



### **Licensing Sub-Committee Tuesday, 7th January, 2014**

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, 7th January, 2014  
at 10.30 am .**

**Glen Chipp  
Chief Executive**

**Democratic Services  
Officer**

M Jenkins (Direct Line 01992 564607)  
Email: [democraticservices@eppingforestdc.gov.uk](mailto:democraticservices@eppingforestdc.gov.uk)

#### **Members:**

Councillors R Morgan (Chairman), Mrs R Gadsby, A Lion and P Spencer

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

**THERE WILL BE A BRIEFING FOR THE SUB COMMITTEE AT 10.00am. 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 3 - 10)**
- 4. STREET TRADING CONSENT, HURRICANE WAY, NORTH WEALD (Pages 11 - 26)**  
(Director of Corporate Support Services) To consider the attached report.
- 5. NEW PREMISES LICENCE APPLICATION - SHIKA INDIAN TAKEAWAY - 164 QUEENS ROAD, BUCKHURST HILL, IG9 5BD (Pages 27 - 66)**  
(Director of Corporate Support Services) To consider the attached report.

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## **PART 3(2) - RESPONSIBILITY FOR COUNCIL FUNCTIONS**

### **APPENDIX 5**

#### **LICENSING COMMITTEE – TERMS OF REFERENCE**

- (1) The full Committee shall comprise 15 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 include, by rota, one of the six Licensing Sub Committee Chairmen appointed at each Annual Council meeting.
- (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.
- (8) To be responsible for the consideration and approval of Designation Orders under Section 13 of the Criminal Justice and Police Act 2001 (Exercise of Controls over the consumption of alcohol in Public Places).

**PART 3(2) -  
RESPONSIBILITY OF  
FUNCTIONS (LICENSING  
COMMITTEE)**

**APPENDIX 5 (ANNEX 1)**

**LICENSING ACT 2003 – LIST OF FUNCTIONS AND DELEGATED AUTHORITY**

<b>Matter to be dealt with</b>	<b>Full Committee</b>	<b>Sub Committee</b>	<b>Officers</b>
Application for personal licence		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		All cases	

event notice			
All policy matters except the formulation of the statement of licensing policy	All cases		

## RESPONSIBILITY

**PART 3(2) –  
FOR FUNCTIONS  
LICENSING COMMITTEE  
APPENDIX 5 (ANNEX 2)**

### 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  
Gambling Act 2005  
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  
Pet Animals Act 1951  
Pet Animals Act 1951 (Amendment) Act 1983  
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 3(2) – RESPONSIBILITY  
FOR FUNCTIONS**

**APPENDIX 5  
(ANNEX 3)**

**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.

3.4 In the case of any hearing pursuant to the summary review procedure under the Violent Crime Reduction Act 2006, the membership of any Sub-Committee adjudicating on such a review shall comprise any three members drawn from the Licensing Committee subject to the proviso that no member should serve more than one hearing.

#### **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.

## **Report to the Licensing Sub-Committee**

**Date of meeting: 07 January 2014**

**Subject: Hurricane Way, North Weald, Essex**

**Responsible Officer: Nuala Clark 01992 564340  
Licensing Compliance Officer**

**Democratic Services: Mark Jenkins (01992 56 4607)**

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**Epping Forest  
District Council**

### **Recommendations/Decisions Required:**

**To determine the application for a Renewal of a Street Trading Consent under the Local Government Miscellaneous Provisions Act 1982**

### **Report:**

#### **Application for Grant of a Renewal of a Street Trading Consent**

1. On the 22.11.2013 the Authority received an application made by Mr Ibrahim Polat for a street trading consent renewal to trade at Hurricane Way North Weald . A copy of the application is attached to this report. The public notice is also attached. The application sets out the relevant licensing activities applied for and times requested.

The sale of Hot and Cold Food and Drink, Monday to Sunday 16.00 to 22.00

#### **Consultation**

2. There is no requirement in the Local Government Miscellaneous Provisions Act 1982 Act to carry out any consultation. The Licensing Team notified Essex Police, Environmental Health, Highways Authority & the clerk of North Weald Parish Council Councilor's Stallan and Grigg were also notified as interested parties. A 150 metre consultation was also carried out to local businesses and residential properties which incorporated 55 addresses.
3. The authority has received a letter of objection from 2 local businesses, Bassett Business Units and ATC Driver Training. A copy of their objection is attached to this report.
4. Essex Police have no objections to the application. A response was received from the Environment and Neighborhood team who had no comment. No other comments were received.

#### **Conditions**

5. The sub-committee may attach conditions to a street trading consent as it considers reasonably necessary. These can include conditions to prevent –
  - (a) obstruction of the street or danger to persons using it; or
  - (b) nuisance or annoyance (whether to persons using the street or otherwise).

6. The Consent can include permission to trade –

- (a) from a stationary van, cart, barrow or other vehicle; or
- (b) from a portable stall.

7. The sub-committee may decide that the Consent is subject to conditions –

- (a) as to where the holder of the street trading consent may trade by virtue of the permission; and
- (b) as to the times between which or periods for which he may so trade.

Unless the sub-committee decides otherwise the Authority's standard conditions will apply to this consent. A copy of these conditions is attached.

8. The street trading consent may be granted for a period not exceeding 12 months.

### **Appeal**

9. The Act provides for no appeal against refusals although decisions have been challenged in the Courts by way of judicial review on the ground that the decision was not properly taken or that there was some procedural irregularity or breach of the rules of natural justice.

### **Attached documents**

- Current licence with conditions
- Application for Street trading consent renewal
- Map of the area
- Letter from Peter Jones Essex police
- E mail from The Environment and Neighborhood Team
- Objection from Bassett Business units
- Objection from ATC Driver Training

LOCAL GOVERNMENT  
(MISCELLANEOUS PROVISIONS) ACT 1982

**STREET TRADING CONSENT**  
LN/



1. **CONSENT HOLDER:**
2. **LOCATION:**
3. **DESCRIPTION:**
4. **DURATION:**
5. **SIGNED ON BEHALF OF THE COUNCIL** \_\_\_\_\_ - \_\_\_\_\_

1. This Consent is valid from \_\_\_\_\_ and no right to its renewal by the Council can be assumed or is implied.
2. The Consent Holder shall at all times comply with the law. Particular attention should be paid to the requirements of the Health and Safety at Work Act 1974 The Food Safety (General Food Hygiene) Regulations 1995 and the Food Safety Act 1990.
3. The Consent Holder shall not cause any nuisance.
4. No recorded or amplified music or radio, shall be played by the Consent Holder or any employee at the stall to the annoyance of any member of the public, local resident or occupier of nearby premises, except in the case of ice-cream vans who may use amplified chimes during permitted hours.
5. No water, rubbish or waste material shall be discharged or deposited on the highway or any adjacent property or into any surface water inspection chamber or gully.
6. The Consent Holder's stall shall be kept in a clean, safe and well maintained condition, to the satisfaction of the Council and its authorised Officers.
7. The Consent Holder shall provide and maintain, at his own expense, adequate refuse receptacles for litter and waste and its disposal.
8. A notice stating the name of the Consent Holder and an address for complaints, shall be displayed in a conspicuous position on the stall at all times when trading is being carried on at the stall.
9. If the Consent Holder or any employee is requested to move the stall by an authorised Council Officer or a Police Officer, he/she shall immediately comply with that request.
10. The Consent Holder shall ensure that disabled people can be served at the stall.
11. Failure to comply with these conditions will put the Consent Holder at risk of having the Consent revoked and/or of prosecution.

