Committee Agenda



Licensing Sub-Committee Tuesday, 5th February, 2013

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, 5th February, 2013 at 10.00 am

Glen Chipp Chief Executive

Democratic Services

A Hendry (Direct Line 01992 564246)

Officer Email: o

Email: democraticservices@eppingforestdc.gov.uk

Members:

Councillors R Morgan (Chairman), A Lion, P Spencer and D Wixley

PLEASE NOTE THE START TIME OF THE MEETING

THERE WILL BE A BRIEFING FOR THE SUB COMMITTEE AT 10.00 A.M. IN THE MEMBERS' ROOM

- 1. APOLOGIES FOR ABSENCE
- 2. DECLARATIONS OF INTEREST

(Assistant to the Chief Executive) To declare interests in any item on this agenda.

- 3. PROCEDURE FOR THE CONDUCT OF BUSINESS (Pages 5 10)
- 4. EXCLUSION OF PUBLIC AND PRESS

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):

Agenda Item No Subject Exempt Information

		Paragraph Number
5	Application for a Hackney	1
	Carriage Driver's Licence	
	Mr R Kazimi	
6	Application for a Hackney	1
	Carriage Driver's Licence	
	Mr H Rahman	
7	Application for a Hackney	1
	Carriage Driver's Licence	
	Mr A Shariff	
8	Taxi Driver Licence - Mr J	1
	Schwartz	

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.

5. APPLICATION FOR HACKNEY CARRIAGE DRIVER'S LICENCE - MR R KAZIMI (Pages 11 - 12)

(Director of Corporate Support Services) To consider the attached report.

6. APPLICATION FOR HACKNEY CARRIAGE DRIVER'S LICENCE - MR H RAHMAN (Pages 13 - 14)

(Director of Corporate Support Services) To consider the attached report.

7. APPLICATION FOR HACKNEY CARRIAGE DRIVER'S LICENCE - MR A SHARIFF (Pages 15 - 16)

(Director of Corporate Support Services) To consider the attached report.

8. TAXI DRIVER'S LICENCE - MR J SCHWARTZ (Pages 17 - 18)

(Director of Corporate Support Services) To consider the attached report.

9. INCLUSION OF PUBLIC AND PRESS

To invite the public and press back into the meeting for the remaining items of business.

10. APPLICATION FOR NEW PREMISES LICENCE - NANDOS, 2 STATION ROAD, LOUGHTON (Pages 19 - 60)

(Director of Corporate Support Services) To consider the attached report.



Agenda Item 3

PART 3(2) - RESPONSIBILITY FOR COUNCIL FUNCTIONS

LICENSING COMMITTEE – TERMS OF REFERENCE

- (1) The full Committee shall comprise 11 Councillors appointed by the Council at its annual meeting, including a Chairman and Vice-Chairman.
- (2) For the functions set out in Annex 1, and the legislation listed in Annex 2, a Sub-Committee consisting of no more than any three Councillors drawn, in alphabetical order, from the members of the full Committee shall be formed. Any such Sub-Committee shall elect a Chairman on an ad-hoc basis.
- (3) For the transaction of business at full Committee meetings, the quorum shall be a minimum of five Committee members save that no business shall be transacted unless either the Chairman or Vice-Chairman of the Committee is present.
- (4) The Committee and Sub-Committees shall have full authority to hear and determine licensing applications.
- (5) The Committee and Sub-Committees shall be further empowered to determine appeals made against the decisions of the Head of Environmental Services taken under delegated authority on licensing applications.
- (6) The Committee shall at all times carry out its duties solely within the policy from time to time determined by the Council and shall conduct its proceedings in accordance with the requirements set out in Annex 3 (Conduct of Business by Licensing Committee and Sub-Committees).
- (7) The Licensing Committee shall take no part in the production or revision of the statement of licensing policy made under Section 5 of the Licensing Act 2003, however, they may determine policy under the legislation listed in Annex 3.

Page 5

Licensing Act 2003 – LIST OF FUNCTIONS AND DELEGATED AUTHORITY

Matter to be dealt with	Full Committee	Sub Committee	Officers
Application for personal licence	Committee	If a police objection	If no objection made
Application for personal licence with unspent convictions		All cases	
Application for premises licence/club premises certificate		If a relevant representation made	If no relevant representation made
Application for provisional statement		If a relevant representation made	If no relevant representation made
Application to vary premises licence/club premises certificate		If a relevant representation made	If no relevant representation made
Application to vary designated premises supervisor		If a police objection	All other cases
Request to be removed as designated premises supervisor			All cases
Application for transfer of premises licence		If a police objection	All other cases
Applications for interim Authorities		If a police objection	All other cases
Application to review premises licence/club premises certificate		All cases	
Decision on whether a complaint is irrelevant frivolous vexatious etc			All cases
Decision to object when local authority is a consultee and not the relevant authority considering the application		All cases	
Determination of a police objection to a temporary event notice		All cases	
All policy matters except the formulation of the statement of licensing policy	All cases		

PART 3(2) – RESPONSIBILITY FOR FUNCTIONS LICENSING COMMITTEE

LIST OF STATUTORY POWERS

Those functions pertaining to licensing and registration and permits and consents contained in the following legislation and any regulations, orders, byelaws or other subsidiary legislation made under the above Acts:

Animal Boarding Establishments Act 1963 Breeding & Sale of Dogs (Welfare) Act 1999 Breeding of Dogs Act 1973 Breeding of Dogs Act 1991 Caravan Sites & Control of Development Act 1960 Caravan Sites Act 1968 Dangerous Wild Animals Act 1976 Game Licences Act 1860 Gaming Act 1968 Guard Dogs Act 1975 House to House Collections Act 1939 Licensing Act 2003 Local Government (Miscellaneous Provisions) Act 1976 Local Government (Miscellaneous Provisions) Act 1982 Lotteries & Amusements Act 1976 Pet Animals Acts 1951 & 1981 Riding Establishments Acts 1964 & 1970 Scrap Metal Dealers Act 1964 The Game Act 1831 Town Police Clauses Act 1847 Town Police Clauses Act 1889 Zoo Licensing Act 1981

PART A – CONDUCT OF BUSINESS BY LICENSING COMMITTEE AND SUB-COMMITTEES

All references to committee in this annex shall be taken to infer a reference to the associated sub-committees.

1. General Conduct

- 1.1 All hearings of the Licensing Committee under the Licensing Act 2003, are to be held in accordance with the Personal Licences, Hearings, Premises Licences and Club Premises Certificates, and Licensing Register Regulations, made under the Licensing Act 2003.
- 1.2 The Council's Constitution shall regulate the conduct of and debate at meetings.
- 1.3 In the case of hearings under the Licensing Act 2003, the Committee shall only consider those matters relevant to the licensing objectives as set out in the Licensing Act 2003 and the statement of licensing policy adopted by the Council.

2. Declarations of Interest

2.1 Members of the Committee are subject to the Council's Code of Conduct and to advice from the Standard Board for England, details of which will be provided to those members.

3. Participation in the Hearing

- 3.1 Debate shall be restricted to members of the Licensing Committee. Where a local ward member, not being a member of the Committee, wishes to participate in the hearing, they may do so only with the permission of the Chairman and their participation shall be subject to the same rules as are applied to any other witnesses to the application.
- 3.2 In hearings other than those under the Licensing Act 2003, where a ward member is a member of the Committee, and wishes to object to the application, the member shall give 14 days' notice of their intention, and shall play no part in the decision-making process of the Committee. In hearings under the Licensing Act 2003, those named as responsible authorities and interested parties in the Act may only make representations within the time limits set out in the relevant statutory provisions.
- 3.3 All persons participating in the hearing shall be made aware of the limitations or scope of statements that will be acceptable and, in particular, that statements should be factual or a fair statement on a matter of public interest.

