

# Supplementary Committee Agenda



## Epping Forest District Council

### Licensing Sub-Committee Tuesday, 3rd May, 2016

You are invited to attend the next meeting of **Licensing Sub-Committee**, which will be held at:

**Council Chamber, Civic Offices, High Street, Epping**  
on **Tuesday, 3rd May, 2016**  
at **10.00 am** .

**Glen Chipp**  
Chief Executive

**Democratic Services  
Officer**

R Perrin (Direct Line 01992 564532)  
Email: [democraticservices@eppingforestdc.gov.uk](mailto:democraticservices@eppingforestdc.gov.uk)

#### Members:

Councillors A Boyce (Chairman), A Lion, G Shiell and B Surtees

**PLEASE NOTE THE START TIME OF THE MEETING**

**4. SUMMARY REVIEW OF PREMISES LICENCE - NU BAR HIGH ROAD LOUGHTON  
(Pages 3 - 16)**

(Director of Neighbourhoods) To consider the attached background papers.

**5. EXCLUSION OF PUBLIC AND PRESS (Pages 17 - 34)**

**Exclusion:** To consider whether, under Section 100(A)(4) of the Local Government Act 1972, the public and press should be excluded from the meeting for the items of business set out below on grounds that they will involve the likely disclosure of exempt information as defined in the following paragraph(s) of Part 1 of Schedule 12A of the Act (as amended) or are confidential under Section 100(A)(2):

<b>Agenda Item No</b>	<b>Subject</b>	<b>Exempt Information Paragraph Number</b>
4	Background Papers	7

The Local Government (Access to Information) (Variation) Order 2006, which came into effect on 1 March 2006, requires the Council to consider whether maintaining the exemption listed above outweighs the potential public interest in disclosing the information. Any member who considers that this test should be applied to any

currently exempted matter on this agenda should contact the proper officer at least 24 hours prior to the meeting.

**Confidential Items Commencement:** Paragraph 9 of the Council Procedure Rules contained in the Constitution require:

- (1) All business of the Council requiring to be transacted in the presence of the press and public to be completed by 10.00 p.m. at the latest.
- (2) At the time appointed under (1) above, the Chairman shall permit the completion of debate on any item still under consideration, and at his or her discretion, any other remaining business whereupon the Council shall proceed to exclude the public and press.
- (3) Any public business remaining to be dealt with shall be deferred until after the completion of the private part of the meeting, including items submitted for report rather than decision.

**Background Papers:** Paragraph 8 of the Access to Information Procedure Rules of the Constitution define background papers as being documents relating to the subject matter of the report which in the Proper Officer's opinion:

- (a) disclose any facts or matters on which the report or an important part of the report is based; and
- (b) have been relied on to a material extent in preparing the report and does not include published works or those which disclose exempt or confidential information (as defined in Rule 10) and in respect of executive reports, the advice of any political advisor.

Inspection of background papers may be arranged by contacting the officer responsible for the item.

# Loughton Residents Association Plans Group



david.linnell@loughtonresidents.co.uk  
020 8508 2932

20 Eleven Acre Rise,  
Loughton,  
Essex IG10 1AN  
16<sup>th</sup> April 2016

Dear Sirs

## **Licensing Review, Nu-Bar, High Road, Loughton.**

The LRA Plans Group supports a review of the Nu-Bar's licence.

Late-evening/early-morning premises licences are not appropriate in residential areas - there are homes in *all* the roads leading to/from Nu-bar\* (including the High Road, where there are houses to the south and flats above the shops to the north).

\*except for the short Old Station Road.

Loughton would clearly be a better and safer place if there were no nightclubs or late-night bars in the town at all.

### **The prevention of crime and disorder and public safety**

It is clear that the Nu-Bar attracts people from a wide area of Essex and London. Late night outlets tend to act as focus points for those under 30. There is a long and well-recorded history of violence, anti-social behaviour and other "minor" criminal damage\* associated with the existing late-night venues in Loughton High Road, with problems arising outside these venues when they close in the early hours of the morning.

As well as the direct effect of violent incidents in the small hours, there is an indirect effect, in that residents tell us that they are unwilling to risk using Old Station Road, Station Road and this part of the High Road late at night because of safety concerns. We feel that this is wholly unacceptable.

\* noise and disturbance, damage to vehicles and fences, and people urinating in front gardens (and even through letter-boxes); although less serious than mass affrays, these incidents are very upsetting (and sometimes expensive) to the residents who suffer them!

