallaidris81@yahoo.co.uk

Location
335 North End Road
London SW6 1NN

Glass Cafe & Restaurant

Proposed Basement Floor

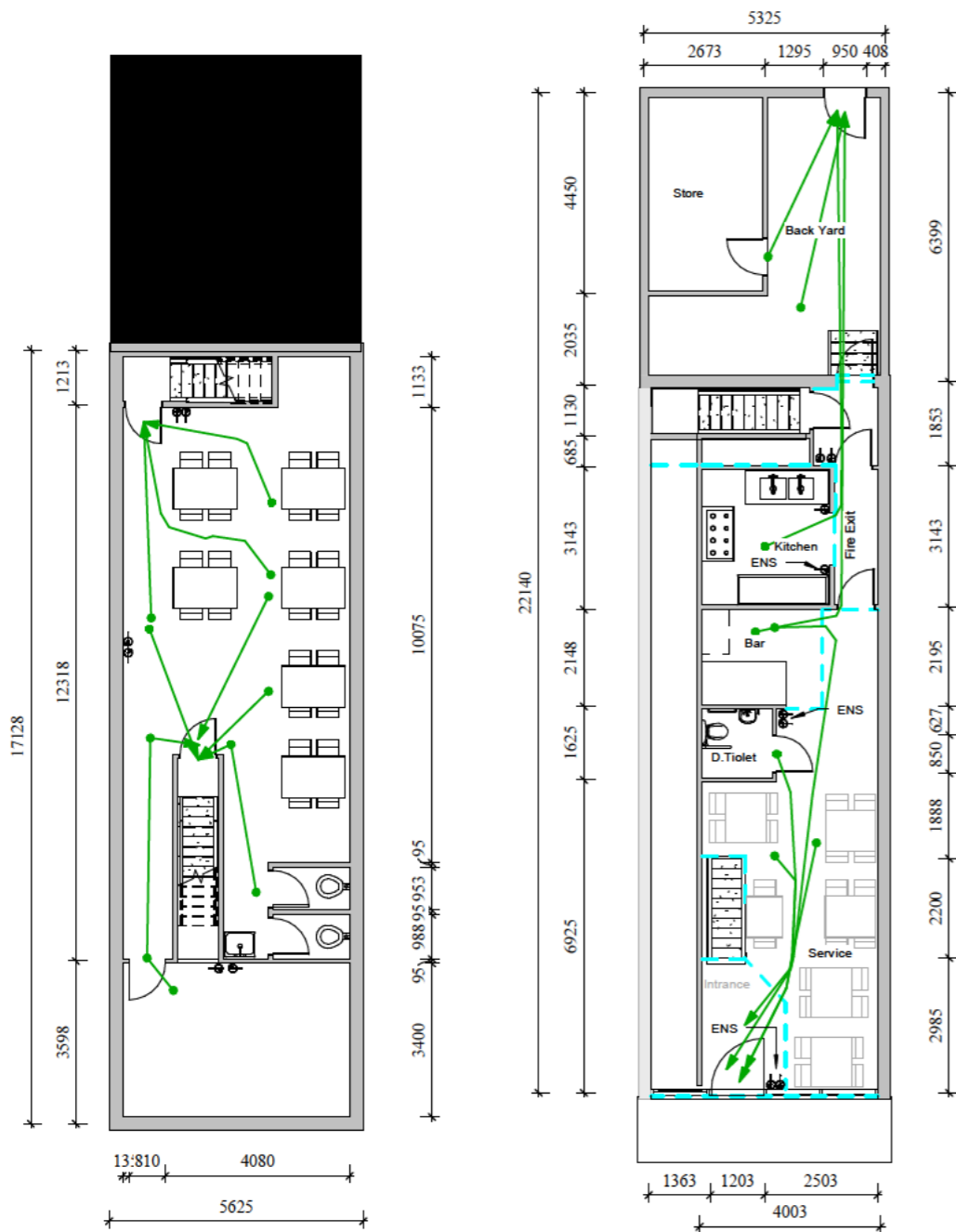
Date	25/05/2023
Drawn by	Abdalla idris
Checked by	Checker

A101

Scale	1:100 @ A3 Portrait

1 Pro. Basement Floor
1 : 100

07/07/2023 21:36:25



Basement Path Travel Analysis
1 : 100

Level 0 Path Travel Analysis
1 : 100

FIRE SAFETY EQUIPMENT SCHEDULE				
Level	Family	Mark	Assembly Code	Comments
Basement	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Basement	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Blue Label	EN3	Dry Powder Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Yellow Label	EN3	Wet Chemical Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Cream Label	EN3	Foam Fire Extinguisher
Level 0 Ground Floor	Fire_Extinguisher-Quell_13381	Black Label	EN3	CO2 Fire Extinguisher

Path of Travel Schedule					
Level	View Name	From Room	Length	Time	Speed
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	5604	4.2 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	5144	3.8 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	7457	5.6 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	10458	7.8 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	12993	9.7 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Service 2 B.01	10699	8.0 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Back Yard G.07	4427	3.3 s	4.8 km/h
Level 0 Ground Floor	Level 0 Path Travel Analysis	Back Yard G.07	3570	2.7 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	4334	3.2 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	3089	2.3 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	3522	2.6 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	5085	3.8 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	2174	1.6 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	3759	2.8 s	4.8 km/h
Basement	Basement Path Travel Analysis	Service 2 B.01	4121	3.1 s	4.8 km/h
Basement	Basement Path Travel Analysis	Office B.02	6885	5.1 s	4.8 km/h



abdallaidris81@yahoo.co.uk

No.	Description	Date

Minasie GHebreMariam

GILASS CUISINE

Path Travel

Project number 001

Date 07/11/2020

Drawn by Abdalla Idris

Checked by Checker

A108

Scale 1 : 100

From: Cardwell Kris J - AW-CU

Sent: 08 August 2023 15:01

To: 'Licensing HF: H&F' <licensing@lbhf.gov.uk>; Mckenna Lorna: H&F

Cc: 'minasie ghebremariam' <Evans Dan - AW-CU <'Inman Ian: H&F' 'Rawlinson James: H&F'

Subject: East African Cuisine 335 North End Road London SW6 1NN:- 2023/01105/LAPR

Good Afternoon Licensing,

Please refer to the reduced hours agreed between the Police, Noise and Nuisance Officers and the applicant (highlighted in red below) for the above application.

Kind regards,

Kris.

Kris Cardwell

Police Constable 3286AW

Licensing Officer - Hammersmith and Fulham (Central West BCU)

Metropolitan Police Service

Shepherds Bush Police Station

www.met.police.uk



Sale of Alcohol Off the Premises

Sunday-Thursday no change to hours. (12:00-00:00)

Friday and Saturday 12:00- **01:00**

Sale of Alcohol On the Premises

Sunday-Thursday no change to hours. (12:00-23:30)

Friday and Saturday 12:00- **00:30**

Provision of Late Night Refreshments -Both Indoors and Outdoors

Sunday-Thursday (no change 23:00 - 00:00)

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

Opening Hours:-

Sunday –Thursday (no change) between the hours of 08:00 – 00:00

Friday and Saturday 08:00- **01:00**

From: Cardwell Kris J - AW-CU
Sent: 08 August 2023 14:57
To: minasie ghebremariam
Subject: RE: East African Cuisine 335 North End Road London SW6 1NN:- 2023/01105/LAPR

Hi Minasie,

Many thanks for your update.

I will let the Local Authority aware so that they can amend your application.

I hope you are well,

Kind regards,

Kris.

Kris Cardwell
Police Constable 3286AW
Licensing Officer - Hammersmith and Fulham (Central West BCU)
Metropolitan Police Service
Shepherds Bush Police Station
www.met.police.uk

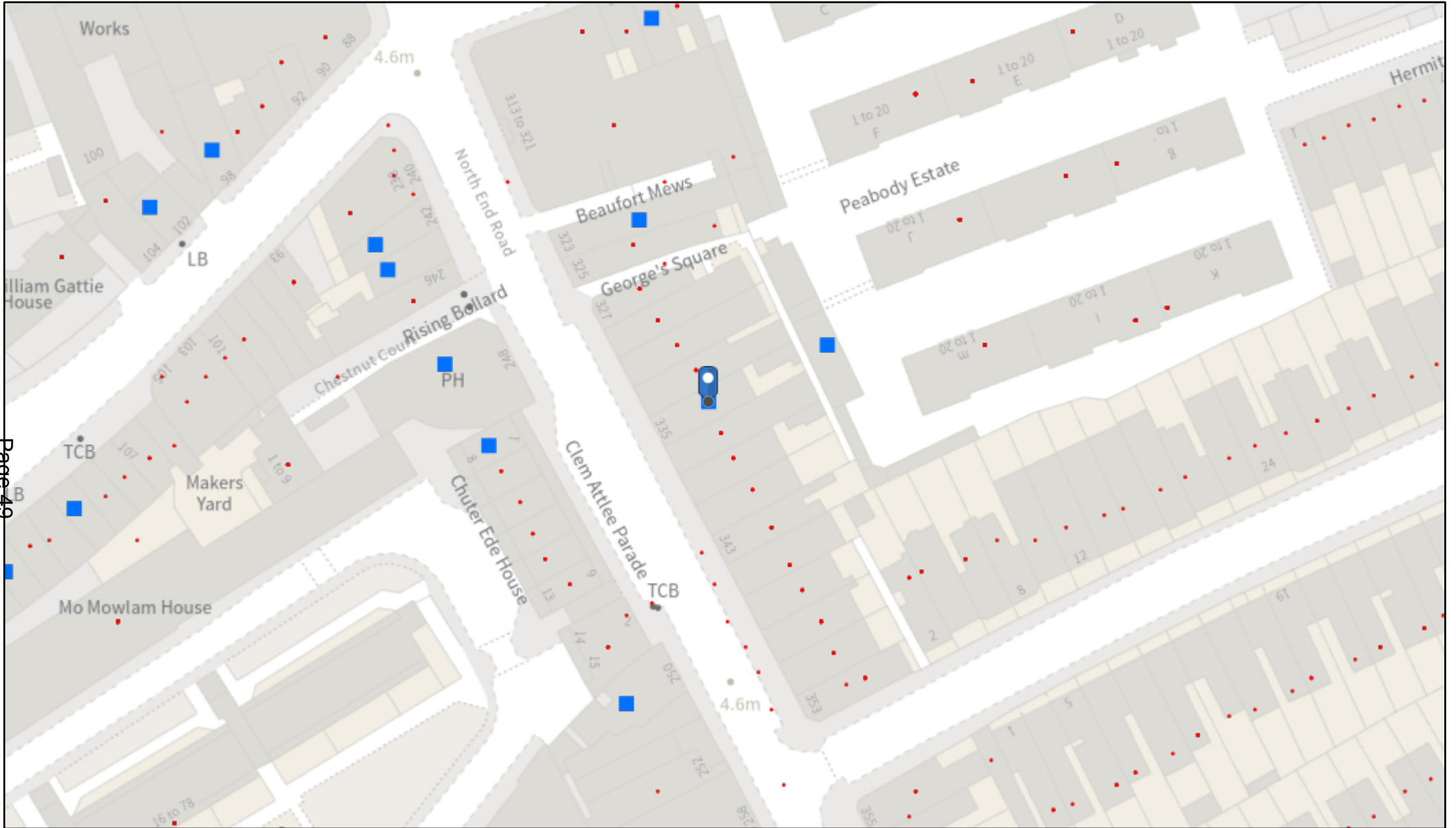


From: minasie ghebremariam
Sent: 08 August 2023 14:53
To: Cardwell Kris J - AW-CU
Subject: Re: East African Cuisine 335 North End Road London SW6 1NN:- 2023/01105/LAPR

Hi Kristen

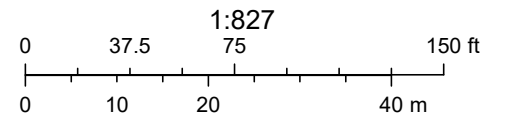
Yes agreed with the time

eGIS Web Map



Page 49

18/09/2023, 11:43:44



LICENCE NO	TRADING AS	ADDRESS	ACTIVITY	Monday to Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
2023/00009/LAPR	Pearl Lemon Cafe - Units 1 And 4	250 North End Road SW6 1NJ	Sale of Alcohol Off the Premises	10:00:00 - 22:00:00							
			Sale of Alcohol On the Premises	11:00:00 - 21:30:00							
2022/00406/LAPR	Porcini Pizzeria	244 North End Road SW6 1NL	Provision of Late Night Refreshment	23:00:00 - 23:45:00							
			Sale of Alcohol On and Off the Premises	12:00:00 - 23:45:00							
2021/00768/LAPR	Boutique da Carne Ltd	323 North End Road SW6 1NN	Sale of Alcohol Off the Premises		10:00:00 - 20:00:00	10:00:00 - 20:00:00	10:00:00 - 20:00:00	10:00:00 - 20:00:00	10:00:00 - 20:00:00	09:00:00 - 20:00:00	09:00:00 - 20:00:00
2023/00460/LAPR	IRO Sushi Bar	85 Lillie Road SW6 1UD	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	11:00:00 - 00:00:00	12:00:00 - 23:30:00
2022/01328/LAPR	All In 1 Food & Wine	242 North End Road SW6 1NL	Sale of Alcohol Off 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	10:00:00 - 23:00:00	10:00:00 - 22:30:00
2021/00052/LAPR	Takebab	98A Lillie Road SW6 7SR	Sale of Alcohol On the Premises	09:00:00 - 23:00:00							
2018/01308/LAPR	Ghion Cafe And Restaurant	1 Clem Attlee Parade North End Road SW6 7RS	Provision of Late Night Refreshment	23:00:00 - 23:30:00							
			Sale of Alcohol On the Premises	12:00:00 - 23:00:00							
2020/00216/LAPR	VeganE	102 Lillie Road SW6 7SR	Performance of Live Music						19:00:00 - 23:00:00	19:00:00 - 23:00:00	19:00:00 - 23:00:00
			Playing of Recorded Music		19:00:00 - 23:00:00	19:00:00 - 23:00:00	19:00:00 - 23:00:00	19:00:00 - 23:00:00	19:00:00 - 23:00:00	19:00:00 - 23:00:00	12:00:00 - 19:00:00
			Sale of Alcohol On and Off the Premises		12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00	12:00:00 - 23:00:00
2021/01550/LAPR	Bagel & Shake Fulham	113 Lillie Road SW6 7SX	Provision of Late Night Refreshment	23:00:00 - 01:00:00							
2020/00970/LAPR	Coco And Bibi	123 Lillie Road SW6 7SX	Sale of Alcohol On and Off the Premises	10:00:00 - 22:00:00							
2023/00963/LAPR	The Goose	The Goose 248 North End Road SW6 1NL	Exhibition of a Film		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 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00
			Indoor Sporting Event		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 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00

