

Report to Council

29 June 2011

Councillor Stephen Greenhalgh

Cabinet Member for Resident Services Councillor Greg Smith SHEPHERD'S BUSH AREA – ADOPTION OF A SPECIAL LICENSING POLICY

SUMMARY

A cumulative impact study carried out in the Shepherd's Bush area has indicated that the area is suffering stress due to the concentration of licensed premises adversely affecting the objectives under the Licensing Act 2003.

A draft special licensing policy for the Shepherd's Bush area has been developed and been consulted upon.

This report considers the need for adoption of a special licensing policy and the results of the consultation carried out.

CONTRIBUTORS

Environmental Services

Legal and Democratic Services

Financial and Corporate Services

RECOMMENDATIONS:

Council is asked to:

- (1) Approve and adopt the draft special licensing policy for the proposed area in Shepherd's Bush, at Appendix A to this report.
- (2) If adopted, agree that the draft special licensing policy be incorporated into the Council's Statement of Licensing Policy 2011.

Wards

Addison

Shepherd's Bush Green

Askew

Hammersmith Broadway

Ravenscourt

Wormholt and White City

1. BACKGROUND

- 1.1 In October 2010 as a result of concern over problems with crime and disorder and public nuisance, a project was initiated to establish if the Shepherd's Bush area was suffering stress as a result of the cumulative impact of a concentration of licensed premises. The project objectives were to assess the level of evidence in favour of or against the creation and adoption of a special licensing policy.
- 1.2 "Cumulative impact" is not mentioned specifically in the Licensing Act 2003 (LA2003). It is however mentioned in the guidance issued by the Secretary of State under section 182. It is defined as the potential impact on the promotion of the licensing objectives of a significant number of licensed premises concentrated in one area.
- 1.3 Fulham Town Centre was previously identified as an area where the number, type and density of premises providing licensable activities after 11pm was having a serious negative impact on the local community and local amenities. For this reason a special licensing policy was consulted on and adopted in that area in January 2010.
- 1.4 The Council's Statement of Licensing Policy 2011 outlines 'Cumulative Impact' under section 6 and states "Where there is sufficient evidence that another particular area has reached a point where existing licensing activity is at such levels that if by granting a licence, it would contribute to the negative impact in the area, the council may adopt a further special licensing policy in relation to that area."
- 1.5 Section 13.29 of the Secretary of State's guidance states the following: 'The effect of adopting a special licensing policy of this kind is to create a rebuttable presumption that applications for new premises licences or club premises certificates or variations that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives. However, a special licensing policy must stress that this presumption does not relieve responsible authorities or interested parties of the need to make a relevant representation.
- 1.6 Whilst special licensing policies have usually been adopted to address the impact of a concentration of licensed premises selling alcohol for consumption on the premises, statutory guidance does not prohibit the adoption of a special licensing policy on the basis of a concentration of all licensed premises from being included. Several authorities have successfully introduced cumulative impact policies that include both on and off licences and premises that sell late night refreshments.

2. REPORT

2.1 Introduction

2.1.1 The Borough has over 900 premises licensed under the Licensing Act 2003; with 140 currently in the boundaries of the proposed cumulative impact area within Shepherd's Bush. This figure includes all premises such as pubs, restaurants, nightclubs, off-licences, late night refreshment venues (those selling hot food and drink after 11pm), cinemas and hotels.