### **The prevention of public nuisance.**

As mentioned above, there is a long record of public nuisance caused by customers leaving the late-night venues in this part of the High Road. We appreciate that these events occur after customers have left the late-night venues – however, we consider that they are a direct result of the premises licences which, by allowing late opening, attract large numbers of people who will leave in the small hours. They will inevitably cause disturbance to residents – voices carry much further at such a quiet time, as do the noises of car doors slamming and vehicles driving away.

**We therefore urge the committee to restrict Nu-Bar's opening hours to 11pm, or to mid-night at the very latest (remembering that the problems caused outside continue for some time after the official closing time).**

---

We are also concerned that TfL's plans for all-night trains on the Central Line (as far out as Loughton) from later this year will exacerbate the problems. At present those without personal transport have to walk or hire a taxi after 1am. Once there are all-night trains, people in a large area of London will be able to return home at any hour by Tube, creating an additional potential problem for Essex Police – and for the British Transport Police.

Yours sincerely

  
David Linnell, for LRA Plans Group.

Our Ref: L.1.1/VRM



**LOUGHTON**  
TOWN COUNCIL

1 Buckingham Court, Rectory Lane  
Loughton, Essex IG10 2QZ  
Telephone: 020 8508 4200  
Facsimile: 020 8508 4400  
e-mail: [contact@loughton-tc.gov.uk](mailto:contact@loughton-tc.gov.uk)  
Web site: [www.loughton-tc.gov.uk](http://www.loughton-tc.gov.uk)  
Town Clerk: Enid K Walsh

Ms Kim Tuckey  
Senior Licensing Officer  
Epping Forest District Council  
Civic Offices  
Epping CM16 4BZ  
(Emailed to: [ktuckey@eppingforestdc.gov.uk](mailto:ktuckey@eppingforestdc.gov.uk))

21 April 2016

Dear Ms Tuckey

**Re: Licence Review – Nu Bar, 153 High Road, Loughton IG10 4LF**

Following the review and subsequent temporary suspension of Nu Bar's licence on 12 April 2016 by Epping Forest District Council, the Planning and Licensing Committee at its meeting on 18 April 2016 supported the action of Essex Police and urged the Licensing Authority to introduce an earlier closure time of midnight at the latest to help public safety, and prevent public nuisance and crime and disorder.

Cllr Carol Davies has been nominated as its representative to speak at the full hearing on Tuesday 3 May 2016 at 10am at Epping Forest District Council's Licensing Sub-Committee in the Civic Offices at Epping.

Yours sincerely

*Vivienne Messenger*

Vivienne Messenger  
Planning Committee Clerk



**Kim Tuckey**

---

**From:** [REDACTED]  
**Sent:** 25 April 2016 13:47  
**To:** [REDACTED]  
**Cc:** [REDACTED]  
**Subject:** Nu Bar High Road Loughton

Dear Sirs

We have previously voiced our concern and objections to granting late night licences to the above premises. We reside a stone throw from the premises and our grandchildren who sleep at our house on a regular basis over the weekend are often awakened in the early hours of the morning by guests of Nu Bar leaving the premises. There are often scantily clad girls screaming in merriment and car doors slamming with headlights full on at all times in the early hours disturbing ourselves and our grandchildren. The street is often littered with empty bottles and quite often glasses as well. Some bottles and glasses are smashed in front gardens and kerbsides causing safety hazards to local residents and their pets.

We feel its unsafe to walk past the Bar when guests exit as they are often inebriated and a number of altercations have ensued between them. If we have a choice we would prefer the bar to close at 11 pm and not to have any extended hours in which happens most of the trouble.

**Page 7**

Yours faithfully

**Mr and Mrs Golding**

Grove House  
Ollards Grove  
Loughton Essex

**This page is intentionally left blank**



## Kim Tuckey

---

**From:** David Baker  
**Sent:** 25 April 2016 12:03  
**To:** Kim Tuckey  
**Cc:** Jeremy Godden; Nigel Richardson  
**Subject:** Nu Bar Loughton

Dear Kim Tuckey

On behalf of the planning authority I write to object to a renewal of the licence for this property with regard to the late night opening hours, particularly on Fridays and Saturdays when the bar is open till 2am and closure of the premises at 2.30am.

Opening to such a late hour inevitably attracts customers who have been to other establishments earlier in the evening, and also attracts many customers from outside Loughton. Although in a High Street location there are residential streets close by with the nearest dwellings being 60 metres away. Consequently, customers leaving the premises at 2/2.30am in the morning, including those returning to parked cars on residential streets, would inevitably cause noise and disturbance – at a time when background ambient levels are very low and residents are trying to sleep.