12. The Consent Holder shall take out and maintain at all times third party insurance cover with a maximum liability of at least £1,000,000.
  13. The Consent Holder shall not place on the street or in a public place, any furniture or equipment other than as permitted by the Consent and he must maintain the same in a clean and tidy condition and not place them so as to obstruct the entrance or exit from any premises.
  14. No business other than that included in the 'Description' above shall be carried on at the stall.
  15. Litter and trade waste arising from the activities of the consent holder in and around the stall, shall be removed from the site on a daily basis and disposed of in an approved manner
  - 16 The consent holder shall ensure adequate provision for pest control.
- 

**THE CONSENT DOES NOT:**

1. Permit trading outside the terms of Consent.
  2. Indicate that planning permission is not required.
- 
- 

**Please note:**

- That the requirement to obtain planning permission applies to all streets, whether they have been designated Consent Streets or not.
- That the grant of one or more Street Trading Consents does not give the trader immunity from control.
- Indicate that the unit is exempt from business rates.
- Over ride parking restrictions or any other traffic regulations.
- Imply approval from the Highway Authority or any other person or Authority.

LOCAL GOVERNMENT  
(MISCELLANEOUS PROVISIONS) ACT 1982

**STREET TRADING CONSENT**  
**LN/210007100**



**Environmental  
Health**

1. **CONSENT HOLDER: Mr Polat**
  2. **LOCATION: Hurricane Way, North Weald, Essex**
  3. **DESCRIPTION OF FOOD: Hot & Cold Food & Drinks**
  4. **DURATION: 4PM to 10PM MONDAY to SUNDAY**
  5. **SIGNED ON BEHALF OF THE COUNCIL \_\_\_\_\_**
1. This Consent is valid from **5<sup>th</sup> December 2012 to 4<sup>th</sup> December 2013** and no right to its renewal by the Council can be assumed or is implied.
  2. The Consent Holder shall at all times comply with the law. Particular attention should be paid to the requirements of the Health and Safety at Work Act 1974 The Food Safety (General Food Hygiene) Regulations 1995 and the Food Safety Act 1990.
  3. The Consent Holder shall not cause any nuisance.
  4. No recorded or amplified music or radio, shall be played by the Consent Holder or any employee at the stall to the annoyance of any member of the public, local resident or occupier of nearby premises, except in the case of ice-cream vans who may use amplified chimes during permitted hours.
  5. No water, rubbish or waste material shall be discharged or deposited on the highway or any adjacent property or into any surface water inspection chamber or gully.
  6. The Consent Holder's stall shall be kept in a clean, safe and well maintained condition, to the satisfaction of the Council and its authorised Officers.
  7. The Consent Holder shall provide and maintain, at his own expense, adequate refuse receptacles for litter and waste and its disposal.
  8. A notice stating the name of the Consent Holder and an address for complaints, shall be displayed in a conspicuous position on the stall at all times when trading is being carried on at the stall.

9. If the Consent Holder or any employee is requested to move the stall by an authorised Council Officer or a Police Officer, he/she shall immediately comply with that request.
  10. The Consent Holder shall ensure that disable people can be served at the stall.
  11. Failure to comply with these conditions will put the Consent Holder at risk of having the Consent revoked and/or of prosecution.
  12. The Consent Holder shall take out and maintain at all times third party insurance cover with a maximum liability of at least £1,000,000.
  13. The Consent Holder shall not place on the street or in a public place, any furniture or equipment other than as permitted by the Consent and he must maintain the same in a clean and tidy condition and not place them so as to obstruct the entrance or exit from any premises.
  14. No business other than that of the sale of food and drink shall be carried on at the stall.
  15. Litter and trade waste arising from the activities of the consent holder in and around the stall, shall be removed from the site on a daily basis and disposed of in an approved manner
  16. The consent holder shall ensure adequate provision for pest control.
- 

**THE CONSENT DOES NOT:**

1. Permit trading outside the terms of Consent.
  2. Indicate that planning permission is not required.
- 
- 

**Please note:**

- That the requirement to obtain planning permission applies to all streets, whether they have been designated Consent Streets or not.
- That the grant of one or more Street Trading Consents does not give the trader immunity from control.
- Indicate that the unit is exempt from business rates.
- Over ride parking restrictions or any other traffic regulations.
- Imply approval from the Highway Authority or any other person or Authority.



**Conditions granted at Panel 4<sup>th</sup> December 2012**

- The Consent Holder must comply with all parking restrictions in the area and must not block any emergency access, or the drop off area in front of the recycling bins.
- The Consent Holder must not provide any external advertising.
- The Consent Holder must register his food retail business with the councils Environmental Health Service.
- The Consent Holders trailer/van must be stored at his home address overnight.

LOCAL GOVERNMENT  
(MISCELLANEOUS PROVISIONS) ACT 1982: PART III

**APPLICATION FOR STREET TRADING**  
IN A DESIGNATED 'CONSENT' STREET  
(Renewal)



In accordance with Section 3 of the Local Government (Miscellaneous Provisions) Act 1982

I, IBRAHIM. POLAT.  
(Please give full name):

of: FRANKIE HOUSE. MOSELEY ST  
Post Code: [REDACTED]

hereby apply for a Street Trading Consent to sell: HOT & COLD FOOD & DRINKS.  
(Description of goods):

At: (Location): HURRICANE WAY NORTHWEAHD ESSAY  
in each week on: -

Mondays	from	<u>4 PM</u>	to	<u>10 PM</u>
Tuesdays	from	<u>4 PM</u>	to	<u>10 PM</u>
Wednesdays	from	<u>4 PM</u>	to	<u>10 PM</u>
Thursdays	from	<u>4 PM</u>	to	<u>10 PM</u>
Fridays	from	<u>4 PM</u>	to	<u>10 PM</u>
Saturdays	from	<u>4 PM</u>	to	<u>10 PM</u>
Sundays	from	<u>4 PM</u>	to	<u>10 PM</u>

I wish to trade from a stationary:  
(Delete as applicable):

TYPE of VEHICLE	SIZE
VAN	<u>WITH TRAILER</u>
CART	
BARROW	
OTHER	

I am over the age of 17 years. I understand that the fee does not include any element in respect of the collection of refuse by the Council; therefore, I undertake to remove refuse and cleanse the street during and on completion of each day's trading and comply with all conditions attached to a Consent.

Signed: [REDACTED] Date: 12-11-13

"The authority is under a duty to protect public funds it administers, and to this end may use information you have provided on this form for the prevention and detection of fraud. It may also share this information with other bodies responsible for auditing or administering public funds for these purposes"