			Playing of Recorded Music	No restriction							
			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 - 01:00:00	23:00:00 - 01:00:00	23:00:00 - 00:00:00
			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 - 01:00:00	10:00:00 - 01:00:00	10:00:00 - 00:00:00
2021/01316/LAPR	Shop and Donate CIC	Estate Office Peabody Estate Lillie Road SW6 1UH	Sale of Alcohol Off the Premises		10:00:00 - 16:30:00	10:00:00 - 16:30:00	10:00:00 - 16:30:00	10:00:00 - 16:30:00	10:00:00 - 16:30:00		

From: Cllr Coleman Ben: H&F
Sent: Thursday, August 3, 2023 1:01 PM
To: Licensing HF: H&F <licensing@lbhf.gov.uk>
Cc: Cllr Holder Sharon: H&F
Subject: Licensing application 2023/01105/LAPR

[I am writing to express my concern about this application.](#)

Opening until 1.30am, including for deliveries, will disturb the neighbours above and opposite. Allowing alcohol to be sold to 1pm could increase the likelihood of anti-social behaviour in the road.

Cllr Holder, my fellow councillor, for Lillie ward, shares these concerns.

Regards

Ben Coleman
Deputy Leader of the London Borough of Hammersmith & Fulham
Councillor for Lillie ward

From: Cllr Holder Sharon: H&F
Sent: Thursday, August 3, 2023 5:56 PM
To: Licensing HF: H&F <licensing@lbhf.gov.uk>
Cc: Cllr Coleman Ben: H&F
Subject: Licensing Application 2023/01105/LAPR

[I am writing to express my concern about this application.](#)

Opening until 1.30am, including for deliveries, will disturb the neighbours above and opposite. Allowing alcohol to be sold to 1pm could increase the likelihood of anti-social behaviour in the road.

Cllr Coleman, my fellow councillor, for Lillie ward, shares these concerns.

Regards

Cllr. Sharon Holder
Labour Councillor for Lillie Ward

Cabinet Member for Public Realm
Hammersmith & Fulham Council | The Town Hall, King Street, London, W6 9JU
Please feel free to contact me by email or on 020 8753 2018.

From: [REDACTED]

Sent: Tuesday, August 1, 2023 12:10 PM

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

Subject: RE: Objection - RE: 2023/01105/LAPR

Dear Lorna and Licensing Team,

RE: 2023/01105/LAPR: East African Cuisine: 335 North End Road London SW6 1NN

We strongly object to this license application to sell alcohol on and off the premises Mon-Sat until 1.00am and on Sundays until 01.30am. North End Road (NER) is a known crime hotspot with drugs and alcohol abuse particularly prevalent – providing further opportunities to congregate and drink alcohol outside the premises until the early morning hours will only exacerbate crime and ASB, and will negatively impact resident's ability to sleep. The NER and its many side streets is populated by hardworking professionals, families with young children and older people that require a full night's sleep. To sanction late night hours with alcohol sales would condemn residents to noise and nuisance and commercial activity via dispatch/delivery motorbike riders well beyond normal business hours and well into the essential time for sleep for young and old alike.

As residents, we acknowledge the hugely positive steps and investment taken to regenerate The NER market – by allowing this license and setting a precedence for fast-food establishments – will only undo all the positives that have been achieved to date and likely detract future alternative lettings.

I wish to point out the recent decision for Selekt Chicken, 349 NER - this application for extended early morning hours (refreshment only not alcohol) was rejected by the Committee. The decision on Selekt Chicken to reject the application is pertinent and directly applicable to this application "it was the Committee's considered opinion that if granted the licensed activity was likely to create more public nuisance and anti-social behaviour caused by customers and delivery drivers collecting deliveries from the licensed premises. It was the Committee's considered opinion that this would have an adverse impact on local residents and the promotion of the licensing objective of prevention of public nuisance and prevention of crime and disorder" (and that is even without alcohol); and acknowledges that the Committee took into account "concerns regarding noise and nuisance caused by delivery vehicles late at night as well as noise created by delivery drivers who will congregate at the Premises waiting to collect food". It is clear and precise on exactly the fact pattern and circumstances that are presented to the Committee in this Application. We respectfully ask that the Committee consistently applies the principles that are established in the Decision of Selekt Chicken.

Conclusion: The principal objections are that the Application:

1. Will create more public nuisance and anti-social behaviour
2. Will have an adverse impact on the prevention of crime and disorder
3. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selekt Chicken
4. Does not promote the licensing objective of public safety
5. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep
6. Late night activity inappropriate to the local area due to its proximity to residential roads

Yours sincerely

[REDACTED]

[REDACTED]

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 27/07/2023 12:06 PM from [REDACTED]

Application Summary

Address: 335 North End Road London SW6 1NN

Proposal: Licensing Act - Premises Licence

Case Officer: Ms Lorna McKenna

[Click for further information](#)

Customer Details

Name: [REDACTED]

[REDACTED]

Address: [REDACTED]

Comments Details

Commenter Type: Residents Group

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 27/07/2023 12:06 PM 2023/01105/LAPR 335 North End Road London SW6 1NN

extended hours to 01:30 and extensive change of ground floor and basement plans/licensable areas and smoking areas

-We oppose extended hours due to noise, nuisance, crime and disorder, public safety reasons. We reserve our right to comment further, to add further evidence.

Longer hours mean more delivery noise and nuisance, asb etc.

Residents are in favour of a thriving North End Road into the evening, but into and beyond the late evening, creates too many problems for residents. The H&F Licensing Policy clearly states that residents must be taken into consideration when granting hours for Premises. What is this part of Fulham but thousands of residents?

North End Road and its thousands of residents who live directly in North End Road, and above this Premises, as well as in residential roads off the North End Road need to sleep at night. Extending to 01:00 with closing at 1:30 will only add to the problems of increased crime, disorder, more noise, more nuisance, especially from delivery vehicles and their drivers. This area suffers from high crime rates, Met

Police-defined 'key' crime hot spots directly on North End Road, disorder into the later evening, increased drug sales and the problems associated with the drug undercurrent that is well known to Police and residents.

--We will be presenting the Lic Committee with crime hot spot maps from the Met Police. The longer the hours, the more problems we have on North End Road and these problems feed into residential roads.

-This address has no planning permission for takeaway. We are unclear about the proposed smoking area and second hand smoke nuisance for residents above/around.

--The plans submitted are not reflected on any planning permissions but we are contacting Planning re this so that we can better inform ourselves and the Lic Committee.

//end//

From: [REDACTED]
Sent: Monday, July 31, 2023 2:25 PM
To: Licensing HF: H&F <licensing@lbhf.gov.uk>
Subject: Ref: 2023/01105/LAPR - Gilass Cafe and Restaurant

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Sent via email to: licensing@lbhf.gov.uk

Ref: 2023/01105/LAPR

Application for extended and outside premises license for Gilass Cafe and Restaurant

Dear Lorna McKenna,

I, [REDACTED], oppose to the extending hours to the premises license application from Gilass Cafe and Restaurant, from existing midnight to proposed 1.30am.

I live near Fulham Broadway and am disturbed and worried by the noise, crime and anti-social behaviour from those who frequent the local establishments. Living nearby to Fulham Broadway bus stops and Fulham tube station, revellers are attracted to this area, once the establishments are closed where there are many issues of anti-social behaviour late at night such as vomiting, urinating, fighting, noise.

The delivery scooters also collate in Fulham Broadway, and on Samuel Lewis Trust, are noisy, pollutive and fight and argue.

All these issues cause me to be woken up and feel unsafe. The estate of Samuel Lewis Trust is known locally for not having CCTV, it has many blind-spots and escape routes through blocks. Me and my neighbours have issues with non-residents breaking into our communal gardens to congregate to drink, smoke weed and take drugs, and to urinate, defecate and vomit.

Should this establishment's licensing hours be extended this will increase and exacerbate the issues we are already experiencing and that will continue into the early morning hours.

Only last week I reported to the police a man urinating in the bin area and exposing himself and a group of men smoking weed in the communal garden. CAD 2991/28Jul23. My previous councillor Ben Coleman is fully aware of the long-term, ongoing issues experienced on Samuel Lewis Trust estate as he worked for many years with the residents to try and solve such issues.

If I am unable to attend the licensing hearing for this application, I ask [REDACTED] or his Representative to represent me, and anyone I may be representing, should other neighbours ask me to represent them.

Yours sincerely,

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

From:

Sent: Saturday, September 16, 2023 12:41 PM

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

Cc:

Subject: Re: Notice of Hearing - Gilass Café And Restaurant, 335 North End Road London SW6 1NN

Dear Lorna McKeena,

I have an important meeting that I must attend so I ask my area, of Barclay Road Conservation Area Neighbourhood Watch, (better known as Barclay Road Residents) or her representative to represent me at the hearing. I have given her my Representation so that she can expand on these specific points to the Licensing Committee.

In summary my points raised in objection for Licensing application are:

- I represent Samuel Lewis Trust (SLT) Residents - 268 flats of which 223 are general social need families and 18 are sheltered housing for elderly and disabled. - a large majority are vulnerable and isolated residents, and majority are families with children. There are many safeguarding and mental health issues on this estate.
- SLT is situated just off Vanston Place and Fulham Broadway, that has 9 bus routes (2 are night buses) and tube station with many pub, clubs and restaurants in the local vicinity as well as Chelsea Football ground, Eel Brook Common and a local cinema a short walk away.
- This area is situated with close proximity to the travel links, and its residents are disproportionately affected by anti-social behaviour, especially from drunk, loud and rowdy revellers who frequent the area to urinate and vomit and congregate to travel, especially in the early hours on the night buses and also suffer from ASB delivery scooter drivers who also urinate and fight on Vanston Place. Last reported witnessed incident of urinating on SLT CAD 2991/28Jul23
- For the above reasons and that the Framework for town centres clearly states 11pm cut off time, I do not agree with the extended hours of this alcohol license, as this will further increase the ASB, crime disorder, noise and nuisance from the patrons and delivery drivers in our area.

Yours sincerely

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 31/07/2023 4:25 PM from [REDACTED].

Application Summary

Address: 335 North End Road London SW6 1NN

Proposal: Licensing Act - Premises Licence

Case Officer: Ms Lorna McKenna

[Click for further information](#)

Customer Details

Name: [REDACTED]

Email:

Address: [REDACTED]

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 31/07/2023 4:25 PM I oppose both the extension of hours and the sale of alcohol to 01:00 and closing at 01:30. I believe that the application contravenes the four licensing objectives. I reserve the right to make further representations. Principally (1) the area has significant crime issues. Late night opening hours provide a "home", or location for well documented ASB and disorder offences (2) the proximity of the site to 100% residential roads will cause noise and nuisance for residents (dispatch and delivery drivers will congregate in large numbers and use all the local routes) during night time hours - see the recent decisions in the cases of Swimming Pig, Morley's, Papa Johns and Selett Chicken (3) given that the area is very close to a large number of schools and 100% residential areas there are grave and serious concerns about the welfare of children and (4) whilst very supportive of the great efforts to regenerate the North End Road market I believe that a line should be drawn to strike the right balance between the real fears and concerns of residents around public safety, crime, disorder, noise and nuisance and reasonable trading hours in what is an attractive area for businesses. Those businesses to have a responsibility to assess, respect and effectively protect the needs of the community within which they seek to trade. I see no attempt by the

Applicant to understand the issues relevant to the site nor (as required) to state clearly the impact of what they propose and proactively take measures to work with and consult local residents to gauge a measured and well-informed view of the problems entailed by the application. More widely, I question the basis underlying the application. The site has no planning permission for "outdoor"/takeaway for either hot food or alcohol so neither are allowed but both are applied for? Hours should remain until midnight only, on premises alcohol until 23:30 and no extension for hours or alcohol. Thank you. [REDACTED]

From: [REDACTED]

Sent: Monday, July 31, 2023 9:32 PM

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

Cc:

Subject: 2023/01105/LAPR: East African Cuisine: 335 North End Road London SW6 1NN

Good evening,

I am writing with regard to the above application and wish to lodge an objection as Co-Chair of the Walham Green Ward Panel.

This establishment wishes to move their closing time to 1:30am, to increase their hours to sell alcohol off the premises from midnight to 1:00am, to sell alcohol on the premises from 11:30pm to 1:00am and to increase their opening hours from midnight to 1:30am. Their plan is to do this 7 days a week.

These hours are not in keeping with the area and with the licensing objectives:

The prevention of crime and disorder

Public safety

The retention of public nuisance

The protection of children from harm

This premises has people living above, who will be subject to noise beyond midnight from customers both on the premises and from delivery drivers coming to collect orders. The residents have a right to uninterrupted sleep after midnight, especially children. The premises will in effect be open almost 24 hours a day if they are opening at 8am (having closed at 1:30am). I attach photos of the premises.

