

Supplementary Committee Agenda



**Epping Forest
District Council**

Licensing Sub-Committee Tuesday, 30th May, 2017

Place: Council Chamber, Civic Offices, High Street, Epping

Time: 10.00 am

Democratic Services: A Hendry (Direct Line 01992 564246)
Email: democraticservices@eppingforestdc.gov.uk

4.a Luxe Proposals from 25 May 2017 (Pages 3 - 16)

Please find attached the email and background papers from the Luxe Solicitors received on 25 May 2017 outlining the outcome of their talks had recently with Essex Police.

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Good Morning Kim,

Further to my email yesterday, I write to confirm that I met with the Police yesterday and along with my client, Navin Laypah, we have agreed a set of conditions which allays the Police's concerns in relation to Luxe if they are added to the Premises Licence.

In summary, the name of the premises will change and there will be a new operation. This will be a gastro pub.

In light of this, we essentially are seeking the following:

1. To have the option of breakfast opening at 08.00 Monday to Sunday.
2. Delete the existing permission for the playing of licensable recorded music.
3. To have no live music after 22.00.
4. To ensure that substantial food is available throughout the premises up until 22.00.
5. To substantially reduce the trading times.

In light of this, the Police and my client have agreed to the conditions attached to this email, being placed on the Premises Licence should the Licensing Committee agree.

Certain aspects of this agreement may be the centre of some discussion e.g. the Police request that the licence be suspended for a further three months (Gordon Ashford is aware of this).

Also attached to this email are additional documents which will be used during the course of the hearing:

1. Plans.
2. Draft menu.

I have courtesy copied in Gordon Ashford in to this email and I am hopeful that he will confirm the contents of my email.

Furthermore, I am aware that this is short notice but perhaps you would be kind enough to forward the new agreed conditions to not only the Committee but also to all other parties involved in this matter.

Obviously, should you have any queries then please feel free to contact me.

Kind regards.

Steve

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APPENDIX 1

Should the sub-committee consider that it is not appropriate to revoke the licence then Essex Police would reluctantly ask the committee consider the below actions at the review hearing:

1. Continued suspension of the licence; AND
2. Revised licensing and opening hours; AND
3. A significant variation and addition to existing licence conditions.

These suggested alternatives are detailed below.

A) That the Licence is suspended for 3 months to enable management to install new equipment, devise new policies and retrain staff, and

B) Following suspension:

- i. New licensable activity hours established consisting of:

Sunday to Thursday – 10.00 hours – 00:00 hours;

Friday & Saturday – 10.00 hours – 01.00 hours.

- ii. The following seasonal variations are established;

Christmas Eve (24th December), Christmas Day (25th December), Boxing Day (26th December) licensable activities to be extended until 01.00 hours.

- iii. New non licensable hours (opening hours) established consisting of:

Sunday to Thursday – 08.00 hours – 00:30 hours;

Friday & Saturday – 08.00 hours – 01.30 hours.

- iv. The following non-standard times are established;

New Year's Eve (31st December – 1st January) annually only to extend licensable activity to 01.00 hours and to extend opening hours by one hour at the Vernal/Spring Equinox when British Summer Time begins.

C) That the non-mandatory licensing conditions (Annex 2) are amended and replaced in their entirety by the following conditions.