**Register of Licence applications received.**

**Date application received: 22.11.2013**

**Applicant name: Mr I Polat**

**Address of Premises: Hurricane Way, North Weald Bassett, Epping,  
Essex**

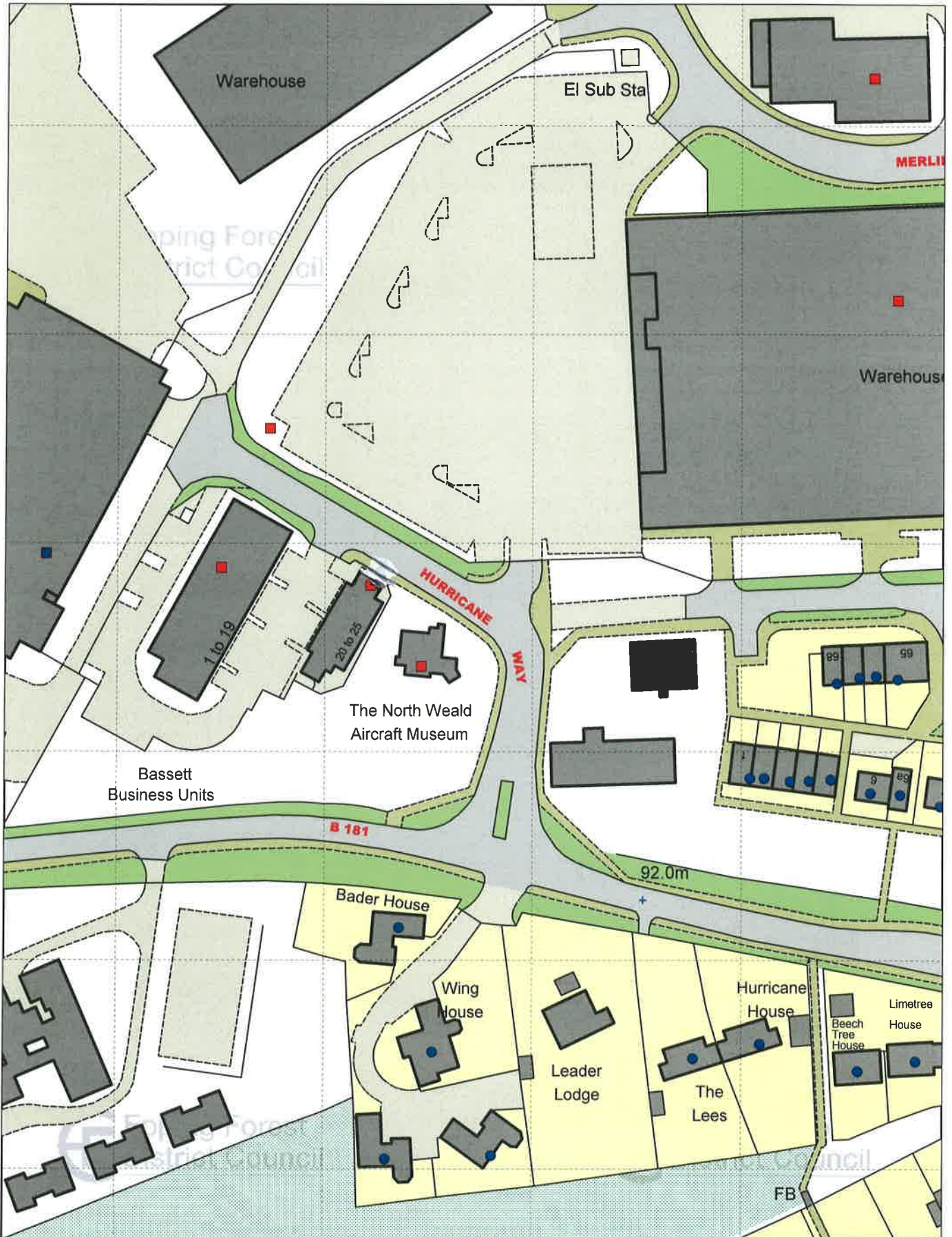
**Brief details of the nature of the application;**



**This application is to renew the existing Street Trading Consent at this  
site which is for the following:**

**The sale of Hot and Cold Food and Drink, Monday to Sunday 16.00 to  
22.00**

**Any representations regarding the above application should be made within 21  
days of the day above, to;**

**Epping Forest District Council  
Licensing Unit Civic Offices,  
High Street  
Epping  
Essex  
CM164BZ**



 <p>Epping Forest District Council Civic Offices High Street Epping CM16 4BZ</p>	Hurricane Way		Centre X: 549035.736
			Centre Y: 203809.219
			Width : 225.000
			Angle : .000
	Scale : 1:1250	Date : 20 Nov 2012	Time : 11:43:32 AM
Page 20 Contains Ordnance Survey & Royal Mail Data © Crown Copyright & © 2012 License Right 2012, EFDC License No: 100018534 2012 © Royal Mail Copyright & © 2012 License Right 2012, © Environment Agency, © Copyright Geo Perspectives, © Natural England 2012, Reproduced with the permission of Natural England			



Licensing Department, Epping Police Station  
230 High Street, Epping, CM16 4AP  
Telephone 01279 625 405 Facsimile: 01279 625 440  
Website: [www.essex.police.uk](http://www.essex.police.uk) Email: [Peter.Jones@essex.pnn.police.uk](mailto:Peter.Jones@essex.pnn.police.uk)

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

4 December 2013

Dear Kim,

**LOCAL GOVERNMENT (MISCELLANEOUS PROVISIONS) ACT 1982 – STREET TRADING**  
**Street Trading: Hurricane Way, North Weald**  
**Premise: Hot & Cold Food & Drink Van with Trailer**

Thank you for your letter dated 22 November 2013 regarding the application for Street Trading.

I have undertaken checks and have no objection to this application.

I look forward to receiving a copy of the license.

Yours sincerely,

Mr Peter Jones ABII  
Epping & Brentwood Licensing Officer  
West LPA

## **Nuala Clark**

---

**From:** Nuala Clark (GCSX)  
**Sent:** 27 November 2013 16:15  
**To:** Richard Gardiner  
**Subject:** RE: APP FORM STREET TRADING HURRICANE WAY

Thanks Richard,

Duly noted

Regards

---

**From:** Richard Gardiner  
**Sent:** 26 November 2013 18:02  
**To:** Nuala Clark (GCSX)  
**Subject:** RE: APP FORM STREET TRADING HURRICANE WAY

N  
Nuala

No comment.

Regards

Richard Gardiner  
Environment & Neighbourhood Manager

Email: [rgardiner@eppingforestdc.gov.uk](mailto:rgardiner@eppingforestdc.gov.uk)  
Tel. (Direct): 01992 564089  
Contact Centre: 01992 564608  
Epping Forest District Council  
Civic Offices, High Street, Epping, Essex, CM16 4BZ

For more information on the Environment & Neighbourhood Team, click on the following link:

[www.eppingforestdc.gov.uk/environment-and-neighbourhoods-team](http://www.eppingforestdc.gov.uk/environment-and-neighbourhoods-team)



# BASSETT BUSINESS UNITS

Hurricane Way North Weald Epping Essex CM16 6AA

Telephone: 01992 524111 / 618000

Fax: 01992 524542

email: [bbu@bassettbusinessunits.co.uk](mailto:bbu@bassettbusinessunits.co.uk)

[www.bassettbusinessunits.co.uk](http://www.bassettbusinessunits.co.uk)

10 December 2013

12 DEC 2013

Epping Forest District Council  
Civic Offices  
High Street  
EPPING  
Essex CM16 4BZ

FAO: Licensing Unit

Dear Sir/Madam

Consultation in respect of Street Trading Application – Mr I Polat – Hurricane Way – North Weald

I am writing to you, and on behalf of 23 tenants at the Bassett Business Centre, to object to the proposed application for a Licence to sell hot and cold food and drink from Monday to Sunday 4.00pm to 10pm.

I would like to object on the following grounds:

### Security

With a street trader operating from 4pm in the afternoon to 10pm at night and the people it might bring in congregating around our site together with the noise this would entail would not be beneficial to the smooth running of our business centre. Some of our tenants work and have visitors here up to 8 or 9pm at night.

### Environment

We are extremely worried about the rubbish/litter it would create together with the smells that would attract more vermin to the area which is already an issue here. Also of concern is the lack of any sanitary facilities.

### Highways

Obstruction to Hurricane Way.

If a mobile or static unit is parked within site of the main road it will be too close to the junction with the main road as well as York Road and Bookers car park. If he is not within site of the main road what is the point of him being there.

I am sorry that this has only just come to our attention and that we weren't informed before. We also had no idea that this person was granted permission last year.