The table below provides further details of the percentage ratio of different types of licensed premises in the proposed area:

| Premises Type | Number of premises | % of premises |
|--------------------------------|--------------------------|---------------|
| Off licences | 40 | 29% |
| Clubs/bars/pubs | 31 | 22% |
| Restaurants | 29 | 21% |
| Late night refreshments venues | 19 | 13% |
| Supermarkets | 12 | 9% |
| Other | 9 | 6% |
| Total | 140 | 100% |

2.1.2 The types of activities authorised under the premises licences within the proposed area can be seen in the following table. Some premises are authorised to carry out more than one type of licensable activity. From the 140 licensed premises, 119 of those sell alcohol, and 57 provide late night refreshments.

| Licensable Activities | Number of Premises authorised |
|--------------------------|-------------------------------|
| Late night refreshment | 57 |
| Alcohol off supply only | 53 |
| Alcohol on and off sales | 36 |
| Alcohol on supply only | 30 |

- 2.1.3 The tables below details the closing times and the terminal hours for alcohol sales in the proposed area. Over 50% of the premises close between 11pm and 1am and over 30% close between 1am and 4am.
- 2.1.4 119 premises are permitted to sell alcohol, of which over 70% have a licence to sell alcohol between the hours of 11pm and 1am with a further 27% permitted to sell alcohol between 1am and 4am, with 2 premises having 24 hours licences.

| Premises Closing Times | Number of premises | % o |
|------------------------|--------------------|------|
| Before 7pm | 7 | 5% |
| Between 7pm to 8pm | 0 | 0% |
| Between 8pm to 9pm | 1 | 1% |
| Between 9pm to 10pm | 2 | 1% |
| Between 10pm to 11pm | 6 | 4% |
| Between 11pm to 12am | 43 | 31% |
| Between 12am to 1am | 30 | 21% |
| Between 1am to 2am | 19 | 14% |
| Between 2am to 3am | 18 | 13% |
| Between 3am to 4am | 5 | 4% |
| Between 24 Hours | 9 | 6% |
| Total | 140 | 100% |

2.2 Research, Monitoring and Consultation Process

- 2.2.1 A responsible authority working group was established in October 2010 with representatives from Environmental Health, Metropolitan Police, Planning, Fire Service, Trading Standards, Drug and Alcohol Action Team (DAAT), Community Safety, and Licensing. Data in relation to, crime and disorder issues, anti social behaviour, service requests (noise complaints relating to licensed premises) licensing statistics, and hospital admissions was provided by the group members for analysis to determine the level of the cumulative effect on the Shepherd's Bush area. In addition, data was obtained from the Performance and Information Team in relation to crime and disorder issues in the Shepherd's Bush area.
- 2.2.2 The geographical boundary of the proposed special licensing policy was agreed by the working group and based upon historic complaint mapping and intelligence from the Metropolitan Police and Responsible Authorities. The area covered by the proposed special licensing policy can be seen at Appendix A.
- 2.2.3 A survey was sent to all existing premises licence holders in the Shepherd's Bush and surrounding areas to seek their views on the potential effects that a special licensing policy would have.
- 2.2.4 A further wider survey was then conducted with residents, resident associations, and businesses in the proposed and surrounding areas to seek their views on the impact that licensed premises and the night time economy was having and to receive feedback about the perception and possible impact of the proposed special licensing policy for the proposed area in Shepherd's Bush.
- 2.2.5 Following the results of the surveys and statistical data provided, observational studies of the night time economy were undertaken by officers and an independent specialist to monitor the activities and anti social behaviour taking place.
- 2.2.6 In light of the evidence, a draft Special Licensing Policy was sent out for a formal 12 week consultation. The proposed policy can be seen at Appendix A. The consultation was undertaken with:
 - Residents, businesses and Councillors;
 - Responsible Authorities: Police, Fire Authority, Environment Protection Team, Commercial Services Team, Trading Standards Team, Planning Team, and the Area Child Protection Committee;
 - Trade Associations:
 - Resident groups, tenants associations and societies;
 - Health service including PCT, Accident and Emergency and the London Ambulance service:
 - Transport for London;
 - Neighbouring authorities;
 - Drug and alcohol action team; and
 - Crime and Disorder Reduction Partnership.

2.3 Summary of Key Responses

The complete analysis of the responses can be seen in the Shepherd's Bush Cumulative Impact Study which is listed as a background document.

2.3.1 Initial survey of the Licensed Trade

The consultation took place between 23 November 2010 and 7 December 2010. In total 427 letters were sent out and 7 responses were received.