The drivers will cause noise when they congregate outside the premises and the deliveries themselves will cause additional noise to those living in adjacent streets. Will the deliveries be made by foot, pedal bike or E-bike to minimise noise and pollution? These deliveries should not be made by scooters, mopeds or cars.

There are already issues with anti-social behaviour on North End Road which has markedly increased this year and caused the police to call this area a "hotspot" for anti-social behaviour and disorder. Adding another venue for late alcohol sales will increase this issue. The side streets are increasingly full of litter, nitreous oxide canisters litter the roads and residents witness anti-social behaviour such as urination and worse in their gardens.

The council have spent a significant amount of money on improving the North End Road, I especially on the hard landscaping. This money will be in vain if the council takes the retrograde step of approving cafes, restaurants and fast food places to be opening later, selling alcohol later etc. The North End Road is a semi-commercial, semi-residential road surrounded by residential streets. Licensing has to take this blend into consideration. The hours in the application are more suited to a premises in a wholly commercial area.

Kind regards





From: [REDACTED]

Sent: Thursday, August 3, 2023 6:48 PM

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

Cc: [REDACTED]

Subject: Re: 2023/01105/LAPR: East African Cuisine: 335 North End Road London SW6 1NN

Dear Lorna,

This is the first time I've been asked for my address for representations.

I have moved from [REDACTED] and will be moving into [REDACTED] in the last week of August.

Many thanks

[REDACTED]

[REDACTED] from my iPhone

From: [REDACTED]

Sent: Tuesday, August 1, 2023 2:17 PM

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

Cc:

Subject: RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

Dear Lorna and Licensing Team,

RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

My neighbour has alerted me to the above application. Following on from her email (copied below) which I fully support. I wish to officially object to this application on the grounds of noise, nuisance and anti-social behaviour - and residents legal common law position that recognises the right of householders to the necessity of sleep.

Lastly, should a hearing for this application go ahead, I would like to give my allocated 5 minutes time to my neighbour [REDACTED] or her representative.

"We strongly object to this license application to sell alcohol on and off the premises Mon-Sat until 1.00am and on Sundays until 01.30am. The North End Road (NER) has known crime hotspot's with drugs and alcohol abuse particularly prevalent – providing further opportunities to congregate and drink alcohol outside this premises until the early morning hours will only exacerbate crime and ASB, and will negatively impact resident's ability to sleep. The NER and its many side streets is populated by hardworking professionals, families with young children and older people that require a full night's sleep. To sanction late night hours with alcohol sales would condemn residents to noise and nuisance and commercial activity via dispatch/delivery motorbike riders well beyond normal business hours and well into the essential time for sleep for young and old alike.

As residents, we acknowledge the hugely positive steps and investment taken to regenerate The NER market – by allowing this license and setting a precedence for fast-food establishments – will only undo all the positives that have been achieved to date and likely detract future alternative lettings.

I wish to point out the recent decision for Selekt Chicken, 349 NER - this application for extended early morning hours (refreshment only not alcohol) was rejected by the Committee. The decision on Selekt Chicken to reject the application is pertinent and directly applicable to this application "it was the Committee's considered opinion that if granted the licensed activity was likely to create more public nuisance and anti-social behaviour caused by customers and delivery drivers collecting deliveries form the licensed premises. It was the Committee's considered opinion that this would have an adverse impact on local residents and the promotion of the licensing objective of prevention of public nuisance and prevention of crime and disorder" (and that is even without alcohol); and acknowledges that the Committee took into account "concerns regarding noise and nuisance caused by delivery vehicles late at night as well as noise created by delivery drivers who will congregate at the Premises waiting to collect food". It is clear and precise on exactly the fact pattern and circumstances that are presented to the Committee in this Application. We respectfully ask that the Committee consistently applies the principles that are established in the Decision of Selekt Chicken".

Conclusion: The principal objections are that the Application:

1. Will create more public nuisance and anti-social behaviour
2. Will have an adverse impact on the prevention of crime and disorder
3. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selekt Chicken
4. Does not promote the licensing objective of public safety
5. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep [Hampstead & Garden Properties v Diomedous 1968]
6. Late night activity inappropriate to the local area due to its proximity to residential roads

Yours sincerely

[Redacted signature]

[Redacted signature]

Dear Sir/Madam,

Licensing Application comments have been made. A summary of the comments is provided below.

Comments were submitted at 02/08/2023 4:40 PM from [REDACTED]

Application Summary

Address: 335 North End Road London SW6 1NN

Proposal: Licensing Act - Premises Licence

Case Officer: Ms Lorna McKenna

[Click for further information](#)

Customer Details

Name: [REDACTED]

Email:

Address: [REDACTED]

Comments Details

Commenter Type: Neighbour

Stance: Customer objects to the Licensing Application

Reasons for comment:

Comments: 02/08/2023 4:40 PM I would like to oppose extending the current hours from midnight closing to proposed 01:30 closing.

Only last year they asked for an increase in opening and operating hours, and now they are requesting further extensions. Where will it stop? I don't believe it is in the interests of all the residents in the neighbourhood, and will only add to the existing issues of crime and disorder, and public safety. There are residents in the flats above and around the premises, to say nothing of the hundreds in neighbouring streets off the North End Road. The resulting noise and nuisance from increased hours, with smoking out the back, delivery drivers coming and going, and the customers leaving at 1.30am will disturb the nighttime for many.

We all live in a vibrant area of London and have chosen to do so, but we must be able to sleep without disturbances that can be avoided. Our mental health depends on it. No matter how many signs are put up customers leaving in the early hours, particularly those who have been drinking, are bound to disturb the streets as it is so much quieter at that time than during the day. I experience this regularly with

Simmonds further down the North End Road, where revellers leaving at 2pm wait to get taxis and say goodbye to each other making a disturbance which more often than not wakes me up.

We need to draw a line in terms of more restaurants pushing for nighttime hours. We all share the space, and its time residents are given more consideration.

On a secondary note, I see there is no washbasin indicated outside the two toilets in the basement, in the change of internal layout. I trust this is something that would be rectified before consent is given.

From: [REDACTED]

Sent: Wednesday, August 2, 2023 12:46 PM

To: Mckenna Lorna: H&F [REDACTED]; Licensing HF: H&F

Subject: objection 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

Hi planners,

My name is [REDACTED] and I am the owner of the [REDACTED]
[REDACTED]

I strongly object to this license application to sell alcohol on and off the premises Mon-Sat until 1.00am and on Sundays until 01.30am. The North End Road (NER) has known crime hotspot's with drugs and alcohol abuse particularly prevalent – providing further opportunities to congregate and drink alcohol outside this premises until the early morning hours will only exacerbate crime and ASB, and will negatively impact resident's ability to sleep. The NER and its many side streets is populated by **hardworking** professionals, families with young children and older people that require a full night's sleep. To sanction late night hours with alcohol sales would condemn residents to noise and nuisance and commercial activity via dispatch/delivery motorbike riders well beyond normal business hours and well into the essential time for sleep for young and old alike.

As residents, we acknowledge the hugely positive steps and investment taken to regenerate The NER market – by allowing this license and setting a precedence for fast-food establishments – will only undo all the positives that have been achieved to date and likely detract future alternative lettings.

I wish to point out the recent decision for Selekt Chicken, 349 NER - this application for extended early morning hours (refreshment only not alcohol) was rejected by the Committee. The decision on Selekt Chicken to reject the application is pertinent and directly applicable to this application "it was the Committee's considered opinion that if granted the licensed activity was likely to create more public nuisance and anti-social behaviour caused by customers and delivery drivers collecting deliveries from the licensed premises. It was the Committee's considered opinion that this would have an adverse impact on local residents and the promotion of the licensing objective of prevention of public nuisance and prevention of crime and disorder" (and that is even without alcohol); and acknowledges that the Committee took into account "concerns regarding noise and nuisance caused by delivery vehicles late at night as well as noise created by delivery drivers who will congregate at the Premises waiting to collect food". It is clear and precise on exactly the fact pattern and circumstances that are presented to the Committee in this Application. We respectfully ask that the Committee consistently applies the principles that are established in the Decision of Selekt Chicken".

Conclusion: The principal objections are that the Application:

1. Will create more public nuisance and anti-social behaviour
2. Will have an adverse impact on the prevention of crime and disorder
3. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selekt Chicken
4. Does not promote the licensing objective of public safety
5. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep [Hampstead & Garden Properties v Diomedous 1968]

6. Late night activity inappropriate to the local area due to its proximity to residential roads
Also, I will provide [REDACTED] (here in cc) with 5 minutes of time for the license hearing.

Kind Regards,

[REDACTED]
[REDACTED]

From: [REDACTED]

Sent: Tuesday, August 1, 2023 4:08 PM

To: Mckenna Lorna: H&F [REDACTED] Licensing HF: H&F
<licensing@lbhf.gov.uk>

Cc: [REDACTED]

Subject: Objection to Local Kebab shop Objection to serving alcohol until 1.30am

Dear Lorna and Licensing Team,

RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

My neighbour has alerted me to the above application. Following on from her email (copied below) which I fully support. I wish to officially object to this application on the grounds of noise, nuisance and anti-social behaviour - and residents legal common law position that recognises the right of householders to the necessity of sleep.

Lastly, should a hearing for this application go ahead, I would like to give my allocated 5 minutes time to my neighbour [REDACTED] or her representative.

"We strongly object to this license application to sell alcohol on and off the premises Mon-Sat until 1.00am and on Sundays until 01.30am. The North End Road (NER) has known crime hotspot's with drugs and alcohol abuse particularly prevalent – providing further opportunities to congregate and drink alcohol outside this premises until the early morning hours will only exacerbate crime and ASB, and will negatively impact resident's ability to sleep. The NER and its many side streets is populated by hardworking professionals, families with young children and older people that require a full night's sleep. To sanction late night hours with alcohol sales would condemn residents to noise and nuisance and commercial activity via dispatch/delivery motorbike riders well beyond normal business hours and well into the essential time for sleep for young and old alike.

As residents, we acknowledge the hugely positive steps and investment taken to regenerate The NER market – by allowing this license and setting a precedence for fast-food establishments – will only undo all the positives that have been achieved to date and likely detract future alternative lettings.

I wish to point out the recent decision for Selekt Chicken, 349 NER - this application for extended early morning hours (refreshment only not alcohol) was rejected by the Committee. The decision on Selekt Chicken to reject the application is pertinent and directly applicable to this application "it was the Committee's considered opinion that if granted the licensed activity was likely to create more public nuisance and anti-social behaviour caused by customers and delivery drivers collecting deliveries form the licensed premises. It was the Committee's considered opinion that this would have an adverse impact on local residents and the promotion of the licensing objective of prevention of public nuisance and prevention of crime and disorder" (and that is even without alcohol); and acknowledges that the Committee took into account "concerns regarding noise and nuisance caused by delivery vehicles late at night as well as noise created by delivery drivers who will congregate at the Premises waiting to collect food". It is clear and precise on exactly the fact pattern and circumstances that are presented to the Committee in this Application. We respectfully ask that the Committee consistently applies the principles that are established in the Decision of Selekt Chicken".

Conclusion: The principal objections are that the Application:

7. Will create more public nuisance and anti-social behaviour
8. Will have an adverse impact on the prevention of crime and disorder
9. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selett Chicken
10. Does not promote the licensing objective of public safety
11. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep [Hampstead & Garden Properties v Diomedous 1968]
12. Late night activity inappropriate to the local area due to its proximity to residential roads

Yours sincerely

[REDACTED]

[REDACTED]

From: [REDACTED]

Sent: Tuesday, August 1, 2023 2:39 PM

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

Cc:

Subject: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

Dear Lorna and Licensing Team,

RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

My neighbour has alerted me to the above application. Following on from her email (copied below) which I fully support. I wish to officially object to this application on the grounds of noise, nuisance and anti-social behaviour - and residents legal common law position that recognises the right of householders to the necessity of sleep.

Lastly, should a hearing for this application go ahead, I would like to give my allocated 5 minutes time to my neighbor - [REDACTED] or her representative.

"We strongly object to this license application to sell alcohol on and off the premises Mon-Sat until 1.00am and on Sundays until 01.30am. The North End Road (NER) has known crime hotspot's with drugs and alcohol abuse particularly prevalent – providing further opportunities to congregate and drink alcohol outside this premises until the early morning hours will only exacerbate crime and ASB, and will negatively impact resident's ability to sleep. The NER and its many side streets is populated by hardworking professionals, families with young children and older people that require a full night's sleep. To sanction late night hours with alcohol sales would condemn residents to noise and nuisance and commercial activity via dispatch/delivery motorbike riders well beyond normal business hours and well into the essential time for sleep for young and old alike.

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Conclusion: The principal objections are that the Application:

13. Will create more public nuisance and anti-social behaviour
14. Will have an adverse impact on the prevention of crime and disorder
15. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selekt Chicken
16. Does not promote the licensing objective of public safety
17. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep [Hampstead & Garden Properties v Diomedous 1968]
18. Late night activity inappropriate to the local area due to its proximity to residential roads

Yours sincerely

[REDACTED]

From: [REDACTED]

Sent: Thursday, August 3, 2023 10:25 AM

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

Cc:

Subject: Re: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

Hi Lorna, my full name and address:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Many thanks

[REDACTED]

From: [REDACTED]

Sent: Tuesday, August 1, 2023 2:29 PM

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

Cc:

Subject: RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

Dear Lorna and Licensing Team,

RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

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Lastly, should a hearing for this application go ahead, I would like to give my allocated 5 minutes time to my neighbour [REDACTED] or her representative.

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“As residents, we acknowledge the hugely positive steps and investment taken to regenerate The NER market – by allowing this license and setting a precedence for fast-food establishments – will only undo all the positives that have been achieved to date and likely detract future alternative lettings.

