

**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 CK Entertainments Ltd**

*(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 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			
Play House & Essex Roof Gardens 195 – 199 Cottis Lane			
Post town	Epping	Postcode	CM16 4BL

Telephone number at premises (if any)	None
Non-domestic rateable value of premises	£34,250

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- a) an individual or individuals \*  please complete section (A)
- b) a person other than an individual \*
  - i as a limited company/~~limited liability~~ partnership  please complete section (B)
  - ii as a partnership (other than limited liability)  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 in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  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 (by ticking yes to one box below):

- 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) [INTENTIONALLY BLANK]**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev) <input type="checkbox"/>	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/>		Please tick yes	
Nationality					
Current residential address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

**SECOND INDIVIDUAL APPLICANT (if applicable) [INTENTIONALLY BLANK]**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Nationality					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service: (please see note 15 for information)					
Current residential 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 CK Entertainments Ltd
Address  Registered office: Playhouse, Cottis Lane, Epping, Essex CM16 4BL  Correspondence to (please): TLT LLP, 20 Gresham Street, London EC2V 7JE FAO: Luke Elford
Registered number (where applicable) 11951826
Description of applicant (for example, partnership, company, unincorporated association etc.) Company

Telephone number (if any) c/o 0333 006 1358 / 07799414692
E-mail address (optional) luke.elford@titsolicitors.com

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
A S	A P	

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Nightclub and garden terrace

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

What licensable activities do you intend to carry on from the premises?

(please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- Provision of regulated entertainment (please read guidance note 2)
- Please tick all that apply
- 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 late night refreshment** (if ticking yes, fill in box I)



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



**In all cases complete boxes K, L and M**

**A [INTENTIONALLY BLANK]**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>			
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
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</b> (please read guidance note 6)		
Sat					
Sun					

**B [INTENTIONALLY BLANK]**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b><u>Will the exhibition of films take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
Tue			<b><u>State any seasonal variations for the exhibition of films</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>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</u></b> (please read guidance note 6)		
Fri					
Sat					
Sun					

**C [INTENTIONALLY BLANK]**

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
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 6)
Fri			
Sat			
Sun			



**D [INTENTIONALLY BLANK]**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>			
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)			
Tue						
Wed			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)			
Thur						
Fri			<b><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></b> (please read guidance note 6)			
Sat						
Sun						

**E**

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon		00:30		<b><u>Please give further details here</u></b> (please read guidance note 4)  Live music within the nightclub element of the premises	
Tue					
Wed			<b><u>State any seasonal variations for the performance of live music</u></b> (please read guidance note 5)  None		
Thur		23:00			
Fri		03:30	<b><u>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</u></b> (please read guidance note 6)		
	23:00				
Sat		03:30	New Year's Eve from 11:00 until 03:30 on New Year's Day		
	23:00				
Sun		03:30	Sundays before bank holidays 23:00 – 03:00 the day following		
	23:00				

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 4) Recorded music within the nightclub element of the premises		
Mon		00:30			
Tue			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5) None		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
	23:00				
Fri		03:30	New Year's Eve from 11:00 until 03:30 on New Year's Day		
	23:00				
Sat		03:30	Sundays before bank holidays 23:00 – 03:30 the day following		
	23:00				
Sun		03:30			
	23:00				

**G**

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon		00:30	Please give further details here (please read guidance note 4)  Performances of dance as part of the nightclub element of the premises		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)  None		
Thur		23:00			
Fri		03:30	Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6)		
		23:00			
Sat		03:30	New Year's Eve from 11:00 until 03:30 on New Year's Day		
		23:00			
Sun		03:30	Sundays before bank holidays 23:00 – 03:30 the day following		
		23:00			

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing  Anything similar to live music, recorded music or performances of dance but not treated by the licensing authority as strictly falling within those categories		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon		00:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 4)  Anything similar to live music, recorded music and performances of dance as part of the nightclub element of the premises		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
	23:00				
Fri		03:30	None		
	23:00				
Sat		03:30	<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
	23:00				
Sun		03:30	New Year's Eve from 11:00 until 03:30 on New Year's Day		
	23:00		Sundays before bank holidays 23:00 – 03:30 the day following		

**I**

<b>Late night refreshment Standard days and timings (please read guidance note 7)</b>			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 4) Late night refreshment in the form of teas and coffees only.		
Mon		00:30			
	23:00	00:00			
Tue	23:00	00:00			
			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)  None		
Wed	23:00	00:00			
Thur			<b><u>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</u></b> (please read guidance note 6)		
	23:00				
Fri		03:30			
	23:00		New Year's Eve from 11:00 until 03:30 on New Year's Day		
Sat		03:30			
	23:00		Sundays before bank holidays 23:00 – 03:30 the day following		
Sun		03:30			
	23:00				

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption</b> – <b>please tick</b> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	11:00	00:00	None		
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00		<b>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</b> (please read guidance note 6)		
Fri		03:00	New Year's Eve from 11:00 until 03:30 on New Year's Day		
	11:00				
Sat		03:00	Sundays before bank holidays 11:00 – 03:00 the day following		
	11:00				
Sun		03:00			
	11:00	00:00			

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

<b>Name</b> James Hoffelner	
<b>Date of birth</b>	██████████
<b>Address</b> ██████████	
<b>Postcode</b>	██████████
<b>Personal licence number (if known)</b> ██████████	
<b>Issuing licensing authority (if known)</b> ██████████	

**K**

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 9).

None

**L**

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
			None
Day	Start	Finish	
Mon		00:30	
	11:00		
Tue		00:30	
	11:00		
Wed		00:30	
	11:00		
Thur		00:30	<b>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)
	11:00		
Fri		03:30	New Year's Eve from 11:00 until 03:30 on New Year's Day
	11:00		Sundays before bank holidays 11:00 – 03:30 the day following
Sat		03:30	
	11:00		
Sun		03:30	
	11:00		



## M

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

Please refer to the applicant's schedule of suggested conditions

**b) The prevention of crime and disorder**

Please refer to the applicant's schedule of suggested conditions

**c) Public safety**

Please refer to the applicant's schedule of suggested conditions

**d) The prevention of public nuisance**

Please refer to the applicant's schedule of suggested conditions

**e) The protection of children from harm**

Please refer to the applicant's schedule of suggested conditions

**Checklist:**

**Please tick to indicate agreement**

- 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 designated 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.
- ~~{Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships} I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).~~


**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures (please read guidance note 11)**

**Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her</li> </ul>
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	proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	31/5/19
Capacity	Solicitors for the Applicant

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 13). 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 14)			
Luke Elford TLT LLP 20 Gresham Street			
Post town	London	Postcode	EC2V 7JE
Telephone number (if any)	0333 006 1358 / 07799414692		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
luke.elford@tltsolicitors.com			

**Play House, and Essex Roof Garden**

**Application for a new premises licence**

**195 – 199 Cottis Lane, Epping CM16 4BL**

**Applicant's schedule of suggested conditions**

**General – all licensing objectives**

**AT ALL TIMES**

There shall be a personal licence holder on duty at the premises from 17:00 until close when the premises are open for licensable activities.

The premises licence holder shall supply a direct telephone number for the designated premises supervisor to the Responsible Authorities.

A direct telephone number for the manager at the premises shall be publicly available at all times when there premises are open for licensable activities. A notice giving this telephone number is to be displayed at the entrances to the premises.

The number of persons permitted in the premises at any one time (excluding staff) shall not exceed (X) persons as follows:

- a) Garden Terrace – X persons
- b) Nightclub – X persons

Non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises

No licensable activities shall take place at the premises until the premises have been assessed as satisfactory by the Police Licensing Officer and Licensing Authority at which time this condition shall be removed from the premises licence by the Licensing Authority.

The premises licence holder will ensure that all staff are trained commensurate with their roles at the premises in:

- The Licensing Act 2003
- Dealing with incidents and the prevention of crime and disorder
- Sale of alcohol (to underage persons, drunks etc.)
- The Premises' policies in respect of drugs, weapons, dispersal etc.

The premises licence holder will ensure that records of staff training are kept and made available to Responsible Authority Officers on request.

The premises licence holder will ensure that refresher training is provided every 6 months.

The premises licence holder will devise and maintain the following policies:

- Dispersal
- Security
- Drugs
- Weapons
- Entry

Copies of each of these policies will be kept at the premises and made available to Responsible Authority Officers on request. A copy of each of these policies will be lodged with the Licensing Authority. In the event that changes are made to any of the policies a further copy will be lodged with the Licensing Authority within 7 days of the changes taking effect.

The premises licence holder shall not trade in breach of planning permission.

#### **WHEN NIGHTCLUB ELEMENT OPEN TO MEMBERS OF THE PUBLIC**

There shall be no admittance or re-admittance to the premises (save for smokers) for a period of one (1) hour prior to the premises closing to the public.

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

##### **AT ALL TIMES**

The premises shall install and maintain a comprehensive CCTV system covering all public areas (except toilets) as follows:

- (a) All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
- (b) The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.
- (c) All recordings shall be stored for a minimum period of 31 days with date and time stamping.
- (d) Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
- (e) All searches must be recorded on the CCTV system
- (f) There shall be external CCTV (installed and operated) which monitors the queue
- (g) The CCTV system must cover all persons that pass through the search arch when the club is open

- (h) A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
- (i) The CCTV system will be checked weekly to confirm that it is working and a record of that check made. In the event that the CCTV system is not working as it should the Premises Licence Holder will notify the Police Licensing Team accordingly.
- (j) The CCTV system will be maintained bi-annually and details of maintenance will be made available upon request to the council.
- (k) The licence holder will ensure that at all times there is a sufficient supply of portable media (USB sticks, DVDs or similar) to be provided to the police in the event of copy CCTV footage being requested.
- (l) The recording equipment and data storage devices shall be kept in a secure environment and fitted with security functions (such as passwords) to prevent recordings being tampered with.

Signs must be displayed at all entrances and exits advising customers that CCTV is operating at the premises and shall be a minimum size of 200 x 148 mm and clearly legible at all times when the premises conducts licensable activities.

Where SIA licenced door supervisors are used at the premises a record shall be maintained (on the premises) which is legible and details:

- (a) The day and date when the door supervisors were deployed;
- (b) The full name and SIA registration number of each door supervisor on duty at the premises; and
- (c) The start and finish time of each door supervisors work duty period.

This record shall be retained on the premises for 31 days and be immediately provided to Responsible Authority Officers upon request

Any person employed as a door supervisor at the premises either directly or by way of a third party shall be required to undertake a refresher course in physical intervention skills (provided by a trainer who themselves has been trained by an SIA endorsed awarding organisation and has an SIA required qualification for trainers). Such training must have been received within the last 12 months.

When engaged, all SIA licensed door supervisors shall:

- a) wear their SIA badges;
- b) be equipped with closed circuit radios;
- c) be equipped with "body worn video" camera devices that shall record both sound and images. All recordings shall be stored for a minimum of 31 days with date and time stamping. Viewing of recordings shall be

- made available immediately upon request of the Police or Responsible Authority Officer throughout the preceding 31 day period; and
- d) when stationed outside the premises, wear high visibility jackets or vests.

The premises licence holder shall employ additional SIA licensed door supervisors on a risk-assessed basis.

The premises licence holder will ensure that a minimum of 2 SIA licensed door supervisors are on duty at the premises from 21:00 until 30 minutes after the premises closes to the public.

A log shall be kept at the premises, and made available on request to Responsible Authority Officers, which will record the following:

- (a) all crimes reported to the venue;
- (b) all ejections of patrons;
- (c) any complaints received concerning crime and disorder;
- (d) any incidents of disorder;
- (e) all seizures of drugs or offensive weapons;
- (f) any faults in the CCTV system or searching equipment or scanning equipment;
- (g) any refusal of the sale of alcohol; and
- (h) any visit by a relevant authority, Police Service, Ambulance Service or Fire Brigade.

The log must be completed as soon as possible and within any case within 24 hours of the occurrence.

The log shall either be electronic or maintained in a bound document with individually numbered pages and shall be retained for at least 12 months from the date of the last entry.

In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:

The police (and, where appropriate, the Ambulance Service) are called without delay;

- (a) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
- (b) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
- (c) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

As soon as possible, and in any event within 1 month from the grant of this licence, the premises shall join the local Pubwatch or other local crime reduction scheme approved by the police, and local radio scheme if available

The Designated Premises Supervisor will actively seek to be a member of any active local Pub Watch and attend pub watch meetings on a regular basis.