There was a concern from some licensed premises who already had extended hours that the policy would force them to decrease their hours.

Respondents overall felt that the proposed area was reasonable, however one respondent felt it would simply displace/shift the issues to other parts of the Borough.

A few respondents suggested that the Licensing Authority should use other powers under the Licensing Act 2003 to deal with those licensed premises who failed to meet the four licensing objectives and call for further reviews.

Generally respondents felt that the policy was necessary and would result in a positive outcome.

2.3.2 Wider survey of Residents and Businesses

In total over 8,000 questionnaires were sent out in the post and it was also made available on the internet. The consultation took place between 7 December 2010 and 11 February 2011.

The service received a total of 584 completed questionnaires of which 531 (91%) of the responses were from local residents and 53 (9%) from businesses and other organisations in the following wards:

| Ward | Number of respondents |
|-------------------------|-----------------------|
| Wormholt and White City | 3 (1%) |
| Addison | 5 (1%) |
| Hammersmith Broadway | 5 (1%) |
| Ravenscourt Park | 11 (2%) |
| Others | 40 (7%) |
| Shepherd's Bush Green | 153 (26%) |
| Don't Know | 155 (26%) |
| Askew | 212 (36%) |

257 (44%) lived 0-50 metres, and 113 (19%) lived 51-200 metres from the closest licensed premises. Only 44 (4%) of the consultees lived beyond 200 metres from the closest licensed premises.

241 (41%) of the consultees visited licensed premises on a weekly/monthly basis with 106 (18%) visiting these premises twice weekly.

279 (48%) of the consultees reported seeing littering everyday, and 170 (29%) reported seeing fighting less often.

183 (31%) of consultees reported they had difficulties sleeping as a result of these activities and 122 (21%) have been woken weekly/twice weekly as a result of these activities.

221 (38%) consultees felt that there were too many licensed premises within the vicinity of their home or business.

Overall 329 (56%) consultees supported the policy with 132 (23%) being unsure and 123 (21%) of the consultees were against the policy. 280 (48%) of the consultees agreed with the boundaries, and 49 (8%) of the consultees did not agree. Of those 49 who said they did not agree with the boundaries, 42 (86%) commented that the boundaries should be extended.

Consultees were asked which types of licensed premises they thought should be covered if a policy was proposed. The results can be seen on the table below which shows that Pubs, Night Clubs, Bars, and Off Licences were the most popular selections:

| Number of people | Licensed Premises Type | |
|------------------|--------------------------------|--|
| 269 | Pubs | |
| 256 | Night Clubs | |
| 254 | Bars | |
| 241 | Off Licences | |
| 230 | Late Night Refreshments Houses | |
| 162 | Social Clubs | |
| 85 | Restaurants | |

132 (23%) of the consultees stated that they were not sure whether there should be a special licensing policy in the area based on their experiences, but of these 26 (20%) consultees stated that they have had problems sleeping and 52 (40%) consultees had been woken as a result of activities they believed to be linked to licensed premises, with 17 (13%) who felt that there were too many licensed premises within the vicinity.

2.3.3 Observational Studies

Licensing Team

The observational study took place between November 2010 and March 2011 on 14 occasions during Friday and Saturday nights.

The licensing data showed that 88 (91%) of the premises within the proposed area were open during the hours of 8pm and 2am. In addition from the 119 premises within the proposed area, who were permitted to sell alcohol, 91% were authorised to sell during the hours of 8pm to 2am. For this reason the observational study took place during those hours.

The proposed area was divided into 10 sections, and officers located themselves at various points. Each point was observed continuously during the hours of 8pm and 2pm.

The details of the anti social behaviour by location has been summarised at Appendix B, Table One.

The most recorded behaviours included littering at 22%, followed by street drinking at 21%, rowdy behaviour at 15% and noise from customers leaving premises at 13%.

Vomiting, criminal damage and fighting was less frequently observed at less then 1%. Other anti social behaviours recorded included excess noise from licensed premises, intimidation and urination.