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Conclusion: The principal objections are that the Application:

19. Will create more public nuisance and anti-social behaviour
20. Will have an adverse impact on the prevention of crime and disorder
21. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selett Chicken
22. Does not promote the licensing objective of public safety
23. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep [Hampstead & Garden Properties v Diomedous 1968]
24. Late night activity inappropriate to the local area due to its proximity to residential roads

Yours sincerely,

[REDACTED]

From: [REDACTED]

Sent: Thursday, August 3, 2023 10:07 AM

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

Cc:

Subject: RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

Hi,

My address is: [REDACTED]

Thanks

[REDACTED]
Director

From:

Sent: Tuesday, August 1, 2023 2:20 PM

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

Cc:

Subject: RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

Dear Lorna and Licensing Team,

RE: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

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Lastly, should a hearing for this application go ahead, I would like to give my allocated 5 minutes time to my neighbour [REDACTED] or her representative.

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circumstances that are presented to the Committee in this Application. We respectfully ask that the Committee consistently applies the principles that are established in the Decision of Selett Chicken”.

Conclusion: The principal objections are that the Application:

25. Will create more public nuisance and anti-social behaviour
26. Will have an adverse impact on the prevention of crime and disorder
27. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selett Chicken
28. Does not promote the licensing objective of public safety
29. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep [Hampstead & Garden Properties v Diomedous 1968]
30. Late night activity inappropriate to the local area due to its proximity to residential roads

Yours sincerely

████████████████████

████████████████

████████████████████

From: [REDACTED]

Sent: Thursday, August 3, 2023 12:00 PM

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

Cc:

Subject: 2023/01105/LAPR: Kebab Shop - East African Cuisine: 335 North End Road London SW6 1NN

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"We strongly object to this license application to sell alcohol on and off the premises Mon-Sat until 1.00am and on Sundays until 01.30am. The North End Road (NER) has known crime hotspot's with drugs and alcohol abuse particularly prevalent – providing further opportunities to congregate and drink alcohol outside this premises until the early morning hours will only exacerbate crime and ASB, and will negatively impact resident's ability to sleep. The NER and its many side streets is populated by hardworking professionals, families with young children and older people that require a full night's sleep. To sanction late night hours with alcohol sales would condemn residents to noise and nuisance and commercial activity via dispatch/delivery motorbike riders well beyond normal business hours and well into the essential time for sleep for young and old alike.

As residents, we acknowledge the hugely positive steps and investment taken to regenerate The NER market – by allowing this license and setting a precedence for fast-food establishments – will only undo all the positives that have been achieved to date and likely detract future alternative lettings.

I wish to point out the recent decision for Selekt Chicken, 349 NER - this application for extended early morning hours (refreshment only not alcohol) was rejected by the Committee. The decision on Selekt Chicken to reject the application is pertinent and directly applicable to this application "it was the Committee's considered opinion that if granted the licensed activity was likely to create more public nuisance and anti-social behaviour caused by customers and delivery drivers collecting deliveries from the licensed premises. It was the Committee's considered opinion that this would have an adverse impact on local residents and the promotion of the licensing objective of prevention of public nuisance and prevention of crime and disorder" (and that is even without alcohol); and acknowledges that the Committee took into account "concerns regarding noise and nuisance caused by delivery vehicles late at night as well as noise created by delivery drivers who will congregate at the Premises waiting to collect food". It is clear and precise on exactly the fact pattern and circumstances that are presented to the Committee in this Application. We respectfully ask that the Committee consistently applies the principles that are established in the Decision of Selekt Chicken".

Conclusion: The principal objections are that the Application:

31. Will create more public nuisance and anti-social behaviour
32. Will have an adverse impact on the prevention of crime and disorder
33. Should be subject to the same guiding principles set out in, and the conclusion of, the decision of the Committee in the case of Selekt Chicken
34. Does not promote the licensing objective of public safety
35. Should be consistent with the legal common law position that recognises the right of householders to the necessity of sleep [Hampstead & Garden Properties v Diomedous 1968]
36. Late night activity inappropriate to the local area due to its proximity to residential roads

Yours sincerely

██████████

████████████████████

Dear all,

Licensing Act - Premises Licence application number: 2023/01105/LAPR

Premises name: Gilass Café And Restaurant (Previously East African Cuisine)

Premises address: 335 North End Road London SW6 1NN

I am contacting you as you made a representation against the above application. During the consultation period, following communication with the Police Licensing team, the applicant has agreed to reduce the opening hours and licensable hours originally requested in the original application. The application has been amended to the following, marked in red below:

Sale of Alcohol Off the Premises

Sunday-Thursday no change to hours. (12:00-00:00)

Friday and Saturday 12:00- 01:00

Sale of Alcohol On the Premises

Sunday-Thursday no change to hours. (12:00-23:30)

Friday and Saturday 12:00- 00:30

Provision of Late Night Refreshments -Both Indoors and Outdoors

Sunday-Thursday (no change 23:00 - 00:00)

Friday and Saturday 23:00-01:00

Opening Hours:-

Sunday –Thursday (no change) between the hours of 08:00 – 00:00

Friday and Saturday 08:00- 01:00

To summarise, the application has been amended to only extend the current licensable activities by 1 hour on a Friday and Saturday. All other licensable activities and hours remain the same.

Please let me know by return of email, if the above changes your position of your representation.

We appreciate that not all comments are covered by the amendments, and thus email does not dismiss any other issues raised in your representation.

The application will be determined by the Licensing Sub-Committee, and a notice of hearing date has been issued today. Please note, if we do not receive a response to the below, please note your representation does still stand.

If you require any further information, please contact me directly.

Kind regards

Lorna McKenna

Licensing Compliance Officer

Licensing

The Economy Department

Hammersmith & Fulham Council

020 8753 3081



www.lbhf.gov.uk

Have you signed up to our email notifications to receive alerts of relevant applications received by this department? If you would like to sign up, please click the link below:

[email notification service](#)

From: [REDACTED]

Sent: Friday, September 1, 2023 10:41 AM

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

Subject: Re: Hours Amendments - Gilass Café And Restaurant 335 North End Road London SW6 1NN

Dear Lorna

Thank you for your email.

I confirm that the amendment below does not change my objection in any way.

Best regards

[REDACTED]

From: [REDACTED]

Sent: Friday, September 1, 2023 9:52 AM

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

Cc: [REDACTED] Mckenna Lorna: H&F [REDACTED]

Subject: Re: Hours Amendments - Gilass Café And Restaurant 335 North End Road London SW6 1NN

Hi Lorna,

The change of time is still unacceptable and I am objecting on the full application as it should be not selling alcohol at all.

Thank you

[REDACTED]

From: [REDACTED]

Sent: Friday, September 1, 2023 11:08 AM

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

Subject: Re: Hours Amendments - Gilass Café And Restaurant 335 North End Road London SW6 1NN

Thanks Lorna, however my objection still stands. Thanks

From: [REDACTED]

Sent: Friday, September 1, 2023 2:22 PM

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

Subject: Re: Hours Amendments - Gilass Café And Restaurant 335 North End Road London SW6 1NN

Dear Licensing

I do not accept these hours. . I will be at the zoom hearing on 27 Sept.

[REDACTED]

[REDACTED]

[REDACTED]

Sent from my iPhone

From: [REDACTED]

Sent: Monday, September 4, 2023 12:21 PM

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

Subject: Re: Hours Amendments - Gilass Café And Restaurant 335 North End Road London SW6 1NN

Hi Lorna

Many thanks for the update on this application, however it does not change my view and I do not want to withdraw my representation.

I will however be away on holiday on the evening of this Hearing so I would like [REDACTED] or his Representative to represent me at the Hearing.

I trust this is in order.

Many thanks

[REDACTED]

■

From: [REDACTED]

Sent: Wednesday, September 13, 2023 11:09 PM

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

Subject: Re: Hours Amendments - Gilass Café And Restaurant 335 North End Road London SW6 1NN

Dear Lorna,

Many apologies for the belated reply.

The position on my representation is unchanged.

Kind regards

[REDACTED]

From:

Sent: Saturday, September 16, 2023 12:32 PM

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

Cc:

Subject: Re: Hours Amendments - Gilass Café And Restaurant 335 North End Road London SW6 1NN

Dear Lorna McKenna,

I do not agree with these hours as they are far beyond the Framework hours for our area which is 11pm for a town centre.

Regards,

From: Milligan Neil: H&F
Sent: Monday, July 10, 2023 11:13 AM
To: Licensing HF: H&F <licensing@lbhf.gov.uk>
Subject: RE: Licensing Act 2003 - Reference: 2023/01105/LAPR

Hi Lorna

Please see relevant conditions below attached to planning permission 1995/01707/FUL granted permission 3-6-1996:

conditions and a different pattern of traffic generation and car parking demand. In these circumstances the Council would wish to have the opportunity of assessing the implications of such a use on the amenities of the area.

- 03 No organised delivery of hot food shall take place from the premises using motor vehicles.
 - 03 No provision has been made for the parking of vehicles off-street in connection with a delivery service. In the circumstances any such vehicles would be likely to park on the public highway which would prejudice the free flow of traffic and public safety.
 - 04 No customers shall be on the premises in connection with the use hereby permitted between 23.30 hours Mondays to Fridays inclusive and 09.00 hours the following day, between 23.30 hours on Saturdays and 10.00 hours on Sundays, and between 23.00 hours on Sundays and 09.00 hours on Mondays.
 - 04 In order that noise and disturbance which may be caused by customers leaving the premises is confined to those hours when ambient noise levels and general activity are sufficiently similar to that in the surrounding area, thereby ensuring that the use does not cause demonstrable harm to surrounding residents.
 - 05 No chairs or tables shall be set out in the open area at the rear of the premises, and this area shall not be used by customers for any purpose in connection with the use hereby permitted.
 - 05 To ensure that the use does not give rise to conditions which would be detrimental to the amenities of surrounding occupiers by reason of noise
-

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-

Regards

Neil Milligan
Planning Enforcement Team Leader
The Economy Department
Hammersmith & Fulham Council
07825263261

Neil.milligan@lbhf.gov.uk

www.lbhf.gov.uk



Director of Economy: Jon Pickstone

Gilass Café & Restaurant 335 North End Road SW6 1NN
License Application: 2023/01105/LAPR – Hearing 27th Sept 2023

SECTION 1

LOCATION - Pages 2-3 is to visually assist with the showing:

- Premises location on North End Road & Residential homes above address
- Directly opposite premises is Clem Attlee Court entrance and homes

Smoking & Alcohol Rear Garden Area for 1am Request – Pages 4 & 5:

- The Applicants proposed licensing plans – Major variation on ‘Framework’ Conditions for rear garden space
- Designated rear garden space - impacting Residents living above and adjacent with gardens and bedrooms

Location of Premises on 335 North End Road with Residential homes above

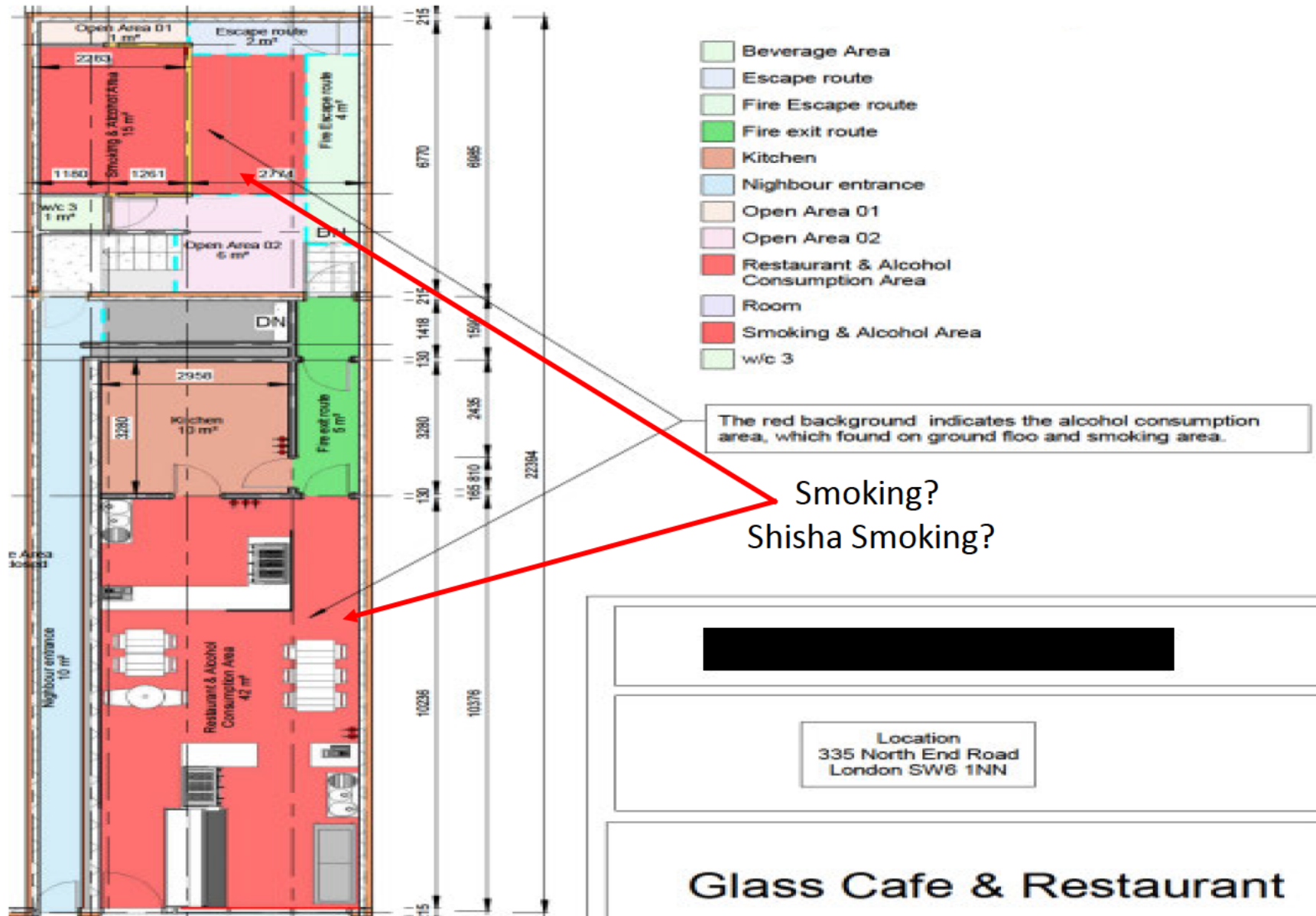


Premises Location is Opposite Clem Attlee Court Residential Homes & Entrance Into Estate



Page 94

Applicants proposed licensing plans shows rear back garden area as a designated 1am - 'Smoking & Alcohol Area'
 H&F PLANNING CONDITIONS IS NOTED THIS AREA AS STORAGE



This premises has an open rear 'seating garden space' shown as a designated Outdoor Alcohol and Smoking Area in the Applicants proposed plans - requesting until 01.00am. Residents live above and adjacent with gardens and bedrooms.