4. Attendance of the Public

4.1 The Council's Constitution and relevant statutory provisions relating to the admission or exclusion of the public shall apply to all meetings of the Licensing Committee.

5. Natural Justice

5.1 There are two elements to natural justice:

(a) Fairness

- (i) All persons affected by the decision or in the case of matters associated with the Licensing Act 2003, those named as responsible authorities and interested parties in the Act, will be allowed a hearing before a decision is made.
- (ii) Only objectors who can show clearly that they are affected by a decision shall be afforded the right to be heard or, in the case of hearings under the Licensing Act 2003, only those named in the Act as responsible authorities or interested parties.
- (iii) All information shall be made available, where possible in advance, to the applicant and the Committee.
- (iv) All members of the Committee shall be present throughout the hearing of a particular application. Where a member arrives late or leaves during a hearing of a particular application, that member shall play no part in the decision-making process. Where an application is adjourned it shall be continued by the same members only, and no others.
- (v) The Committee shall have discretion in respect of 'late' objections. Such objections shall be clearly marked on the agenda as such and the Committee shall decide on their acceptability. The applicant shall be advised of any late objections. In the case of representations made in relation to the Licensing Act 2003 applications, these shall only be accepted in accordance with the relevant statutory provisions.

(b) Prevention of Bias

- (i) The rules on the declarations of interest shall be firmly applied.
- (ii) If the Committee moves into private session to consider its decision, it shall be accompanied only by its advising officers, none of whom shall have taken a substantive part in the hearing, and shall play no substantive part in the decision-making process.

6. General Procedures for Hearings

- 6.1 The following procedural requirements shall be followed at all times:
 - (a) There shall be no recommendation from officers on the agenda;
 - (b) The Committee shall be supplied with copies of all relevant documentation and the process and order of procedure shall be as follows:
 - (i) The Chairman will open the meeting and introduce persons as appropriate asking applicants and representatives to identify themselves.
 - (ii) The Chairman will outline the procedure to be followed.

- (iii) The Lead Officer will outline the matter in hand.
- (iv) The applicant or representative will present his/her case, with or without witnesses, and be questioned by members or any objectors/persons making representations present.
- (v) Any objectors/persons making representations may then present their objections/representation, with or without witnesses, and be questioned by members or the applicant/s or their representative.
- (vi) The objectors/persons making representations may make a final statement (without introducing new issues).
- (vii) Finally, the applicant has the right to make a final statement (without introducing new issues).
- (viii) All evidence/disclosures are to be made in the presence of all persons, unless someone voluntarily excuses themselves from the proceedings.
- (ix) Committee members shall restrict themselves to questions and not discussion or comment.
- (x) The applicant, objectors/persons making representations shall be allowed to ask officers questions of a technical/factual nature at any time during the proceedings.
- (xi) An adjournment should be granted where to do otherwise would deny a fair hearing.
- (xii) The Committee may resolve to decide upon the application in private session, however, if it becomes necessary to recall anyone for additional information, everyone shall be invited to return to the Hearing.
- (xiii) The decision shall be given in the presence of all parties that wish to be present and confirmed in writing as soon as possible thereafter. If legal advice is given to members this advice will be repeated in summary form.

Agenda Item 5

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

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Agenda Item 6

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

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Agenda Item 7

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

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Agenda Item 8

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

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Report to the Licensing Sub Committee

Date of meeting: 5th February 2013

Subject: Nando's 2 Station Road Loughton Essex IG10 4NZ

Responsible Officer: Kim Tuckey 01992 564034 Senior Licensing Officer

Democratic Services: Adrian Hendry, ext.4246



Decisions Required:

To determine the application for a Premises Licence under the Licensing Act 2003

Report:

Application

- 1. An application has been made by Nando's chicken land Ltd for a premises licence for the above premises. The application was received on the 13th December 2012 is attached to this report. The application sets out the relevant licensing activities applied for and times requested.
- 2. The address on the application states 3 Station Road, however the public notice and the advertisement reflect the correct address of 2 Station Road IG10 4NZ and the planning notice is attached
- **3.** The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.
- **4.** The applicant is applying for Late Night refreshment 23:00 til Midnight Monday to Sunday & 23:00 to 02:00 New Years Day
- **5.** Supply of alcohol from 11 til 00.00 hrs Monday to Sunday and until 2am on New Years day
- 6. Opening hours 7am until 00:30hrs Monday to Sunday & 2:30 on New Years Day

Licensing Act 2003

- **7.** When considering an application for a licence the licensing authority must have regard to steps that are appropriate to promote of the licensing objectives.
 - These are—
 - (a) the prevention of crime and disorder;
 - (b) public safety;
 - (c) the prevention of public nuisance; and
 - (d) the protection of children from harm.
- **8.** It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

Consultation

9. The Responsible Authorities have received a copy of the application, it was properly advertised at the premises and in a local newspaper. A planning notice is also attached

- **10.** The authority has received no representations from Essex Police & Environmental Health
- **11.** A representation from the Environmental Health Noise Team was received offering conditions that have been agreed with the applicant.
- **12.** A representation from Loughton Town Council
- **13.** Five representations were received from interested parties.
- **14.** An email was sent to all of the interested parties from Karen Lush of Trethowans Solicitors, offering further conditions (and is attached)
- **15.** Mr Linnell of Loughton Residents Association withdrew his representation after negotiating with the solicitors and agreed revised conditions
- **16.** The objection relates to all of the Licensing objectives

Guidance Issued by the Secretary of State

- **16.** The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.
- 17. Sections 2.1 to 2.35 of the Guidance are relevant to this application

Options

In determining this application the Sub-Committee may take any of the following steps as it considers necessary for the promotion of the licensing objectives, namely:

- (a) to grant the licence as applied for subject to
 - the conditions mentioned in the Operating Schedule modified as the Subcommittee considers necessary for the promotion of the licensing objectives, and
 - the mandatory conditions specified in the Licensing Act 2003, or
- (b) to exclude from the scope of the licence any licensable activities to which the application relates, or
- (c) refuse to specify a person as the premises supervisor, or
- (d) reject the application

Determination

The Sub-committee is asked to determine the application having regard to

- (a) the content of this report and representations
- (b) any additional information obtained from the hearing
- (c) the Council's statement of licensing policy
- (d) Guidance issued by the Secretary of State, and
- (e) the steps appropriate to promote the licensing objectives.

Appeal

If any party is aggrieved with the decision they can appeal to Magistrates court. The appeal period is 21 days from notification of the decision.