Officers observed the street drinking activities and found that some patrons leaving some licensed premises continued drinking in the street and that there was also evidence of 'pre-loading' with cheaper alcoholic drinks purchased from off licences before entering on premises.

The data shows that whilst the majority of observed incidents occurred to the eastern and central sections, the west did account for 17% of the behaviours which included littering, noise from customers leaving premises, excess noise from licensed premises, rowdy behaviour and street drinking.

The times when the incidences of anti social behaviour occurred can be seen at Appendix B, Table Two. 77% of the incidents occurred between the hours of 9pm and 1am with the lowest recorded instances between the hours of 8pm and 9pm and 1am and 2am.

In comparison to the closing hours of the licensed premises detailed in sub-section 2.1.4 above, 57% of the premises in the proposed area are open during the times where most incidents were reported.

The full results for the observational study conducted by the licensing team can be seen in the Shepherd's Bush Cumulative Impact Study which is listed as a background document.

Independent Specialist

The observational study took place between February 2011 and April 2011 on 8 occasions from Thursday to Sunday between the hours of 8pm and 3am. One expert, from MAKE Associates, covered all 10 sections at 30 observation points during this period and each point was observed once.

The average number of incidents recorded by area can be seen at Appendix B, Table Three. The most recorded incidents were in the eastern and central area which was observed for a total of 29 hours. The western area was only observed for 11.5 hours and accounted for 6% of the incidents.

71% of the incidents occurred between the hours of 10pm and 2am with the lowest recorded instances between the hours of 8pm and 9pm and 2am and 3am. Incidents recorded on a Saturday and Sundays equated to 85% with 13% on a Friday.

The times when the incidents on anti social behaviour occurred can be seen at Appendix B Table Four, and the days when the incidents occurred can be seen at Table Five.

Finally the details of the anti social behaviour by location has been summarised at Appendix B, Table Six. The data shows that the most recorded behaviours included noise from customers leaving premises at 18%, public drinking at 18%, and littering at 18%. Vomiting, criminal damage, intimidation and fighting were less frequently observed. Other behaviours recorded included urination, swearing, rowdy behaviour and excess noise from licensed premises.

The full report, which is part of the Cumulative Impact Study, highlighted the following:

- Littering, specifically linked to takeaways is a major problem in terms of 'street scene' and levels of litter get much worse as the night progresses.
- The density of off-licences appears to contribute directly to street drinking as people are often observed buying drink from these stores, opening bottles and cans and then drinking while walking.
- The majority of incidents are located around Shepherd's Bush Green and the more easterly ends of Goldhawk and Uxbridge roads. Limited problems were noted at the more westerly extremes of these two roads and Askew Road, which connects them.
- There are few more serious incidents, such as fighting, intimidation or criminal damage. Of the latter, what does occur tends to be smashed windows.

2.3.4 Summary – Data Analysis

In summary the results from the survey to residents and businesses who reported anti social behaviour was compared against the observational findings which are detailed below:

| | No. of responses/recorded incidents | | |
|---|-------------------------------------|-----|------|
| Top 7 anti social behaviour incidents witnessed | Consultation MAKE LBHF | | LBHF |
| Littering | 474 | 118 | 359 |
| Noise – From customers leaving premises | 296 | 119 | 216 |
| Street Drinking / Drinking in the street | Not asked* | 119 | 342 |
| Public Urination | 425 | 88 | 46 |
| Swearing | 412 | 38 | 178 |
| Rowdy Behaviour | 410 | 35 | 249 |
| Vomiting | 413 | 9 | 5 |

Overall the data was consistent and it can be seen in the table above that street drinking, noise from customers leaving premises rowdy behaviour and littering were of main concern.

*Respondents were not asked whether they had witnessed street drinking. However the respondents expressed their concerns in relation to street drinking under the final comments section where one respondent commented that "During the summer there are often people drinking on the street here who have clearly bought alcohol cheaply at the nearby shops".