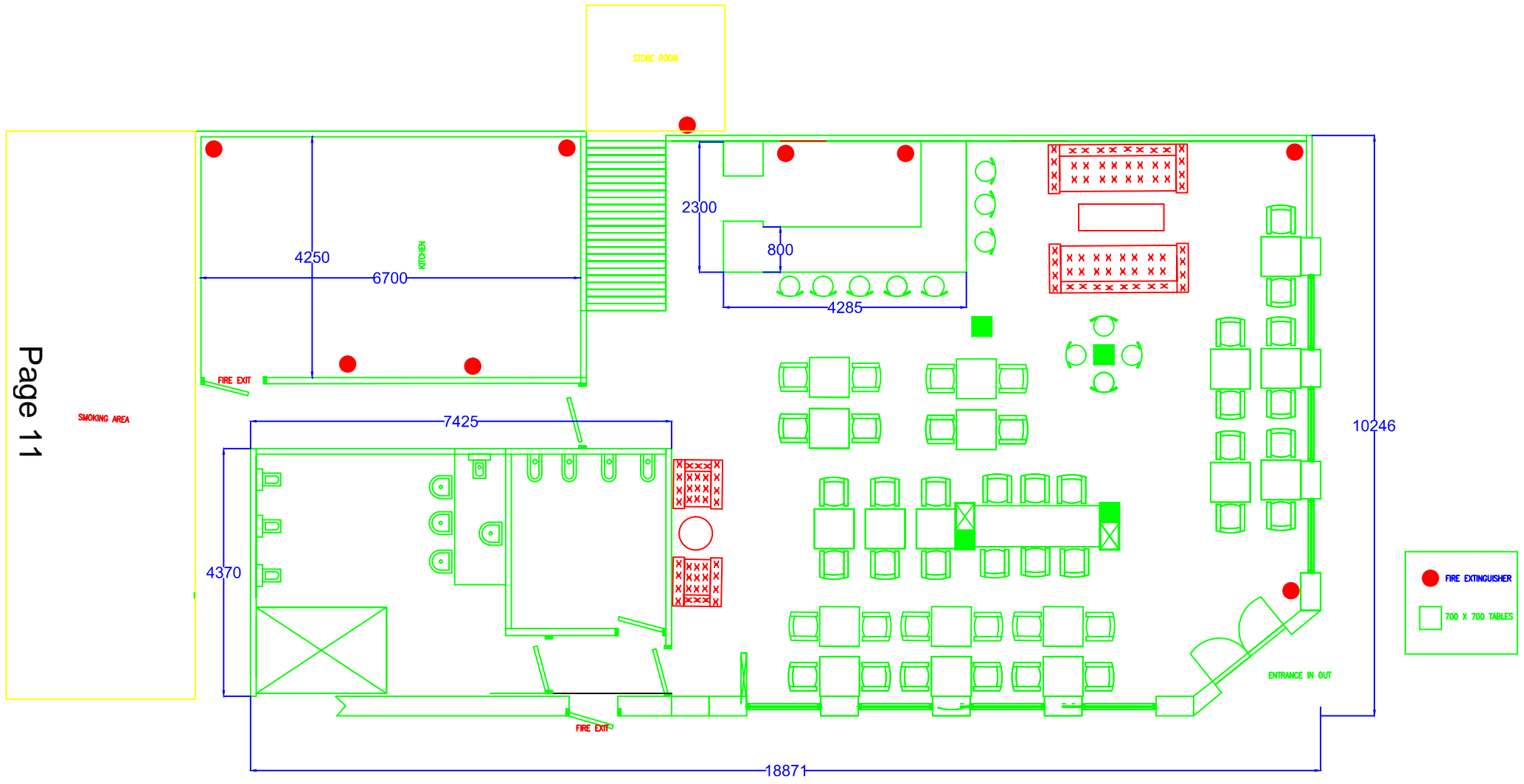
| PREVENTION OF CRIME AND DISORDER | |
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| 1 | <p>The premises shall have installed and maintain a closed circuit television surveillance (CCTV) system which at all times complies with the below requirements:</p> <ul style="list-style-type: none"> i. CCTV will be provided in the form a recordable system, capable of providing pictures of evidential quality in all lighting conditions particularly facial recognition; ii. CCTV cameras shall cover {all public areas including all entrances and exits}; iii. Equipment must be maintained in good working order, be correctly time and date stamped, recordings must be kept in good working order and kept for a minimum period of 31 days; iv. At all times, whilst the premises is open for licensable activities, there are members of staff able to immediately provide viewable copies of recordings to the police or licensing authority staff upon reasonable request; v. The recording equipment and data storage devices shall be kept in a secure environment and fitted with security functions (such as passwords) to prevent recordings being tampered with; vi. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant: in the event of any failings these are to be recorded immediately. |
| 2 | <p>Signs must be displayed at all entrances and exits advising customers that CCTV is operating at the premises and shall be minimum size of 200 x 150 mm</p> |
| 3 | <p>An incident log shall be kept at the premises, and made immediately available to police or licensing authority staff upon request.</p> <p>The log must be completed as soon as is possible and within any case within 4 hours of the occurrence and shall record the following:</p> <ul style="list-style-type: none"> (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received concerning crime and disorder (d) any incidents of disorder (e) all seizures of drugs or offensive weapons (f) any faults in a CCTV system, searching equipment or scanning equipment mandated as a condition of the licence. |