The premises Licence Holder shall participate and support the 'banned from one, banned from all' principle in respect of disorderly conduct, as promoted by Pub Watch.

A drugs safe and log system will be employed at the premises to account for the seizure of drugs from customers. The premises management will liaise with police for regular collection of seized drugs.

The management shall instruct security staff and other staff members to assist police or local authority officers with any enquiries they make.

### **WHEN NIGHTCLUB ELEMENT OPEN TO MEMBERS OF THE PUBLIC**

In addition to the 2 x SIA licensed door supervisors employed from 21:00 until 30 minutes after the premises closes to the public the premises licence holder shall employ additional SIA licensed door supervisors as follows:

- Thursday – at least a further six (6) SIA licensed door supervisors making a total of at least (8) SIA licensed door supervisors from 21:00 until 30 minutes after the premises closes to the public.
- Friday - at least a further six (6) SIA licensed door supervisors making a total of at least (8) SIA licensed door supervisors from 21:00 until 30 minutes after the premises closes to the public.
- Saturday - at least a further six (6) SIA licensed door supervisors making a total of at least (8) SIA licensed door supervisors from 21:00 until 30 minutes after the premises closes to the public.
- Non-standard timings - at least a further six (6) SIA licensed door supervisors making a total of at least (8) SIA licensed door supervisors from 21:00 until 30 minutes after the premises closes to the public.

The premises licence holder shall employ additional SIA licensed door supervisors on a risk-assessed basis.

The premises licence holder shall ensure that at least four (4) SIA licensed door supervisors remain outside the premises for at least 30 minutes after the premises has closed to the public to assist with the dispersal of customers.

No patrons, DJ's, performers, (along with their guests and entourage) or guests of staff shall be admitted (or re-admitted) to the premises after 21:00 unless:

- (a) They have had their ID scanned on entry;
- (b) They have passed through a functioning metal detecting search arch and each been physically searched in accordance with the Premises' entry policy which will include a full bag search and;



- (c) The searching will be supplemented by the use of two functional metal detecting wands operated by a male and (so far as reasonably possible) female door supervisor dedicated to that duty either until the end of permitted hours or until there are no further admissions. Where a female Door Supervisor is not available this shall be logged.

Notwithstanding the above patrons, DJs, performers (along with their guests and entourage) or guests of staff may be admitted to the premises if:

- (a) they are attending a private, pre-booked event (when a list of attendees will be kept at the premises for a minimum of 31 days after the event); or
- (b) a biometric scanning systems is in place (where fingerprint scanning is required for all customers) and they have had their ID scanned previously; or
- (c) they are one of a maximum number of 20 guests per night who may be admitted at the manager's discretion without ID being scanned and recorded. A legible record of the 20 guests per night and a note of a person they entered with (whose ID shall have been scanned) shall be recorded and retained at the premises for inspection by the Responsible Authorities for a minimum period of 31 days. The name of the manager (who must hold a personal licence) authorising entrance without scanning will also be recorded; or
- (d) with the written agreement of the police, a copy of which will be kept at the premises.

The premises licence holder shall not permit entry to any person who refuses to be searched.

The log shall also record

- (a) the hourly capacity of the premises

No less than two weeks' notice will be given to the Police where any outside promoter is to be used at the premises, and the details of the promoter are to be given to the Police.

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

#### **AT ALL TIMES**

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

All windows and external doors shall be kept closed after 21:00 hours, or at any time when Regulated Entertainment takes place, except for the immediate access and egress of persons.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.

No collections of waste or recycling materials (including bottles) from the premises shall take place between:

18:30 and 07:30 the day following Monday to Friday  
14:00 and 08:00 the day following on Saturday  
At any time on Sundays or Bank Holidays.

The premises licence holder shall not permit the filling of bottle bins between 22:00 and 08:00 the day following Monday to Sunday

The licence holder shall enter into an agreement with a taxi service to provide transport for customers, with contact numbers made readily available to customers who will be encouraged to use such services.

No deliveries to the premises shall take place between:

18:30 and 07:30 the day following Monday to Friday  
14:00 and 08:00 the day following on Saturday  
At any time on Sundays or Bank Holidays.

The premises licence holder shall ensure that any patrons drinking and/or smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.

No fumes, steam or odours shall be emitted from the licensed premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

#### **WHEN NIGHTCLUB ELEMENT OPEN TO MEMBERS OF THE PUBLIC**

The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff so as to ensure that there is no public nuisance or obstruction to the public highway

All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility yellow jackets or vests

An attendant shall be on duty in the cloakroom during the whole time that it is in use.

The premises licence holder shall inform patrons by way of an announcement after 15 minutes before the premises closes to respect the needs of local residents and to leave the area quickly and quietly.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly and door staff will remind patrons when leaving the premises to do so quietly.

### **Public Safety**

#### **AT ALL TIMES**

All external emergency exit doors shall be fitted with sensor alarms and visible indicators to alert staff when the doors have been opened.

The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.

The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.

#### **WHEN NIGHTCLUB ELEMENT OPEN TO MEMBERS OF THE PUBLIC**

From 21:00 until close every Thursday, Friday, Saturday and at any other non-standard timings all drinking vessels used in the premises shall be polycarbonate. All drinks in glass bottles are to be decanted into polycarbonate containers or carafes prior to being served, with the exception of champagne bottles or bottles of spirits with a minimum size of 70cl supplied by waiter/waitress service to tables. Staff shall clear away all empty champagne and spirit bottles promptly from tables. Customers shall not be permitted to leave their table carrying any such glass bottles or to drink directly from the bottle.

Notwithstanding the above, with the written agreement of the police licensing officer, a copy of which shall be kept at the premises the premises licence holder may use glass drinking vessels for private or pre-booked events.

From 21:00 until close every Thursday, Friday, Saturday and at any other non-standard timings the premises licence holder shall designate at least one (1) staff member as responsible for customer welfare.

From 21:00 until close every Thursday, Friday, Saturday and at any other non-standard timings the premises licence holder shall employ a medic until at least 30 minutes of the premises closes to the public.

### **The protection of children from harm**

#### **AT ALL TIMES**

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

#### **WHEN NIGHTCLUB ELEMENT OPEN TO MEMBERS OF THE PUBLIC**

Should the premises licence holder organise any event for persons under the age of 18, the premises shall have in place the following practices:

- (a) An admission policy; and
- (b) A code of conduct for staff; and
- (c) Child Protection/Safeguarding policy.

The premises licence holder shall designate a member of staff responsible for welfare for the duration of the event.

**DPS CONSENT FORM**

**Consent of Individual to being specified as premises supervisor**

James-Carl Hoffelner  
(full name of prospective premises supervisor)

of



(home address of prospective premises supervisor)



(place of birth)



(nationality)

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

To vary a premises licence to specify an individual as the DPS

(type of application)

By

CK Entertainments Ltd  
(name of applicant)

Relating to premises licence      N/A  
(number of existing licence, if any)

For  
Play House and Essex Roof Gardens  
195 – 199 Cottis Lane  
Epping  
Essex CM16 4BL  
(name and address of premises to which the application relates)

And any premises licence to be granted or varied in respect of this application made by

CK Entertainments LTD  
(name of applicant)

Concerning the supply of alcohol at  
Play House and Essex Roof Gardens  
195 – 199 Cottis Lane  
Epping  
Essex CM16 4BL  
(name and address of premises to which application relates)

I also confirm that I am entitled to work in the United Kingdom and am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal Licence Number

[REDACTED]

(insert personal licence number, if any)

Personal Licensing issuing Authority

[REDACTED]

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

Signed

Name (please print)

Date

[REDACTED SIGNATURE]

James-Carl Hoffe/hof

Friday, 24 May 2019

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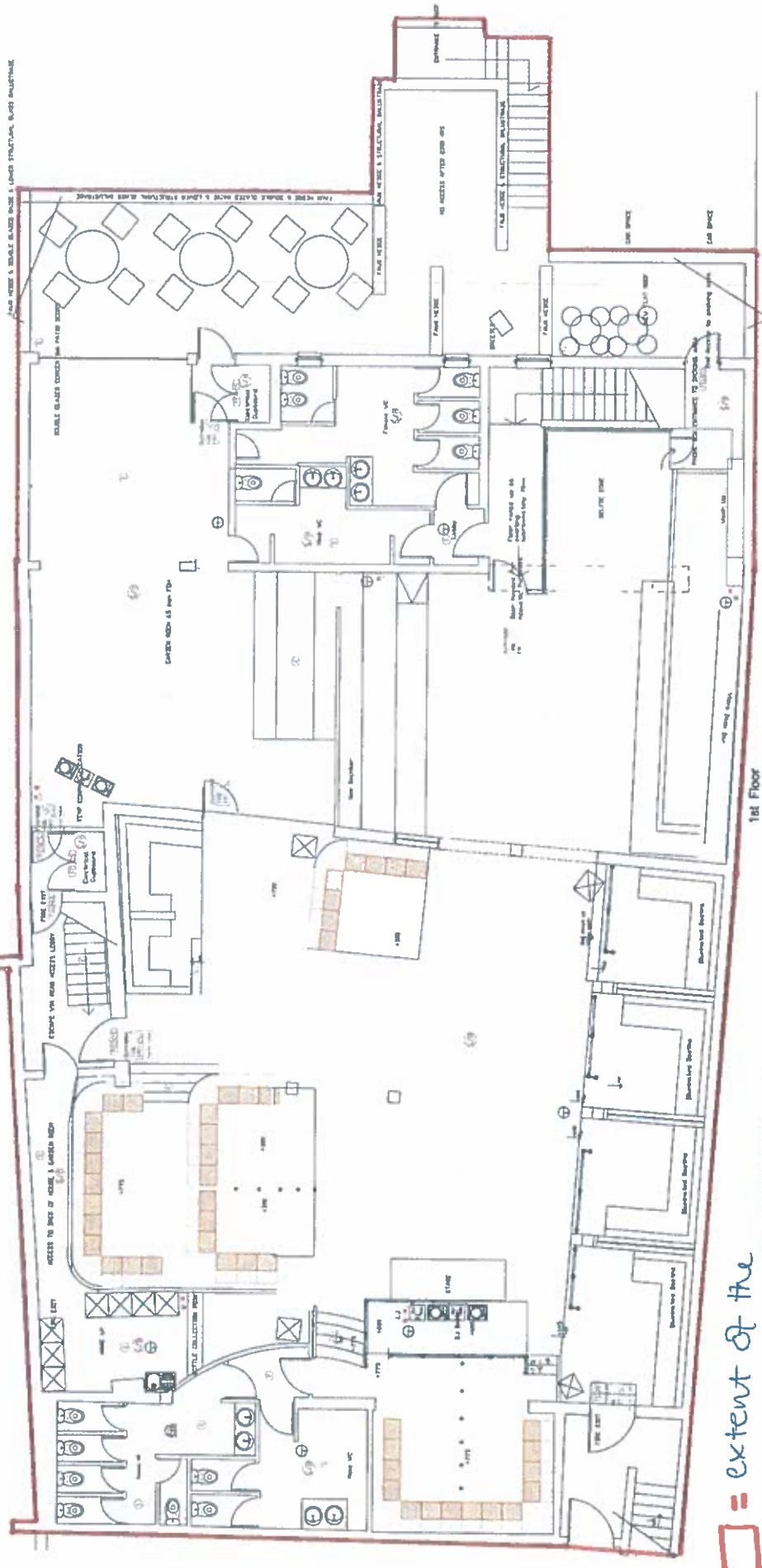
Please forward all correspondence associated with this application to:

Licensing – DPS Change  
TLT Solicitors  
One Redcliff Street  
Bristol  
BS1 6TP

Fax No: 03330 061492

**Please note: If you are sending this form electronically you must also send the hard copy to Solicitors to complete the DPS change.**

# PLAYHOUSE + ESSEX ROOF GARDEN



= extent of the licensed premises

1. Licensable activities may take place anywhere within the red line.
2. The locations of any fire safety equipment are indicative only and subject to change in accordance with the requirements of the fire officer or following a fire risk assessment.
3. Any detail not required by the Regulations is indicative only and subject to change at any time.