SECTION 2

SECTION 2: Licensing Objectives - Prevention of Crime & Disorder & Public Safety

Latest Crime Map in the Area: Pages 7

- Crimes stats for 12 months (Jul 2022 - Jun 2023) provided by Police.UK - UK's national police crime database.

This part of North End Road is the worst section for very high crime and disorder:

- a) Anti-social Behaviour exceeds the national average by over 600%
- b) Violence and Sexual Offences by 90%

Feedback & Objection on Crime & Disorder at location: Page 8

- Local Safer Neighbourhood Team Met Police feedback
- Objection and quote regarding existing crime from Co-Chair Walham Green Panel (MOPAC)

North End Road Investment: Page 9

- Attracting new lettings - Importance of Prevention of Crime and Promotion of Public Safety

The following interactive crime maps have been taken off <https://www.adt.co.uk/crime-in-my-area> - these statistics are provided by Police.UK - UK's national police crime database. (Jul 2022 - Jun 2023)

Crime within 1 mile of: SW6 1NN North End Road, London, United Kingdom

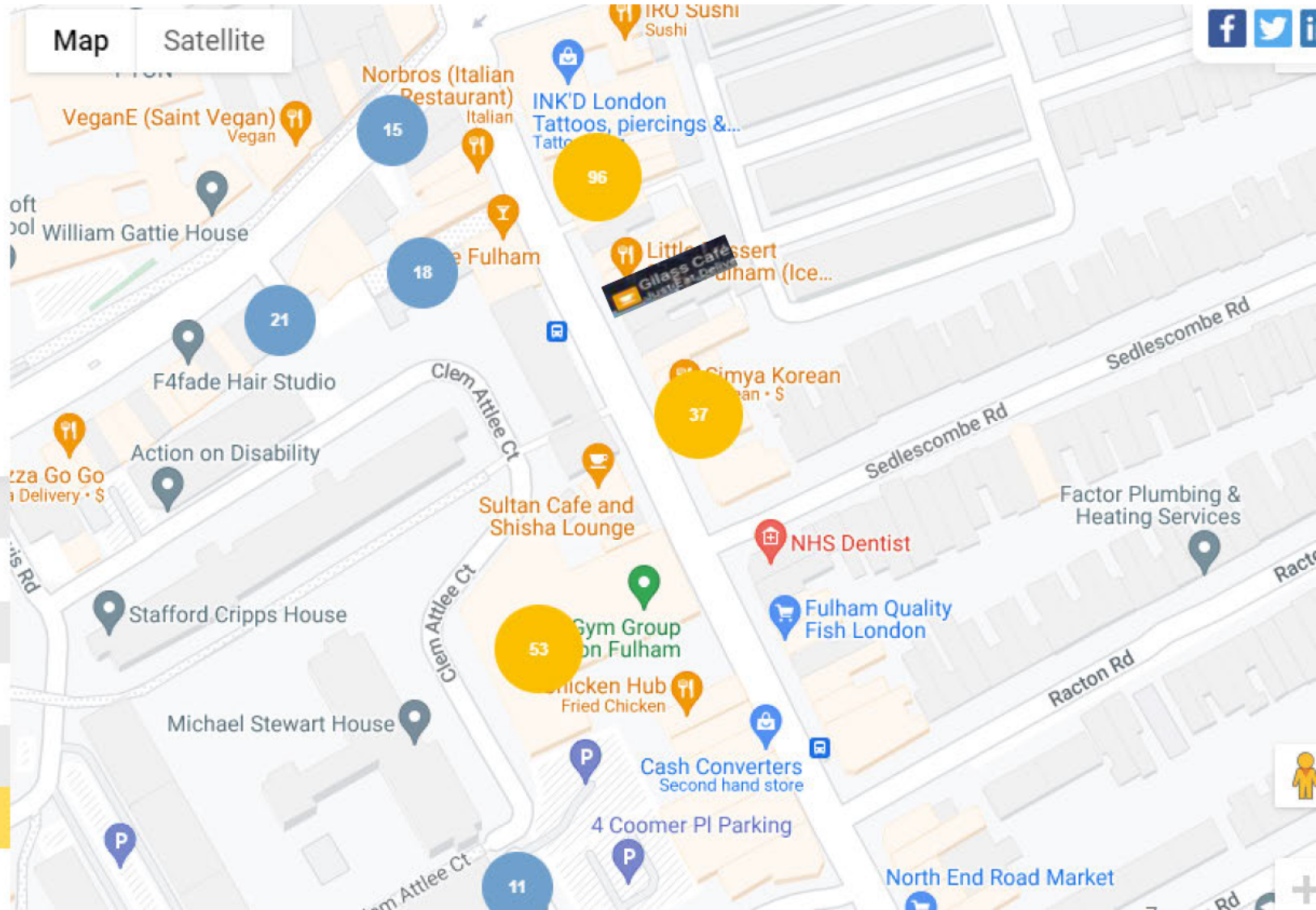
Last 12 months

Data period (months): 3 6 12

[+ Add another postcode](#) to compare

Crime within 1 mile of:	SW6 1NN	National avg. <small>(i)</small>	
Anti-social behaviour	191	25	x
Burglary	28	7	x
Possession of weapons	4	1	x
Violence and sexual offences	149	56	x
Criminal damage and arson	24	13	x
Total	626	161	

[View all crimes](#)



Page 98

Licensing Objectives - Prevention of Crime & Disorder & Public Safety

Local Safer Neighbourhood Team Met Police confirmed historic problems with this premises – specifically the usage of ‘rear garden space’ at a meeting on 21st July 2023 and defined this area on North End Road as a 'key' crime & disorder hot spot.

The Co-Chair of the Walham Green Ward Panel – a volunteer of the Met Police’s Independent Advisory Group (IAG) for the Area West Borough Command & Part of the Mayor’s Office For Policing & Crime (MOPAC) –
Application Objection Comments:

“...There are already issues with anti-social behaviour on North End Road which has markedly increased this year and caused the police to call this area a “hotspot” for anti-social behaviour and disorder. Adding another venue for late alcohol sales will increase this issue”....

“The council have spent a significant amount of money on improving the North End Road, I especially on the hard landscaping. This money will be in vain if the council takes the retrograde step of approving cafes, restaurants and fast food places to be opening later, selling alcohol later etc. The North End Road is a semi-commercial, semi-residential road surrounded by residential streets”

Following a £1.9m investment to dramatically improve the street scene in North End Road (NER) and provide the catalyst for further improvements to its surroundings – it's imperative that part of this strategy is to reduce the existing very high level of crime & disorder on NER

Page 100 Unfortunately, alcohol (on & off sales) and later trading hours play an integral part in exasperating crime & disorder.

As this section of NER is a key 'crime hot spot' – extending Gilass Café premises hours and alcohol sales license will undo many of the positives that have been achieved to date and likely detract future alternative lettings.



A new IBIS hotel apartment development is currently underway that will join Travelodge hotel helping to bring further visitors to the area. 322-324 whole building (Boots Shop) has also submitted development plans furthering NER improvements.

Gilass Café & Restaurant 335 North End Road SW6 1NN
License Application: 2023/01105/LAPR – Hearing 27th Sept 2023

SECTION 3

SECTION 3: Licensing Objectives - Prevention of Crime & Disorder & Promotion of Public Safety

Premises History:

- Page 11 – Licensing enforcement history
- Page 12 – Breaches of existing Framework Conditions

Impact on Residential Amenity

- Page 13 & 14 – Progressive onslaught in ‘CREEP’ of Hours
- Page 15 – Risk Assessments & Impact Studies

Gilass Café & Restaurant 335 North End Road SW6 1NN
License Application: 2023/01105/LAPR – Hearing 27th Sept 2023

Premises Recent Enforcement History & Breaches

On the 01 August 2023, following a Licensing Inspection carried out with Health and Safety and Trading Standards Officers, an inspection sheet was left as a warning letter for a breach of condition 9. *The premises shall operate a zero-tolerance policy to drug use and posters shall be prominently displayed to this effect*

On the 20 December 2022 following a Licensing Inspection, an inspection sheet was left as a warning letter following a breach of licence conditions 8, 11, and 14, alongside the identification of significant changes to the premises layout in comparison to the current plans attached to the licence.

8. Appropriate signage shall be displayed in prominent positions inside and outside the premises, informing customers they are being recorded on CCTV.

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

- 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*

14. The licence holder shall require staff to note any refusals in a refusals log. The refusals log shall record the date and time of the refusal; the name of the staff member refusing; and the reason for refusal. It must be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection upon request by the Licensing Team, Police or Trading Standards.

Gilass Café & Restaurant - 335 North End Road SW6 1NN
License Application: 2023/01105/LAPR – Hearing 27th Sept 2023

APPLICANTS CONTINUE TO BE UNDER THE FALSE IMPRESSION THAT LICENSING APPLICATIONS ARE A WAY AROUND PLANNING APPLICATIONS i.e. Hours, Delivery, Customer Usage of Garden Rear Space etc.
Below points taken from 335 North End Road: 1995/01707/FUL Framework Conditions:

03 No organised delivery of hot food shall take place from the premises using motor vehicles.

03 No provision has been made for the parking of vehicles off-street in connection with a delivery service. In the circumstances any such vehicles would be likely to park on the public highway which would prejudice the free flow of traffic and public safety.

05 No chairs or tables shall be set out in the open area at the rear of the premises, and this area shall not be used by customers for any purpose in connection with the use hereby permitted.

05 To ensure that the use does not give rise to conditions which would be detrimental to the amenities of surrounding occupiers by reason of noise and disturbance occasioned by the use of this area.

Page 103

 Just Eat
<https://www.just-eat.co.uk> > SW6 > Caribbean

Gilass Café & Restaurant in London

... restaurant. Find out more. Opening times. Delivery Collection. Monday 14:00 – 22:00.

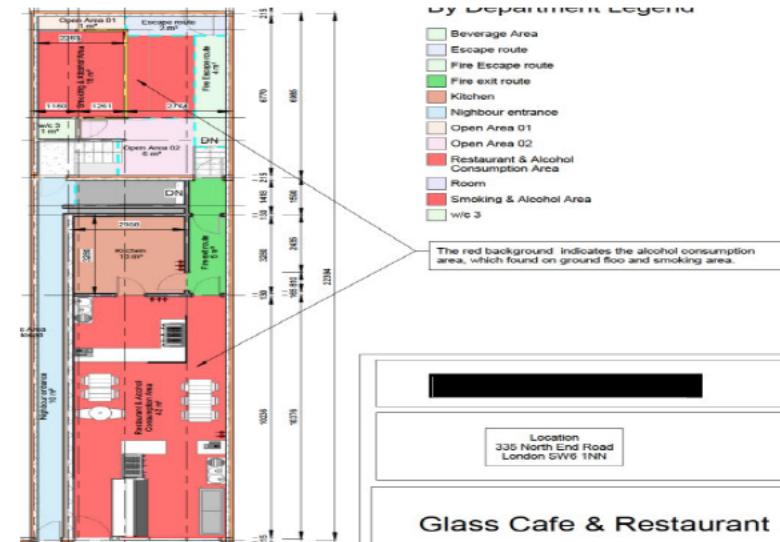
Tuesday 14:00 – 22:00. Wednesday 14:00 – 22:00. Thursday 14:00 – 22:00.

★★★★★ Rating: 3.9 · 9 votes

 Uber Eats
<https://www.ubereats.com> > ... > West Kensington

Gilass cafe and restaurant Menu - Takeaway in London

Use your Uber account to order delivery from Gilass cafe and restaurant in London. Browse the menu, view popular items and track your order.



Gilass Café & Restaurant 335 North End Road SW6 1NN
License Application: 2023/01105/LAPR – Hearing 27th Sept 2023

THE PROGRESSIVE ONSLAUGHT IN ‘CREEP’ – HOURS, HOT FOOD, ALCOHOL

Residents are genuinely concerned about the creep of hours & potential extended delivery hours i.e. if one is allowed - they all will. In no time at all there could be multiple late-night outlets opened as well as higher volumes of business dependant on dispatch riders speeding around Fulham with greater levels of noise and disruption.