While it is recognised that the review of the licence for this premises now called for by the Police relates mainly to the prevention of crime and disorder it follows that lower level noise problems, disturbance and ant social behaviour, constitutes a public nuisance to nearby residents, and it is on this basis that the planning authority objects to a renewal of the licence to the same opening times. The planning authority are of the view that alcohol should be served till 12.30am with the premises being closed 30 minutes later at 1am.

Regards David Baker

Licensing Unit  
EFDC  
Civic Offices  
High Street  
Epping  
Essex  
CM16 4BZ

Rose Dale  
High Beech Road  
Loughton  
Essex

21<sup>st</sup> April 2016

Re: NU – Bar

I am totally opposed to a late evening license for the NU BAR I think this is totally inappropriate.

Living in High Beech Road is becoming increasingly noisy and sometimes very disturbing with late night drinkers.

I have had men urinating against my car parked on my drive ....and very recently someone had been sick on my neighbour's drive.

Car doors slamming and constant horns blowing in the early hours are disturbing and upsetting. I am regularly woken up in the early hours of the morning by shouting and swearing.

And have phoned 999 on several occasions where I have heard fights breaking out !

The people frequenting these late night venues are becoming a public nuisance and disturbing local residence.

The late night bars in Loughton are attracting very unsavoury characters.

I have to walk up from the station sometimes later in the evening and it is often quite intimidating with so much noise and shouting at the end of my road.

I am very opposed to the granting of any extensions and to the sale of alcohol.

Yours Faithfully

Rose Dale

**Kim Tuckey**

**From:** << April 2016 13:37  
**Sent:** Licensing  
**To:** Nu Bar licensing Review  
**Subject:**

Dear Sir/Madam

I am writing to submit my comments regarding the licensing of Nu Bar in Loughton. I am happy for my comments to go into the public agenda.

My name is Tanya Foster and I reside at Ollards Grove, Loughton, with my husband and three children aged 3 years, 2 years and 4 months.

It is our view that Nu Bar's late-evening license is not appropriate in the residential area.

Our reasons are stated below.

1. The music is too loud. We can clearly hear the music from our house.

This is a public nuisance.

2. The behaviour of the patrons is loud and volatile.

We are woken almost every Friday and Saturday night by shouting, screaming, cars driving recklessly or just general loud chatting.

We have had to get out of bed and check the street view from the window, as we have felt threatened by this behaviour.

We have lived at our address for 14 months and we believe we have done this approximately 10 times.

This is a public nuisance.

3. The patrons of Nu Bar often stand outside our house, or outside our next door neighbour's house.

We see this as potential harm to our children, as it increases the risk of a home invasion.

As I mentioned in point 2, their behaviour is often loud and volatile.

Taxis wait on the road just near our house, which brings the patrons up our road. Some patrons of Nu Bar also park their cars outside our house and further up the road.

We fear that there is a real risk to our children, because intoxicated groups of people are congregating outside or near our house in the late evening. They are sometimes hostile and acting aggressively towards each other.

This increases the risk of a home invasion or damage to our property which could result in the safety of our children being compromised.

4. There has been an increase in serious assaults involving Nu Bar patrons.

These assaults have occurred in close proximity to our house.

Page 12  
Having the late-evening license removed will help to prevent these assaults, because there will be less alcohol consumed and patrons will move on faster, to a late-evening establishment.

It will also help to protect the safety of the public, namely the residents of neighbouring streets and other patrons of Nu Bar.

In conclusion, on the grounds that Nu Bar's late-evening license has caused a public nuisance, a rise in serious assaults and a risk to the safety of children and the public, we believe that the late-evening license is not appropriate and should be removed.

Kind regards

Tanya Foster

y

**Kim Tuckey**

---

**From:** 22 April 2016 15:22  
**Sent:** Licensing  
**To:** Nu bar  
**Subject:**

Dear Sir or Madam

I strongly think that Nu bar should not have their licence reinstated.

The ongoing violence In the high street is all due to outsiders coming in to Loughton & it has made locals scared to come out at night.

If the nu bar & Luxe were closed down, Loughton high road would be a much nicer environment.