Ground Floor

PROJECT TITLE	Club 195 - Epping	DATE	19th Mar '19
DRAWING NUMBER	733502E	DESIGNER	S CUMMINGS
PROPOSED PLAN - REV F		CHECKED BY	
CLEAR		APPROVED BY	
DRAWN BY: S CUMMINGS CHECKED BY: S CUMMINGS DATE: 19th Mar '19		PROJECT NO: 733502E CLIENT: Club 195 - Epping	





Notice is hereby given that CK Entertainments Ltd has applied in respect of the Playhouse & Essex Roof Gardens 195 - 199 Cottis Lane Epping CM16 4BL for the grant of a new premises licence under the Licensing Act 2003 to permit the following:

- **Live Music & Recorded Music:** Thursday to Saturday from 23:00 to 03:30 and Sunday from 23:00 to 00:30;
- **Performance of dance:** Thursday to Saturday from 23:00 to 03:30 and Sunday from 23:00 to 00:30;
- **Anything similar to the above:** Thursday to Saturday from 23:00 to 03:30 and Sunday from 23:00 to 00:30;
- **Late Night Refreshment:** Monday to Wednesday from 23:00 to 00:00, Thursday to Saturday from 23:00 to 03:30 and Sunday from 23:00 to 00:30;
- **Supply of alcohol:** Monday to Wednesday from 11:00 to 00:00, Thursday to Saturday from 11:00 to 03:00 and Sunday from 11:00 to 00:00.
- **Proposed opening times:** Monday to Wednesday from 11:00 to 00:30, Thursday to Saturday from 11:00 to 03:30 and Sunday from 11:00 to 00:30.

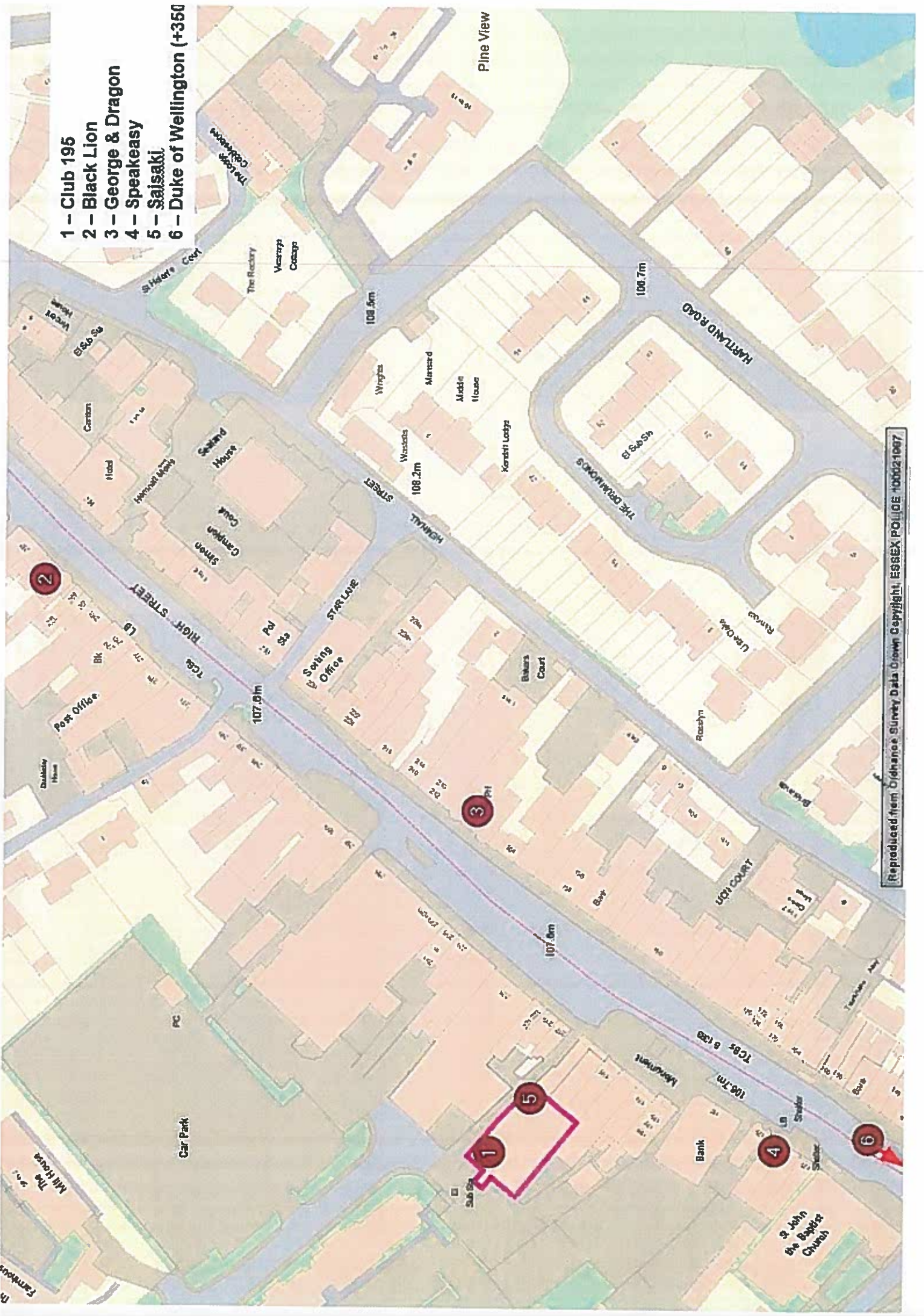
Please refer to the application for the full list of non-standard timings and conditions proposed.

Representations to this application must be made in writing, by the end of 2 July 2019, to the Epping Forest District Council Licensing Authority at Civic Offices, High Street, Epping, CM16 4BZ where the register of licensing applications can be inspected during office hours and/or at <http://www.eppingforestdc.gov.uk>.

*It is an offence to knowingly or recklessly make a false statement in connection with this application. Persons will be liable on summary conviction to an unlimited fine.*

**TLT Solicitors, One Redcliff Street, Bristol, BS1 6TP**

- 1 – Club 196
- 2 – Black Lion
- 3 – George & Dragon
- 4 – Speakeasy
- 5 – Sajsaki
- 6 – Duke of Wellington (+350)



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



Essex Police  
Licensing Department  
Braintree Police Station  
Blyths Meadow  
Braintree  
CM7 3DJ

25<sup>th</sup> June 2019

Dear Mrs Tuckey,

**OBJECTION TO APPLICATION FOR A PREMISES LICENCE (LICENSING ACT 2003)**

In respect of a premises licence application for 'Play House & Essex Roof Gardens' Essex Police make representations under the licensing objectives of; prevention of crime & disorder and prevention or public nuisance.

The location of this premises previously traded as Club 195, a licensed premises whereby the premises licence holder was a company called KAC Entertainment Ltd; the directors of which were; and remain to be David KING and Scott CUMMINS. David KING was also the designated premises supervisor.

This licence was subject to a section 53 summary review, applied for by Essex Police following serious crime and serious disorder in the early hours of 1<sup>st</sup> January 2019.

As a result of this summary review interim steps were imposed; suspending the premises licence; and subsequently being revoked at a licensing sub-committee hearing on 29<sup>th</sup> January 2019.

The evidence Essex Police produced in support of the review is as relevant to this application as it was to the review. The premises operated predominantly on a Saturday evening into Sunday morning. Essex Police evidenced that on these nights there were numerous occasions where crime, disorder and public nuisance occurred at and within the vicinity of the premises; and those which occurred on a Sunday morning after 02:00hrs when no other premises were open deducing that it was reasonable to assume those involved were directly linked to Club 195 by way of patronage or association to.

Since the suspension and subsequent revocation there has been **NO** reported crime, disorder or public nuisance within the same geographical area and time scales.

At the review hearing the sub-committee made their decision which included:

*'The lack of confidence in the management in how they have implemented their policies and procedures' and*

*'The lack of faith in management being able to successfully implement additional conditions.'*

This application for a new premises licence is made by CK Entertainments Ltd of which the directors are David KING and Scott CUMMINS who are equal shareholders; as shown on the Certificate of Incorporation filed with Companies House.

Essex Police therefore submit that there is no change of management and so the lack of confidence remains.

The application seeks to have a night club element in the existing building on a Thursday, Friday and Saturday evening until 03:30hrs the following morning; as well as other specified days; thus tripling the number of days the night club will operate. In addition to this the applicant proposes a 'Roof Garden' seven nights a week.

The operating schedule provided is indifferent to the premises licence reviewed, and the days of operation significantly increased.

With this in mind Essex Police believe that on the balance of probabilities there will be an increase in crime, disorder and public nuisance.

Finally enquiries made with Epping Forest District Council Planning Department confirm that planning permission does not exist for the proposed 'Roof Garden' and use of it for the stated purposes within the application would constitute a criminal offence.

The Chief Officer of Police hereby objects to the proposed application and proposes to adduce further documentary and other material ahead of the hearing date in accordance with the statutory guidance and the relevant Hearing Regulations.

Please advise me of when the Licensing Panel will be meeting to hear this so representatives of the Chief Officer of Police can be in attendance.

Yours sincerely,



Mr Peter Jones MIOL, MBII  
Essex Police Licensing Officer  
Epping Forest | Harlow

CC. CK Entertainments Ltd c/o Luke Elford, TLT Solicitors  
(by email – Luke.Elford@TLTSolicitors.com)

To: Corporate Support Services  
Licensing Section  
Kim Tuckey

From: Community & Partnerships Directorate  
Richard Thomason  
Environment & Neighbourhoods Officer

Date: Date: 01 July 2019

Our ref: WK/201918054



## Epping Forest District Council

**Licensing Act 2003  
Play House and Essex Roof Garden, Cottis Lane, Epping, Essex, CM16 4BL**

I refer to an application made under the Licensing Act 2003 regarding the above mentioned premises that I received on 20 June 2019

I would like to make the following representations with regard to the Licensing objective – Prevention of Public Nuisance, as detailed in the attached letter to the applicant dated 28 June 2019

I have visited the site and stood at the top of the building's rear fire escape, situated within the area of the proposed Roof Garden. The elevation affords a clear line of sight to the neighbouring properties along St John's Road. The nearest residential boundary is approximately 60m from the Roof Garden.

Set back from the main road, background noise within the locality is low during evening hours and I am concerned that loud voices and laughter of people on the Roof Garden will carry to the neighbouring properties.

As such, I object to this application regarding the use of the Roof Garden in the late evening/early morning due to the impact of people noise on nearby noise sensitive premises.

If the Licencing Panel are minded to grant the application, I would recommend that the following condition is added to the Operating Schedule:

**The Roof Garden is closed at 22:00 hours to all patrons. Smokers are to be directed to another external smoking area at street level.**

*Reason: To ensure that people noise from the Essex Roof Garden does not cause a public nuisance.*

If you wish to discuss any of my comments please contact me on 01992 564391.

Richard Thomason  
Environment & Neighbourhoods Officer

## Debbie Houghton

---

**From:** Geraldine Vallis <gvallis@eppingtowncouncil.gov.uk>  
**Sent:** 28 June 2019 13:57  
**To:** Debbie Houghton  
**Cc:** Beverley Rumsey; Doreen Kennedy  
**Subject:** CK Entertainments Ltd (formerly Club 195) new application for a premises licence  
**Attachments:** CK Entertainments Ltd (Club 195).pdf

**Importance:** High

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Hi Debbie

### **Consultation – Application for New Premises Licence at 195-199 Cottis Lane CM16 4BL (formerly Club 295) – CK Entertainments Ltd**

Thank you for the letter regarding the consultation on 195-199 Cottis Lane CM16 4BL.

Following our Planning Committee meeting last Tuesday when this consultation was discussed with our Members, Epping Town Council would like to make a representation objection against the application under the Licensing Act 2003 on the grounds of the licensing objectives regarding the prevention of crime and disorder and the prevention of public nuisance.

The reasons for this representation objection are that the hours have increased on its proposal, and it would not be appropriate in a semi-residential area. The Committee noted that the previous application for these premises was withdrawn by the Police and Licensing Committee.

Hope this is okay, please let me know.