Background Papers Used In Preparing This Report:

- The Licensing Act 2003 http://www.legislation.gov.uk/ukpga/2003/17/contents?view=plain
- The Secretary of State's Guidance issued under Section 182 Licensing Act 2003
- Epping Forest District Council's statement of licensing policy. http://www.eppingforestdc.gov.uk

Attached documents

- Application for premises licence
- Representations
- Map showing the area

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Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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. We NANDO'S CHICKENLAND LIMITED (Insert name(s) of applicant) apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003 Part 1 - Premises Details Postal address of premises or, if none, ordnance survey map reference or description Nando's Unit 3, Station Road Post code **IG12 1AA** Post town Loughton Telephone number at premises (if any) TBA Non-domestic rateable value £Band C - Under construction premises Part 2 - Applicant Details Please state whether you are applying for a premises licence as Please tick yes an individual or individuals * a) please complete section (A) b) a person other than an individual * i. Х as a limited company please complete section (B) ii. as a partnership please complete section (B) as an unincorporated association or please complete section (B) iii. other (for example a statutory corporation) please complete section (B) c) a recognised club please complete section (B) d) please complete section (B) a charity

please complete section (B)

please complete section (B)

the proprietor of an educational establishment

a health service body

e)

f)

g)	a persor Care Sta independ	ndar	ds A	ct 2000	(c14) i					please cor	mplete sectio	n (B)
ga)	a person who is registered under Chapter 2 of please complete section (B) Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England											
h)	the chief England				of a	police	fore	ce in		please cor	mplete sectio	n (B)
* If you	ı are apply	ing a	as a	person (describ	ed in (a) o	r (b) p	lease	confirm:		
											Please	tick yes
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·	o st	atuto	ry fu	nction o	r			er Maj	esty's	prerogative		
(A) INI	DIVIDUAL	APF	PLIC	ANTS (fill in as	applio	cable	э)				
Mr [Mrs			Miss		N	Иs			er Title (for mple, Rev)		
Surna	me						Fi	rst na	mes			
l am 1	8 years o	d or	ove	r			1			☐ Plea	ase tick yes	
Currer address from address	ss if d pr	pos iffere emis	ent							•		
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Post Town			Postcode	
Daytime con	tact te	lephone number		
E-mail addre (optional)	:ss			

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name NANDO'S CHICKENLAND LIMITED Address ST MARYS HOUSE 42 VICARAGE CRESCENT LONDON SW11 3LD Registered number (where applicable) 2580031 Description of applicant (for example, partnership, company, unincorporated association etc.) COMPANY Telephone number (if any) - E-mail address (optional)	
Address ST MARYS HOUSE 42 VICARAGE CRESCENT LONDON SW11 3LD Registered number (where applicable) 2580031 Description of applicant (for example, partnership, company, unincorporated association etc.) COMPANY Telephone number (if any)	
ST MARYS HOUSE 42 VICARAGE CRESCENT LONDON SW11 3LD Registered number (where applicable) 2580031 Description of applicant (for example, partnership, company, unincorporated association etc.) COMPANY Telephone number (if any)	
42 VICARAGE CRESCENT LONDON SW11 3LD Registered number (where applicable) 2580031 Description of applicant (for example, partnership, company, unincorporated association etc.) COMPANY Telephone number (if any)	
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	E-mail address (optional)
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Part 3 Operating Schedule

When do you want the premises licence to start?

AS SOON A

Day Month Year

AS SOON AS POSSIBLE

If you wish the licence to be valid only for a limited period, when do you want it to end?

Da	ay	Мс	nth	1	Ye	ar	

Please give a general description of the premises (please read guidance note1)

The applicant is an experienced operator of a chain of nationwide Portuguese Chicken restaurants. The applicant's business is family orientated and very much food based with alcohol making up only a very small part of the business.

Opening hours have been applied for to provide for possible early morning opening of the restaurant to allow service of breakfasts (a non-licensable activity).

	If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.							
What I	What licensable activities do you intend to carry on from the premises?							
	e see se ing Act 2		and 14 of the Licensing Act 2003 and Schedul	es 1 and 2 to	o the			
<u>Provis</u>	Provision of regulated entertainment Please tick yes							
a) p	plays (if ticking yes, fill in box A)							
b) fi	lms (if tic	king yes,	fill in box B)					
c) ir	idoor spo	rting ever	nts (if ticking yes, fill in box C)					
d) b	oxing or v	wrestling	entertainment (if ticking yes, fill in box D)					
e) li	ve music	(if ticking	yes, fill in box E)					
f) R	ecorded	music (if t	ticking yes, fill in box F)					
g) p	erforman	ces of da	nce (if ticking yes, fill in box G)					
		f a similar es, fill in l	description to that falling within (e), (f) or (g)					
<u>Provis</u>	ion of la	te night r	refreshment (if ticking yes, fill in box I)		X			
Supply	of alcol	<u>hol</u> (if tick	ing yes, fill in box J)		X			
In all c	ases cor	nplete bo	oxes K, L and M	*				
A								
Plays Standa timings			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors				
	ce note 6	3	(please read guidance note 2)	Outdoors				
Day	Start	Finish		Both				
Mon			Please give further details here (please read gr	uidance note 3	3)			
Tue								
Wed	/ed State any seasonal variations for performing plays (please read guidance note 4)							
Thur								
Fri			Non standard timings. Where you intend to for the performance of plays at different time					
Sat			in the column on the left, please list (please ref)					
Sun	_ 							

Sun

Films Standard days and timings (please read			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors			
	ce note 6		(picase read guidance note 2)	Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read gr	uidance note 3	;)		
Tue							
Wed			State any seasonal variations for the exhibition	on of films (ple	ease		
Thur			read guidance note 4)				
Fri			Non standard timings. Where you intend to				
Sat			for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5)				
Sun				•	,		

С

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events
Wed			(please read guidance note 4)
Thur		***************************************	Non standard timings. Where you intend to use the premises
Fri			for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat			· · · · · · · · · · · · · · · · · · ·
Sun			

D

Boxing or wrestling entertainments Standard days and			Will the boxing or wrestling entertainment take place indoors or outdoors or both please tick (please read guidance note 2)	Indoors	
timings (please read guidance note 6)		e read	(product your guidanties with my	Outdoors	
Day	Start	Finish		Both	
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Tue					
Wed			State any seasonal variations for boxine entertainment (please read guidance note 4)	ng or wres	tling
Thur			the taniment (piedse read guidance note 4)		

Fri			Non standard timings. Where you intend to for boxing or wrestling entertainment at				
Sat			those listed in the column on the left, pleas				
Sun			guidance note 5)				
Ë							
Live r Stand timing	ard day		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors			
_	nce note 6		tick (please read guidance note 2)	Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read g	uidance note	3)		
Tue							
Wed			State any seasonal variations for the per	formance of	live		
Thur			music (please read guidance note 4)				
Fri			Non standard timings. Where you intend to				
Sat			for the performance of live music at differe listed in the column on the left, please				
Sun			guidance note 5)				
F							
Recor Standa timings	,	s and	Will the playing of recorded music take place indoors or outdoors or both – please. tick (please read guidance note 2)	Indoors			
•	ice note 6		(France January)	Outdoors			
Day	Start	Finish		Both			
Mon			Please give further details here (please read good) Only background music will be provided at the provided at		3)		
Tue			Only background music will be provided at the pr	emises.	·		
Wed Thur			State any seasonal variations for the play music (please read guidance note 4)	ing of reco	rded		
Fri			Non standard timings. Where you intend to	use the prem	nises		
Sat	<u> </u>		for the playing of recorded music at differentiated in the column on the left, please				
Sun			guidance note 5)				
G		<u></u>	t				
Perfor dance Standa	mances o		Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors			
timings		e read	(piodoo roda gaidanos note 2)	Outdoors			
Day	Start	Finish		Both			
-	1	L	Dago 39				

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Mon	Please give further details here (please read guidance note 3)
Tue	
Wed	State any seasonal variations for the performance of dance
,Thur	(please read guidance note 4)
Fri	Non standard timings. Where you intend to use the premises
Sat	for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note
Sun	5)

Н

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entert be providing	ainment you	<u>will</u>
Day	Start	Finish	Will this entertainment take place indoors or	Indoors	
Mon			outdoors or both – please tick (please read guidance note 2)	Outdoors	
Tue				Both	
Wed	Wed		Please give further details here (please read guidance note 3)		
Thur				4 **	
Fri			State any seasonal variations for entertainr		
Sat			description to that falling within (e), (f) or guidance note 4)	(g) (please	read
Sun			Non standard timings. Where you intend to for the entertainment of a similar description within (e), (f) or (g) at different times to the column on the left, please list (please read guides).	on to that fa ose listed in	lling