2020 (2020/00992/LAPR) Premises Applied for:

- Alcohol On & Off Premises Mon to Sun from 12.00 to 21.30

2022 (2022/0086/LAPR) Premises Applied for:

- Sale of Alcohol On & Off Premises Mon to Sun 12:00 - 00:30 (Granted: Alcohol On until 23.30 & Off until 0.00)
- Opening Hours Mon to Sun 08:00- 01:00 (Granted: 08.00 until 00.00)
- Provision of Late Night refreshment (Hot Food)- Both Indoors and Outdoors Mon to Sun from 23:00 to 00:00 (Granted: 23.00 to 00.00)

Now Proposing (2023/01105/LAPR):

- Sale of Alcohol On and Off Premises Mon to Sun from 14:00 - 01:00
- Opening hours Mon to Sun from 08:00 - 01:30
- Provision of Late Night Refreshments (Hot Food) -Both Indoors and Outdoors Mon to Sun from 23:00 - 01:00

Gilass Café & Restaurant - 335 North End Road SW6 1NN
License Application: 2023/01105/LAPR – Hearing 27th Sept 2023

Gilass Café and Restaurant Current licensable activities:

- Provision of Late Night Refreshments (Hot Food) -Both Indoors and Outdoors Monday to Sunday between the hours of 23:00 - 00:00
- Sale of Alcohol Off the Premises Monday to Sunday between the hours of 12:00 - 00:00
- Sale of Alcohol On the Premises Monday to Sunday between the hours of 12:00 - 23:30
- Current Opening hours Monday to Sunday between the hours of 08:00 - 00:00

PLANNING CONDITIONS: MON-FRI 9.00am – 23.30pm & SUN 10.00am – 23.00pm Premises proposing hours outside of 'FRAMEWORK' Permission Hours for 335 North End Road (1995/01707/FUL)

Proposed:

- Provision of Late Night Refreshments (Hot Food) -Both Indoors and Outdoors Monday to Sunday between the hours of 23:00 - 01:00
- Sale of Alcohol -On and Off the Premises Monday to Sunday between the hours of 14:00 - 01:00
- Opening hours Monday to Sunday between the hours of 08:00 - 01:30

RISK ASSESSMENT – STATEMENT OF LICENSING POLICY

Licensing Objective: Prevention of Nuisance

The applicant cannot control patrons as well as delivery drivers when offsite. The Met Police crime stats highlight that this premises is in an area of high crime and disorder. Constant background noise during majority of the late evening is having an impact on overall health, increasing levels of stress and frustration which is totally unacceptable.

LBH&F Statement of Licensing policy 2022-27 – POLICY 1: LOCAL AREA RISK ASSESSMENTS. States “Applicants are expected to undertake a local area risk assessment as part of any licensing application”.

These proposed requests are Major Variations on FRAMEWORK CONDITIONS - What risk assessment has Gilass Café premises undertaken towards understanding the impact on Resident Amenity? And/or on Crime & Disorder, Nuisance & Public Safety?

RESIDENTIAL AMENITY & RIGHTS TO QUIET ENJOYMENT

SECTION 4 - Prevention of Nuisance & Protection of children from harm

Late Night Delivery Findings:

- Page 17 - Recent Licensing Appeal (Sept 2021) in Highbury Camden Magistrates Court Establishes nuisance at the point of delivery
- Page 18 – Research testing how robust late night alcohol delivery current systems are in protecting children and vulnerable adults from alcohol harm

Sleep Deprivation (Residential Amenity & Well Being) – London Borough Research:

- Page 19 – Recent research from Dec 2022 found Hammersmith & Fulham to be the worst ‘sleep deprived London Borough’, which is significant considering it has the least number of residents against other boroughs.
- Page 20 & 21– ***Licensing Objective ‘Protection of children from harm’*** – Pages highlight the serious health consequences of sleep deprivation on Children. Many families live in the surrounding residential streets, which is demonstrated by the high number of schools in the immediate area as shown on page 21.

Residential Amenity – Rights to Quiet Enjoyment:

- Page 22 - Hampstead & Garden Properties v Diomedous [1968] – High Court Judgement
- Page 23 - The Mayor’s London Plan 2021 Policy GG3 ‘Creating a healthy city’ – denotes “local authorities are accordingly responsible for planning and public health”

RESIDENTIAL AMENITY & RIGHTS TO QUIET ENJOYMENT

Licensing Objective: Prevention of Nuisance

Recent Licensing Appeal (Sept 2021) in Highbury Camden Magistrates Court Establishes nuisance at the point of delivery; Judge Newman decides:

117. “I accept that deliveries after 23:00 are likely to be to residential addresses and there is a risk of noise at the delivery point. As pointed out, where premises comprise blocks of flats, the sound of the main doorbell to 20 one flat can be audible in another. Doors opening and closing and conversation at the point of delivery is also capable of disturbing neighbours late at night”.

118. “... a late-night delivery service of alcohol, is likely to be for immediate consumption. From his experience, this type of delivery service is more often used by people who are staying in short-let accommodation or are holding an unlicensed music event. It is likely that the person ordering alcohol for delivery has already been drinking. When a delivery is made, it is not possible to manage the situation, and it would be a brave delivery person who decided that the recipient was already drunk enough and refused to hand over the alcohol”.

140. “The responsible authorities are unable effectively to monitor couriers in a delivery only model...”

Source: https://ftbchambers.searswebdevelopment.com/images/uploads/documents/Shoaib_LBC.pdf

LICENSING OBJECTIVE: PROMOTION OF PUBLIC SAFETY & Protecting Children from Harm

ALCOHOL CHANGE. ORG - 2022 RESEARCH ON LATE NIGHT ALCOHOL DELIVERY:

In recent times, UK consumers have been buying alcohol online in record numbers, from an ever-growing variety of retailers, increasingly promising delivery to the doorstep within minutes. As the market continues to expand, Alcohol Change.org - UK's leading charity body commissioned research to test how robust current systems are in protecting children and vulnerable adults from alcohol harm. In particular:

1. Examined online age verification controls on retailers' websites. The research identified major weaknesses, concluding that current methods of online age verification are "largely ineffectual"
2. A test purchases operation found that in 72% of cases where alcohol was ordered for delivery within two hours, this was subsequently handed over to the 18- and 19-year-old test purchasers without seeking proof of age. This is in direct contravention of retailers' own policies on delivering age-restricted items to those who may be underage.

Source: Full info can be found here:

<https://alcoholchange.org.uk/publication/delivering-a-problem-online-sales-and-deliveries-of-alcohol>



THE MOST SLEEP-DISTURBED LONDON BOROUGH



Local authority			
1 Hammersmith & Fulham Borough Council	183,200	10,141	5,536
2 Newham Borough Council	351,100	14,753	4,202
3 Lambeth Borough Council	317,600	12,017	3,784
4 Barking & Dagenham Council	218,900	7,685	3,511
5 Camden Borough Council	210,100	6,122	2,914
6 Wandsworth Borough Council	327,500	6,137	1,874
7 Merton Borough Council	215,200	2,725	1,266
8 Greenwich Borough Council	289,100	3,595	1,244
9 Enfield Borough Council	330,000	4,017	1,217
9 Haringey Borough Council	264,200	3,215	1,217

KEY : Population Noise complaints Noise complaints per 100,000 people

SURROUNDING RESIDENTIAL STREETS WITH FAMILIES

Licensing Objective – Protecting Children from Harm

Children – 2022 Lancet Research finds Insufficient Sleep = unnecessary mental health & behaviour issues:

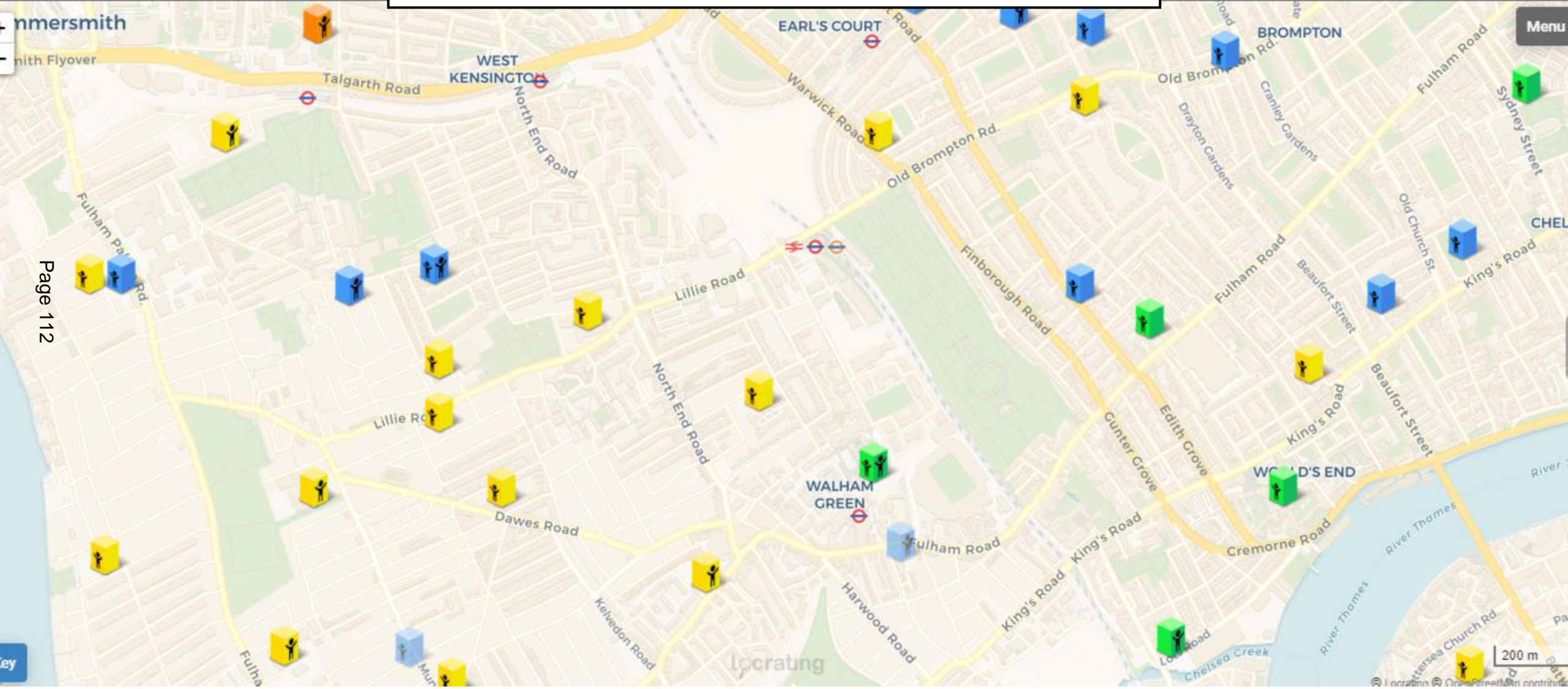
The researchers identified more than 4,000 ABCD participants, ages 9 or 10, who generally got nine or more hours of sleep per day, according to their parents. This group was compared to a similar number of age-matched children who typically got less than the recommended nine hours of sleep. The research team carefully matched the two groups based on some key factors that can confound study results. These factors included sex, household income, body mass index, and puberty status. Participants were assessed and followed over a two-year period. Results appeared in *Lancet Child & Adolescent Health* on July 29, 2022.

The researchers found that children in the insufficient sleep group at the start of the study had more mental health and behavioral challenges than those who got sufficient sleep. These included impulsivity, stress, depression, anxiety, aggressive behavior, and thinking problems. The children with insufficient sleep also had impaired cognitive functions such as decision making, conflict solving, working memory, and learning. Differences between the groups persisted at the two-year follow-up.

SOURCE:

<https://www.nih.gov/news-events/nih-research-matters/children-s-sleep-linked-brain-development#:~:text=The%20researchers%20found%20that%20children,aggressive%20behavior%2C%20and%20thinking%20problems.>

Schools in the immediate Area



RESIDENTIAL AMENITY & RIGHTS TO QUIET ENJOYMENT

Hampstead & Garden Properties v Diomedous [1968] – High Court Judgement relevant to Gilass Café application:

The Courts have long recognised the rights of householders to the quiet enjoyment of their homes, now found in Article 8 of the European Convention on Human Rights. In *Hampstead & Garden Properties v Diomedous* [1968], Mr Justice Megarry was dealing with music from a restaurant but he said – “It is the home rather than the meal table which must prevail. A home in which sleep is possible is a necessity whereas loud music as an accompaniment is for those who enjoy it, a luxury.”

The Judge’s comment is no less pertinent to the loud noise and disturbance caused by late night alcohol sales on and off premises as well as delivery vehicles motorbikes, electric vehicles and drivers talking and shouting whilst they wait and deliver food at delivery point.

The Residents throughout Fulham have an entitlement to live in their homes without sleep disruption caused by substantial increase in later operating hours and delivery activities taking place during the most sensitive hours of the late evening when most people and particularly children are sleeping.

RESIDENTIAL AMENITY & RIGHTS OF ENJOYMENT

Encouraging ‘Late night’ food delivery only creates more Nuisance problems in London’s most sleep deprived borough – Hammersmith & Fulham.

It also goes against The Mayor’s London Plan 2021 of “Creating a Healthy City”:

Residential Amenity - is based on The Mayor’s London Plan 2021 Policy (link below) GG3 ‘Creating a healthy city’ outlines how those involved in....must ensure the wider determinants of health are addressed in an integrated and coordinated way. It sets out the need for a systematic approach to improving the mental and physical health of all Londoners and reducing health inequalities. Creating a healthy city 1.3.1 The mental and physical health of Londoners is, to a large extent, determined by the environment in which they live.

[london.gov.uk/sites/default/files/the_london_plan_2021.pdf](https://www.london.gov.uk/sites/default/files/the_london_plan_2021.pdf) – (See pages 33 & 34 of pdf)

CONCLUSION:

We ask the Sub Committee to take into account the serious concerns of Residents regarding the high level of crime and antisocial behaviour in the area and that extending these hours will only exacerbate the problems. We are very concerned about the enforcement history and breaches and respectively ask this application to be refused outright.