I hope you will seriously consider my objections as we are trying to run a clean, efficient and professional business centre in Hurricane Way.

Yours faithfully

A large, dark, irregular redacted area covering the signature of PIP Ambrose.

PIP AMBROSE  
Manager



**Nuala Clark**

---

**From:** ATC Driver Training  
**Sent:** 12 December 2013 15:40  
**To:** [REDACTED]  
**Subject:** Licensing  
RE FAO Mrs Clark

Dear Mrs Clark

In response to your letter dated 26 Nov and our recent conversation.

We would like to put in a objection to the renewal of Mr I Polats application.

Reasons being:

Safety to our surrounding area with possible vandalism of people hanging about.

Congestion to the area during office hours (we run night driving courses and Bassett Units also have businesses that run all hours)

We run a business in near proximity to where this is proposed and show concern to nuisance of clientele that Mr Polat may attract.

I do question greatly as to who is Mr Polat going to attract to this business from 4-10pm seven nights a week?

It is not a main thorough fare and there is no need for such a service to businesses in the area.

Youngsters do not need the facility – we have vandalism as it is in the village and do not need this as another area to attract any unsavoury people too.

I do hope you take into account our objection

Yours sincerely

Kathy Roberts

ATC Driver Training  
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## **Report to the Licensing Sub Committee**

**Date of meeting: 7 January 2014**

**Subject: New Premises Licence application – Shikha Indian Takeaway – 164 Queens Road, Buckhurst Hill, Essex IG9 5BD**

**Responsible Officer: Joanne Owen 01992 564270  
Licensing Compliance Officer**

**Democratic Services: Mark Jenkins (01992 56 4607)**

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**Epping Forest  
District Council**

### **Decisions Required:**

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

### **Report:**

#### **Application**

1. An application has been made by **Mr Mohammed Rahman** for a premises licence for the above premises. The application was received on the 14<sup>th</sup> November 2013 and is attached to this report. The application sets out the relevant licensing activities applied for and times requested.
2. The Operating Schedule sets out conditions which will be attached to the licence if this application is granted.

#### **Licensing Act 2003**

3. 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.
4. It must also have regard to its Statement of Licensing Policy and any guidance issued by the Secretary of State.

#### **Consultation**

5. All responsible Authorities have been notified and we have received responses from Essex Police, Essex County Fire & Rescue Service, Safeguarding Children Family Operations who have no objections. The authority has received four representations from local residents.

Please note: Emails and a letter were received from Peter Jones, Essex Police - relating to Challenge 25, secure storage of alcohol on the premises and setting minimum monetary spend for alcohol purchase, this was not an objection and the applicant has agreed to the conditions.

Emails and letter have also been received from Paula Stacey – Service Manager from Safeguarding Children Family Operations Essex County Council in connection with the inclusion of Challenge 25 as a condition.

6. The application was properly advertised at the premises and in a local newspaper. It was also sent to 120 premises that fall within 150m radius of Shikha Indian Takeaway.
7. The objections relate to Public Nuisance, Crime and Disorder and the protection of children from harm.

### **Guidance Issued by the Secretary of State**

8. The Licensing Act 2003 provides that the licensing authority must 'have regard to' guidance issued by the Secretary of State under section 182.
9. Sections 2.1 – 2.16, Sections 2.32 – 2.40 and Sections 2.41 to 2.51 of the Guidance are relevant to this application

### **Options**

10. 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 Sub-committee 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**

11. 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**

12. 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 new premises licence and Newspaper advert
- Public Notice
- Responses from:
  - Essex Police including e-mail from Peter Jones
  - Essex County Fire & Rescue Service
  - Safeguarding Children Family Operations including e-mail/letter from Paula Stacey
- Representation from 4 local residents
- Map showing the area

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# Epping Forest District Council

## 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.

~~I/WE~~ ~~MUHAMMAD~~ ~~RAHMAN~~ apply for a premises licence under section 17 of  
(Insert name(s) of applicant)  
the Licensing Act 2003 for the premises described in Part 1 below (the premises)  
and I/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 SHIKHA INDIAN TAKEAWAY 164 QUEENS ROAD BUCKHURST HILL ESSEX	
Post town	Post code IG9 5BD

Telephone number at premises (if any)

0208 559 1050

Non-domestic rateable value of premises

£ 60.00 P. YEAR

### Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick  yes

- a) an individual or individuals\*  please complete section (A)
- b) a person other than an individual\*
- i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

\*If you are applying as a person described in (a) or (b) please confirm:

- Please tick  yes
- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
  - I am making the application pursuant to a
    - statutory function or
    - a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

Surname:  First names:

I am 18 years old or over

Current postal address if different from premises address:

Post Town:  Postcode:

Daytime contact telephone number:

E-mail address (optional):



SECOND INDIVIDUAL APPLICANT (if applicable)

Mr  Mrs  Miss  Ms  Other title (for example, Rev)

Surname

First names

Please tick  
✓ yes

I am 18 years old or over

Current postal address if different from premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address (optional)

(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
Address
Registered number (where applicable)
Description of applicant (for example partnership, company, unincorporated association etc)
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

ASAP.

Day	Month	Year						

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

Day	Month	Year						

N/A.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

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

N/A.

What licensable activities do you intend to carry on from the premises?  
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Please tick  yes

**Provision of regulated entertainment**

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)  
(if ticking yes, fill in box H)

**Provision of entertainment facilities for:**

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)  
(if ticking yes, fill in box K)

**Provision of late night refreshment** (if ticking yes, fill in box L)

**Supply of alcohol** (if ticking yes, fill in box M)

**In all cases complete boxes N, O and P**

**A**

<b>Plays</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of a play take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors		
Day	Start	Finish		Outdoors		
				Both		
Mon			<b>Please give further details here (please read guidance note 3)</b>			
Tue						
Wed				<b>State any seasonal variations for performing plays (please read guidance note 4)</b>		
Thur						
Fri				<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Sat						
Sun						

**B**

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

**C**

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

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick [Y]</u> (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Both		<u>Please give further details here</u> (please read guidance note 3)
Tue					
Wed					<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)
Thur					
Fri					<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Sat					
Sun					

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors		
Day	Start	Finish		Outdoors		
Mon			<b>Please give further details here (please read guidance note 3)</b>	Both		
Tue						
Wed				<b>State any seasonal variations for the performance of live music (please read guidance note 4)</b>		
Thur						
Fri				<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Sat						
Sun						

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 6)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors	
Day	Start	Finish		Outdoors	
Mon			<b>Please give further details here (please read guidance note 3)</b>	Both	
Tue					
Wed			<b>State any seasonal variations for playing recorded music (please read guidance note 4)</b>		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Sat					
Sun					

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of dance take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon				<b>Please give further details here (please read guidance note 3)</b>	
Tue					
Wed			<b>State any seasonal variations for the performance of dance (please read guidance note 4)</b>		
Thur					
Fri			<b>Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</b>		
Sat					
Sun					

**H**

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b>	Indoor	
Mon				Outdoor	
				Both	
Tue			<b>Please give further details here (please read guidance note 3)</b>		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)</b>		
Fri					

Sat			<p><b>Non standard timings. Where you intend to use the premises for the entertainment of similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5)</b></p>
Sun			

<p><b>Provision of facilities for making music</b> Standard days and timings (please read guidance note 6)</p>			<p><b>Please give a description of the facilities for making music you will be providing</b></p>						
			<p><b>Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 2)</b></p>						
Day	Start	Finish	<table border="1"> <tr> <td>Indoors</td> <td></td> </tr> <tr> <td>Outdoors</td> <td></td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoors		Outdoors		Both	
Indoors									
Outdoors									
Both									
Mon			<p><b>Please give further details here (please read guidance note 3)</b></p>						
Tue									
Wed			<p><b>State any seasonal variations for the provision of facilities for making music (please read guidance note 4)</b></p>						
Thur									
Fri			<p><b>Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)</b></p>						
Sat									
Sun									