ł

Late night refreshment Standard days and			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
timings (please read guidance note 6)		e read	ease tick (please read guidance note 2)	Outdoors	
Day	Start	Finish		Both	X
Mon	2300	0000	Please give further details here (please read g	uidance note :	3)
Tue	2300	0000	Supply of hot food and/or hot drink		
Wed	2300	0000	State any seasonal variations for the provis	sion of late i	night

Thur	2300	0000	refreshment (please read guidance note 4)	
Fri	2300	0000	Non standard timings. Where you intend to use the premises	
Sat	2300	0000	for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read	
Sun	2300	0000	guidance note 5) From the end of permitted hours on New Year's Eve until 0200 hours on New Year's Day	

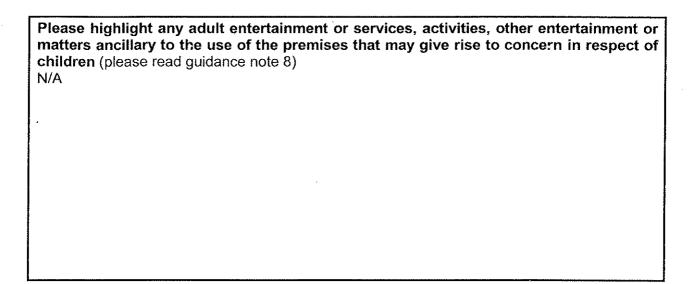
J

Supply of alcohol Standard days and timings (please read			Will the supply of alcohol be for consumption (Please tick box) (please read	On the premises	x
	ce note 6		guidance note 7)	Off the premises	
Day	Start	Finish		Both	
Mon	1100	0000	State any seasonal variations for the supply	of alcohol (pl	ease
Tue	1100	0000	read guidance notė 4)		
Wed	1100	0000			
Thur	1100	0000	Non standard timings. Where you intend to for the supply of alcohol at different times		
Fri	1100	0000	the column on the left, please list (please read		
Sat	1100	0000	From the end of permitted hours on New Year	r's Eve until (0200
Sun	1100	0000	nours on New Year's Day		

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name Richard Spencer Fetterroll
Address
Personal Licence number (if known) 007996
Issuing licensing authority (if known) London Borough of Havering

K



L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	0700	0030	
Tue	0700	0030	
Wed	0700	0030	
Thur	0700	0030	Non standard timings. Where you intend the premises to be
Fri	0700	0030	open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	0700	0030	From the end of permitted hours on New Year's Eve until 0230
Sun	0700	0030	hours on New Year's Day

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

Substantial food and non-alcoholic beverages (including drinking water) will be available throughout the permitted hours in all parts of the premises where alcohol is provided.

See attached schedule of conditions.

b) The prevention of crime and disorder

The premises will install and maintain a CCTV system.	
See attached schedule of conditions.	
c) Public safety	
As above – see attached schedule of conditions.	
d) The prevention of public nuisance	
As above - see attached schedule of conditions.	
e) The protection of children from harm	
As above – see attached schedule of conditions.	
Please tick	-
 I have made or enclosed payment of the fee I have enclosed the plan of the premises 	X
 I have sent copies of this application and the plan to responsible authorities and 	
others where applicable	Χ
 I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable 	X
I understand that I must now advertise my application	X
 I understand that if I do not comply with the above requirements my application will be rejected 	Х

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 11). Insigning on behalf of the applicant please state in what capacity.

Signature	
Date	6 December 2012
Capacity	Solicitors and Agents for the Applicant

For joint applications signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent. (please read guidance note 12). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)
TRETHOWANS
THE DIRECTOR GENERAL'S HOUSE
15 ROCKSTONE PLACE

	Post town SOUT	THAMPTON	Post code	SO15 2EP	
-	Telephone numbe	r (if any) 02380 321 1000			
ı	If you would prefer us to correspond with you by e-mail your e-mail address (optional)				
	Karen.Lush@Tretho	owans.com			

Notes for Guidance

- 1. 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 for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.
- 2. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
- 3. For example the 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.
- 4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
- 6. 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.
- 7. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.

- 8. 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, the presence of gaming machines.
- 9. Please list here steps you will take to promote all four licensing objectives together.
- 10. The application form must be signed.
- 11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 12. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.

SCHEDULED OF PROPOSED CONDITIONS

- 1. A CCTV system with recording equipment shall be installed, operated and maintained at the premises. All recordings made by the system shall
 - Be of evidential quality
 - Indicate the time and date
 - Be retained for a period of 28 days
 - Be made available for inspection and downloading upon request to an authorised officer of a responsible authority or the licensing authority and sufficient members of staff will be trained in operation of the system to ensure compliance with any such request.
- 2. Each member of staff authorised to sell alcohol will receive adequate training on the law with regard to alcohol sales. All training will be properly documented and retained. The training records will be kept on the premises and made available for inspection by authorised officers.
- 3. The licence holder will operate a Challenge 21 policy at the premises. Signage shall be displayed inside the restaurant informing customers of this policy.
- 4. The outside area shall be monitored and regularly cleared of glasses and bottles.

Consent of Individual to being specified as Premises Supervisor Nando's Unit 3, Station Road Loughton Essex IG12 1AA

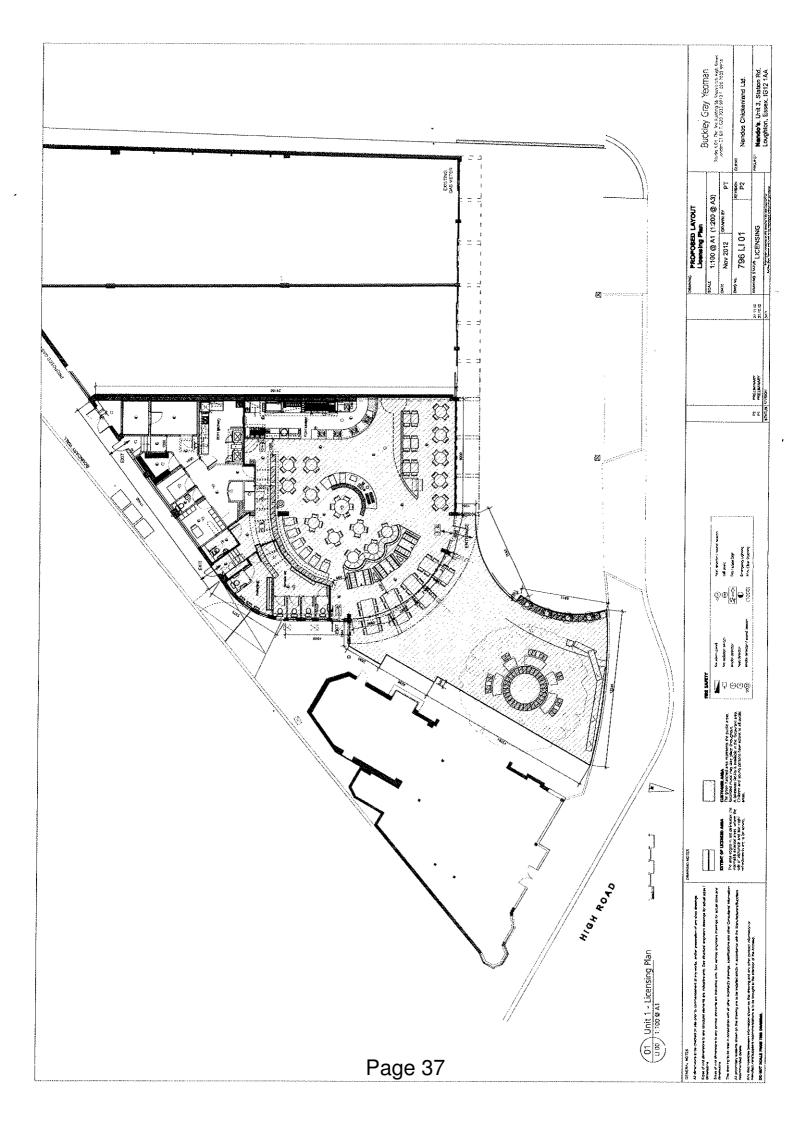
I RICHARD SPENCER FETTERROLL

of

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for a new Premises Licence by Nando's of St Mary's House, 42 Vicarage Crescent, London SW11 3LD relating to a premises licence for Unit 3, Station Road, Loughton Essex IG12 1AA and any premises licence to be granted or varied in respect of the application made by Nando's of St Mary's House, 42 Vicarage Crescent, London SW11 3LD concerning the supply of alcohol at Nando's Unit 3, Station Road Loughton Essex IG12 1AA.