27 Sept 2023
Licensing Hearing
335 North End Road SW6 1NN
2023/01105/LAPR

██████████ for and with
Barclay Road
Conservation Area
Neighbourhood Watch
(Barclay Road Residents)

Pack 2, Supplemental Agenda 27 September 2023, Licensing Hearing Zoom **18:30 2023/01105/LAPR 335 North End Road**

On the following pages, we outline for the Sub-Committee vital evidence to support our request to protect our residential communities, our rights to residential amenity, and rights to quiet enjoyment of homes in one of the busiest cities in the world, London.

In short: We respectfully request the Sub-Committee to reject the Application outright.

The 2003 Act and its S.182 Guidance doc states the decision of the Licensing Committee must be evidence-based*. This is also reflected in the LBHF Lic Policy 2022-2027, on page 15, at '8 Licensing Committee, '...steps for consideration', point c)

(*From S. 182 Guidance August 2023

"9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what it is intended to achieve.")

Link to S. 182 Guidance

https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1178789/Revised_guidance_issued_under_section_182_of_the_Licensing_Act_2003_removal_of_minor_variation_relating_to_off_sales.pdf

Tonight, residents are providing the following evidence for the Sub-Committee.

EVIDENCE A – Site visit attempted by a resident

EVIDENCE B – Takeaways; Framework considerations

EVIDENCE C – Recent Licensing Appeal establishes nuisance at the point of delivery; Judge Newman decides:

EVIDENCE D – S. 182 Guidance (Aug 2023), 2003 Licensing Act regarding planning hours and 'earlier' hours when different from licensing hours.

EVIDENCE E – Police-suggested hours are not in line with Framework hours, nor with this addresses' planning hours

CONCLUSION G –

EVIDENCE A– Site visit attempted

I visited Gilass at 335 North End Road on Monday 18 September around 16:15.

The building is part of an entire block of one building. It is commercial at street level and 2 and 3 stories high above which is all residential. So, 1/3 commercial and 2/3 residential along this portion of North End Road.

The Kebab maker on the right told me that he sublets the space, as does the coffee counter lady to the rear of this front room. He also pointed to man who seems to offer something from a table only. The manager would be back later at some point, he said. I told him I was a local resident and that there was a licensing application and that I wanted to just see the place and walk around.

In my observation, this is not a restaurant, it is a takeaway with four small tables and chairs. Even 'cafe' is pushing it.

What might be built, renovated or otherwise, who knows?

I walked to the back through an open door, looking for the ladies toilet. I was immediately stopped by the three people up front, yelling towards me that I could not continue down what was a filthy hallway with mops, buckets, stuff, plants, all sorts. I said I wanted to go downstairs to see the area that I had seen on the Plan submitted with the Licensing Application (the Plan). They said no.

I did see the open area to the further rear–down a few steps, I think–which looked like an open tip, to be honest. This is the area on the proposed Plan submitted with the Licensing Application 2023/01105/LAPR that is supposed to be an outdoor smoking area (but there are flats above, and behind and to the sides–smoke not only kills, it travels, upwards, so a nuisance issue as well as public safety considerations). This is the area that is mentioned in the 4-page attached Planning Permission for refuse to be stored properly (Condition 12 of 1995_1707/FUL).

This Licensing Application

My impression is that this licensing application includes a potential total refurbishment of the ground and basement floors. It is important for the Committee to know

- that existing planning is for use of ONLY the ground floor as a restaurant and explicitly NO takeaway
- that there is no planning permission to use the basement of this building for any commercial use
- Considering the age and lack of any big planning permissions for the basement, one would assume that the plans submitted are merely proposals and that steel beams would need to be put in place etc.
- that there is no planning application submitted so far for all these changes.


In any case, the 335 North End Road today is most definitely not what is shown on the 2-page plan for basement and ground floor, submitted with the licensing application 2023/01105/LAPR.

EVIDENCE B –Hours

Planning Framework hours are stated in TLC5 and TLC6 of the latest Local Plan 2018 as 23:00 and exceptionally sometimes 24:00.

POLICY TLC5 MANAGING THE IMPACT OF FOOD, DRINK AND ENTERTAINMENT USES

Planning permissions for use class A3, A4 and A5 food and drink establishments as well as arts, culture, entertainment and leisure uses will be subject to conditions controlling hours of operation, as follows:

- 
- a. except in predominantly commercial areas, such as parts of town centres – premises shall not be open to customers later than the hour of 23:00; and
 - b. within predominantly commercial areas, such as parts of town centres – premises shall not be open to customers later than the hour of 24:00.

Extended opening may be permitted where:

- the activities would not be likely to cause impact especially on local residents, and that, if there is potential to cause adverse impact, appropriate measures will be put in place to prevent it; and
- there will not be any increase in the cumulative impact from these or similar activities, on an adjacent residential area; and
- there is a high level of public transport accessibility to and from the premises at appropriate times; and
- the activity will not be likely to lead to a demonstrable increase in car parking demand in surrounding residential streets and roads forming part of the Strategic London Road Network or the London Bus Priority Network.

In addition, subject to the location of the proposals, the council will consider the type of activities appropriate to the class A3, A4 and A5 premises, and apply conditions on uses where these are appropriate.

Where a use will impact on local amenity, the council may also set an appropriate start time.

EVIDENCE B –Hours, (continued)

H&F Lic Policy 2022-2027

The longer hours 'suggested' in the H&F Lic Policy 2022-2027 (page 22) of suggested hours (for Takeaways Mon-Thurs hours are missing), appeared only last year when the new Licensing Policy (the Lic Policy) was published in August/Sep 2022.

Residents note that there is nothing to back up these longer hours; no evidence at all. These suggested hours tables are arbitrary and well beyond the Local Plan Framework hours.

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
Late night refreshment premises (Takeaways)	Fri – Sat 01:00 Sun – 00:00	Fri – Sat 00:30 Sun – 23:30	Not considered Appropriate

* Note: Above, Mon-Thurs hours are missing for Residential areas as well as for Late night refreshment premises (Takeaways) and Mixed use areas within the H&F Licencing Policy 2022-2027

EVIDENCE B –Takeaways; Framework consideration

POLICY TLC6 BETTING SHOPS, PAWNBROKERS AND PAYDAY LOAN SHOPS AND HOT FOOD TAKEAWAYS

To ensure that shopping areas remain diverse and balanced, the council will seek to manage the concentration of betting shops, pawnbrokers and payday loan shops.

Any proposal for a new betting shop, pawnbroker and payday loan shop will be considered against the provisions of Policy TLC2 and TLC3 and may be granted permission in accordance with the quotas that apply, and where it can be demonstrated that the proposal:

- will not impact adversely on the amenity, character and function of an area;
- will add to the vitality of the existing shopping parade or cluster; and
- will not result in negative cumulative impacts due to an unacceptable concentration of such uses in one area.

When considering proposals for hot food takeaways (class A5), and in addition to the quota policies that will apply, the council will take into account the location and nature of the proposal with regard to the proximity of existing hot food takeaways, its compatibility with surrounding uses and, as applicable, available evidence relating to health impacts.

8.35 Although hot food takeaways provide a service for the community, the council is concerned about the potential health impacts of hot food takeaways, particularly on children and young people. In the case of proposals for class A5 uses (hot food takeaways), consideration will be given to the proximity of schools and similar facilities, the prevalence and clustering of takeaways and relevant evidence relating to potential health impacts arising from the type of use proposed.

EVIDENCE C – Court of Appeal licensing appeal establishes nuisance at the point of delivery; Judge Newman decides:

-risk of noise nuisance at the delivery point

-impossible for Premises Licence Holder to manage delivery drivers once they leave the Premises

-Responsible Authorities are unable to effectively monitor couriers

https://ftbchambers.searswebdevelopment.com/images/uploads/documents/Shoaib_LBC.pdf

IN THE Highbury Corner Magistrates Court
Case No: 2001522020

IN THE MATTER OF AN APPEAL UNDER S.181 & SCHEDULE 5 OF THE LICENSING ACT 2003 AGAINST A DECISION OF THE LICENSING SUB-COMMITTEE OF THE LONDON BOROUGH OF CAMDEN ON 13 AUGUST 2020 IN RESPECT OF PREMISES KNOWN AS KIERA (DELIVERY SERVICE), 134 CHARING CROSS ROAD, LONDON WC2H 0LA

BETWEEN:

MUHAMMAD SHOAIB
(t/a Kiera (Delivery Service), 134 Charing Cross Road, London WC2H 0LA) _____

-and-
THE LONDON BOROUGH OF CAMDEN

Appellant
Respondent

JUDGMENT OF JULIA NEWTON DISTRICT JUDGE (MAGISTRATES COURTS) FOLLOWING HEARING ON 16 SEPTEMBER 2021

On the next pages we capture the main points from this decision that are specifically relevant to this Gillass Licensing Application.

Relevance of this Court Decision to Gilass Application 2023/01105/LAPR 335 North End Road

- a) Applicant has no control, if it has its own employed Giliss-badged drivers, once they leave the Premises
- b) Applicant has no control over possible self-employed drivers who use Giliss-badged motorbikes/vehicles of any type once they leave the Premises
- c) There is risk of noise and nuisance at the delivery point that Gilass (the Premises) has no control over
- d) Applicant cannot manage risk of noise at the delivery point
- e) Responsible Authorities are unable to effectively monitor Gilass-badged delivery riders (employed or self-employed);
- f) Responsible Authorities are unable to effectively monitor any third party delivery riders such as Deliveroo, UberEats and JustEast–Uber and Just are used by Giliss

Point by Point, quoting Judge Newman:

1 Deliveries outside daytime hours, especially early in the morning and late evening or night, may cause a public nuisance (Judge's point 117)

2 Deliveries after Framework hours of 23:00 are likely to be to residential addresses and there is a risk of noise at the delivery point. (Judge's point 117)

"I accept that deliveries after 23:00 are likely to be to residential addresses and there is a risk of noise at the delivery point. As pointed out, where premises comprise blocks of flats, the **sound of the main doorbell of one flat can be audible in another. Doors opening and closing and conversation at the point of delivery is also capable of disturbing neighbours late at night.**"

3 The late-night delivery service of alcohol is likely to be for immediate consumption. (Judge's point 118, 1st sentence).

"...When a delivery is made, it is not possible to manage the situation..."

4 Persons ordering alcohol for late-night delivery have likely already been drinking (Judge's point 118, second sentence and point 35))

5 Unsupervised drinking in the home in the early hours of the morning can impact others living in the home and neighbours as well as the well-being and health of the person consuming alcohol. (Judge's point 121)

6 Domestic incidents during the early hours exacerbated by intoxication are particularly problematic for police to resolve (Judge's point 123)

7 Increasing the unsupervised availability of alcohol for consumption off-premises increases the risk of crime and disorder. (Judge's point 137)

Point by Point, quoting Judge Newman (continued):

8 In a domestic context, this also exposes children to the risk of harm. (Judge's point 137)

9 Extra pressure is inevitably placed on emergency services (Judge's point 137)

10 It is not realistic to expect a courier, eager for the next job, to wait for a customer to produce ID documents or to establish that the recipient is the same person as the one who placed the original order. (Judge's point 139)

11 It would be a brave delivery person who decided that the recipient was already drunk enough and refused to hand over the alcohol. (point 139)

12 The responsible authorities are unable effectively to monitor couriers in a delivery only model. (Judge's point 140)

Other key points gleaned from this Appeal and its Decision:

- a) Data protection laws now make it impossible for Premises Licence Holders to log personal data, addresses etc about deliveries.
- b) The Premises receives an order number only and the food/alcohol ordered is prepared and bagged and closed; the label has –no full name, no address, no phone number on the label; all this for data protection.
- c) The driver asks for a sealed bag with an order number on it, not a name/address. It is the driver who has the address and contact number only on his device; the Premises holds no such data.
- d) Potential refusals by delivery riders at the point of delivery cannot be logged because the driver only has the address and is not supposed to make a note of the address.
- e) Drivers have no motivation to return to a Premises to report issues such as drunken or potentially underage customers. (Drivers are paid per delivery and rewarded for speed of delivery).
- f) Riders do not see the full name of the person who ordered. Often a first name, a nickname or no name is used.
- g) Due to GDPR laws, drivers may not legally take photos of Identity cards, passports or similar official ID.

EVIDENCE D – S. 182 Guidance (Aug 2023), 2003 Licensing Act, regarding planning hours and 'earlier' hours when different from licensing hours.

1) Planning and building control

"14.64 The statement of licensing policy should indicate that planning permission, building control approval and licensing regimes will be properly separated to avoid duplication and inefficiency. The planning and licensing regimes involve consideration of different (albeit related) matters. Licensing committees are not bound by decisions made by a planning committee, and vice versa. However, as set out in chapter 9, licensing committees and officers should consider discussions with their planning counterparts prior to determination with the aim of agreeing mutually acceptable operating hours and scheme designs

"14.65 There are circumstances when, as a condition of planning permission, a terminal hour has been set for the use of premises for commercial purposes.

*"Where these hours are different to the licensing hours, **the applicant must observe the earlier closing time.***

"Premises operating in breach of their planning permission would be liable to prosecution under planning law. Proper integration should be assured by licensing committees, where appropriate, providing regular reports to the planning committee."

2) Hammersmith & Fulham's Statement of Licensing Policy 2022-2027 states:

"POLICY 13: ALIGNMENT WITH PLANNING (p. 31)

Despite Licensing and Planning being under different legislation, the Licensing Authority will ensure that the licensing regime is in line with the planning regime in Hammersmith & Fulham as far as is possible."