The evidence appears to show a link between the hours for licensed premises in the proposed area and increased levels of anti social behaviour.

In summary:

 The Council's observational study shows that instances of anti social behaviour reached their peak between 00:00 and 01:00 (453 instances - almost double the 245 instances recorded between 21:00 and 22:00). The most common types of behaviours recorded by officers were street drinking, littering and rowdy behaviour. Street drinking was observed by patrons leaving licensed premises and there was evidence of pre-loading taking place.

- Littering and public urination were the top two types of anti social behaviour reported by residents.
- The report by the **independent specialist** shows a similar peak of instances (235) between 23:00 and 00:00 hours with 40% of observations being carried on a Sunday. Street drinking and littering were recorded within their top three most common behaviours recorded.
- Information received from the Council's Performance and Information Team shows that the number of alcohol related instances to which the Ambulance service respond peaks in a similar way between 21:00 and 23:59.
- The **Police** data on crime and disorder statistics showed that 36 licensed premises in the proposed zone accounted for 1095 reported incidents between 2007 and 2011, equating to an average of 252 reported incidents a year. Furthermore, two of the licensed premises accounted for 57% of the reported incidents. The Police response can be seen at Appendix C.

The crime and disorder incidents recorded, included the following:

- Bag Snatches
- Possession of drugs
- Drug Trafficking
- Common Assault
- · Theft and pick pocketing
- Violence
- Sexual offences
- Harassment
- Grievous Bodily harm (GBH) and Actual Bodily harm (ABH).
- The Safer Neighbourhoods Division reported that:
 - Shepherd's Bush Green has the highest rate of crime and antisocial behaviour in the borough for this reason the Council has funded the only 24 hour, 7 day a week police Safer Neighbourhood Team (SNT) in the Country, comprising of five times the number of officers of a normal SNT.
 - There has been an increase by 21% of notifiable offences in 2010/11 which have been linked with the night time economy.
 - Shepherd's Bush has the highest numbers of street drinking complaints in the borough.
 - Users of pubs often migrate to premises who offer late night refreshments which means that the safe and quiet dispersal of these groups is made more difficult.
- The **Trading Standards team** reported that from 107 premises visited in the proposed area, there have been 32 sales of age restricted products such as alcohol and cigarettes resulting in a failure rate of 29.9% in comparison to 18.8% in other areas of the Borough.

- Waste and Street Services reported that the cleaning problems associated with this area are urination, vomiting, and staining of the pavement. They also reported that there are problems with overproduction from businesses, and raised complaints regarding events venues generating litter which could add to additional costs for the Council.
- Environment Protection Team statistics shows that from 2005 2010 they received a total of 419 complaints (average of 70 a year), and conducted 238 inspections (average of 40 a year) at the licensed premises in the proposed area. The complaints were relating to noise and other pubic nuisance relating to licensed premises with the area indicated and were often exacerbated by the concentration and nature of licensed premises in the area.

2.3.5 Formal Consultation

A draft Special Licensing Policy for the Shepherd's Bush area went out for a 12 week consultation between 14 March 2011 to 10 June 2011. All residents and businesses in the proposed and surrounding area were consulted. In addition all of the bodies listed at Section 2.2.6 of this report were notified. The consultation pack is listed as a background document with the full consultation responses.

Consultees were invited to comment on the proposed draft policy and proposed area and provide any additional evidence in support of or against the need for such a policy. The consultation questionnaire contained the policy and a copy of the proposed area, however following the data analysis, the proposed area was broken down into three zones (east, central and west). Residents and businesses were given the opportunity to advise which zones, if any, they would like the special licensing policy to be implemented in.

The consultation was made available on the Council's consultation portal and a letter was sent to over 8,400 consultees. The questionnaire was also available by post upon request and was advertised with H&F News, on the Council's website, through the libraries, and in the Shepherd's Bush newsletter. In addition, officers attended local pub watch meetings, and residents meetings encouraging them to provide their views.