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal Lice	nce Number:	007996	
Personal Lice	nce issuing au	London Borough of Havering	
Signed			
Name (please print)	R.S.	FETTERR	OLL
Dated	10/11	112	



:e

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ADVERTISING FEATURE

ice, provides work and learning advice online, over the phone or face-to-face

qualifications and skills you require.

They also look at the skills you already have and how to improve them, help you develop your CV and improve your interview skills, find a learning or training course and advise how to pay for it, and how volunteering opportunities can help develop your work skills.

The NCS website provides access to information about different careers and occupations, the job market and courses. There are a range of tools to help you plan your next step and make choices, including a CV builder and skills health check.

Furthermore, anyone aged 16 or over can set up a Lifelong Learning Account, which provides you with an online space to store important information, such as CVs, job searches and records of the qualifications you gain.

You can also receive regular careers information updates based upon your needs and circumstances.

Another service, Pro-Chat, allows advisers to

initiate a webchat with any customer using the CV Builder, the Skills Health Check tools, the Action Plan or the Lifelong Learning Account if the customer has been on that page for a while. You can also book a free call back up to seven days in advance at a time to suit you.

The website runs forums, where you can ask a question or read other people's questions, and you can also email an adviser to get careers advice or provide feedback.

You can access the National Careers Service at any point, and continue to access it as your working life changes and develops.

 To find out more about how the National Careers Service can help you, visit



National Careers Service advisers provide tailored information

https://nationalcareersservice.direct.gov.uk or call 0800 100 900 (the helpline is open from 8am to 10pm, seven days a week).

sultant

ue and provide d existing customers. defined territory, ith all advertising ensure that r advertising. manage your vourself capable ines as well as an ce, strong IT and quires an organised perience is preferable t on experience, plus

r. You will also

est Inspired Learning

Carers

Carers required No experience necessary as full training given. Full & Part time hours available and willing to work weekends.

Car drivers required only Please call Enara Community Care: 020 8551 5001

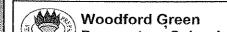
Hotel Domestic & Catering

MENZIES PRINCE REGENT HOTEL. Require the following senior posi-tions. Reception Manager, Head Housekeeper, Sous Chef. Contact Stuart Friell stuart.friell@menzles hotels.co.uk

Part Time

RECEPTIONIST /Adminis-trator 15 hrs pw. previous GP surgery experience required Send CV to: Prac-Medical Centre, 1 Hanbury Drive, Leytonstone, E11 1GA

Receptionist



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Pageina But how you can be seen on guardian-series.co.uk

Public Notices

HICENSING ACT 2003

NOTICE OF APPLICATION FOR

A PREMISES LICENCE.

Notice is hereby given that
Nando's Chickenland Limited has
applied for the grant of a Premises
Licence at 2 Station Road,
Loughton, Essex IG10 4NZ to
permit the sale of alcohol 1100 to
0000 Monday to Sunday and the
provision of late night refreshment
2300 to 0000 Monday to Sunday
and other times / days as stated in
the application. The full application and licensing register can be
inspected at Epping Fores
District Council, Licensing
Unit, Civic Offices, High
Street, EPPING, CM16 4BZ
www.eppingforestic.gov.uk during normal business hours. Any
person wishing to make represening normal business hours. Any person wishing to make representations must submit them in writing to the Local Authority clearly stating the grounds for the representation no later than by 10 January 2013.
It is an offence to knowingly or recklessly make a falsa statement in connection with an application, the maximum fine on summary conviction is £5000.

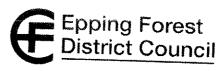
Trethowans LLP

PUBLIC NOTICE

Our Ref:

EPF/1800/12

TOWN AND COUNTRY PLANNING ACT 1990 Town and Country Planning (Development Management Procedure) Order 2010 PLANNING DECISION NOTICE



To:

Directorate of Planning & **Economic Development** Civic Offices. 323 High Street, Epping.

Essex CM16 4B7

An electronic version of this decision notice is available on our website: www.eppingforestdc.gov.uk/iplan

2.7 NOV 7017

Proposal:

Infilling of existing rooflights and installation of a plant enclosure on flat roof. (In

connection with approved restaurant use)

Location:

Unit 1, 199 High Road/2 Station Road, Loughton, Essex, IG10 4NZ

In pursuance of the powers exercised by the Local Planning Authority this Council do hereby give notice of their decision to GRANT PERMISSION for the development described above, subject to compliance with the conditions listed below.

Signed

John De Wilton Preston, Director of Pianning and Economic Development

Date:

21 November 2012

Conditions:

The development hereby permitted must be begun not later than the expiration of three years beginning with the date of this notice.

Reason: To comply with the requirements of Section 91 of the Town and Country Planning Act 1990 (as amended).

2

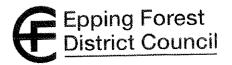
Materials to be used for the external finishes of the proposed development, shall match those of the existing building, unless otherwise agreed in writing by the Local Planning Authority.

Reason:- To safeguard the visual amenities of the locality.

Our Ref:

PL/EPF/1800/12

TOWN AND COUNTRY PLANNING ACT 1990 Town and Country Planning (Development Management Procedure) Order 2010 PLANNING DECISION NOTICE



Informatives:

Reason for granting permission: The proposal generally accords with the relevant policies and there were no other relevant considerations to determine otherwise.

This decision is made with reference to plan numbers 761 SA 01 Rev PL2; 796 GE 01 Rev PL2; 796 GA 02 PL2; 796 EE 01 PL1; 796 EX 01 Rev PL1.

The National Planning Policy Framework and the following policies from the Development Plan (Epping Forest District Local Plan 1998 and Alterations 2006) were relied upon in this decision:

Policies

1 Local Plan 1998 Policy - DBE09 - Loss of Amenity

Notes:-

- a. This permission is for planning purposes only and for no other purpose including Building Regulations. Separate approval may be required for these works. Any departure from the approved plans, including any required to comply with Building Regulations, must be notified to the Planning Officer.
- b. Applicants must satisfy themselves that all further consents have been obtained including, where appropriate, those regarding listed buildings, advertisements, site licences for caravans, vehicular accesses to the highway, Environmental Health legislation, and Public Rights-of-Way.
- c. Applications relating to Council-owned or former Council-owned dwellings must meet the requirements of covenants of their lease or deeds by obtaining consent for any works from the Housing Directorate.
- d. The Council's recommended hours of construction work are:

7.30am - 6.30pm Monday to Friday 8.00am - 1.00pm Saturday No noisy work on Sundays and Bank/Public Holidays

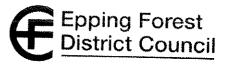
- e. The Council encourages all developers to follow the principles of Sustainable Drainage Systems (SuDS) in designing facilities for the handling of rainwater run-off. Furthermore, if storm drainage discharges to an existing ditch or watercourse and/or if any works are to take place to, or within 8 metres of, any open or piped watercourse, then Land Drainage Consent is required from the Council under its byelaws.
- f. Applicants are advised not to store building materials on the highway and not to damage highway verges, so please avoid parking construction vehicles and machinery on verges. If any damage occurs, the Council will require verges to be restored at the applicant's expense. Please be aware that highway damage is easily reported through the Council's website and will be investigated by County Council officers.