Many thanks

Kind Regards

Geraldine

Geraldine Vallis  
Planning & Events Officer  
Epping Town Council  
Epping Hall | St Johns Road | Epping | CM16 5JU | Tel: 01992 579444  
[www.eppingtowncouncil.gov.uk](http://www.eppingtowncouncil.gov.uk)  
Follow us on twitter: @eppingtown  
*My work days are Tues, Weds Thurs Fri 9am to 5pm*

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---

**From:** Debbie Houghton <doughton@eppingforestdc.gov.uk>

**Sent:** 04 June 2019 16:54

**Subject:** CK Entertainments Ltd (formerly Club 195) new application for a premises licence

Good afternoon,

An application has come in online from CK Entertainments Ltd for a new premises licence at 195-199 Cottis Lane Epping Essex CM16 4BL (formerly Club 195) the application is attached,

The Consultation period for this application starts 5<sup>th</sup> June 2019 and ends 2<sup>nd</sup> July 2019, any comments or representations need to be submitted within this time scale period, the application is for the following,

Live Music Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30  
(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Recorded Music Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30  
(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Performance of Dance Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30  
(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Anything of a Similar Description to that above Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30  
(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Late Night Refreshment Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30, Monday to Wednesday 23.00 – 00.00,  
(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

The Sale by Retail of Alcohol, Thursday to Saturday 11.00 – 03.00, Sunday to Wednesday 11.00 – 00.00  
(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Opening Times of the Premises, Thursday to Saturday 11.00 – 03.30, Sunday to Wednesday 11.00 – 00.30  
(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Regards  
Debbie

**Miss Debbie Houghton**  
**Licensing Officer**

**Neighbourhoods Directorate**

**Tel: 01992 564336**

**E-mail: [dhoughton@eppingforestdc.gov.uk](mailto:dhoughton@eppingforestdc.gov.uk)**



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**Epping Forest District Council**

**[Postmaster@Eppingforestdc.gov.uk](mailto:Postmaster@Eppingforestdc.gov.uk)**



## Debbie Houghton

---

**From:** Mr les burrows [REDACTED]  
**Sent:** 24 June 2019 15:09  
**To:** Debbie Houghton  
**Cc:** CHRIS WHITBREAD; Holly Whitbread  
**Subject:** Re: CK Entertainments Ltd (formerly Club 195) new application for a premises licence

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Thank you for the email Debbie.

This application should be refused on the grounds of public safety, if the club is allowed to operate there will be a need to be a police presence particularly at closing time.

There is a history of fights and arguments breaking out when the club shuts and its clientele wait for the taxis.

If it were to open there needs to be airport style scanning devices for knives etc at all entrances including the smoking area where they can exit and then re-enter.

Also the closing hour is much too late as this is partly a residential area with apartments nearby.

Regards  
Les Burrows

Councillor for Epping Forest District Council (Epping St Johns and Thornwood ward)

Houghton  
<[dhoughton@eppingforestdc.gov.uk](mailto:dhoughton@eppingforestdc.gov.uk)> wrote:

Good afternoon,

An application has come in online from CK Entertainments Ltd for a new premises licence at 195-199 Cottis Lane Epping Essex CM16 4BL (formerly Club 195) the application is attached,

The Consultation period for this application starts 5<sup>th</sup> June 2019 and ends 2<sup>nd</sup> July 2019, any comments or representations need to be submitted within this time scale period, the application is for the following,

Live Music Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30

(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

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(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Performance of Dance Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30

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Late Night Refreshment Thursday to Saturday 23.00 – 03.30, Sunday 23.00 – 00.30, Monday to Wednesday 23.00 – 00.00,

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The Sale by Retail of Alcohol, Thursday to Saturday 11.00 – 03.00, Sunday to Wednesday 11.00 – 00.00

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(New Years Eve, 11.00 – 03.30 New Years Day, Sundays before a bank holiday 23.00 – 03.00 the following day)

Regards

Debbie

**Miss Debbie Houghton**

**Licensing Officer**

**Neighbourhoods Directorate**

**Tel: 01992 564336**

**E-mail: [dhoughton@eppingforestdc.gov.uk](mailto:dhoughton@eppingforestdc.gov.uk)**



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

## Debbie Houghton

---

**From:** Handan Ibrahim  
**Sent:** 03 July 2019 07:12  
**To:** Licensing  
**Cc:** Debbie Houghton  
**Subject:** FW: License application ref, WK/201918146 (Play House and Essex Roof Garden, 195-199 Cottis Lane, Epping)

Debbie I believe this is yours

---

**From:** Jon Whitehouse [REDACTED] On Behalf Of Jon Whitehouse  
**Sent:** 02 July 2019 23:59  
**To:** Licensing <[Licensing@eppingforestdc.gov.uk](mailto:Licensing@eppingforestdc.gov.uk)>  
**Subject:** License application ref, WK/201918146 (Play House and Essex Roof Garden, 195-199 Cottis Lane, Epping)

Thank you for writing to me about the above licensing application. As well as being a resident in the vicinity of the premises I am also a district councillor representing the Epping Hemnall ward. This ward includes the south-eastern side of the High Street including a significant number of residential flats above shops opposite and close to the premises.

I object to the application on the basis of:

1. The prevention of crime and disorder

Previous experience has demonstrated that nightclubs in this location are extremely difficult to operate without being the source of crime and disorder. When the review of the previous Club 195 took place the police presented compelling evidence of a history of crime and disorder associated with the premises. This was despite the imposition on the club of very onerous and detailed conditions.

The current application is for times and activities very similar to those operated by the previous club. The council lost confidence in the ability of the previous operators to run the club safely and without incidents. There is nothing to suggest that circumstances have changed sufficiently to enable the council to have more confidence in CK Properties to operate without problems.

2. The prevention of public nuisance

Noise and disturbance from the smoking area, any roof garden, and from patrons leaving the club can be clearly audible at nearby residential properties including St Johns Road. This goes beyond what can normally be expected in a residential area even close to the town centre.

Kind regards

Jon Whitehouse

--

Jon Whitehouse  
[REDACTED] St John's Road  
Epping [REDACTED]  
M. [REDACTED]

Governance Directorate  
Civic Offices  
High Street  
Epping  
Essex CM16 4BZ

█ St Johns Road  
Epping  
Essex  
█

June 30, 2019

Dear Sir/Madam

**OBJECTION**

Ref: CK Entertainments Ltd – play house and Essex roof garden: Cottis Lane, Epping

I would like to lodge my objection to a licence being renewed to CK Entertainments Ltd for the re-opening of the 195 Club in Cottis Lane, Epping.

As a resident of St Johns Road, I am concerned at the possible noise levels, the type of clientele the club may attract, the litter left in the streets and more importantly, a resurgence of the violence we have witnessed when the Club was previously trading.

The concern regarding violence is further exacerbated by the fact that there is no longer a police station in Epping.

Epping is a market town housing many young families. In my view the Town is not suited to this kind of business venture.

Yours faithfully



Joy E Moon (Miss)  
█ St Johns Road

E: █  
T: █  
M: █

EPPING FOREST DISTRICT COUNCIL  
02 JUL 2019

St. John's Road  
Epping  
Essex

29 June 2019

Licence Application  
Play House and Essex Roof Garden  
195-199 Cottis Lane, Epping, CM16 4NL

Dear Sir,

We are writing this representation regarding the licence application made on the address above.

**The prevention of crime and disorder**

There have been a number of incidents outside the club over the years including stabbing and other fights. We feel that re-opening the club as a Play House and Essex Roof Garden with late night/early morning opening may well increase the likelihood of these incidents happening again.

**The prevention of public nuisance**

When the club was open previously we could hear the music from our house. As the licence application specifically states "Nightclub and Garden Terrace" any use of the Garden Terrace will cause a public nuisance.

Again, when the club was previously open we would be woken up in the early hours by people shouting, screaming and swearing as they left the club. As members of the public, we are worried that this will start again should the club be given their licence.

Yours sincerely,

  
Clive and Elizabeth Hall

Epping Forest District Council  
Licensing Unit Civic Offices  
High St  
Epping  
Essex  
CM16 4BZ

11<sup>th</sup> June 2019

Dear Sir/Madam,

**Representation against Playhouse & Essex Roof Garden, 195-199 Cottis Lane  
Epping CM16 4BL**

I manage a housing scheme for the elderly situated in Bakers Lane quite close to the proposed nightclub and garden terrace. Bakers Villas is composed of 48 flats and bungalows with an age range of residents from newly retired to almost 100 and incorporating 50-60 residents at any time and I am representing those residents.

The grounds that I wish to make a representation are for the prevention of public nuisance.

Primarily the biggest nuisance to the residents will be noise. There have been night clubs in that spot sporadically for some years and noise has always been a problem, mainly when patrons are leaving the club and loitering around the area waiting for lifts or whatever. The noise continues after closure as staff dispose of bottles loudly in the bottle bank in the Cottis Lane car park. There is also a carrying level of noise of the music while the club is in operation. Our real concern is that 'roof garden terrace' insinuates an open air section that will undoubtedly make the noise of music and patrons carry even more easily to adjoining areas.

Secondly, our site is used as a 'short-cut' to the roads behind Bakers Lane when the club closes and that puts our vulnerable residents at risk of crime and harm. A few years ago a patron leaving the existing club smashed and broke through our rear entrance leaving a trail of blood over the corridors and dining facilities as he was running away from being beaten by a group leaving the club. Violence spilling out onto the front and back of the existing clubs has been a problem on almost a weekly basis when the clubs are in operation followed by the sound of sirens.

To be quite clear, the residents are opposed to any night club being so close to their homes and the many homes close by but feel that this proposal will be exacerbated by the open garden terrace where it will be difficult to contain the noise of music and patrons.

Yours faithfully

  
/ Suzanne Pitts  
Clerk to the Society (CEO)

*The Mill House, 23 Bakers Lane,  
Epping, Essex CM16 5DQ  
Tel: 01992 575951 Fax: 01992 561163  
E-mail: [bbs@bakersbenevolent.co.uk](mailto:bbs@bakersbenevolent.co.uk)  
[www.bakersbenevolent.co.uk](http://www.bakersbenevolent.co.uk)*

President: The Hon. Mrs Rank  
Clerk to the Society: Mrs S. Pitts BSc(Hons)Cert. EoLC

Charity Registration No 211307  
Housing Corporation Registration A 1072

Bury Rd  
Epping Essex

21/6/19

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

Club 195 License Application, Cottis Lane, Epping

Dear Sirs

We wish to object to the application, for these reasons:

- Historically clubs in that location have drawn clients from beyond our District – visitors feel they have liberty to behave in a way they might not near home, yet they pose a burden on the local infrastructure eg police
- There has been an abysmal record of broken windows, litter, vomit to be seen on the following morning – nuisance and expense to the local community, particularly to shops at the top of the Lane.
- In the past clubs have failed to police or monitor the behaviour of clients beyond the club doors – and so many anti-social offences have occurred in the Lane and the High Street. The crime figures attributable to past clubs in the Lane have been infamous, including several of significant violence, one of which resulted in half the High Street being closed for several days – again, inconvenience and cost to all concerned, and damage to the reputation of the town.
- The hours for alcohol sales in the application run up to 3am. This is not the type of activity consistent with the town's oft-stated image as a "small market town" (ref EFDC & ETC documents). If a licence were to be given, perhaps it might be restricted to more sensible hours, such as those expected from local pubs. The noise and activities of some of the early - morning revellers must make the lives of nearby residents literally intolerable.
- As well as the alcohol related problems, there have been other substances commonly in use at past venues; the evidence of which was to be found in adjacent lanes, alleys, car parks and backyards. This had improved since the last closure – so why risk going back?
- In the past, the owners of the various clubs have been reluctant to engage in any local community activity – such as sponsoring charity events, indicating a somewhat selfish attitude.
- Lastly many of the visitors come in by minibus and stretched limos, which in the past have had the habit of waiting with their engines running, contributing to air pollution; which is already an issue in the District.

We therefore urge the Council to ideally refuse the application, especially if it being made by the previous operator; or make acceptance temporary and provisional, subject to limited hours and a commitment by the operators to seriously address the issues raised by such an application.

Faithfully

Mr R K & Dr D M Lowry





From:  
J Potton  
[REDACTED] St Johns road  
Epping  
Essex  
[REDACTED]

To: Epping Forest District Council

Dated: 1<sup>st</sup> July 2019

Representations under the Licensing Act 2003

Date of application: 4<sup>th</sup> June 2019  
Applicant name: CK Entertainments Ltd  
Address of premises: Play House and Essex Roof Garden, 195-199 Cottis Lane, Epping,  
Essex, Cm16 4BL

**I would like to make representations against the application on the following grounds:**

**The prevention of public nuisance**

I strongly object on the following basis. The noise carries from the premises directly through to our home. The noise from any outside garden would most definitely carry into our home and disturb us throughout the night. Previously when the club has been open we are kept awake through the night long after the club had closed in the early hours. We can clearly hear the music and people shouting, laughing, screaming, swearing and singing etc. right through to long after the club has closed. Our children are kept awake long after their bedtime, into the early hours of the morning. This obviously affects their education as they are then tired in school. My daughter has epilepsy and by keep being woken up and having broken sleep caused seizures. This sort of harmful behaviour should not be allowed to be forced onto children.