EVIDENCE included here:

- Planning Permission for 'restaurant and cafe' (A3) 1995_01707_FUL, 4 page document (attached, pp 15-18)
- Condition 4: opening times 10:00-23:00 on Sundays and 09:00-23:30 Mon-Sat
- Condition 2: No primary use as takeaway
- Condition 3: No organised delivery from the Premises
- Plan of 2011 for change of use to Mini-cab office for one year; 1 page (attached, p. 18)

EVIDENCE D, CONCLUSION:

The Applicant's opening times are
10:00-23:00 on Sundays and
09:00-23:30 Mon-Sat on planning permission. The Applicant needs to know that these are the hours that must be adhered to.

EVIDENCE E – Police-suggested hours are not in line with Framework hours, nor with this addresses' planning permission hours

Please see page 4 of the Agenda Pack.

EVIDENCE F 1) – Key concern of residents regarding lack of supporting evidence from licensing applicants

Planning aside for a moment, why are we considering a Licence Application before the Premises looks as suggested on the Plans attached to 2023/01105/LAPR?

We have now done extensive research on this point and have found that some neighbouring Councils 'strongly suggest' or even 'expect' in the strongest legal sense of the word as used in the 2003 Act that applicants are 'expected' to have their planning in place before applying for licences under the 2003 Act, to save time, energy, and resource all around.

We have discovered that neighbouring boroughs have this fully in hand and state that they may potentially deem Licensing Applications 'invalid' if the planning permissions are not attached, risk assessments are not attached, thorough statements are not attached regarding the surrounding area to show that the applicant knows his neighbourhood, previous, present and future plans are not attached etc. Clearly a borough would not put this in writing in their own borough Licensing Policy, without the finest licensing legal minds in the land, ie King's Councils signing off on this approach. It gives clarity and save hundreds of hours of Council time and residents' time.

It seems to us that residents are the ones doing the heavy lifting of the back-up research and evidence gathering work for the Sub-Committee to consider at these hearings at this point, at least in Fulham. Other boroughs have found a way for a good majority of such evidence and support materials to be 'expected' by the applicant.

Conclusion - G 1) Why we are requesting the Sub-Committee tonight to reject?

EVIDENCE A– Site visit attempted

EVIDENCE B – Takeaways; Framework considerations

EVIDENCE C– Recent Licensing Appeal establishes nuisance at the point of delivery; Judge Newman decides

EVIDENCE D – S. 182 Guidance (Aug 2023), 2003 Licensing Act regarding terminal hours and 'earlier' hours when different from licensing hours

EVIDENCE E– Police-suggested hours are not in line with Licensing hours, nor with this addresses' planning hours

EVIDENCE F – Key concern of residents regarding lack of supporting evidence from licensing applicants

Conclusion - G 2) Why we are requesting the Sub-Committee tonight to reject?

Fulham Residents' biggest concern

In addition to Premises requesting extended hours at a Premises itself, we are very concerned about the very negative consequences of the burgeoning Delivery Economy on residential amenity.

We have discussed this at length with our Councillors in Walham Green Ward and Lillie Ward. They have told us to specifically voice these very serious concerns of ours to the Sub-Committee tonight at this very hearing.

Therefore, we now would like to let the Sub-Committee know in no uncertain terms that we are very concerned about this part of Fulham becoming a Delivery Economy hub of choice for eventual 24-hour nuisance throughout our residential roads;

- nuisance at the point of pick up
- nuisance at the point of delivery (now defined at Appeal)
- nuisance on every road in Fulham as drivers linger and 'do other business' waiting for orders
- nuisance on every road in Fulham as drivers speed through our neighborhoods

Even just last night (22 Sept) I was awoken by two electric bicycles. Electric bicycles make a rather dull high pitched whooshing sound when nothing else can be heard in those rare moments of London quiet in the small hours.

Interestingly, these electric bicycles entered from Fulham Road into Barclay Road to rat run up to Harwood Road. In other words, they were not delivering here in Barclay Road. I did not hear them return/exit back down Barclay Road towards Fulham Road. Another 'new' nuisance problem.

More nuisance is inevitably associated with more crime and disorder. Increased nuisance is a threat to public safety.

In short: There is no need for this part of Fulham, or any part of residential Fulham to become a Delivery Economy hub late at night, after midnight or even worse, 24/7/365.

Conclusion - G 3) Why we are requesting the Sub-Committee tonight to reject?

Residents have spent at least 500 hours working on this specific application (and last night's application hearing, 26 Sept), making site visits, researching and preparing evidence, liaising with legal advisors, gathering crime stats, collating local information, teaming up to create presentations for tonight's hearing, and explaining the licensing process to scores of concerned residents.

Residents have submitted 17 representations against this Licensing Application, including one from our Walham Green Ward Panel Co-Chair who is the volunteer head of the Met Police's Independent Advisory Group (IAG) for the Met Police's Area West Borough Command.

She wrote: "...There are already issues with anti-social behaviour on North End Road which has markedly increased this year and caused the police to call this area a "hotspot" for anti-social behaviour and disorder. Adding another venue for late alcohol sales will increase this issue"....

"The council have spent a significant amount of money on improving the North End Road, especially on the hard landscaping. This money will be in vain if the council takes the retrograde step of approving cafes, restaurants and fast food places to be opening later, selling alcohol later etc. The North End Road is a semi-commercial, semi-residential road surrounded by residential streets. Licensing [Authority] has to take this blend into consideration."

For information, Ward Panels are MOPAC-sponsored (Mayor's Office for Policing and Crime) community groups who liaise often and directly with our local Safer Neighbourhood Team Met Police (SNT); I am a member of the Walham Green Ward Panel .

We have done all this work in order for the Sub-Committee to take an informed decision based on the evidence required by your own H&F Licensing Policy which is informed by the S. 182 Guidance of the Licensing Act 2003.

Please reject this application

To the Sub-Committee tonight for your careful consideration, thank you from Barclay Road Residents (via our Barclay Road Conservation Area Neighbourhood Watch) and from all residents here present tonight, as well as the thousands of families and individuals for whom we are speaking on behalf of tonight, all of whom proudly call Fulham their home.

██████████ with and for Barclay Road Residents (Barclay Road Conservation Area Neighbourhood Watch)

SR

London Borough of Hammersmith and Fulham
Town Hall, King Street, London W6 9JU
Telephone: 0181-748 3020



Town and Country Planning Act 1990
The Town and Country Planning
(General Development Procedure) Order 1995

Grant of Planning Permission

Applicant: J Ackerman	Application dated: 10.07.95
Agent: Richard Unwin	T.P.Number: 00572/0335/000
Address: 10 Green Fold Manchester M18 8RJ	U.P.R.N: 02526/0335/0/000
	Reg. Number: 95/20/01707

Location and Description

335 North End Road, SW6

Use of the ground floor as a restaurant (Class A3) and installation of fume extraction ducting on the rear elevation.
Drg Nos; 2339/1A (revised 10th May 1996) and letter dated 23rd May 1996

Unless otherwise stated the permission is a planning permission under Part III of the Town and Country Planning Act 1990 only. It must not be taken as implying that any other consent, permission or approval of the Council under any other statutory powers, or in any other capacity, that may be necessary in connection with the development will be given.

Particulars of Decision

Permission Granted
subject to the following conditions and reasons:

- 01 The development hereby permitted must be begun not later than the expiration of one year from the date of the planning permission.
- 01 The normal granting of planning permission valid for a period of 5 years would lead to a number of A3 planning permissions that could be implemented in Fulham Town Hall Centre over a long period of time. This situation is such that it is difficult for the Council to properly consider the acceptability of new A3 planning applications and their cumulative impact on the town centre in terms of increased traffic, parking, noise and disturbance and loss of retailing units. The Council is currently reviewing its adopted Unitary Development Plan policies and supplementary planning guidance applicable to A3 uses in Fulham Town Centre. In order not to prejudice early implementation of the possible outcome of that review, and in order to be able to properly assess the



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continued/

95/01707

cumulative impact of the current proposal, other A3 proposals and unimplemented planning permissions, the Council considers it appropriate to limit the scale of potential change from A1/A2 uses to A3 uses in Fulham Town Centre by restricting implementation of new A3 uses to a period of one year only, until such time as the current policy review has been completed.

- 02 The premises hereby permitted shall not be used primarily for the sale of take-away hot food and any activity of this nature shall be incidental and ancillary to the permitted use for the consumption of food and drink on the premises.
- 02 A general take-away use could give rise to different operating conditions and a different pattern of traffic generation and car parking demand. In these circumstances the Council would wish to have the opportunity of assessing the implications of such a use on the amenities of the area.
- 03 No organised delivery of hot food shall take place from the premises using motor vehicles.
- 03 No provision has been made for the parking of vehicles off-street in connection with a delivery service. In the circumstances any such vehicles would be likely to park on the public highway which would prejudice the free flow of traffic and public safety.
- 04 No customers shall be on the premises in connection with the use hereby permitted between 23.30 hours Mondays to Fridays inclusive and 09.00 hours the following day, between 23.30 hours on Saturdays and 10.00 hours on Sundays, and between 23.00 hours on Sundays and 09.00 hours on Mondays.
- 04 In order that noise and disturbance which may be caused by customers leaving the premises is confined to those hours when ambient noise levels and general activity are sufficiently similar to that in the surrounding area, thereby ensuring that the use does not cause demonstrable harm to surrounding residents.
- 05 No chairs or tables shall be set out in the open area at the rear of the premises, and this area shall not be used by customers for any purpose in connection with the use hereby permitted.
- 05 To ensure that the use does not give rise to conditions which would be detrimental to the amenities of surrounding occupiers by reason of noise and disturbance occasioned by the use of this area.
- 06 Noise from any machinery or equipment operated in connection with the development hereby permitted shall not exceed the hourly background sound level which exists in the absence of such machinery or equipment operating. The background sound level shall be measured for the purposes of this condition on the boundary of the site at the position nearest the noise source or from the nearest window to a habitable room in

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continued/

95/01707

separate occupation from the operator of the noise source, whichever is the closest.

- 06 In order that the machinery and equipment used in connection with the permitted use does not give rise to conditions that would be detrimental to the amenities of surrounding occupiers by reason of noise and disturbance.
- 07 No machinery or equipment operated in connection with the development hereby approved shall be operated other than within the hours during which customers are permitted on the premises.
- 07 In order that the machinery and equipment used in connection with the permitted use does not give rise to conditions that would be detrimental to the amenities of surrounding occupiers by reason of noise and disturbance.
- 08 No live music shall be performed on the premises.
- 08 In order that the use does not give rise to conditions detrimental to the amenities of surrounding occupiers by reason of noise disturbance.
- 09 The development hereby permitted shall not commence prior to the submission and approval by the local planning authority of a scheme of sound insulation between the ground floor and the first floor residential accommodation. The sound insulation shall be installed in full compliance with such details as approved prior to the commencement of the restaurant use.
- 09 In order that the use does not give rise to conditions detrimental to the amenities of surrounding occupiers by reason of noise disturbance.
- 10 The use hereby approved shall not commence prior to all external doors to the premises being fitted with a self-closing device which shall be maintained in an operational condition, and at no time shall any external door be fixed in an open position.
- 10 In order that the use does not give rise to conditions detrimental to the amenities of surrounding occupiers by reason of noise disturbance.
- 11 The use shall not commence prior to the installation of the external fume extraction ducting hereby permitted on anti-vibration mountings and in full compliance with the details indicated on submitted drawing 2339/1A (revised 10.05.96) and letter dated 23rd May 1996.
- 11 In order that the operation of the ducting does not give rise to conditions detrimental to the amenities of surrounding occupiers by reason of noise disturbance and in the interests of visual amenity.
- 12 The development shall not commence prior to the submission and approval by the local planning authority of details of the ventilated refuse storage enclosure in the open area to the rear of the premises. The

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continued/

95/01707

refuse storage enclosure shall be provided in accordance with such approved details prior to the commencement of the restaurant use.

- 12 In order to ensure that satisfactory provision is made for refuse storage and to ensure that the development does not give rise to smell nuisance and clutter arising from the operation of the use.
- 13 All refuse generated by the use hereby approved must be stored within sealed containers in the ventilated enclosure approved in accordance with condition 12 above.
- 13 In order to ensure that satisfactory provision is made for refuse storage and to ensure that the development does not give rise to smell nuisance and clutter arising from the operation of the use.

William Gyles

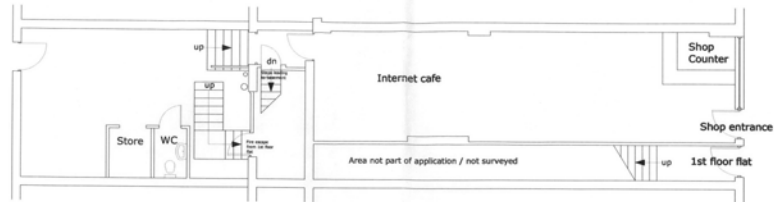
Director of the Environment Department

Dated: 3rd June 1996

Registered Number: 95/01707

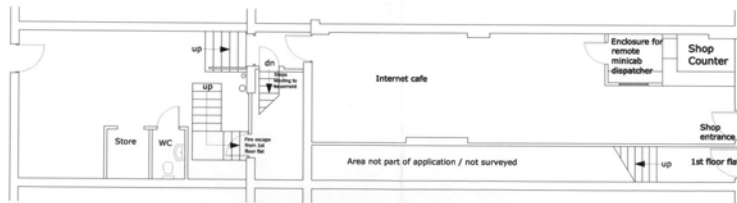
Duly authorised by the Council to sign this notice.

Refer to the Statement of Applicants' Rights and general information enclosed.



Existing floor plan

2011/01125



Proposed floor plan

REV.	DATE	DRAWN	DESCRIPTION



PROJECT 335 North End Road London SW6 1NN		DRAWING TITLE Ground Floor Existing and Proposed Floor Plans		
CLIENT Mr R Roble	Date	Drawn	Checked	Approved
	March 09	CAD	JGJ	
Scale	Dwg. No.		Rev.	
1:100 @ A3	No 2			