<p><b>Provision of facilities for dancing</b> Standard days and timings (please read guidance note 6)</p>			<p><b>Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 2)</b></p>						
Day	Start	Finish	<table border="1"> <tr> <td>Indoors</td> <td></td> </tr> <tr> <td>Outdoors</td> <td></td> </tr> <tr> <td>Both</td> <td></td> </tr> </table>	Indoors		Outdoors		Both	
Indoors									
Outdoors									
Both									
			<p><b>Please give a description of the facilities for dancing you will be providing</b></p>						



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

**K**

<b>Provision of facilities for entertainment of a similar description to that falling within I or J</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing	
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoor
Mon				Outdoor
				Both
Tue			Please give further details here (please read guidance note 3)	
Wed				
Thur			State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within j or k (please read guidance note 4)	
Fri				
Sat			Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sun				

**L**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)			
Tue						
Wed				State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur						
Fri				Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat						
Sun						

**M**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption (Please tick box Y) (please read guidance note 7)	On the premises		
Day	Start	Finish		Off the premises		
Mon	17.00	23.00	State any seasonal variations for the supply of alcohol (please read guidance note 4)			
Tue	17.00	23.00				
Wed	17.00	23.00				
Thur	17.00	23.00		Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	17.00	23.00				
Sat	17.00	23.00				

Sun	17.00	23.00
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State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name: Mohammed Rahman

Address: GREENYARD  
WALTHAM ABBEY, ESSEX

Postcode.....

Personal Licence number (if known) .....

Issuing licensing authority (if known) Redbridge

**N**

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

/

**O**

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	17.00	23.00	Non standard timings. Where you intend to use the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Tue	17.00	23.00	
Wed	17.00	23.00	
Thur	17.00	23.00	
Fri	17.00	23.00	
Sat	17.00	23.00	
Sun	17.00	23.00	

## P

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)

SHIKHA is a Small Takeaway;  
The business is not very good,  
therefor I have to Promot the business  
by Complementary to Survive the business  
most of my trade is home delivery.

b) The prevention of crime and disorder

No Alcohol Display.  
Alcohol given away Complementary  
order over £15.00 or more on collection,  
order over £27.00 or more on delivery.

c) Public safety

All fire equipment checked + installed  
subject to Manufactures instructions  
x Smoke Alarms installed

d) The prevention of public nuisance

Majority of business is delivery sales.  
However any Customers Comes to the  
Premises for food Collection, this which  
is does not happen very often but Customers  
remain quite to consider neighbours and be quietly.

e) The protection of children from harm

At No Point will Give any Complementary  
Alcohol to Under age children.  
if any Challenge, I will ask for  
I.D.

Please tick ✓ yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

**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) If signing on behalf of the applicant please state in what capacity.

Signature

.....

Date.....

12/11/13

Capacity

OWNER

For joint applications signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)

Post town

Post code

Telephone number (if any)

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

### 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.

Epping Forest District Council

Consent of individual to being specified as premises supervisor

I MOHAMMED RAHMAN.....(insert name of prospective premises supervisor)

(  
GREENYARD  
WALTHAM ABBEY  
ESSEX  
.....  
(home address of prospective premises supervisor)

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for variation of designated premises supervisor

by MOHAMMED RAHMAN.....(name of applicant)

relating to premises licence .....(number of existing licence if any)

for  
SHIKHA  
164 QUEENS ROAD, BUCKHURST HILL  
ESSEX SS16 5BD  
.....  
(name and address of premises to which application relates)

and any premises licence to be granted or varied in respect of this application made by the above applicant concerning the supply of alcohol at the above named premises.

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

Personal Licence Number. [REDACTED] .....(insert personal licence number, if any )

Personal licence issuing authority REDBRIDGE  
(insert name, address and telephone number of issuing authority, if any)

Signed [REDACTED] .....

Print Name MOHAMMED RAHMAN

Dated 12/11/13 .....

# Epping Forest District Council

## Disclosure of convictions and declaration

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 or typed in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

1. Your personal details	
<b>TITLE</b> <b>Please tick ✓</b> Mr <input checked="" type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)	
Surname	RAHMAN
Forenames	MOHAMMED
<b>PREVIOUS NAMES (if relevant) please enter details of any previous names or maiden names. Please continue on a separate sheet if necessary.</b>	
<b>TITLE</b> <b>Please tick ✓</b> Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)	
Surname	
Forenames	

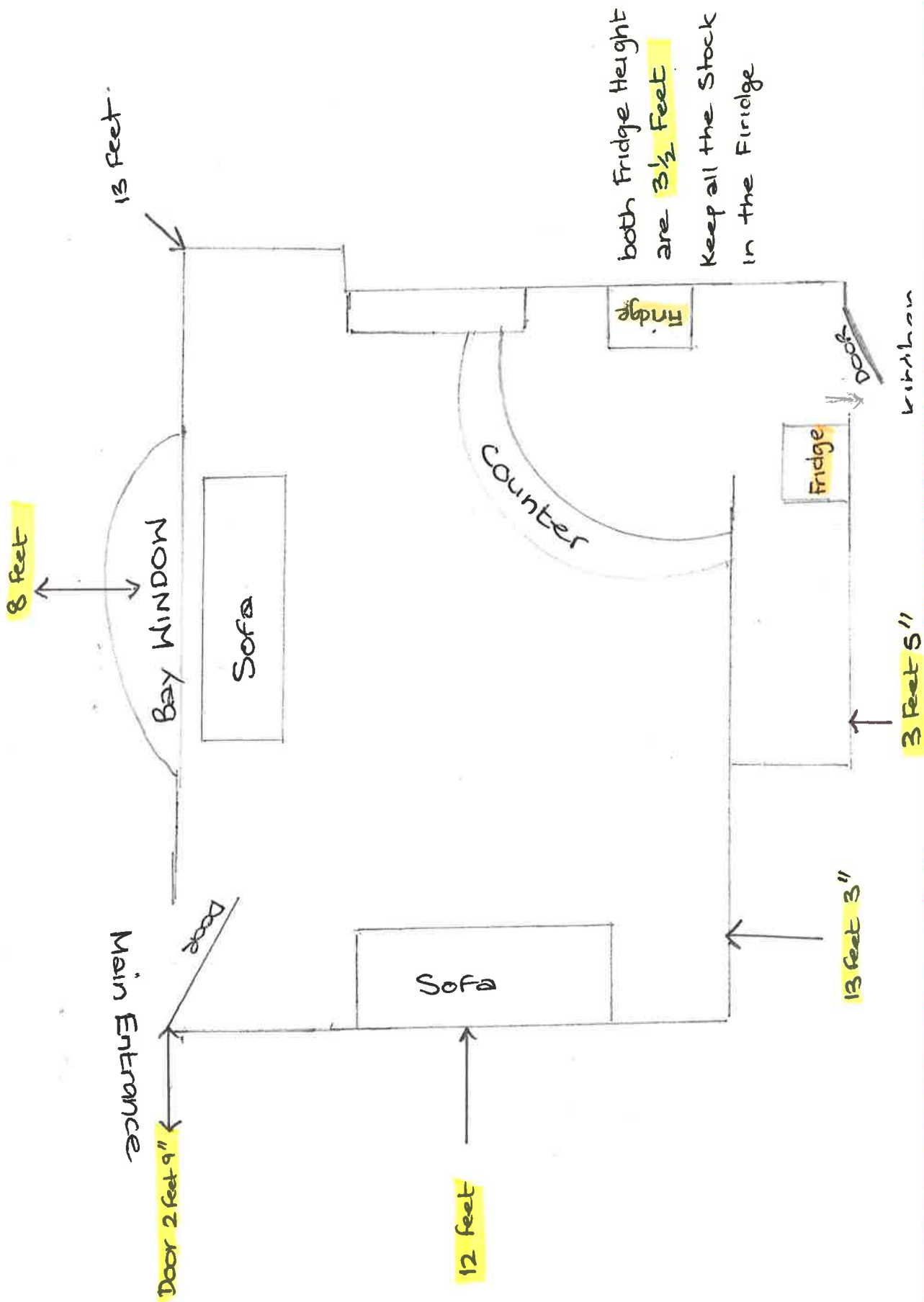
2. Forfeiture of a personal licence in the last 5 years		
Do not answer this question if you are applying under regulation 8 of the Licensing Act (Personal licences) Regulations 2005		
Please tick ✓		
Has any personal licence held by you been forfeited in the last 5 years? If yes, please provide details below:	Yes <input checked="" type="checkbox"/>	No <input checked="" type="checkbox"/>
Name of court		
Address of court		
Date of forfeiture		
Offence which resulted in the forfeiture		
Any additional details		