The service received a total of 162 completed questionnaires. From 124 online responses 107 (86%) of the responses were from local residents and 3 (2%) from Councillors. Only one response was received from someone who worked in or managed licensed premises. The other responses came from other businesses, representative bodies, responsible authorities and other organisations.

Out of 123 online responses, 57 (46%) of the respondents live 0-50 metres away from the closest licensed premises, 54 (43%) who live between 51 – 200 metres away, 6 (4%) lived more than 200m away and 6 (4%) did not know the distance.

Out of 122 online responses, 108 (88%) of the respondents felt that the draft special licensing policy was clearly written and easy to understand and 104 (85%) felt that the length of the policy was 'About Right'. However one consultee suggested that the policy could be made clearer by detailing what the four licensing objectives were. This has been inserted in the proposed policy at Appendix A.

Out of 122 online responses, 56 (45%) visited licensed premises on a weekly basis, with 32 (26%) who visited licensed premises on a monthly basis. 12 (9%) visited

every three months, seven (5%) visited every six months and five (4%) visited daily. Only ten (8%) respondents stated they never visited licensed premises.

When asked about the proposed area, from the 130 online responses, 76 (58%) felt that the policy should apply to all Zones with ten (7%) against the proposed area. 18 (13%) felt it should apply to only Zone 1, 18 (13%) felt it should apply to only Zone 2 and eight (6%) felt it should apply to only Zone 3.

Consultees were asked which types of licensed premises they felt the policy should cover, the results of which can be seen in the table below, which are based on 112 online responses:

| Types of Premises | Number of | % of |
|-------------------------|-----------|-----------|
| Types of Flemises | responses | responses |
| Night Clubs | 87 | 78% |
| Off Licences | 84 | 75% |
| Bars | 82 | 73% |
| Pubs | 77 | 69% |
| Late Night Refreshments | 74 | 66% |
| Social Clubs | 58 | 52% |
| Restaurants | 35 | 31% |
| Other | 17 | 15% |

It is clear from the results that respondents felt the policy should cover nightclubs, off licences, bars, pubs, and late night refreshments venues, with social clubs and restaurants at the bottom of the list.

Other premises respondents felt should be covered by the policy included, shisha bars and football clubs. If any shisha bars or football clubs provide any licensable activities, they would be included under the proposed policy, however traditionally shisha bars do not carry out any licensable activities so in normal circumstances would fall outside the remit of the Licensing Act 2003.

Respondents were given the opportunity to provide further comments. Full formal consultation responses are listed as a background document. Overall the responses were in favour of the policy and some had concerns about restricting the policy to include reduced zones as they felt the problem may relocate into other zones.

2.4 Comments

2.4.1 Environment and Residents Services Select Committee

The introduction of a special licensing policy was considered at the Environment and Residents Services Select Committee with invited trade and resident representatives on 5 April 2011. It was resolved that: the proposals to establish a Special Licensing Policy in Shepherd's Bush be endorsed.

3. **RISK MANAGEMENT IMPLICATIONS**

- 3.1 The licensing authority can only consider matters within the scope of the Licensing Act and statutory guidance documents and cannot become involved in the moral issues relating to licensing.
- 3.2 Considerations must be given to the four licensing objectives, as well as providing the necessary protection to residents, whilst promoting greater choice and flexibility to businesses and their customers. The four licensing objectives are:
 - The prevention of crime and disorder
 Public safety
 - The prevention of public nuisance
- The protection of children from harm
- 3.3 The policy will only affect new and variations of licence applications and there will be further onus on the licensees and applicants to show their business will uphold the four licensing objectives.

The Licensing Authority will be empowered to reject new applications and restrict changes to existing licences when a valid representation is received in relation to an application.

- 3.4 Each application will be considered on its own merits and the presumption of refusal in this policy is not absolute.
- 3.5 There will not be a fixed limit on the number of premises in the proposed zone, nor will the policy impose fixed trading hours.