Kind regards  
Karen Fox

**Kim Tuckey**

**From:**  
**Sent:** 22 April 2016 17:29  
**To:** Licensing  
**Subject:** Nu Bar

Dear Sir/Madam,

I understand that you are reviewing the license of the NU Bar, Loughton and I would ask that you take the following into consideration in doing so:

I lived in Loughton as a child and am now raising my family in Loughton. It has always been a vibrant town, with a variety of pubs and restaurants. This is what made it a lovely place to grow up and to raise a family. But it is a small town and I feel that night clubs, or pubs with very late opening hours, are not appropriate.

The NU Bar (and LUXE) have changed the atmosphere of the town entirely. It becomes a different town on Friday and Saturday night.

I no longer feel safe walking home after eating in the High Road restaurants or from the tube station, as I have to go past Nu Bar. In fact, it can also be quite intimidating even driving along the High Road on Friday and Saturday nights, due to the crowds of people that the venue attracts and their behaviour.

It simply isn't appropriate to have venues that attract several hundred people into a small residential town every weekend. Even if behaviour is well-controlled inside the venue, it is attracting vast numbers of people to the town that would not be there if it weren't for the NU Bar and the fact it's open so late. The NU Bar is also keen to point out it has no control over what happens outside its venue but this is exactly why they shouldn't be allowed to open so late – they are bringing huge numbers of people to a small residential area but can't control them. They expect our police resource to do that for them.

And most of the customers aren't local residents and therefore we are not benefiting from the Nu Bar's presence. This is evidenced by the recent incidents where all those involved – victims and perpetrators – have come from Birmingham, Grays and other locations miles from Loughton. But we have to put up with the disturbance caused; pay to clean up the horrendous litter, broken glass and other debris that ends up along the High Road every Sunday morning; and paying to police the crowds that are brought into the area because of NU Bar and Luxe.

I would therefore urge you to use whatever powers you have to restrict the license of NU Bar, for the good of the town's residents.

Yours faithfully

Harriet McCarthy

High Road  
Loughton. IG10 4NU

22 April 2016

Epping Forest District Council  
Licensing Unit Civic Offices  
High Street  
Epping, CM16 4BZ

**Ref: Licensing review – NuBar, High Road, Loughton**

To whom it may concern,

As local residents, we wish to state our views of the current license and resulting activities of NuBar's customers. We are able to see NuBar from our house and are witness to the activities that take place directly outside and on the surrounding roads by their customers. We are of the strong opinion that it is not appropriate for late-evening/early-morning licences in residential areas, such as ours. We make our objections in two areas of the licensing objectives:

**The prevention of crime and disorder**

It is common for us to witness people leaving NuBar after 11pm using threatening, abusive or insulting words or behaviour causing fear of or provoking violence with other NuBar customers. This can continue for a long period of time, often spreading along the nearby residential streets, sometimes until 4.30am when they finally get a taxi home or are dealt with by the police. This is further evidenced by the long history of police and national paper recorded violence. This is not appropriate for a residential area.

**The prevention of public nuisance**

It is common for us to witness people leaving NuBar after 11pm with drunk and disorderly behaviour (section 91 Criminal Justice Act 1967). Without exception, at the weekend, people will be screaming, shouting and sometimes chanting their football teams song as they disperse from the club. In one case, a NuBar customer continually knocked at our door at 4.30am wanting somewhere to stay for the night – the customer in question was highly intoxicated through alcohol or possibly drugs. The police efficiently dealt with the matter.

In the early hours of the morning, as NuBar closes and for an hour or so afterwards, there is a significant increase in vehicle traffic – notably with 'boy racers'. Cars accelerate hard out of the junction of NuBar towards Buckhurst Hill, making a lot of noise which is very disturbing at 3am, not to mention the speed limit being significantly broken. This lawless behaviour is epitomised by drag racing down the High Road which I have witnessed.

As NuBar customers leave the premises, there are insufficient taxis to take people away, resulting in people hanging around Mayflower taxis for an extended period of time. As they hang around waiting for a taxi, the shouting, screaming and sometimes fighting continues. The worst example I have seen of this is when a taxi driver refused to take a group of men after an altercation. The men refused to get out of the taxi, the driver refused to get in and the men pressed the horn for several minutes until the police arrived to deal with the situation.

I hope this gives you a small flavour of the events that happen in the early hours of the morning and how these events are intrinsically linked to the opening hours of the bar. Granting late licenses is not appropriate in a residential area and I propose this is changed to 11pm.

Kind regards  
Mark Roach

**This page is intentionally left blank**



By virtue of paragraph(s) 7 of Part 1 of Schedule 12A  
of the Local Government Act 1972.

Document is Restricted

**This page is intentionally left blank**