My husband works six days a week including weekends and has to be up by 5.30. If the club stays open until 3.30 on any night then he would get no sleep at all as the noise carries on after the club has closed with people leaving the club, walking around the streets laughing, arguing, drunkenly shouting, swearing and screaming etc. There are also car doors slamming and cars screeching for long after the club has shut. Being subject to this behaviour and noise even after 9.00 pm is unacceptable when people need to get for work and school the next day. We can hear the tube late at night so you can imagine how loud and unbearable the noise from the night club is.

**The protection of children from harm.**

I strongly object on the following basis. The noise carries from the premises directly through to our home. The noise from any outside garden would most definitely carry into our home and disturb us throughout the night. Previously when the club has been open we are kept awake through the night long after the club had closed in the early hours. We can clearly hear the music and people shouting, laughing, screaming, swearing and singing etc. right through to long after the club has closed. Our children are kept awake long after their bedtime, into the early hours of the morning. This obviously affects their education as they are then tired in school. My daughter has epilepsy and by keep being woken up and having broken sleep caused seizures. This sort of harmful behaviour should not be allowed to be forced onto children.

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

The management of the previous club on the premises – which happen to be the same management for proposed club now – always distanced themselves from any trouble in the local area by saying that it was nothing to do with them. They refused to accept responsibility. Since the club lost its license (with the same management) and closed there has been practically zero crime and disorder in the early hours of the morning. The management actively entice people from all of the country to their club, and they appear to have absolutely no respect for the local community. If the club wasn't open then these people would not be wondering around Epping at 4.00 am, as has been shown since it has been closed. As it is the same management you would have to presume that all of the reasons why the premises lost its license would still exist as the management wouldn't accept any responsibility for its actions before.

### **Public safety**

The management of the previous club on the premises – which happen to be the same management for proposed club now – always distanced themselves from any trouble in the local area by saying that it was nothing to do with them. They refused to accept responsibility. Since the club lost its license (with the same management) and closed there has been practically zero crime and disorder in the early hours of the morning. The management actively entice people from all of the country to their club, and they appear to have absolutely no respect for the local community. If the club wasn't open then these people would not be wondering around Epping at 4.00 am, as has been shown since it has been closed. As it is the same management you would have to presume that all of the reasons why the premises lost its license would still exist as the management wouldn't accept any responsibility for its actions before.

J Potton



Governance Directorate  
Civic Offices  
High Street  
Epping  
Essex CM16 4BZ

Rayfield  
Epping  
Essex

02 JUL 2019

1<sup>st</sup> July 2019

Dear Sir/Madam

## OBJECTION

Ref: CK Entertainments Ltd – play house and Essex roof garden: Cottis Lane, Epping

I would like to lodge my objection to a licence being renewed to CK Entertainments Ltd for the re-opening of the 195 Club in Cottis Lane, Epping.

When the Club was previously open for just one evening the noise, violence and litter was unacceptable, opening for even more days and longer hours would just exacerbate these problems.

Epping is a not suitable for such a Club and has no call for one, this Club caters mainly for non-Epping residents and therefore should locate in an area where their clientelle reside rather than bring them into our quiet market town.

Since they lost their previous licence the difference in violence, litter and noise on Saturday nights has been staggering.

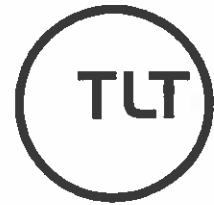
Allowing this Club to have a licence even for one night would be extremely detrimental to the residents of Epping, I really hope the Club will not be given any sort of licence ever again.

Yours faithfully

Jacqui Mortimer

E:

T:



**PLAY HOUSE & ESSEX  
ROOF GARDEN**

**REPRESENTATIONS IN  
SUPPORT  
OF  
APPLICATION**

## **Play House & Essex Roof Garden**

### **Schedule of supporting representations**

<b>#</b>	<b>Name/Business</b>
1	Councillor Tracey Thomas
2	Ms Lucy Ager
3	Ms Martine Altman/Speakeasy Bar
4	Ms Shefali Begum/Subway franchisee
5	Mr Jamie Hampton/Toni&Guy
6	Mr Hali Dogun/Poppy's Charcoal Grill
7	Ms Amber Thomas
8	Mr Paul Nelson/Sadlers Taxi Group/Elite Taxis
9	Mr Paul Coe
10	Mr Tony Church & Ms Hilary Nicholls
11	Mr Stewart Bowles

## **CLLR CLLR TRACEY THOMAS**

Spring Pond Meadow, Hook End, |

**28<sup>th</sup> June 2019**

### **To Whom It May Concern:**

As a former chairman of the licensing sub-committee at Epping Forest District Council, I am submitting this letter in favour of the application of Playhouse and rooftop gardens in Epping.

In the last 10 years I have attended the previous club (known as Club195) and have enjoyed many nights there, feeling safe both inside and outside of the club. I have felt the team have always made sure that their clients are having an enjoyable night whilst also taking good care of security. For example having an ID scan process upon entry and being meticulous about its use. They have always had a lot of security staff within the club monitoring all areas so I have always felt very safe there.

On occasions they have also assisted my friends and I in getting a cab from a local company safely.

I feel that the area could benefit from having a new place to attend in the evenings as apart from restaurants, Epping doesn't have any nightlife.

Yours faithfully,

**Cllr Tracey Thomas**

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**LUCY AGER**

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**MOWBRAY CLOSE  
EPPING  
ESSEX**

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**RECIPIENT NAME**  
**REF: PLAYHOUSE APPLICATION**

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1<sup>st</sup> June 2019

To whom it may concern

I am writing to express my support for the application of Play House, at the former Club 195 venue.

I live in Epping and have used the venue for many years and it has been a big part of mine and my friends social lives.

As there is little else in the way of venues in Epping, we now find ourselves going into London for our nights out. This of course means that we no longer use the restaurants or bars in Epping beforehand, but take our business out of the local area and into Central London.

During our many visits to Club 195, me and my friends have always been made to feel very welcome and have always found it to be a safe and welcoming environment.

I know from speaking to other people in the area, local businesses, school Mum's etc., that there are a lot of people who feel exactly the same way that I do and that we would all benefit from these premises being reinstated.

We would urge you to look at their application with this in mind and take these factors into consideration when finalising your

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decision.

Yours faithfully,

Lucy Ager

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Speakeasy Bar  
Licensing Dept.

175 High Street  
EFDC

Epping  
Civic Offices

Essex  
Epping

CM16 4BI  
Essex

22<sup>nd</sup> June 2019  
CM16 4BZ

Dear Sir

Further to the license application for Play House and the Epping Roof Garden.

My name is Martine Altman and I am the manager of Speakeasy Bar in Epping.

Since the closure of Club 195 in January 2019 we have seen a down turn in our business. Most of our local customers and Club 195 customers begin their evening with us before moving on to Club 195. We have always worked very well and very close with Club 195 and hope that we will have the same relationship with the new venue.

There has been a late night venue in Epping in the same location as Club 195 for as long as 40 years. Epping needs a late night venue and as a local long living resident of Epping in have spent many happy times at the venue as well have a lot of my friends.

I talk to local people on a daily basis and I know how much that they all miss the venue and now have to travel long distances for a later night.

Having a good safe run late night venue adds value to Epping making the bars, pubs and restaurants busy and offering a vibrant high Street.

I really hope that the committee considers my letter of support and grant Play House and the Epping Roof Garden a license.

Yours Faithfully

**Martine Altman**

**Manager**

Subway

146 High Street

Epping

Essex

CM16 4AG

To whom it may concern

My name is Shefali Begum I am owner and manager of Subway Epping and am writing to you to support the license application for Playhouse.

Since Club 195 has been shut my business has suffered on Saturday nights we are now considering closing due to the lack of business.

I have always had a good relationship with the customers of 195 they are nice good people who never cause us any aggravation. Also the staff and doormen are very helpful and use my shop.

Epping has definitely lost something since Club 195 has been closed. In my opinion Epping needs a night club for all the local customers that use my shop they now don't have any where to go late at night.

Thank You

Shefali Begum

**Toni & Guy**  
**191, High Street**  
**Epping.**  
**Essex**  
**CM16 4BL**  
**20<sup>th</sup> June 2019**

**Dear Sir**

**I am the manager of Toni & Guy Epping.**

**I wish to express my support of the Play House and Epping Roof Garden application for a license to sell alcohol.**

**I have been the manager for 16 years around the time that Club 195 opened. During this time i watched Club 195 grow into a successful night club and become a destination for party goers who could enjoy a good safe night out. The club also brought a lot of business to the high street. I know from our local customers they would be in my salon excited about attending the club during that weekend.**

**The disappointment in our customers since the closure of club 195 has been over whelming. I know talking to other businesses that the closure has affected us all.**

**I have known both David King and Scott Cummins since i have been working in Epping and attended Club 195 numerous times. I have always found them to be professional and their attention to detail is second to none. It was a shame that Club 195 lost its license due to a few idiotic individuals but i fully understand the council's decision.**

**It is without doubt that Epping should have a late night venue for people to be able to enjoy themselves safely and after seeing the new plans for the new venue i know that Playhouse and the Epping Roof Garden is the exact venue that we need.**

**Yours Faithfully**

**Jamie Hampton**  
**Salon Manager**

Poppy's Charcoal Grill

142, High Street,

Epping

Essex

CM16 4AG

17/06/19

Ref Club 195 License application

Dear Sir

I write giving my support to the license application for Play House and Epping Roof Garden.

There has been a night club in Epping for as long as I have traded in Epping. The night club has always added value to my business and other restaurants and bars in the immediate area. I have seen a down turn in my business since the previous club has been closed.

I have never had any reason not to serve any nightclub customers they have always acted sensibly, friendly and respectful in my business.

I am hopeful that the license is granted as Epping needs a thriving night time economy for all restaurants, bars and takes away services.

Kind Regards

Hali Dogun

Dear Sirs,

I am writing in regards to the closure of Club 195 in Epping. Since the club has been closed, mine and my friends nights out have not been the same.

There are no good clubs like this one in the area or even close that are fun, plays good music until 3am and that invites a wide range of people of all different ages.

The owners are warm and welcoming, they look after their customers the best they can and have always made me and my friends feel safe and looked after.

The cab fair all the way from Epping to the closest clubs are between £30 - £60 which is a lot of money to spend before the night has even started for one way, when I had a club on my front doorstep that I could get an £8 cab from.

When myself and my friends go to clubs like Faces in Ilford, we do not feel safe due to the type of area and people that live there, then if you go in the opposite direction to Chelmsford, Brentwood or Romford we equally don't feel safe because we do not know anyone in the vicinity.

I think it should be taken into consideration the safety risks other young girls and boys like myself and my friends are put into by having to travel half an hour to an hour journey to visit a nightclub with the possibility of getting stuck and possibly taken advantage of whereas we had somewhere to go which was well run and close to home.

We understand the obvious reason the club has been closed, however the incident occurred six months ago and was really and truly out of anyone's control. The incident could have happened on the street, outside the club or anywhere at all. If someone has the intent to harm someone else as violently as they did then it will happen wherever the individual choses to attack. Because of this one selfish act from one person to another it has caused a very large amount of people to stop visiting this popular, well-known club.

As a community of young people from this area we strongly believe this decision which has been in place for the last six months needs to be looked at and reconsidered. The harsh truth of the matter is the UK crime rate has and never will be good regardless of what clubs, pubs or bars are open and in the long run it is just making more and more people have to go to new areas where they are not and do not feel safe to be in just to have a good night out after a long week at work.

Yours sincerely

Amber Thomas

**Sadlers Taxis Ltd  
4 Station Road  
Epping  
Essex**

To Whom It May Concern

2<sup>nd</sup> July 2019

Dear Sirs

Re Licensing for Club 195

I write to present my support of the license application of Play House and The Epping Roof Garden.

I have been an Epping Forest resident for 55 years and have enjoyed all that Epping Forest has to offer. In my younger days I enjoyed frequenting the nightclubs in the area such as Epping Forest Country Club, Charlie Chan's and Club 195 when it was known as Illusions, Billy Jeans and La Taverna.