NOTES RELATING TO PLANNING APPLICATIONS TOWN AND COUNTRY PLANNING ACT 1990

If the applicant is aggrieved by the decision of the Local Planning Authority to refuse permission or approval for the proposed development, he may appeal to the Secretary of State for Communities and Local Government, in accordance with Section 78 of the Town and Country Planning Act 1990. If an Enforcement Notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against the Local Planning Our Ref:

PL/EPF/1800/12

TOWN AND COUNTRY PLANNING ACT 1990 Town and Country Planning (Development Management Procedure) Order 2010 PLANNING DECISION NOTICE



Authority's decision on your application, then you must do so within 28 days of the date of the Enforcement Notice or within 6 months of the date of this notice, whichever period expires earlier. In all other cases, if you want to appeal then you must do so within 6 months of receipt of this notice. (Appeals must be made on a form which is obtainable from the Planning Inspectorate, Customer Support Unit, Temple Quay House, 2 The Square, Temple Quay, Bristol, BS1 6PN. Tel: 0117 372 6372, or online at the following website: www.planningportal.gov.uk/pcs) The Secretary of State has power to allow a longer period for the giving of a notice of appeal but he will not normally be prepared to exercise this power unless there are special circumstances which excuse the delay in giving notice of appeal. The Secretary of State is not required to entertain an appeal if it appears to him that permission for the proposed development could not have been granted by the Local Planning Authority or could not have been so granted otherwise than subject to the conditions imposed by them, having regard to the statutory requirements, to the provisions of any development order, and to any directions given under the order. He does not in practice refuse to entertain appeals solely because the decision of the Local Planning Authority was based on a direction given by him. There is no time limit for appealing against a decision relating to a Certificate of Lawful Use or Development.

- 2. If permission to develop land is refused, or granted subject to conditions, whether by the Local Planning Authority or by the Secretary of State for Communities and Local Government and the owner of the land claims that the land has become incapable of reasonably beneficial use in its existing state and cannot be rendered capable of reasonably beneficial use by the carrying out of any development which has been or would be permitted, he may serve on the Council of the County District in which the land is situated a purchase notice requiring that Council to purchase his interest in the land in accordance with the provisions of Part VI of the Town and Country Planning Act 1990.
- In certain circumstances, a claim may be made against the Local Planning Authority for compensation, where permission is refused or granted subject to conditions by the Secretary of State on appeal or on a reference of an application to him. The circumstances in which such compensation is payable are set out in Section 114 of the Town and Country Planning Act 1990.

ESSEX POLICE

Licensing Department, Harlow Police Station South Gate, Harlow, CM20 1HG Telephone 01279 625 405 Facsimile: 01279 625 476

Website: www.essex.police.uk Email: Peter.Jones@essex.pnn.police.uk

Mrs Kim Tuckey
Licensing Department
Epping Forest District Council
Civic Offices
High Street
Epping
CM16 4BZ

19 December 2012

Dear Kim,

LICENSING ACT 2003 - GRANT OF PREMISES LICENCE SECTION 17

NEW PREMISE: Nando's, 2 Station Road, Loughton, IG10 4NZ

DPS: Richard Spencer Fetterroll

APPLICANT: Nando's Chickenland Limited via Trethowans Solicitors

Further to the above application for the Grant of a Premises Licence received on 10 December 2012. I can now confirm that all my checks have been carried out and can confirm that Essex Police will not be making any representations or objections to this application in respect of the licensing objectives.

I trust the aforementioned will assist and look forward to receiving a copy of the Licence, if/when processed, in due course.

Yours sincerely,

Mr Peter Jones ABII Divisional Licensing Officer – Epping Forest District West LPA

Cc. K Lush
Trethowans LLP
The Director General's House
15 Rockstone Place
Southampton
SO15 2EP

From:

Brian Stalabrass

Sent:

19 December 2012 14:28

To:

Sarah Kits (GCSX)

Subject:

RE: Consultation date/address change Nando's, Loughton

Hi Sarah

No representations from me on Public Safety grounds.

Regards Brian

From: Sarah Kits (GCSX)

Sent: 13 December 2012 16:18

To: Brian Stalabrass; David Baker; ESH BS New Dukes Way (eshbsnewdukesway@essex.gov.uk);

he.command@essex-fire.gov.uk; Helen Madden; Licence Applications CYP; Peter.Jones@essex.pnn.police.uk; Richard

Gardiner; Steven Harcher; TS Business

Subject: Consultation date/address change Nando's, Loughton

Apologies, please find the amended postcode below.

Dear all,

Please be advised that due to a discrepancy regarding the address of the new Nando's Premises in Loughton; the consulation date has changed, please see below for details.

Application for a New Premises Licence:

Nando's, 2 Station Road, Loughton, IG10 4NZ

Supply of Alcohol:

Mon-Sun: 11:00am - 00:00am

New Years Eve/Day: 02:00am

Late Night Refreshment: Mon-Sun: 23:00pm - 00:00am

New Years Eve/Day: 02:00am

Please make any representations known by 10th January 2013

Kind regards

Sarah

Sarah Kits **Licensing Compliance Officer** Tel: 01992 564403 skits@eppingforestdc.gov.uk To:

Corporate Support Services

Licensing Section Kim Tuckey

From:

Environment & Street Scene Directorate

Chris Smith

Environment & Neighbourhoods Officer

Date:

Date: 21 December 2012

Your ref:

Our ref:

WK/201233969



Licensing Act 2003 Nando's Unit 2 & 3 (part of Browns of Loughton), Station Road, Loughton, Essex, IG10 1AA

I refer to an application made under the Licensing Act 2003 regarding the above mentioned premises that I received on 18th December 2012.

I would like to have the conditions detailed in my attached letter addressed to Karen Lush and dated 21 December 2012 added to the Premises licence if granted.

Agreement on the conditions was obtained from Karen Lush (Trethowans Solicitors), by way of email on the 21 December 2012.

If you wish to discuss any of my comments please contact me on (01992) 564160.

Chris Smith
Environment & Neighbourhoods Officer

Date: 21 December 2012

Our Ref: WK/201233969

Your Ref:

Karen Lush Trethowans Solicitors The Director General's House 15 Rockstone Place Southampton SO15 2EP



Directorate of Environment & Street Scene

Civic Offices High Street Epping Essex CM16 4BZ

Telephone: 01992 564000 Facsimile: 01992 561016 DX: 40409 Epping

Director: John Gilbert Enquiries to:

Chris Smith (01992) 564160 email:csmith@eppingforestdc.gov.uk

Dear Karen Lush

Licensing Act 2003 Unit 2 & 3 (part of Browns of Loughton), Station Road, Loughton, Essex, IG10 1AA

On behalf of the Council's Environment & Street Scene Directorate, I confirm receipt of a copy of your application dated 06 December 2012, that I received on 18th December 2012 regarding the above mentioned property, in relation to the Licensing objective the Prevention of Public nuisance.