3. Relevant or foreign offences		
Read Note 1	Please tick ✓	
Have you been convicted of any relevant offence or foreign offence?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If you have been convicted of any relevant offences you must provide details for each conviction of the date of conviction, the name and location of the convicting court, offence of which you were convicted and the sentence imposed:		
If you have been convicted of any foreign offences you must provide details for each conviction of the date of conviction, the name and location of the convicting court, offence of which you were convicted and the sentence imposed:		

4. Declaration	
<b>I declare that I have not been convicted of any relevant offence or any foreign offence</b>	
SIGNATURE	DATE
	12/11/13

5. Declaration	
<b>The information contained in this form is correct to the best of my knowledge and belief.</b>	
It is an offence knowingly or recklessly to make a false statement in or in connection with an application for the grant or renewal of a personal licence. A person is to be treated as making a false statement if he produces, furnishes, signs or otherwise makes use of a document that contains a false statement. To do so could result in prosecution and a fine not exceeding level 5 on the standard scale.	
SIGNATURE	DATE
	12/11/13



**Notice of Application for a New Premises Licence under the Licensing Act 2003**

Notice is given this day 13th November 2013 that Mohammed Rahman has applied to the Licensing office of Epping Forest District Council for a Premises Licence. The proposed licence is for Shikha, 164 Queens Road, Buckhurst Hill, Essex IG9 5BD

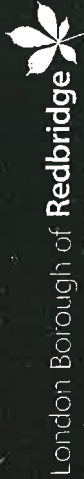
The register of licensed premises is maintained at the Licensing Office of Epping Forest District Council, Civic Offices, High Street, Epping, Essex, CM16 4BZ.

Applications for premises licences may be inspected at this office during office hours. Anyone wishing to oppose this application must give written notice to the Licensing Office within 28 days of this notice. It is an offence knowingly or recklessly to make a false statement in connection with an application which could lead to a fine on summary conviction (maximum £5000)

**Public Notices**

**Goods Vehicle Operator's Licence**

G & B Compressor Hire Ltd trading as CB Mack Skips of 38 Cowslip Road, South Woodford, London E18 1JW is applying to change an existing licence as follows: to keep an extra 2 goods vehicles at the operating centres at 8 Scarab Close, Silvertown, London E16 1DF, to add an operating centre to keep 4 goods vehicles at 45-47 Roebuck Road, Hamcut Ind. Est. Hamcutt Essex IG6 3TU. Owners or occupiers of land (including buildings) near the operating centre who believe that their use or enjoyment of that land would be affected, should make written representations to the Traffic Commissioner at Hillcrest House, 366 Harobills Lane, Leeds LS9 6NF, stating their reasons, within 21 days of this notice. Representations must at the same time send a copy of their representations to the applicant at the address given at the top of this notice. A guide to making representations is available from the Traffic Commissioner's Office.



London Borough of Redbridge

**LONDON BOROUGH OF REDBRIDGE**

**The Redbridge (Waiting & Loading) (Amendment No. 9) Traffic Order 2013**  
**The Redbridge (Parking) (Amendment No. 9) Traffic Order 2013**

NOTICE IS HEREBY GIVEN that on the 27 November 2013 the Council of the London Borough of Redbridge made the above-mentioned Orders under sections 6, 45, 46, 124 and part IV of Schedule 9 of the Road Traffic Regulation Act 1984 ("the Act") and of all other enabling powers. The effect of the Order will be to introduce waiting, loading and parking restrictions as specified in the Schedules to this notice. A copy of the Orders, which will come into operation on the 2 December 2013, a plan of the relevant roads and the Council's statement of reasons for making the Order can be inspected between 8.45am and 4.30pm on Mondays, Tuesdays and Fridays, and on Wednesdays between 9.30am and 4.30pm (except on Bank Holidays), for a period of six weeks from the date on which this notice is published, at the Information Centre, Lynton House, 255-259 High Road, Ilford, Essex IG1 1NN.

Any person wishing to question the validity of the Order or any of its provisions on the grounds that it is not within the relevant powers of the Road Traffic Regulations Act 1984, or that any of the relevant requirements thereof or of any regulations made there under have not been complied with in relation to the Order may, within six weeks of the date on which the Order was made, make application for the purpose to the High Court.

Dated 28 November 2013  
 Dave Cuthell  
 Chief Highways and Cleansing Officer  
 Lynton House, 255-259 High Road, Ilford, Essex, IG1 1NY

Schedule 1 - Waiting Restrictions operative at all times	
Baton Gardens	Junction with Sandringham Gardens
Broadmead Road	Junction with Navestock Crescent (both junctions)
Fullwell Avenue	Junction with Calne Avenue (extension of restrictions)
Grange Road	Junction with Dalkeith Road and Meath Road
Headley Drive	Between Parham Drive and No. 4 Headley Drive
Ley Street	Outside Nos. 274 to 308 Ley Street and junction with Jaffe Road
Parham Drive	Opposite Nos. 2 to 12 Parham Drive and junction with Otley Drive
Perth Road	Opposite Nos. 306 to 320 Perth Road
Pittmans Gardens	Outside Nos. 1 to 3, 17 to 25, 29 to 42, 51, 121 & 122 Pittman Gardens; Opposite Nos. 51 to 54 Pittman Gardens; Adjacent to -

**SPORT**

# More Woodford woes at home

**RUGBY UNION**

Woodford's difficult season continued after they were beaten 52-17 at home by North Walsham in London One North on Saturday.

The loss leaves Woodford four points adrift at the bottom of the table and still without a win at home all season.

North Walsham were in control of this match from the outset, running in eight tries, for a bonus-point victory.