I now employ nearly 120 taxi drivers within the Epping Forest District and have been finding business within the night time hours more and more difficult due to the closure of pubs, bars and nightclubs.

Prior to owning a taxi company for over 25 years I was a nightclub owner, licensee and promoter of large scale events so I do understand the pressures of operating a nightclub. I have operated nightclubs where there has been licensing issues, I have had to evacuate a large scale event due to poor weather and I have also won "London Club of the Year" twice so I do understand the responsibilities of the council, police and night club owners and whilst I am supporting the new licence application I do suggest that they all need to work closely with each other to minimise the risk of future incidents.

There has been a night club at that venue for over 40 years which has always added value to the district.

Rather than closing the nightclub down I would like to suggest the following

- Grant the licence until 2am. Anything past this adds more chance of problems and anything earlier than this makes it hard to attract customers.
- Music Policy- The main thing that determines what type of clientele frequents a modern nightclub is the music policy. Whilst there is always a risk of minor problems in any nightclub by carefully marketing to clientele offering either House, Trance, 70s/80s, Over 30s, Disco, Live Bands or alternative music generally reduces the chance of problems over R & B, Rap, Grime etc. So I suggest the venue owners guarantee the authorities they will maintain a high standard at all times.
- Security Staff- Even the best security will not be able to stop trouble either inside or outside the venue if the promoters attract a problem clientele but if a nice clientele are



attracted and a professional security team are employed this will make a big difference.

I ask the authorities to grant the new license application and thus help save the night time economy in Epping rather than lose a valuable local business. I am happy to give any further advice independently to the applicants, authorities or the licensing committee if so requested.

Kind regards

Paul Nelson

  
Sadlers Taxi Group

Sadlers Taxis- Loughton

Elite Taxis-Epping

Advance Taxis-Sawbridgeworth

Tempest Mead  
North Weald  
Epping

28<sup>th</sup> June 2019  
Ref: PJC/playhouse

To Whom it May Concern

**License Application for the Playhouse and Epping Roof Gardens**

Dear Sirs/Madam,

With reference to the above, I would like to add a letter of support for the aforementioned application.

As background, I have lived in North Weald for over 15 years, having originally grown up in the East End of London. After the birth of my daughter we decided to move to a more rural, safer environment. Since moving I really enjoyed living in the area and I commend the council on its environmental goals and aspirations, which being in the water business is fundamentally within my ethos.

From a business standpoint I own, hold shares or on the executive board of the following companies globally:

1. Aquarion - Switzerland
2. H+E Water - Germany
3. H+E Asia - Singapore, Malaysia, Philippines
4. H+E UK
5. Gemwater - Milan
6. Helipad Company

Apart from General Management activities I am largely responsible for developing the commercial platform of each of the businesses, to ensure success developing sales and networks for the above is extremely important. For my companies this involves a great deal of entertaining and client visits to the UK.

Through Club 195 I have personally known Scott Cummins and David King since I moved to the area. From which I have built up a very good, close working relationship, having used their services for the past 15 years.

They have the upmost integrity and provide an added value in the field of services, in entertainment for Epping, where I frequently attended Club 195 with clients. In my opinion it's vitally important to have a local safe environment to entertain company guests, especially from overseas, offering something different.

I can provide references of clients who have visited Epping and can provide testimony of their good experiences of Club 195. Scott and David have made all of my clients extremely welcome in a safe, entertaining environment. They are both a credit to the area.

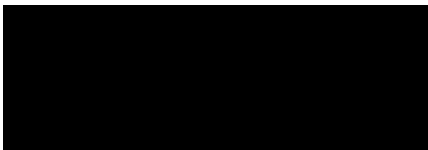
Since the venue closed, I have been entertaining clients in London, away from Epping. This in my opinion is detrimental to other businesses, the community and revenue generation, they are not benefiting from any pre-venue dining or cultural experiences of having people from overseas in the local community.

Unfortunately from going into London we are taking away the local feeling I enjoy giving my clients. They always go the city and are always looking for something different and having the full package locally is a distinct advantage for my companies and surrounding businesses.

The new proposed Playhouse and Epping Roof Gardens is an essential asset to my business and the area. Differentiating yourself is key to success and giving my client base the same as everybody else is not a competitive advantage, hence having a local venue, different and outside London is a must.

Please kindly support this application and do not hesitate to contact me if you have any questions. Given the importance of this new venture to my companies, network and future business I would be more than happy to meet the council in person to discuss in detail.

Yours faithfully,

A large black rectangular redaction box covering the signature area.

Paul J Coe

Lion Court  
Hernall Street  
Epping  
Essex

Epping Forest District Council

Licensing Unit.

Civic Offices

High Street

Epping

Essex

CM16 4BZ

By Hand

28<sup>th</sup> June 2019

Dear Sirs,

Re:- Application for Premises Licence – Applicant Name: CK Entertainments Ltd

Address: Play House and Essex Roof Garden, 195-199 Cottis Lane, Epping, Essex CM16 4BL

Further to your letter of 5<sup>th</sup> June last, I am writing on behalf of myself and my Fiancee, Hilary Nicholls, in support of the new Licence application.

We have lived until recently at 205 High Street, Epping and have now moved across the road to the above address. We were the closest and potentially the most affected residents of the previous Club. We were above Toni & Guys Hairdressers and W H Smith's and we were on the first floor directly in front of the Club. Even our entrance was a common fire exit with the Club.

We had no difficulties or major disturbances with the Club and never felt in danger from it, even in the early hours of the morning. The doormen were very efficient within their own geographic limits. Although we are aware of only one incident within the Club, this was due to the perpetrator entering via a rear entrance whilst the doormen were distracted. This would be resolved by tighter security and 'airport-style' scanners to prevent any weapons being taken into the Club. I understand this has been offered.

In the past, when the doormen were allowed to patrol the Piazza on the High Street after closing times, there were very few incidents and all of a minor nature.

Another aspect is the monitoring of the minicabs and taxis that collect after closing times, as it seems unregulated, or at least, unpoliced, and this causes arguments.

However, I believe Epping benefits from such a premises, subject to the above additional measures. It brings employment and diversity to the town and some much needed recreation for the youth of Epping and its surrounds. Having lived next to the previous Club for over four and a half years, we never experienced any problems or fears and would thoroughly support this application.

Should you require any further information, please contact me on [REDACTED]

Yours faithfully

[REDACTED]  
Tony Church

For and on behalf of myself (A J Church) and Hilary Nicholls

21/06/19

Mr S Bowles

████████ Cottage

Off Garnon Mead

Coopersale

██████████

To Licensing Dept EFDC

I write in reference to the license application of Play House and Epping Roof Garden to give my full support.

I have been a resident of EFDC for over 20 years and in the last 15 years have been a regular customer of Club 195, which I have always found to be a very well run venue.

A large part of my business is corporate entertainment. Over the past 15 years I have entertained many of my clients in the pubs and restaurants in Epping before moving on to finish our evening at Club 195. Since the closure of the venue I now entertain my clients in areas such as Brentwood, Chelmsford and London, as these areas can offer us food, drink and a late night venue, taking business away from Epping High Street.

This saddens me as I have seen over the last 6 months Epping's night time economy rapidly deteriorate.

The sooner that a late night venue returns to Epping the better, as it will help support all of Epping's night time economy.

Stewart Bowles

21<sup>st</sup> June 2019

Mrs K Bowles  
[REDACTED] Cottage  
Off Garnon Mead  
Coopersale  
[REDACTED]

Epping Forest District Council

This letter is in support of the application regarding the Playhouse and Epping Roof Garden, 195-199 Cottis Lane, Epping.

I have been going to this licenced premises for the past 15 years and have had many great nights there. The atmosphere is always amazing and the staff are very polite.

I have a son who will be 18 in less than 18 months and I would much prefer him to attend a local club for many reasons, for example, I know the venue and very easy to get home, less cost to him getting a taxi home, supporting local businesses.

[REDACTED]

Mrs K Bowles

# PREMISES LICENCE

## Part A



Neighbourhoods

Premises licence number:

LN/210005029

### Part 1 – Premises details:

Postal address of premises, or if none, ordnance survey map reference or description:

Club 195

195-199 Cottis Lane

Post Town: Epping

Post code: CM16 4BL

Telephone number:

Where the licence is time limited the dates: N/A

Licensable activities authorised by the licence:

Performance of Plays  
Exhibition of Films  
Indoor Sporting Events  
Live Music  
Recorded Music  
Performances of Dance  
Provision of Entertainment Facilities for Making Music and Dancing  
Late Night Refreshment  
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities:

Monday – Sunday 08.00 – 03.00

The opening hours of the premises:

Monday – Sunday 08.00 – 03.30

Non Standard days –1 extra hour opening as per point 33 of the Licence Conditions

Where the licence authorises supplies of alcohol whether these are on and / or off supplies:

On and off



**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:**

**KAC Entertainment LTD, Lawford House, Albert Place, London, N3 1QA.**

**Registered number of holder, for example company number, charity number (where applicable):**

**Company No. 10591345**

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**David King**  
[REDACTED]

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises for the supply of alcohol:**

[REDACTED]  
**Epping Forest District Council**

## **Mandatory Conditions**

### **All Premises Licence authorising supply of alcohol**

The licence is granted subject to the Mandatory conditions for sale of alcohol as set out in the Licensing Act 2003 as amended by the Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 and Order 2014.

1. No supply of alcohol may be made under the Premises Licence –
  - (a) At a time when there is no Designated Premises Supervisor in respect of the Premises Licence; or
  - (b) At a time when the Designated Premises Supervisor does not hold a Personal Licence or his Personal Licence is suspended.
  
2. Every supply of alcohol under the Premises Licence must be made, or authorised by a person who holds a Personal Licence.
  
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
  - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises.
    - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to –
      - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
      - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
    - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
    - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a



period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5. (1) The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sale or supply of alcohol.

(2) The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

(3) The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

(a) a holographic mark or

(b) an ultraviolet feature.



6. The responsible person shall ensure that –

- (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures –
  - (i) beer or cider: ½ pint;
  - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
  - (iii) still wine in a glass: 125 ml; and
- (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
- (c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

### **Minimum Drinks Pricing**

1. A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
2. For the purposes of the condition set out in paragraph 1 –

- (a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979
- (b) “permitted price” is the price found by applying the formula –

$$P = D + (D \times V)$$

Where –

- (i) P is the permitted price
  - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
  - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence –

- (i) The holder of the premises licence
  - (ii) The designated premises supervisor (if any) in respect of such a licence, or
  
  - (iii) The personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
3. Where the permitted price given by Paragraph (b) of paragraph 2 would (apart from the paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **If the Premises Licence allows Exhibition of Films**

1. Where a premises licence authorises the exhibition of films, the licence must include a condition requiring the admission of children to the exhibition of any film to be restricted in accordance with this section.

2. Where the film classification body is specified in the licence, unless subsection (3)(b) applies, admission of children must be restricted in accordance with any recommendation by that body.

3. Where

(a) The film classification body is not specified in the licence, or

(b) The relevant licensing authority has notified the holder of the licence that this subsection applies to the film in question,

admission of children must be restricted in accordance with any recommendation made by that licensing authority.

4. In this section "children" means any person aged under 18; and

"film classification body" means the person or persons designated as the authority under Section 4 of the Video Recordings Act 1984(c39) (authority to determine suitability of video works for classification).



**If the Premises Licence has conditions in respect of Door Supervision  
except theatres, cinemas, bingo halls and casinos**

1. Where a premises licence includes a condition that at specified times one or more individuals must be at the premises to carry out a security activity, each such individual must:

- (a) be authorised to carry out that activity by a licence granted under the Private Security Industry Act 2001; or
- (b) be entitled to carry out that activity by virtue of section 4 of the Act.

2. But nothing in subsection (1) requires such a condition to be imposed:

- (a) in respect of premises within paragraph 8(3)(a) of Schedule 2 to the Private Security Industry Act 2001 (c12) (premises with premises licences authorising plays or films); or
- (b) in respect of premises in relation to:
  - (i) any occasion mentioned in paragraph 8(3)(b) or (c) of that Schedule (premises being used exclusively by club with club premises certificate, under a temporary event notice authorising plays or films or under a gaming licence), or
  - (ii) any occasion within paragraph 8(3)(d) of that Schedule (occasions prescribed by regulations under that Act).