As per our discussion and agreement, in order to minimise the disturbances and any possible noise nuisance caused by both people noise and amplified sound, I have asked for the following **conditions** to be added to the Premises Licence if granted by the Council's Licensing Section with regard to the Licensing objective – Prevention of Public nuisance:

- No speakers are to be placed in the outside areas. I am concerned that due
 to the proximity of neighbouring noise sensitive properties, they are likely to be
 disturbed by music (even if it is being played at a back ground level).
- The use of the outside seating area for dining shall cease at 23.00 hours daily. – This is to protect noise sensitive properties from a public nuisance caused by customers.
- 3. No drinks are to be taken outside of the premises after 23.00 hours. This is to facilitate smoking and protect noise sensitive properties from a public nuisance caused by customers.
- 4. No bottles or glassware to be placed outside for disposal between the hours of 22.00 and 08.00 hours daily. This is to protect noise sensitive properties from a public nuisance cause by the act of emptying glass into bins.

If you would like to discuss the matter or have any written comments, please do not hesitate to contact me.



Yours faithfully

Chris Smith Environment & Neighbourhoods Officer

c.c. Licensing Section

Our ref:

L.1.1/VRM

Ms Sarah Kits
Licensing Section
Epping Forest District Council
Civic Offices
Epping
CM16 4BZ
(Emailed skits@eppingforestdc.gov.uk)

9 January 2013



I Buckingham Court, Rectory Lane Loughton, Essex IGIO 2QZ Telephone: 020 8508 4200 Facsimile: 020 8508 4400 e-mail: contact@loughton-tc.gov.uk Web site: www.loughton-tc.gov.uk

Town Clerk: Enid K Walsh

Dear Ms Kits

Re: Notice of application for a premises licence under the Licensing Act 2003 in respect of Nandos, 2 Station Road, Loughton IG10 4NZ

The Planning and Licensing Committee discussed this at its meeting on 7 January 2013 as an interested party and had also received four letters of objection from residents living in the vicinity.

The Committee has no objection to the establishment continuing the service of alcohol and late night refreshment inside the premises, but objects to any late night use of the forecourt after 11pm on the grounds of the prevention of crime and disorder and prevention of public nuisance. The restaurant is located in an area well known for disturbance and public disorder, and noise nuisance to residents in the adjoining streets should be minimised as much as possible.

The details of the residents' emails/letters received by the town council are as follows: Mr D Pamplin, 16 Station Road, Loughton IG10 4NX Mrs A Rendu, 1A Brook Road, Loughton IG10 1BW Mr P Fairweather, 12 Station Road, Loughton IG10 4NX Mrs S Witts, 10 Station Road, Loughton IG10 4NX

I would be grateful if you could inform the town council which District Licensing Sub-Committee meeting will consider this application.

Yours sincerely

Vivienne Messenger Planning Committee Clerk



From: Vivienne Messenger [mailto:Vivienne.Messenger@loughton-tc.gov.uk]

Sent: 16 January 2013 11:20

To: Sarah Kits

Subject: RE: Nando's Loughton

Dear Sarah

Yes, we would still like the Town Council's letter of objection to be included in the hearing, but with the addition of a rider as below:

If the District Licensing Sub-Committee considers the undertaking stated below by the applicant is acceptable and enforceable and has met this Council's objections, then Loughton Town Council would be willing to withdraw it.

This will also be reported to members of the Planning and Licensing Committee at its meeting on Monday 21 January 2013 and the Town Council will contact you if the situation changes.

Regards
Vivienne
Vivienne Messenger
Planning Committee Clerk / Admin Team
Loughton Town Council
1 Buckingham Court. Rectory Lane, Loughton, Essex IG10 2QZ

E-mail contact@loughton-tc.gov.uk
Web: www.loughton-tc.gov.uk

From:

david.pamplin@bt.com 04 January 2013 12:45

Sent: To:

Licensing

Cc:

contact@loughton-tc.gov.uk

Subject:

Concerns regarding planning applications ref EPL/1784/12, EPF /1800/12,

EPF/1806/12 & EPF/1857/12

Dear sir/madam,

As a resident of Loughton and Station Road for a considerable time, I write to you to outline my grave concerns following the approval of recent planning applications (ref EPL/1784/12, EPF /1800/12, EPF/1806/12 & EPF/1857/12) in respect of Nando's Chickenland Limited's development of Unit 1 and 2 in Station road (was Browns).

Loughton residents and community groups with previous the help of the local council has long fought to ensure developments of a public and licensing nature are aligned to the public's interest, in keeping with the town's character and are aligned to the licensing objectives. However, approving such a development in a prime and residential area is extremely disappointing and concerning especially given the late night licensing aspects.

As you will be aware, Loughton already has a proliferation of fast food outlets, bars and snack bars and the community has long fought to stem the threat of late night nuisance and that often ensues.

Groups of young people already congregate at the tube station and other fast food outlets and pose a real threat to passer bys, create litter, late night noise and disruption. I believe this development will exacerbate this problem and will ultimately cause council tax payers more expense due to an increased police presence and street cleaning etc.

In particularly, 1 strongly feel that late-evening alcohol and refreshment licenses are not appropriate in residential areas

The above in mind, I would like to suggest that this approval is at direct odds to the licensing objectives of:

The prevention of crime and disorder.

This development will encourage a disproportionate amount of traffic and custom, late into the night. This combined with alcohol in a residential area is not acceptable and heightens the risk of criminal damage and offenses.

The prevention of public nuisance

As outlined above, we already suffer from large groups of young people congregating in public areas. This development will encourage this even more close to residential areas late into the night. This creates noise and nervousness amongst local residents and passer bys alike.

The public safety

I believe the site is not appropriate for such a development. There is not sufficient parking and is on a busy junction. I believe the development, especially with outside seating, will encourage large groups of young people to congregate causing distress for passer bys. This combined with an alcohol license poses a real threat to public safety.

• The protection of children from harm

The combination of the issues above particularly the alcohol license, lack of parking (that may lead to dangerous parking and road crossing), the litter and hygiene issues all raises concern about children's safety.

I am a supporter in ensuring developments in Loughton are aligned to the growing needs of its community, but they absolutely must be in step with the guidelines that are set out so that the character and safety especially in residential areas is maintained or indeed improved. The Browns site was never built for or used for alcohol licenses purposes and I believe this application and approval is not aligned to the licensing objectives and is a grave step backwards.

I would appreciate it if you could reconsider the approval or make amendments as appropriate with the concerns I and many have as above.

Yours faithfully,

Mr D Pamplin

From:

Peter Fairweather <peterfairweather@ntlworld.com>

Sent:

04 January 2013 12:16

To:

Licensing

Cc:

contact@loughton-tc.gov.uk

Subject:

Re: Nandos; 1-2 Station Road. Loughton

Re; Late Night Refreshment Licence

Objection on a Public Nuisance issue.

I have been advised that Nandos have applied for a late night licence, which we wish to object to.

We were advised back in 2009 that the TC plan was not to have more than 28% of food retail outlets in Loughton and at that time there was 35%, since then at least two more have opened.

What is the point of a Town Plan?

Station Road is primarily a residential road. At present we have the disturbance of delivery lorries and dustbin lorries visiting the rear of Café Rouge every day and to allow Nandos a late night licence will only add to the parking problems in Station Road, of delivery lorries, dustbin lorries, and if a late night license is allowed we will no doubt have the noise from patrons when leaving the premises.