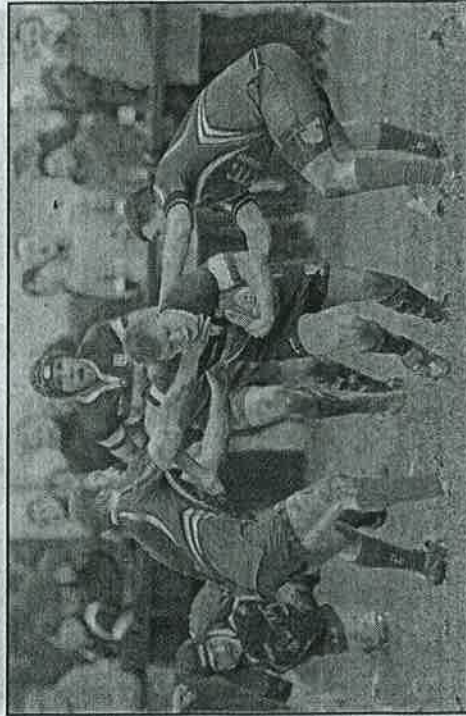
The hosts, featuring former Vikings three-quarter John Dwight, were by no means blown away and contributed to an entertaining contest with a try in each half.

Walsham full-back James Knight touched down first, with right wing Will Quinn crossing the line next with both tries converted from out wide.

Woodford's Peter Hyett struck a penalty from 27 metres, before Knight got his second try, this time unconverted.

To celebrate his 100th first-team appearance, Walsham's Shane van Vuuren was next on the score-board, beating his man out on the left and coming in to score between the posts.

With half-time approaching, the visitors' play became a little too



**Outnumbered: Chingford proved too strong for Luton on Saturday as they claimed a 17-13 win.** (e)37612-1

Colchester on Saturday. Second-placed Eton Manor ground out a vital 11-8 win over league leaders Westcliff to close the gap at the top to just five points.

Manor will be hoping to put further pressure on Westcliff with a win at home to lowly Old Haberdashers on Saturday. Chingford edged past Luton 17-13 at home to go third in London One North.

Three points ahead of fourth-placed Colchester. Chingford are

*Tealown*

Notice of Application for a New Premises Licence under  
the Licensing Act 2003

Notice is given this day 13<sup>th</sup> November 2013 that Mohammed Rahman, Shikha Indian Takeaway, 164 Queens Road, Buckhurst Hill, Essex IG9 5BY, has applied to the Licensing office of Epping Forest District Council for a Premises Licence.

The proposed licence is for:

Sale of Alcohol OFF sales  
Monday to Sunday – 17.00hrs – 23.00hrs

The register of licensed premises is maintained at the Licensing Office of Epping Forest District Council, Civic Offices, High Street, Epping, Essex, CM16 4BZ. Applications for premises licences may be inspected at this office during office hours. Anyone wishing to oppose this application must give written notice to the Licensing Office within 28 days of this notice.

It is an offence knowingly or recklessly to make a false statement in connection with an application which could lead to a fine on summary conviction (maximum £5000)



Licensing Department, Epping Police Station  
230 High Street, Epping, CM16 4AP  
Telephone 01279 625 405 Facsimile: 01279 625 440  
Website: [www.essex.police.uk](http://www.essex.police.uk) Email: [Peter.Jones@essex.pnn.police.uk](mailto:Peter.Jones@essex.pnn.police.uk)

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

4 December 2013

Dear Kim,


**LICENSING ACT 2003 – GRANT OF PREMISES LICENCE SECTION 17**  
**NEW PREMISE: Shikha Indian Take Away, 164 Queens Road, Buckhurst Hill**  
**DPS: Mohammed Rahman**  
**APPLICANT: Mohammed Rahman**

Further to the above application for the Grant of a Premises Licence received on 13 November 2013. I can now confirm that all my checks have been carried out.

Essex Police will not make any representations or objections to subject to the conditions agreed between the applicant and Mrs Owen of EFDC on behalf of Essex Police at a meeting on 29<sup>th</sup> November 2013 (correspondence attached) being placed on the Premises Licence.

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  
Epping & Brentwood Licensing Officer  
West LPA

Enc.

Cc. Mr M Rahman  
Greenyard  
Waltham Abbey  
Essex

## Peter Jones

---

**From:** Joanne Owen (GCSX) <jowen@eppingforestdc.gcsx.gov.uk>  
**Sent:** 29 November 2013 16:53  
**To:** Peter Jones  
**Subject:** RE: Shikha Indian Takeaway, 164 Queens Road, Buckhurst Hill  
**Attachments:** Agreed conditions.pdf

Hi Peter

Further to my meeting with Mr Rahman this afternoon – I have attached a signed copy of your email agreeing to your conditions.

Any problems please do not hesitate to contact me.

Kind regards

Joanne Owen  
**Licensing Compliance Officer**

☎ 01992 564270  
✉ [jowen@eppingforestdc.gov.uk](mailto:jowen@eppingforestdc.gov.uk)  
[www.eppingforestdc.gov.uk](http://www.eppingforestdc.gov.uk)

**From:** Peter Jones [<mailto:Peter.Jones@essex.pnn.police.uk>]  
**Sent:** 29 November 2013 14:32  
**To:** Peter Jones  
**Cc:** Licensing  
**Subject:** Shikha Indian Takeaway, 164 Queens Road, Buckhurst Hill

Good Afternoon Joanne,

Further to our telephone conversation earlier, in relation to the above premises, I feel that Part P of the application needs more structure and conditions to show how the premises will promote the Licensing Objectives. I had intended to make contact with the applicant next week to discuss my concerns, and proposals, but as you are meeting with him today, perhaps you can discuss with him.

As it stands; I will be objecting to this application. If however the applicant agrees to the following conditions, I will not.


1. Alcohol will only be sold with a substantial meal to collection and delivery orders above a specified amount set by the management.
2. Alcohol will be stored securely, and customers shall not have access to where the alcohol is stored.
3. The premises will operate a Challenge 25 policy ensuring customers who appear to be under the age of 25 will be asked for photographic identification before the alcohol is handed to the customer. Acceptable forms of ID are:
  - i. Passport;
  - ii. Driving Licence;
  - iii. Military ID;
  - iv. Accredited proof of age card bearing the 'PASS' hologram.


Please let me know the result of your meeting, and advise if I still need to meet with him in relation to objecting.

Many Thanks


**Peter Jones ABII (7706)**


Epping & Brentwood Licensing Officer  
West LPA

 Tel. 01279 625405 or 101 (Ext. 318175)

 Fax. 01279 625440 (Int. 318335)

 [Peter.Jones@essex.pnn.police.uk](mailto:Peter.Jones@essex.pnn.police.uk)

 [www.essex.police.uk](http://www.essex.police.uk)

 Epping Police Station  
230 High Street  
Epping  
CM16 4AP

To find out what is happening in your neighbourhood and all about your local neighbourhood policing team visit [www.essex.police.uk/yourarea](http://www.essex.police.uk/yourarea) and enter your postcode.

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Epping Forest District Council  
[Postmaster@Eppingforestdc.gov.uk](mailto:Postmaster@Eppingforestdc.gov.uk)

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**Joanne Owen**

---

**From:** Peter Jones <Peter.Jones@essex.pnn.police.uk>  
**Sent:** 29 November 2013 14:32  
**To:** Peter Jones  
**Cc:** Licensing  
**Subject:** Shikha Indian Takeaway, 164 Queens Road, Buckhurst Hill  
**Attachments:** ATT00001.txt

Good Afternoon Joanne,

Further to our telephone conversation earlier, in relation to the above premises, I feel that Part P of the application needs more structure and conditions to show how the premises will promote the Licensing Objectives. I had intended to make contact with the applicant next week to discuss my concerns, and proposals, but as you are meeting with him today, perhaps you can discuss with him.

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  - i. Passport;
  - ii. Driving Licence;
  - iii. Military ID;
  - iv. Accredited proof of age card bearing the 'PASS' hologram.

Please let me know the result of your meeting, and advise if I still need to meet with him in relation to objecting.