3. For the purposes of this section:

- (a) "security activity" means an activity to which paragraph 2(1)(a) of that Schedule applies, and, which is licensable conduct for the purposes of that Act, (see Section 3(2) of that Act) and
- (b) paragraph 8(5) of that Schedule (interpretation of references to an occasion) applies as it applies in relation to paragraph 8 of that Schedule.

## **Annex 2 – Conditions consistent with the Operating Schedule:**

### **The Prevention of Crime and Disorder.**

1. The Premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of an Essex Constabulary Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
2. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.
3. All CCTV recordings shall be stored for a minimum period of 30 days with date and time stamping. Recordings shall be made available following the reasonable request of Police or authorised officer throughout the preceding 30 day period.
4. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public.
5. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.
6. The Designated Premises Supervisor and/or responsible person shall be on the premises every Thursday, Friday and Saturday from 20.00 until closing, when licensable activities are being carried on.
7. A responsible person is a person who has been granted a personal licence by a licensing authority and who has been authorised in writing by the designated premises supervisor to supervise the premises in his/her absence.
8. The police service shall be provided with the telephone number of either the designated premises supervisor and/or the responsible person.
9. Reasonable and adequate staff training to be carried out and properly documented in relation to: (i) dealing with incidents and prevention of crime and disorder; (ii) sale of alcohol (to underage, persons over 18 purchasing for underage, drunks etc) prior to being allowed to sell alcohol.
10. All training records are to be retained for 12 months and made available to police and local licensing officers upon reasonable request.
11. Refresher training to be satisfactorily completed every six months as documented above.
12. A minimum of 2 SIA door staff or 1 SIA door staff per 75 customers, or part thereof, whichever is the greater, to be deployed whenever the premises is trading and open to the public or any such number as agreed in writing between the premises licence holder and an officer of, or above the rank of Inspector from Essex Police.
13. The Premises Licence Holder shall maintain an alcohol policy.

14. All door staff will comply with SIA requirements relating to the wearing of SIA registration badges and the head doorman shall complete an incident log at the end of every shift, which shall include the following information:
  - (i) all crimes reported to the venue
  - (ii) all ejections of patrons
  - (iii) any complaints received
  - (iv) seizures of drugs or offensive weapons
  - (v) the full name and registration number of any SIA door person who has been involved in dealing with any of the above matters (i-iv)
15. Four out of every ten persons entering or re-entering the premises shall be subject to a search by an SIA trained member of staff during the times they are required to be on duty.
16. No person found with, or using, a weapon or illegal drugs may enter or remain on the premises.
17. Any person who refuses to be searched must be refused entry.
18. All searches must be carried out in full view of a CCTV camera.
19. The management shall instruct security staff and other staff members to assist police or local authority officers with any enquiries they make in the execution of their duties.
20. The Designated Premises Supervisor will actively seek to be a member of any active local Pubwatch and attend Pubwatch meetings on a regular basis.
21. The Premises Licence Holder shall participate and support the 'banned from one, banned from all' principle in respect of disorderly conduct, as promoted by Pubwatch.
22. All SIA staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility jackets or vests.
23. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly *and door staff will remind patrons when leaving the premises to do so quietly.*
24. The Premises Licence Holder shall inform patrons by way of an announcement after 03.00 hours for the need to respect the needs of local residents and leave the area quietly.
25. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
26. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the Police, which will record the following:
  - (i) all crimes reported to the venue,
  - (ii) all ejections of patrons,
  - (iii) any complaints received,
  - (iv) seizures of drugs or offensive weapons,
  - (v) any visit by a relevant authority or emergency service
27. A proof of age scheme, challenge 25, shall be operated at the premises where only photographic identification is acceptable. The only acceptable forms of photographic identification are
  - (i) Passport;

- (ii) Driving Licence;
- (iii) Accredited proof of age card displaying the PASS hologram;
- (iv) Any approved proof of age scheme recognised by Essex Police

28. A drugs safe and log system will be employed at the premises to account for the seizure of drugs from customers. The premises management will liaise with police for regular collection of seized drugs.
29. Only suitable toughened, plastic or polycarbonate drinking vessels will be permitted to be used at the premises.
30. All beverages supplied/sold for consumption on the premises will be supplied in glass containers as above, or otherwise agreed with the Police. However, this shall not apply to beverages supplied/sold in bottles with a volume of 20cl or less, or 70cl or more.
31. When the premises are open, trading to the public and the smoking area is open, a minimum of one doorman will be permanently positioned so as to continually supervise the smoking area.
32. Licensable activities may be carried out on New Years Eve from the end of permitted hours until the start of permitted hours the following day (or, if there are no permitted hours on the following day, midnight on 31 December).
33. All licensable activities shall be extended by one hour on the following days:
- (i) Thursday, Friday, Saturday and Sunday of Easter weekend.
  - (ii) Friday, Saturday and Sunday of the two May Bank Holidays, the August bank Holiday, Christmas Eve and Boxing Day.
  - (iii) Burns Night, Valentines Day, St David's Day, St Patricks Day, St Georges Day, St Andrew' Day and Halloween, if that day is not followed by a normal working day.
  - (iv) New year's Eve from the end of permitted hours until the start of the permitted hours on the following day.
34. Should any indoor sporting events take place on the premises, the police services shall be informed.
35. The Premises Licence Holder shall provide free drinking water on reasonable request.
36. Should the Premises Licence Holder organise an event for persons under the age of 18, the premises shall have in place the following practices;
- (i) An admission policy; and
  - (ii) A code of conduct for staff; and
  - (iii) Child Protection Policy
37. No less than two weeks notice will be given to Essex Police where any outside promoter is to be used at the premises, and the details of the promoter to be given to Essex police.
38. A minimum of two SIA registered staff will remain outside the front of the premises until at least 15 minutes after the last customer has left the premises and 15 minutes before closing time on any night the premises is open for licensable activities.
39. The front of the premises is defined as the curtilage of the premises.
40. There shall be no off sales of alcohol, except for alcohol which is consumed in the defined smoking area at the rear of the premises *and no drinks to be permitted to be taken outside the curtilage of the premises.*

41. The Premises are not to open until conditions 1-4 are met

42. Any person employed as a Door Supervisor at the premises either directly or by way of a third party shall be required to undertake a refresher course in physical intervention skills (provided by a trainer who themselves has been trained by an SIA endorsed awarding organisation and has a SIA required qualification for trainers). Such training must have been received within the last 12 months.

43. Where SIA licensed door supervisors are used at the premises a record shall be maintained (on the premises) which is legible and details:-

- a) The day and date when door supervisors were deployed
- b) The full name and SIA registration number of each door supervisor on duty at the premises; and
- c) The start and finish time of each door supervisor's work duty period

This record shall be retained on the premises for 31 days and be immediately provided to police or licensing authority staff upon reasonable request.

**Public Safety**

N/A

**Prevention of Public nuisance**

**The Protection of children from harm**

N/A

**Annexe 3 – Conditions attached after a hearing by the licensing authority:**

Licensing Sub-Committee Thursday 18<sup>th</sup> February 2010

Conditions 23 & 40 amended (shown in italics in Annex 2)

Conditions 42 – 43 Attached by Essex Police on a Minor Variation 1.5.18

**Annexe 4 – Plans:**

Plans held at Epping Forest District Council

Minor Variation 19.7.2013

Plan drawing number 7335/06A dated June 2013

**PREMISES LICENCE  
SUMMARY**

**Part B**



**Premises licence number:**

**LN/210005029**

**Premises details:**

**Postal address of premises, or if none, ordnance survey map reference or description:**

**Club 195**

**195-199 Cottis Lane**

**Post Town: Epping**

**Post code: CM16 4BL**

**Telephone number:**

**Where the licence is time limited the dates: N/A**

**Licensable activities authorised by the licence:**

**Performance of Plays, Exhibition of Films, Indoor Sporting Events, Live Music, Recorded Music,  
Performances of Dance, Provision of Facilities for Making Music and Dancing, Late Night Refreshment, Supply of Alcohol**

**The times the licence authorises the carrying out of licensable activities:**

**Monday – Sunday 08.00 – 03.00**

**The opening hours of the premises:**

**Monday – Sunday 08.00 -003.30**

**Non Standard days – 1 extra hour opening as per point 33 of the Licence Conditions**

**Where the licence authorises supplies of alcohol whether these are on and / or off supplies:**

**On and Off**





Neighbourhoods

**Name, (registered) address, of holder of premises licence:**

**KAC Entertainment Ltd, Lawford House, Albert Place, London, N3 1QA**

**Registered number of holder, for example company number, charity number (where applicable):**

**Company No. 10591345**

**Name of designated premises supervisor where the premises licence authorises the supply of alcohol:**

**David King**

**State whether access to the premises by children is restricted or prohibited:**

**Restricted**

Dated: 18<sup>th</sup> May 2018

Assistant Director of Neighbourhoods

## **EPHING FOREST DISTRICT COUNCIL COMMITTEE MINUTES**

**Committee:** Licensing Sub-Committee                      **Date:** 29 January 2019

**Place:** Council Chamber, Civic Offices,                      **Time:** 10.00 am - 1.56 pm  
High Street, Epping

**Members Present:** P Keska (Chairman), J Jennings, S Neville and M Sartin

**Other Councillors:**

**Apologies:**

**Officers Present:** A Hendry (Senior Democratic Services Officer), K Tuckey (Licensing Manager), D Houghton (Licensing Compliance Officer), J Nolan (Service Director (Commercial & Regulatory Services)), R Ferriera (Assistant Solicitor) and S Devine (Service Manager Regulatory)

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### **36. DECLARATIONS OF INTEREST**

There were no declarations of interest made pursuant to the Members Code of Conduct.

### **37. PROCEDURE FOR THE CONDUCT OF BUSINESS**

The Sub-Committee noted the agreed procedure for the conduct of business and the terms of reference.

### **38. FULL SUMMARY REVIEW OF PREMISES LICENCE - CLUB 195, COTTIS LANE, EPPING, ESSEX, CM16 4BL**

The three Councillors that presided over this item were Councillors P Keska, S Neville and M Sartin.

The Chairman introduced the Members and Officers present and outlined the procedure that would be followed for the determination of the summary review. The Chairman welcomed the participants and requested that they introduce themselves to the Sub-Committee. In attendance on behalf of the applicant was P Jones (Essex Police Licensing Officer), R Hanstock (Counsel for Essex Police) and G Ashford (Licensing Manager for Essex Police). On behalf of the License premises were R Bhowse (Counsel), S Panesar (Solicitor), N Wood, M Younger, S Pembury (Sentra Solutions Ltd.), S Cummings and D King (the premises DPS) (Directors of KAC Entertainment Limited). Also in attendance was Councillor N Avey, Town Mayor of Epping Town Council.

The Chairman mentioned that he had been approached by a Town Councillor who had wished to speak at today's hearing. However having taken advice from officers he had agreed that the request had come in after the consultation period and was therefore inadmissible.

#### **(a) The Application before the Sub-Committee**

The Licensing Compliance Officer, D Houghton, explained that this hearing was to hear an application for a summary review brought by Essex Police for Club 195, Cottis Lane, Epping, CM16 4BL. This was made on 4<sup>th</sup> January 2019 in accordance with Section 53B of the Licensing Act 2003. The Licensing Authority after reading Essex Police's review application made the decision to implement the following interim step to take affect immediately: "To suspend the Premises Licence until the Review hearing as there was a danger of further serious crime and serious disorder."

The application for the full review was advertised in accordance with the legislation inviting representations from Responsible Authorities and Interested Parties.

**(b) Presentation of the Applicant's Case**

Mr Hanstock, on behalf of the Police said that they had called this review because of crime and disorder matters arising from Club 195. They were asking revocation of the licence in this case as evidence justified these steps and was not to be taken lightly.

He outlined the incidents that took place on 1<sup>st</sup> January 2019 in or around Club 195, when a man got stabbed on the dance floor inside the club; this incident was not covered by CCTV. The person who carried out this assault had entered illegally as the club had failed to secure that entrance. No staff had witnessed the incident. In the Companies submission, paragraphs 43 to 46 there was no acceptance of responsibility here, even after reflection. This was wilful blindness and reinforced the Police's position.

Other later incidents had also occurred outside the premises that night, at 03.03hrs, a male was being knocked unconscious, losing teeth and sustaining a punctured lip. Thirteen police officers attended and a GBH investigation was on-going. There was also large scale disorder happening at the same time out on the streets spilling out from Cottis Lane onto the High Street. This was at a time when no other establishment was open in that area and showed a pattern of disturbance happening at this time over the preceding year. Again there had been no acceptance of responsibility for this by the management.