Regards

Peter Fairweather

12 Station Road.

From:

Sharon Famiglietti <sharonfami@yahoo.com>

Sent:

07 January 2013 18:03

To:

Licensing

Subject:

Fw: Nandos unit 1, 2 Station Rd

---- Forwarded Message -----

From: Sharon Famiglietti <sharonfami@yahoo.com>

To: "licensing@eppingforestdc.co.uk" < licensing@eppingforestdc.co.uk>

Sent: Monday, 7 January 2013, 17:59 **Subject:** Nandos unit 1, 2 Station Rd

Dear Sir/ Madam

I am a resident of Station Rd in Loughton and am concerned about the plans for Nandos. The late night licensing and positioning of tables outside the restaurant may result in a return to the anti-social behaviour this area has experienced as it will create an ideal meeting area for youths to congregate. How will the tables be secured after closing to prevent vandalism, litter and public disorder? The site is within close proximity to residential properties and the late night opening will lead to noise and disturbance to residents in the road. The town is already well served with pubs and restaurants. The development will adversely impact on the quality of life of residents in Station Road.

Yours sincerely Sharon Famiglietti 18 Station Rd Loughton IG10 4NX

White Lopping

10. Station Road.

Loughton 1910 HXX.

6. 1-13.

The licensing Officer:

Dear Sir.

Re: Nando's Chidand Hol.

We have received notice regarding this company's application for a late right represent licence and alcohol licence a strongly object on two counts:

a, Prevention of Public Nuisance. His will cause more noise a letter in our town, surely we have enough fast-food outlete already.

to Phononton of Crime & Disorder. By granting an Alcohol licence from 11 am - 12 pm, aren't we encouraging irresponsible youngsters to drink all day if they wish. We understood Government policy was to try and prevent yrengsters from drinking and the sewelet behaviour that follows.

Incidentally, when were Nandos granted planning permission to convert part of the excisting bailding, as we were not informed.

Thers faithfully

A.S.S. WITTS.

From:

Vivienne Messenger <Vivienne.Messenger@loughton-tc.gov.uk>

Sent:

11 January 2013 12:34

To:

Sarah Kits

Subject:

FW: Nandos Chickenland Licensing application Loughton

Sarah

Actually emailed so forwarded on - please see below.

Regards Vivienne

Vivienne Messenger

Planning Committee Clerk / Admin Team

Loughton Town Council

1 Buckingham Court. Rectory Lane, Loughton, Essex IG10 2QZ

Tel:
Fax:
E-mail _____ov.uk
Web: www.loughton-tc.gov.uk

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From: clive cooper-rendu [mailto:clive.rendu@hotmail.co.uk]

Sent: 06 January 2013 15:25

To: david.linnell@loughtonresidents.co.uk; Contact

Subject: Nandos Chickenland Licensing application Loughton

Dear sir,

I write to you regarding the recent Licensing application at the above location and your letter dated the 3rd of January 2013.

As a resident of Brook road at number 1A I have significant concerns regarding parking in our road which is already overcrowded during shopping hours. The opening of this restaurant at the end of the alley in Brook road will only lengthen the time that parking congestion occurs. This will also lead to an increase in noise as people retrun to their cars late at night in what is a present a quiet suburban street in the evening. I suggest that licensing hours are therefore restricted to minimise this affect.

Where will staff park as the restrictions in the high street already limit length of stay and cost whereas parking in a residential road does not. Motorists already park on the pavements in Brook road making it difficult to walk along them especially for mothers with children in buggies.

Where will staff smoke. Presumably not outside Nandos so they will congregate in the alley leading to Brook road. This will add to the noise in the area

Regards

Anne Rendu

From:

Karen Lush < Karen.Lush@trethowans.com>

Sent:

18 January 2013 11:48

To:

'peterfairweather@ntlworld.com'

Cc:

Sarah Kits

Subject:

Nando's 2 Station Road, Loughton

FAO: Mr Peter Fairweather

Dear Sir

We have been forwarded your representation in relation to our client's new licence application.

We note your concerns but would seek to reassure you that our clients run a reputable nationwide restaurant business which specialises in Portuguese chicken dishes. Our client's business is very much food based with alcohol making up only a very small part of the business. Our client has many years' experience of successfully operating well run family orientated restaurants and take their responsibilities very seriously. It is always their aim to get on well with their neighbours and add positively to the ambience of their location.

Whilst our client is quite sure that their operation of this site will not, from their considerable experience in sites across the country, attract undesirable elements or cause a nuisance, they have taken on board your concerns.

We confirm that the following conditions have been agreed to be added to the licence:-

- 1. A CCTV system with recording equipment shall be installed, operated and maintained at the premises. All recordings made by the system shall
 - Be of evidential quality
 - Indicate the time and date
 - Be retained for a period of 28 days
 - Be made available for inspection and downloading upon request to an authorised officer of a responsible authority or the licensing authority and sufficient members of staff will be trained in operation of the system to ensure compliance with any such request.
- 2. Each member of staff authorised to sell alcohol will receive adequate training on the law with regard to alcohol sales. All training will be properly documented and retained. The training records will be kept on the premises and made available for inspection by authorised officers.
- 3. The licence holder will operate a Challenge 21 policy at the premises. Signage shall be displayed inside the restaurant informing customers of this policy.
- 4. The outside area shall be monitored and regularly cleared of glasses and bottles.
- 5. No speakers are to be placed in the outside area
- 6. The use of the outside seating area for dining shall cease at 2300 hours daily
- 7. No drinks are to be taken outside the premises after 2300 hours
- 8. No bottles or glassware to be placed outside for disposal between the hours of 2200 and 0800 daily

Additionally, our clients will be proposing the following conditions to deal with your concerns:-

- The pavement from the building line to the kerb edge immediately outside the premises shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements.
- 10. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly.

Please feel free to call the writer to discuss either the application or our proposed conditions with us if that would help, or, if you would like to meet with our clients to discuss their proposals, then please let us know so that arrangements may be made.

We very much hope that, as the conditions offered appear to address your concerns, you will feel able to withdraw your representation. Please let both ourselves and the Council know if you are kindly prepared to do this.

Yours faithfully

Trethowans LLP

Karen Lush

Chartered Legal Executive - Licensing Team

For and on Behalf of Trethowans LLP

Tel: 023 8082 0464 Fax: 023 8033 7902 Email: karen.lush@trethowans.com

Trethowans LLP, The Director General's House, 15 Rockstone Place, Southampton, SO15 2EP Switchboard: 023 8082 1000 www.trethowans.com

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Subject:

FW: Nando's Station Road, Loughton

From: Caroline Matthews [mailto:Caroline.Matthews@trethowans.com]

Sent: 22 January 2013 14:19

To: 'david.linnell@loughtonresidents.co.uk'

Cc: Karen Lush

Subject: Nando's Station Road, Loughton

Dear Mr Linnell

Further to our telephone conversation yesterday, I have taken instructions about the revised wording of the proposed conditions set out in Karen's email last Friday. I would be grateful for your confirmation that you are happy with the new wording below, and that you are now able formally to withdraw your objection to our application:

- The pavement from the building line to the kerb edge immediately outside the premises shall be swept and/or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements, in particular at closing time.
- 2. Clearly legible notices shall be displayed at all exits from the premises requesting patrons to respect the needs of local residents and to leave the premises and area quietly

As regards your query to Karen about the Topps Tiles pole sign, we are taking instructions and will get back to you as soon as possible.

Please do not hesitate to contact either me or Karen if you wish to discuss the application further. I look forward to hearing from you.

Kind regards Caroline

Caroline Matthews

Partner - Licensing Team

For and on Behalf of Trethowans LLP

Tel: 023 8082 0472 Fax: 023 8033 7902 Email: caroline.matthews@trethowans.com

Trethowans LLP, The Director General's House, 15 Rockstone Place, Southampton, SO15 2EP

Switchboard: 023 8082 1000 www.trethowans.com

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