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| 4 | <p>Toilets shall be checked on at least an hourly basis for the purpose a) of detecting and deterring the use of controlled drugs and psychoactive substances; and b) maintaining public safety.</p> <p>A record of these checks shall be maintained with the date, time, and condition of the toilets and staff member conducting the check.</p> <p>These records shall be made contemporaneously, retained at the premises for 31 days and made available immediately upon demand to police or local authority staff.</p> |
| 5 | <p>The premises shall have in place and operate a zero tolerance policy with regard to the use/possession of controlled drugs and psychoactive substances and advertise the same within the premises on posters and similar means.</p> <p>This policy shall specifically include but not be limited to:</p> <ul style="list-style-type: none"> i. Searching practices upon entry; ii. Dealing with patrons suspected of using drugs on the premises; iii. Scrutiny of spaces including toilets or outside areas; iv. Clear expectations of staff roles (including the DPS, managers/supervisors and door supervisors); v. Staff training regarding identification of suspicious activity and what action to take; vi. The handling of items suspected to be illegal drugs or psychoactive substances vii. Steps taken to discourage and disrupt drug use on the premises viii. Steps to be taken to inform patrons of the premises drug policy/practices <p>A copy of this policy document shall be lodged with the police and licensing authority.</p> |
| 6 | <p>There shall be no events at the premises that are organised or promoted/advertised by an external promoter.</p> |
| 7 | <p>Door supervision by SIA licensed door supervisors must be provided each Friday and Saturday where licensable activity takes place. A minimum of 2 door supervisors must be on duty from 21:00 hours whilst the premises is open and for 60 minutes after the premises has closed.</p> |
| 8 | <p>On all days when licensable activity is undertaken at least 6 SIA licensed door supervisors shall be on duty at the premises from 21:00 hours whilst the premises is open and for 60 minutes after the premises has closed.</p> |

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| 9 | <p>Where SIA licensed door supervisors are used at the premises a record shall be maintained (on the premises) which is legible and details:</p> <ul style="list-style-type: none"> i. The day and date when door supervisors were deployed; ii. The name and SIA registration number of each door supervisor on duty at the premises; iii. The duty start and end time for each door supervisor. <p>This record shall be retained on the premises for 31 days and be immediately provided to police or licensing authority staff upon reasonable request.</p> |
| 10 | SIA licensed door supervisors shall supervise any queue to enter the premises which forms outside the premises. |
| 11 | All SIA licensed door supervisors engaged at the premises for the purpose of supervising or controlling queues or customers must wear high visibility jackets. |
| 12 | <p>All persons entering or re-entering the premises shall after 23:00 be searched by a SIA licensed door supervisor for drugs and concealed weapons.</p> <p>Prominent signs (minimum size 200 x 150 mm) to this effect shall be displayed at all entrances.</p> |
| 13 | <p>No persons shall be admitted or re-admitted to the premises after 21.00 hours unless they have passed through a metal detecting search arch and, if the search arch is activated, physically searched by a SIA licensed door supervisor.</p> <p>Prominent signs (minimum size 200 x 150 mm) to this effect shall be displayed at all entrances.</p> |
| 14 | <p>A Clubscan/IDSCAN or similar system shall be operated at the premises. All persons entering the premises after 21.00 hours must provide verifiable ID and have their details recorded on the system.</p> |
| 15 | <p>Section 177A (2) of the Licensing Act 2003 is to have no effect and both live and recorded music are to be treated as regulated entertainment.</p> <p>*This condition specifically exempts the premises from the deregulation of music.*</p> |
| 16 | There shall be no playing of recorded music, other than as incidental background music. |
| 16a | No live amplified music shall be played after 2200 hours on any day. |
| PREVENTION OF PUBLIC NUISANCE | |
| 17 | Clear and legible notices must be prominently displayed at all exits requesting customers to respect local residents and leave the area quietly. These signs shall be a minimum size of 200 x 150 mm. |
| 18 | Between 23:00 and 10:00 no use shall be made of the terraced area. |
| 19 | All external windows and doors shall be kept shut all times when music is being played and 23:00 hours at any other time. Doors may be opened for the normal entrance and egress of persons but must be shut immediately after. |

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| 20 | The smoking area is to be positioned at the rear of the premises and patrons and patrons are not to be allowed to smoke outside the front of the premises. Any patron failing to comply with this direction may not be re-admitted. |
| 21 | There shall be a 45 minutes period where music volume is reduced and lighting increased before the end of the provision of live or recorded music. |
| 22 | After 23:59 hours no persons shall be admitted or re-admitted to the premises, save for persons who have temporarily left the premises (e.g. to smoke). |
| 23 | An automatic sound control device(s) must be installed and used for amplified music. The device(s) must be set so that the volume of any amplified sound emanating from the premises does not cause nuisance to residents nearby. |
| PUBLIC SAFETY | |
| 24 | After 21:00 hours on any day, drinks must only be served only in polycarbonate/plastic and/or toughened glass containers save for drinks consumed at a table with a substantial meal. |
| 24A | Substantial food and non-intoxicating beverages shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises up to 22:00 hours. |
| 24B | At all times whilst licensable activity is undertaken, at least 40 'covers' will be provided for table meals. |
| PROTECTION OF CHILDREN FROM HARM | |
| 25 | A 'Challenge 25' scheme shall be operated, whereby any person who appears to be under the age of 25 years of age is required to produce on request an item which meets the mandatory age verification requirement and is either a: <ul style="list-style-type: none"> • Passport; • European Union photocard driving licence; • Ministry of Defence Identity Card; • Proof of age card bearing the PASS Hologram; • National identity card issued by a member of the European Economic Area or Switzerland; • Biometric immigration document. |
| 26 | Persons under the age of 18 years shall not be allowed entry to the premises save on occasions when either: <ul style="list-style-type: none"> • A 'junior' event is held without the sale or supply of alcohol, or • The premises are exclusively used for a private function, for example wedding reception, engagement party employers Christmas party etc. and any person under 18 is accompanied by a responsible adult. |