4. CONCLUSION

- 4.1 Based on the evidence and observational data, it was clear a considerable amount of negative activity associated with the night time economy of the Shepherd's Bush area within the proposed boundaries was identified. Overall consultees during the survey and formal consultation were in favour of adopting the policy to cover the whole of the proposed area.
- 4.2 It was evident that the cumulative impact is being caused not only by on-licensed premises but also that off licences and late night refreshment venues contributed to the impact. During the observational study and review of all the data, specific problems relating to the impact of off licence premises and late night refreshment venues was highlighted. This included street drinking, "pre-loading", and underage sales, all of which was apparent in the proposed area. In addition, overall consultees during the survey and 12 week consultation were in favour of including the range of licensed premises. For this reason the proposed policy has been amended to cover all licensed premises.
- 4.3 In view of the evidence obtained, the special licensing policy for the proposed Shepherd's Bush area is both necessary and appropriate in order to strengthen and support the promotion of the four licensing objectives.

5. COMMENTS OF THE DIRECTOR OF FINANCE AND CORPORATE SERVICES

- 5.1 There are approximately 140 licence premises affected by this special licensing policy in the Shepherd's Bush area. The total estimated income from annual licence fees due on the anniversary of the initial grant of licence is approximately £24,200.
- 5.2 The additional workload for officers will not be a significant burden and can be offset by the saving for costs associated with policing and reactive inspections. Adopting the policy could potentially give rise to more appeals from applicants if their applications are not granted based on the "cumulative Impact". However, experience from the Fulham town centre scheme indicate that all costs can be contained within current budgets.

6. COMMENTS OF THE ASSISTANT DIRECTOR (LEGAL AND DEMOCRATIC SERVICES)

- 6.1 Any special licensing policy has to be adopted at a meeting of the full Council. In making any decision to adopt such a policy the Council has to do so with the object of promoting the four licensing policies of (i) the prevention of crime and disorder; (ii) public safety, (iii) the prevention of public nuisance and (iv) the protection of children from harm.
- Once approved the special licensing policy will create a rebuttable presumption that applications for new and variations of existing premises licences that are likely to add to the existing cumulative impact will normally be refused, following relevant representations, unless the applicant can demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

LIST OF APPENDICES

- **APPENDIX A** Proposed Special Licensing Policy for Shepherd's Bush and proposed area.
- APPENDIX B Observational Study summary results
- APPENDIX C Metropolitan Police response

LOCAL GOVERNMENT ACT 2000 LIST OF BACKGROUND PAPERS

| No. | Description of Background Papers | Name/Ext. of Holder of File/Copy | Department/ Location |
|-----|---|-------------------------------------|-------------------------|
| 1. | Shepherd's Bush Cumulative Impact Study | S Manji, ext 3392 | ENV-PPS/ HTHX |
| 2. | List of Consultees | S Manji, ext 3392 | ENV-PPS/ HTHX |
| 3. | Formal Consultation Pack | S Manji, ext 3392 | ENV-PPS/ HTHX |
| 4. | Formal Consultation Responses | S Manji, ext 3392 | ENV-PPS/ HTHX |

| 5. | Press Articles | S Manji ext 3392 | ENV-PPS/ HTHX |
|----|---|-------------------|---------------|
| 6. | Statement of Licensing Policy 2011 | S Manji, ext 3392 | ENV-PPS/ HTHX |
| 7. | Licensing Act 2003 | S Manji, ext 3392 | ENV-PPS/ HTHX |
| 8. | Guidance Issued under section 182 of the Licensing Act 2003 | S Manji, ext 3392 | ENV-PPS/ HTHX |
| 9. | Equality Impact Assessment | S Manji, ext 3392 | ENV-PPS/ HTHX |

Responsible officer: Miss Sanju Manji, 6th Floor, Hammersmith Town Hall Extension, Tel; 020 8753 3392 sanju.manji@lbhf.gov.uk