CCTV footage from this incident would be shown to the meeting and there were statements covering this in the document pack.

Similar incidents happened on 23, 22 and 2 December, 14 October, 15 April, 4 March and 4 February 2018. All these incidents (and others) were documented in their document pack.

He noted that the Police had used a stepped approach in their handling of these incidents and referred the meeting to the Police letter dated 14 February 2018 which was a final warning letter which set out breaches in conditions and resulting recommended variations in their conditions. Since this warning letter, the incidents had continued and things did not get better. Finally, revocation of the licence was the only step left.

The Licensee had said that the door company should not be removed and this was a choice for the licensee as the Police does not direct them to any particular company and did not recommend any company.

Since the suspension of their licence there had been no reported incidents of disorder in the High Street.

The case for suspension of the licence was clear and this proved the case for revocation. There was case law for this (case of East Lindsey District Council v Abu Hanif (2016)), and this would be a clear message that this Sub-committee would not stand for this type of behaviour

Following this submission CCTV footage was shown to the attendees at the meeting showing incidents during the mornings of 1<sup>st</sup> January 2019, 23<sup>rd</sup>, 22<sup>nd</sup> and 2<sup>nd</sup> December 2018 as illustrative of the incidents occurring on the High Street and Cottis Lane.

**(c) Questions for the Applicant from the Premises Holder**

There were no questions to the applicant.

**(d) Questions for the Applicant from the Sub-Committee**

The Sub-Committee asked about the differences of the high-viz tops worn by the Police and the door security people as in the CCTV footage it was confusing telling one from the other. The Sub-Committee were told that the door staff had longer fluorescent bands on their tabard and the Police had thinner bands on their jackets.

**(e) Presentation of the Premises Holder's Case**

Mr Bhoose opened by saying he did not understand why the Sub-committee had suspended the licence after the 1<sup>st</sup> January 2019 incident. This was not indicative of what happened at the Club and was a one-off incident.

The problem was with the dispersal policy and they were seeking to put more door supervisors into Cottis Lane and the High Street. With the further conditions that have been offered this would ensure that the Licensing conditions would be satisfied and would create a safer club. If you were satisfied we would welcome changes in conditions to the licence. There was no need to reduce opening times or revoke the licence. Revocation would cause the loss of 28 jobs in this area.

This is a well run premises which has been there for 15 years, but has had a few recent issues. It should be recognised the role the Club has played in the economy of the town. The Police have relied on incidents that have happened over the last year.

Mr Bhoose then asked the Sub-Committee to consider the plan of the inside of the Club, showing a plan of the first floor and indicating the steps up to the flat. It also showed the main entrance, the smoking area towards the rear car park surrounded by 3 foot metal fencing. There was a small gap at the end of the fencing, used to escort people from the club. A supervisor was constantly stationed at the door supervising patrons who go in up the stairs into the club.

The club opens only one evening a week, on a Saturday and had been operating like this for the last 3 years. They currently have plans for refurbishment.

Mr Cummings and Mr King were experienced licensees and it was Mr King who set up 'Pubwatch' in the area. In their documents bundle there were letters from the business community in the area supporting them. He also noted that this was not a residential area, but he also had a letter of support from the nearest resident, Councillor Church.

His clients' focus was on running a safe and successful nightclub. They would operate with a minimum of 7 door supervisors and a maximum of 16, in excess of

what was required. They wanted to run a safe and comfortable club. At the front door would be stationed 3 door staff supervising two queues and carrying out searches. Inside they would scan the documents/IDs of the people before they go in.

The Door company has been operating here for 11 years and he noted that the Police had recommended them to other venues and say that they do not have a problem with this company and state in their documents that they have, at times, been helped by the security people.

My clients will search everyone who enters the premises, not just the recommended 4 out of 10. Every night staff will remove any bottles from the high street to keep their patrons safe. This is over and above what they need to do.

There has been no violence in the Club except for this recent incident on new year's day when a group did evade the security and got in through the smoking area. The supervisors acted appropriately and split up the people arguing. They did not know at the time that there had been a stabbing. The victim had been given first aid and an ambulance called.

It should be noted that the CCTV is a state of the art system and complies with the Essex Police Standards.

The Licensee also proposed that in addition to the security officer stationed at the smoking area an additional member of staff will be stationed there. They also propose to put in new 6 foot high fencing around the smoking area and operate a system of wrist bands when going out to smoke. Because of these additional measures he was confident that there would be no repetition of this type of incident.

As for dispersal at closing time. It was unfair to blame his clients for everything that went on outside. They needed a more robust presence in Cottis Lane and the High Street. At present there was no condition for this and they go further than asked for.

Near the end of the night the DJ would play softer music and by 2am put it to a background level; at 3am the door supervisors would encourage clients to leave. Once the club is empty they would go out onto the High Street to marshal people into the taxis. From 1.30am 2 door supervisors would be outside patrolling Cottis lane and the High Street, their sole function being to patrol area and disperse people. From 2am there will be 2 supervisors at the front door, 3 inside and the others outside helping dispersal. There can be up to 11 door supervisors patrolling and they were satisfied that this would more than meet the concerns of the Police and ensure that problems did not reoccur.

The new conditions, listed in their documents, would be more than satisfactory and there would be no need for revocation of the licence. He quickly went through the proposed police conditions noting that police's proposed metal detecting arch was, in their view, unnecessary as no customers had sought to come in with metal implements and their proposed search was quicker and as efficient. Given this they would accept all the conditions except condition 7.

They did not agree to the amending of closing times to earlier as they thought it was unnecessary because of the counter measures they had proposed to put in place. Also 5 other premises in that area close at 1 to 1.30am and this would increase the amount of people and stress in the area at that time. They would also cease to be a destination venue and would not be financially viable.

It was also unclear why the Police want them to close for 3 months. They have been closed for 3 weeks already and it would take time to implement any new procedures.

**(f) Questions to the Premises Holder from the Sub-Committee**

The Sub-committee noted that their trading hours were from 22.00 to 03.00 and their capacity was 653 persons, what was the average number of people that attended the club? They were told that it was between 250 and 325.

Following on from this they asked when the management would put on extra staff? They were told that they would monitor ticket sales during the week and by Friday would know how many door staff would be needed.

The Sub-committee then asked what were the various roles of the staff in the club. They were told that the majority were bar staff / glass collectors, with reception staff and waitresses and were all appropriately trained.

They were then asked if any food was served and were told that no food was provided.

The Sub-committee noted that the recent incident happened when some people came in through the smoking area. How many ways were there for getting into the club? They were told that there were 5 exits, all manned. The front ones had 2 or 3 persons stationed there, 1 by the staircase and between 1 and 2 for each other exit.

The Sub-committee asked what was 'Clubscan', as it was mentioned in the documentation. They were told that 'Clubscan' was an automatic system used to check IDs; it was used as a deterrent and the police used it as an audit tool.

Asked if they had female door staff they said that they did, they always had at least one female member of the door staff to conduct female searches.

The Sub-Committee asked if drinks were served in glass or plastic containers. They were told that they used plastic glasses, but they could buy cans, but not bottles.

The Sub-Committee then asked how frequently were their policies revisited and were told that they were reviewed regularly with occasional small changes being made, but no major ones.

The Sub-Committee then asked about the incident in February 2018 when there were some inappropriate staff occurrences. They were told that this was a bad incident with bricks being thrown at the doormen, who then handled it inappropriately.

The Sub-committee then asked what was the gender balance of the patrons, did males dominate? They replied that generally they liked to have 65% female there and have at time refused admission to males if this proportion was not being met.

**(g) Questions from the Applicant to the Premises Holder**

The applicant's counsel noted that the club had been open for 14 years and had a review in 2009 when the previous licence had been revoked and then Mr King took it over. Mr King agreed that he had taken over after this.

The applicant asked was it right that after numerous incidents the venue is to open Friday and Saturday nights. Mr King said this was a long term plan once

refurbishment took place and they would review the nights they were to open. There were no plans for the near future.

The applicant's counsel noted that Mr King was involved with another premises in Chingford where at a recent review 2 conditions had been added; one that Sentra not be used and secondly that Mr King be there on Friday and Saturday nights. Mr King replied that he would employ a new DPS here to free him up.

The applicant noted that the premises holder's policies were all dated 2009, with no new or renewed ones. Under their dispersal policy the third to last bullet point that starts 'it is acknowledged that a degree of cooperation...' how did this provide any assurance to the Sub-committee. Also under their fire notice and procedures they refer to a draft notice on responsibility of summoning the fire brigade but this notice was not included in the bundle. The drugs policy page refers to another venue and the CCTV policy on its second page is the only places where lighting is referred to and does nothing to address the concerns raised by the police and their drunkenness policy seems to be taken from another venue.

Mr King replied that the policies were reviewed in 2009 and some have since been changed and reviewed, they have not been cut and pasted from elsewhere. The dispersal policy referred to the 'Pubwatch' scheme and there was a system in place we use to evacuate the premises. We also have regular checks made by our CCTV company. Unfortunately the area where this incident happened was not covered by our CCTV. And the drunkenness policy was drawn up for the club. The Counsel for the premises holders added that they would be reviewing all their policies in conjunction with the police.

The applicant's counsel noted that the dispersal policy referring to the door staff patrolling Cottis Lane, these policies were to be reviewed. But, the updated policies that the Club worked under were needed here at this committee but, despite the time they have been closed they could have updated it then. The Counsel for the premises holders said that they would need amending but it did have an existing dispersal policy and it will be reviewed.

The Sub-Committee asked Mr King to tell them about 'Pubwatch' and the use of walkie-talkies with different venues and when did it stop. Mr King said that other venues did not want to continue this scheme and people stopped coming or responding to them.

**(h) Statement of the Objector**

Councillor N Avey spoke on behalf of Epping Town Council. He relied on their written objection reproduced in the paperwork it was a straight forward matter supported by a number of residents. This type of establishment will always attract 'bad' people. Epping was a small market town and not the place for a night club.

**(i) Closing Statement from the Premises Holder**

Mr Bhoose had nothing further to add to his statement.

**(j) Closing Statement from the Applicant**

Mr Hanstock had nothing further to add to his statement.

**(k) Consideration of the Summary Review by the Sub-Committee**

The Sub-Committee withdrew from the meeting to consider the application in private. During their deliberations the Sub-committee received the following advice from the officers present:

1. Article 1 of the first protocol of Human Rights Act 1988 that every person is entitled to the peaceful enjoyment of his possessions (in this case the Licence). No one shall be deprived of his possessions except in the public interest and subject to the conditions provided for by law and by the general principles of international law.
2. That any decision made in respect of the premises licence for Club 195, Cottis Lane, Epping, Essex CM16 4BL must be necessary and proportionate.

**RESOLVED:**

1. The decision of this sub-committee is that the premises licence for Club 195, Cottis Lane Epping is revoked.
2. This decision was arrived at in the light of the evidence presented at the hearing, namely:
  - The repeated and very serious crime and disorder associated with the premises.
  - The lack of confidence in the management in how they have implemented their current policies and procedures.
  - The lack of confidence that the DPS had proper control of the premises.
  - The lack of faith in management being able to successfully implement additional conditions.
3. That the interim step i.e. the suspension imposed on 4<sup>th</sup> January 2019, under Section 53 (B) of the Licensing Act 2003 shall remain in effect until the hearing of the appeal against the revocation (if there is one).
4. The applicant or premises licence holder or any other person who made relevant representations to the application are reminded of their right of appeal to the Magistrates' Court within 21 days of the date of the written notification of this decision.
5. The decision will not have effect until after the end of the period given for appealing against the decision, or if the decision is appealed against, the time the appeal is disposed of. The suspension shall remain in effect until the time for appealing the review has expired and any appeal has been determined

**CHAIRMAN**



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#### CUMMINS, Scott Anthony

Correspondence address **Rear Of 195-199, High Street, Epping, United Kingdom, CM16 4BL**

Role Active **Director**

Date of birth **December 1971**

Appointed on **17 April 2019**

Nationality **British**

Country of residence **United Kingdom**

Occupation **Director**

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#### KING, David Ernest

Correspondence address **Rear Of 195-199, High Street, Epping, Essex, United Kingdom, CM16 4BL**

Role Active **Director**

Date of birth **June 1967**

Appointed on **17 April 2019**

Nationality **British**

Country of residence **United Kingdom**

Occupation **Director**

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