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| 27 | <p>All staff engaged in the sale or supply of alcohol on the premises shall have received training in relation to the protection of children from harm (including under-age sales), how to recognise drunkenness and the duty not to serve drunk persons. Refresher training shall be carried out at least every six months.</p> <p>Training records shall be kept on the premises (or otherwise be accessible on the premises) for a minimum of 12 months and made immediately available to police or licensing authority staff upon reasonable request.</p> |
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Soups & Sandwiches

Soup of the Day
£5.75

Royal Salmon
Smoked Salmon Pâté,
Fennel & Cucumber On Granary
£8.50

Aubrey's Steak Bloomer
Dry-aged Flat Iron Steak &
Red Onion Jam, Watercress,
Horseradish & Chips
£13.00

Grilled Standard
Grilled Cheese Sandwich,
Gherkins & Mustard
£8.25

All our Sandwiches come with a choice of Chips or Soup of the Day

Deli

The Legend Cheeseboard

Camembert Gillot AOC, Sainte-Maure de Touraine, Mrs Kirkham's
Lancashire, Morn Dew, Beauvale, Water Biscuits & Rye Wafers, Apples & Celery, Chutney
£14.00

Veggie Heaven

Tomato Houmous & Crudités, Pea & Goats' Cheese Arancini, Puttanesca Olives,
Melting Cheese & Breadsticks, Toasted Pitta & Garden Salad
£14.25

Butchers Board

TRare Roast Beef, Pork Wontons, Free-range Ham Hock & Spring Vegetable Terrine,
Honey & Mustard Sausages, Beetroot & Horseradish Relish, Granary Toast
£14.75

Starters

House Roasted Nuts
£2.50
Nocelara Olives
£3.00

Arancini Balls
£6.50
Beetroot, Goats cheese,
radish and cucumber salad
£7.00

ROYAL STANDARD LOUGHTON



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Mains

28 days aged Sirloin Steak 250 grams
All Served with Rocket, Chips & a choice of either Béarnaise Sauce or
Green Peppercorn Sauce
£22.00

Chargrilled 8oz British Beef Burger

On Toasted English Muffin, Battered Onion Rings, Pickled Cucumber,
Tomato Relish, Mustard Mayonnaise, Piccalilli, Skin on Fries
£12.00

Devilled Goosnargh Chicken Breast

Battered Onion Rings, Tomato, Red Onion & Pea Shoot Salad, Real Chips
in Dripping, Chilli & Garlic Sauce
£13.50

Feta, Chilli & Mint Aubergine Escalope

Sweet Potato Wedges, Cherry Tomato, Rocket & Parmesan Salad
£14.00

Cornish Lamb Cutlets

Pulled Lamb Croquettes, Spring Greens & Hazelnuts, Juniper & Port Jus
£23.00

Free-range Sausage & Mash

with Onion Gravy
£13.50

Sides

Chips
£3.50

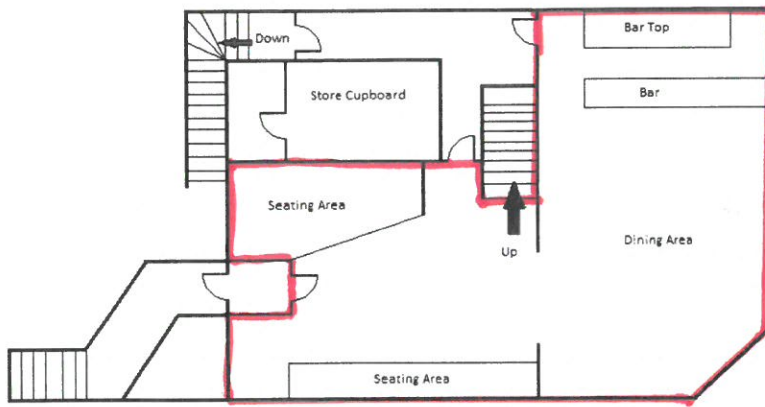
New Potatoes,
Sea Salt & Minted Butter
£3.75

Rocket & Parmesan Salad
Balsamic Dressing
£3.75

Spring Greens & Peas
£3.75

Garden Salad, Orange
& Shallot Dressing
£3.75

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