

From: Rawlinson James: H&F
Sent: 02 October 2023 08:06
To: Licensing HF: H&F
Subject: RE: FW: Licensing Act 2003 - Reference: 2023/01360/LAPR

Thanks Lorna

Yes we withdraw our representation on this basis.

Kind Regards
James Rawlinson
Noise and nuisance officer
Environment
Hammersmith & Fulham Council

From: Licensing HF: H&F
Sent: Wednesday, September 27, 2023 7:29 PM
To: Rawlinson James: H&F
Subject: FW: FW: Licensing Act 2003 - Reference: 2023/01360/LAPR

Hi both,

Can you confirm if you now withdraw your representation based on the applicants agreement below?

Kind regards
Lorna McKenna
Licensing Compliance Officer
Licensing
The Economy Department
Hammersmith & Fulham Council
020 8753 3081
07786747257

From: Indira Singh
Sent: Wednesday, September 27, 2023 10:15 AM
To: Licensing HF: H&F
Subject: Re: FW: Licensing Act 2003 - Reference: 2023/01360/LAPR

Hi

Yes i agree and confirm with both the conditions and we are happy to reduce the hours as mentioned in your previous email.

Thank you

On Wed, 27 Sept 2023, 08:51 Licensing HF: H&F, <licensing@lbhf.gov.uk> wrote:

Dear Indira

Further to my colleagues email below, it is unclear whether you have accepted the hours and condition proposed by the Noise and Nuisance Team. They have not asked you to agree opening hours. You have made an application for a premises licence for the following:

The sale of alcohol - Off the premises only
Mondays to Sundays between the hours of 00:00 to 00:00.

Opening hours of the premises

Premises is not open to the general public

As you are aware we have received representations to your application, 1 from the Noise and Nuisance Team and also from local residents.

I understand from your application, that you are applying for the sale of alcohol to be sold online, and you have applied for the sale of alcohol off the premises in order to use the storage warehouse to identify and select the alcohol to deliver to customer. The unit will not be open to members of the public.

Under the Licensing Act the place where the order for alcohol, or payment for it, takes place may not be the same as the place where the alcohol is appropriated to the contract (i.e. the place where it is identified and specifically set apart for delivery to the purchaser). This position can arise when sales are made online, by telephone, or mail order. The Act provides that the sale of alcohol is to be treated as taking place where the alcohol is appropriated to the contract. It will be the premises at this location which need to be licensed; for example, a call centre receiving orders for alcohol would not need a licence but the warehouse where the alcohol is stored and specifically selected for, and despatched to, the purchaser would need to be licensed. These licensed premises will, as such, be subject to conditions including the times of day during which alcohol may be sold.

The Noise and Nuisance Team have objected to your application, however would consider removing the representation should you agree to the following:

1. **The sale of alcohol shall only be permitted between the hours of 08:00 and 23:00, any day of the week.**
2. **Between 20:00 and 23:00 hours, all delivery riders/drivers shall wait inside the premises and shall not be permitted to congregate in the external areas of the premises.**

If you agree to the above, can you confirm:

1 . Your application be amended to:
The sale of alcohol - Off the premises only
Mondays to Sundays between the hours of 08:00 to 23:00.

This will mean that you are only able to identify and select the alcohol to deliver to customer between the hours of 08:00 to 23:00, you will not be able to operate from this premises outside these hours.

2. You agree to add the following condition, which means between 20:00 and 23:00 each day you must ensure that all delivery riders/drivers shall wait inside the premises and shall not be permitted to congregate in the external areas of the premises.

Between 20:00 and 23:00 hours, all delivery riders/drivers shall wait inside the premises and shall not be permitted to congregate in the external areas of the premises.

If you agree to the above please confirm this by return email. We can then contact the local residents to inform them that you have amended your application in line with the above.

If all representations are not withdrawn, your application will need to be considered at a Licensing Sub-Committee hearing, at which the application may be grant the application, grant the application in part – modifying the proposed hours, activities or conditions or reject the application.

Please contact me or Lorna should you need further guidance.

Kind regards

Karen Layug

Licensing Administration Team Leader

Licensing

The Economy Department

Hammersmith& Fulham Council

020 8753 4543

www.lbhf.gov.uk

From: Indira Singh

Sent: Tuesday, September 26, 2023 4:16 PM

To: Licensing HF: H&F

Subject: Re: FW: Licensing Act 2003 - Reference: 2023/01360/LAPR

Hi Team

I confirm about the opening hours.

Many thanks

On Tue, 26 Sept 2023, 16:14 Licensing HF: H&F, <licensing@lbhf.gov.uk> wrote:

Hi Indira,

Please can you confirm if you agree with the below?

Kind regards

Lorna McKenna
Licensing Compliance Officer
Licensing
The Economy Department
Hammersmith & Fulham Council
020 8753 3081
07786747257
www.lbhf.gov.uk

From: Environmental Protection: H&F <noise@lbhf.gov.uk>
Sent: 18 September 2023 13:12
To: Licensing HF: H&F <licensing@lbhf.gov.uk>
Cc: indira
Subject: RE: Licensing Act 2003 - Reference: 2023/01360/LAPR

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Dear Licensing

-
Licensing Act 2003
Reference: 2023/01360/LAPR
Premises: Big Yellow Storage - Unit U15 71 Townmead Road London SW6 2ST

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In reviewing your licence application, it is noted that the proposed times sit outside the current opening time for site access, which are:

Monday to Friday: 8:30am to 5:30pm
Saturday: 9:00am to 5:30pm
Sunday: 10:00am to 4:00pm

Extended access between 5am to 11pm is also available outside of our opening hours.

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Whilst the above does not necessarily preclude the validity of the application to cover time period outside the current opening times of the store, the assumption by this department is that the applicant presumably wishes to have a valid license in place should the opening times of the site be expanded in the future. Despite the current restrictions on opening times, the intention to apply for an application outside of these hours is a matter for the applicant.

Notwithstanding the above we would however like to place a formal representation against this application on the grounds of Prevention of Public Nuisance. With the specific concern to be one of noise from delivery drivers and riders coming and going throughout the night time hours in what is otherwise a primarily a residential area.

We would however consider removing the representation should the applicant agree to the following conditions:

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1. **The sale of alcohol shall only be permitted between the hours of 08:00 and 23:00, any day of the week.**
-

2. **Between 20:00 and 23:00 hours, all delivery riders/drivers shall wait inside the premises and shall not be permitted to congregate in the external areas of the premises.**

Please don't hesitate to contact me should you wish to discuss this application.

Kind Regards

James Rawlinson

Noise and nuisance officer

Environment

Hammersmith & Fulham Council