Many Thanks

**Peter Jones ABII (7706)**

Epping & Brentwood Licensing Officer  
West LPA

Tel. 01279 625405 or 101 (Ext. 318175)

Fax. 01279 625440 (Int. 318335)

[Peter.Jones@essex.pnn.police.uk](mailto:Peter.Jones@essex.pnn.police.uk)

[www.essex.police.uk](http://www.essex.police.uk)

Epping Police Station  
230 High Street



# Essex County Fire & Rescue Service

Mr David Johnson LL.B(Hons), BSc, MA, MSc, FCFI  
Chief Fire Officer & Chief Executive



Joanne Owen  
Licensing Compliance  
Epping Forest Licensing Unit  
Civic Offices  
High Street  
Epping  
CM1 4BZ

WEST AREA COMMAND  
Harlow Service Delivery Point  
Fourth Avenue  
HARLOW  
CM20 1DU  
☎ 01279 420841  
✉ he.command@essex-fire.gov.uk

Date: 20 November 2013  
Our Ref: 72/5550  
Your Ref:  
Enquiries to: Steve Nicholl

Dear Madam,

## **LICENSING ACT 2003**

## **THE REGULATORY REFORM (FIRE SAFETY) ORDER 2005**

**Premises: Shikha Takeaway 164 Queens Road Buckhurst Hill IG9 5BD**

Receipt is acknowledged of the above consultation, which will be audited by the Essex Fire Authority (The Authority).

Should there be any significant concerns regarding the application(s) you will be notified in due course.

Yours faithfully

S. W. Nicholl  
Fire Safety Officer

Licensing Applications  
Quality Assurance & Safeguarding (inc IRO) Service  
Family Operations  
A Block 202, County Hall  
Chelmsford CM1 1YS  
Tel: 01245 436744 Email: LicenceApplications@essex.gov.uk



Mr M. Rahman  
Greenyard  
Waltham Abbey, [redacted]

Our ref: 11-2013/12  
Date: 04 December 2013

Dear Mr Rahman,

**RE: Licensing Act 2003: Shikha Takeaway, 164 Queens Road, Buckhurst Hill, IG9 5BD**

The licensing application received on 22<sup>nd</sup> November 2013 for the above premises has been assessed and we require more information.

Could you please advise as to whether you intend to allow children under 18 to collect takeaway food whereby complimentary alcohol is part of the take away order? For example; under 18's may say they are collecting orders on behalf of parents. What procedures would you employ to check? Could you also advise similarly on what your procedure would be upon delivery of takeaway food with complimentary alcohol be if a person who appears under 18 answers the door to receive the order?

I should appreciate clarification of this particular potential situations and what your response would be?

Please respond in writing our email address; [LicenceApplications@essex.gov.uk](mailto:LicenceApplications@essex.gov.uk) as soon as possible.

If you require any further information please do not hesitate to contact Paula Stacey on 01245 436744.

Yours sincerely

*NEAllen*

*pp.* Paula Stacey  
Interim Service Manager, Safeguards,  
Quality Assurance & Safeguarding (inc IRO) Service



**EssexWorks.**  
For a better quality of life

**From:** Paula Stacey, Service Manager [<mailto:Paula.Stacey@essex.gov.uk>]  
**Sent:** 04 December 2013 17:07  
**To:** Joanne Owen (GCSX)  
**Cc:** Kim Tuckey  
**Subject:** RE: Licence Letter for Shikha Takeaway

Hi there

As long as the Challenge 25 is agreed, and they understand how to operate this I have no issue. Essentially anyone who looks over 18 but is under 25 will have to produce ID, they will have to promote that they operate this in their literature.

With thanks

Paula

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

Dear Sirs

RE: Shikha Take Away Queens Road Buckhurst Hill IG9

Shikha trade as an Indian take away outlet. The food sold is effectively packaged for home consumption by their customers and therefore there is little fallout for residents from their activities and its presence has relatively little impact in the street.

However, given their late opening hours, particularly at weekends, we would be concerned about the off sale of alcohol from their premises. By definition it would start to attract a different customer base looking solely to purchase alcohol late at night. Unfortunately this trade has a record of attracting public nuisance and crime.

Queens Road is 90% residential and there is the risk we would undermine public safety and change the relatively peaceful character of the street. In light of this we would not support this application.

In general, the retailers in the street are good neighbours and add to the character of the area but in most cases they are closed in the evenings. We hope the council will take residents concerns into account when reviewing this matter. Thank you.

Yours faithfully

Mr & Mrs GD Ash  
Queens Road  
Buckhurst Hill, Essex

**Joanne Owen**

---

**Subject:** FW: shikha takeaway  
**Attachments:** 2396\_001.pdf

---

**From:** [REDACTED]  
**Sent:** 19 November 2013 16:05  
**To:** Licensing  
**Subject:** shikha takeaway

Hi there,

I have received your letter and I would like to object to this application, on the grounds of public nuisance, crime and disorder and public safety with people hanging around, as it is we have several licenced premises within this vicinity ranging from post office to supermarket, wine bar and several restaurants and always after closing times it always seems to stop outside our house where property gets vandalised by drunks and noise.

Regards

MR TALBOT

Queens Road  
Buckhurst Hill  
Essex

05 December 2013

The Licensing Team  
Epping Forest District Council  
Civic Offices  
High Street  
Epping, Essex CM16 4BZ

Dear Sirs,

**Re: Application by Shika 164 Queens Road, Buckhurst Hill for the supply of Alcohol off Premises**

We are most disturbed by the above application and additionally the precedent it may set for the other takeaway premises in Queens Road. We wish to object on the grounds of –

The prevention of public nuisance and  
The prevention of crime and disorder

Selling alcohol with takeaway food until 2300 hours every day could well result in people walking down the street whilst eating and drinking. This would cause a public nuisance with consequent noise and disruption to residents in addition to litter.

The ability to obtain alcohol may well result in attracting customers more in search of alcohol than food late at night and this change in clientele would be undesirable possibly resulting in crime and disorder.

Yours faithfully,

Susan and Roy Carter

20

The Senior Licensing Officer  
Epping Forest Councils, High Rd. EPPING.

From:

KEBAS WORLD  
151 QUEENS RD  
B/HILL. E882PA/1095AZ  
Dated: 23/11/2013

Dear Sir

Sub: SAIKA TAKE AWAY,  
164 QUEENS RD, B/HILL E882PA,  
1095AZ

Thank you of your letter dt-14th Nov. 2013, I  
am deeply concern about the licensing  
application of the above reference business.  
I would like to point out my concern and  
effect regarding the licence.

1. The crime rate will be up as because  
the most of the customer of the above organisation  
are under age customer, they order the food,  
drink over telephone and get delivery at  
home without any restriction from any authority.  
So eventually the young under age will be  
encourage to order over telephone and  
gradually they will be addicted by drinking  
alcohol and social disorder will be  
started by the under age customer, will  
be involve with crime. Please not that  
the above mention business offering alcohol  
nearly three years, they already damaged  
lot in the society.
2. There will be question of public  
safety - because of under age will come  
out of home as a drunk and will  
public life unsafe.

3. through these business it will create a drunk society which will eventually destroy the bright future of the generation and will guide them in the destructive way.

So as a business man I would like to complain against the license application which will be appropriate in this situation


Thank you  
yours sincerely

(M. H. LASKAR)

↓ ↑  
Owner RA  
R/H





 <p>Epping Forest District Council Civic Offices High Street Epping CM16 4BZ</p>	Shikha Indian takeaway		Centre X: 541126.000
			Centre Y: 193856.000
			Width : 225.000
			Angle : .000
Scale : 1:1250	Date : 18 Dec 2013	Time : 11:22:39 AM	
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