

# Thomas & Thomas

Partners LLP

## Application to vary a premises licence 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 **Crown House Investments Ltd**

*(insert name(s) of applicant)*

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number  
LN/000002137

### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description  
Tom, Dick and Harry's  
153 High Road

Post town	Loughton	Postcode	IG10 4LF
-----------	----------	----------	----------

Telephone number at premises (if any)	
---------------------------------------	--

Non-domestic rateable value of premises	£75000
---	--------

### Part 2 – Applicant details

Daytime contact telephone number	
----------------------------------	--

E-mail address (optional)	
---------------------------	--

Current postal address if different from premises address	
---	--

Post town		Postcode	
-----------	--	----------	--

### Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? ☒ Yes

☐  
No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) ☐ Yes ☒ No

**Please describe briefly the nature of the proposed variation (Please see guidance note 2)**

The premises is a modern-designed restaurant with open kitchen that offers substantial food with table service with approximately 70 covers.

The variation proposes to:

1. Extend the hours for the sale of alcohol from 11pm to midnight Monday to Saturday and to extend the opening hours as a consequence;
2. Include the external seating area in the licensed area;
3. Add late night refreshment Monday to Saturday from 11pm to midnight;
4. Add conditions relating to waiter service and the external area and remove conditions relating to door supervision and those considered unnecessary for a restaurant-type operation, as further detailed in the attached track-changed licence;
5. Amend the layout of the premises as shown on the enclosed plan.

No other changes to the permitted hours, activities or conditions are sought or implied.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6)
Day	Start	Finish	
Mon	0800	0030	
Tue	0800	0030	
Wed	0800	0030	
Thur	0800	0030	
Fri	0800	0030	<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 7)
Sat	0800	0030	
Sun	0800	2330	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.  
 Please refer to the enclosed track-changed licence.

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input checked="checked" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 6)		
Mon	1100	0000			
Tue	1100	0000			
Wed	1100	0000			
Thur	1100	0000			
Fri	1100	0000			
			<b><u>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</u></b> (please read guidance note 7)		
Sat	1100	0000			
Sun	1100	2300			

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 10).

None



Late night refreshment Standard days and timings (please read guidance note 8)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon	2300	0000			
Tue	2300	0000			
			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 6)		
Wed	2300	0000			
Thur	2300	0000			
			<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> (please read guidance note 7)		
Fri	2300	0000			
Sat	2300	0000			
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 5)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 6)		
Fri					
Sat			<b><u>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</u></b> (please read guidance note 7)		
Sun					

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 5)		
Mon					
Tue			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 6)		
Wed			<b>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</b> (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

## F

Recorded music Standard days and timings (please read guidance note 8)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri					
Sat			<u>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</u> (please read guidance note 7)		
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed			<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> (please read guidance note 7)		
Thur					
Fri					
Sat					
Sun					

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur					
			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
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 7)
Fri			
Sat			
Sun			

## B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue					
			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 6)		
Wed					
Thur					
			<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> (please read guidance note 7)		
Fri					
Sat					
Sun					



A

Plays Standard days and timings (please read guidance note 8)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue					
			State any seasonal variations for performing plays (please read guidance note 6)		
Wed					
Thur					
			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

#### Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

##### Provision of regulated entertainment (Please see guidance note 3)

Please tick all that apply

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

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

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

☒  
☐

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

## M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

### a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

With the exception of those that are requested to be removed, the conditions currently attached to the premises licence will continue to have effect should the variation be granted, in addition the following conditions are offered to ensure the continued promotion of the licensing objectives:

1. All outside tables and chairs shall be rendered unusable by 23.00 each day.
2. Save for the area hatched black, the supply of alcohol shall be by waiter or waitress service only to persons seated.
3. The premises licence holder shall ensure that any patrons in the external seating area do so in an orderly manner so as to ensure that there is no public nuisance.
4. There shall be no regulated entertainment or speakers in the external seating area.

### b) The prevention of crime and disorder

Please refer to box a) above.

**c) Public safety**

Please refer to box a) above.

**d) The prevention of public nuisance**

Please refer to box a) above.

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

Please refer to box a) above.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or ☒
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy. ☐
- I have sent copies of this application and the plan to responsible authorities and others where applicable. Electronic Submission - LA to serve RA's ☐
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

**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.**

**Part 5 – Signatures (please read guidance note 12)**

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	11/05/2018
Capacity	Thomas & Thomas Partners LLP as solicitors on behalf of the applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 15) AT/TB/TDH.1.1 Thomas & Thomas Partners LLP 38a Monmouth Street			
Post town	London	Post code	WC2H 9EP
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) [REDACTED]			

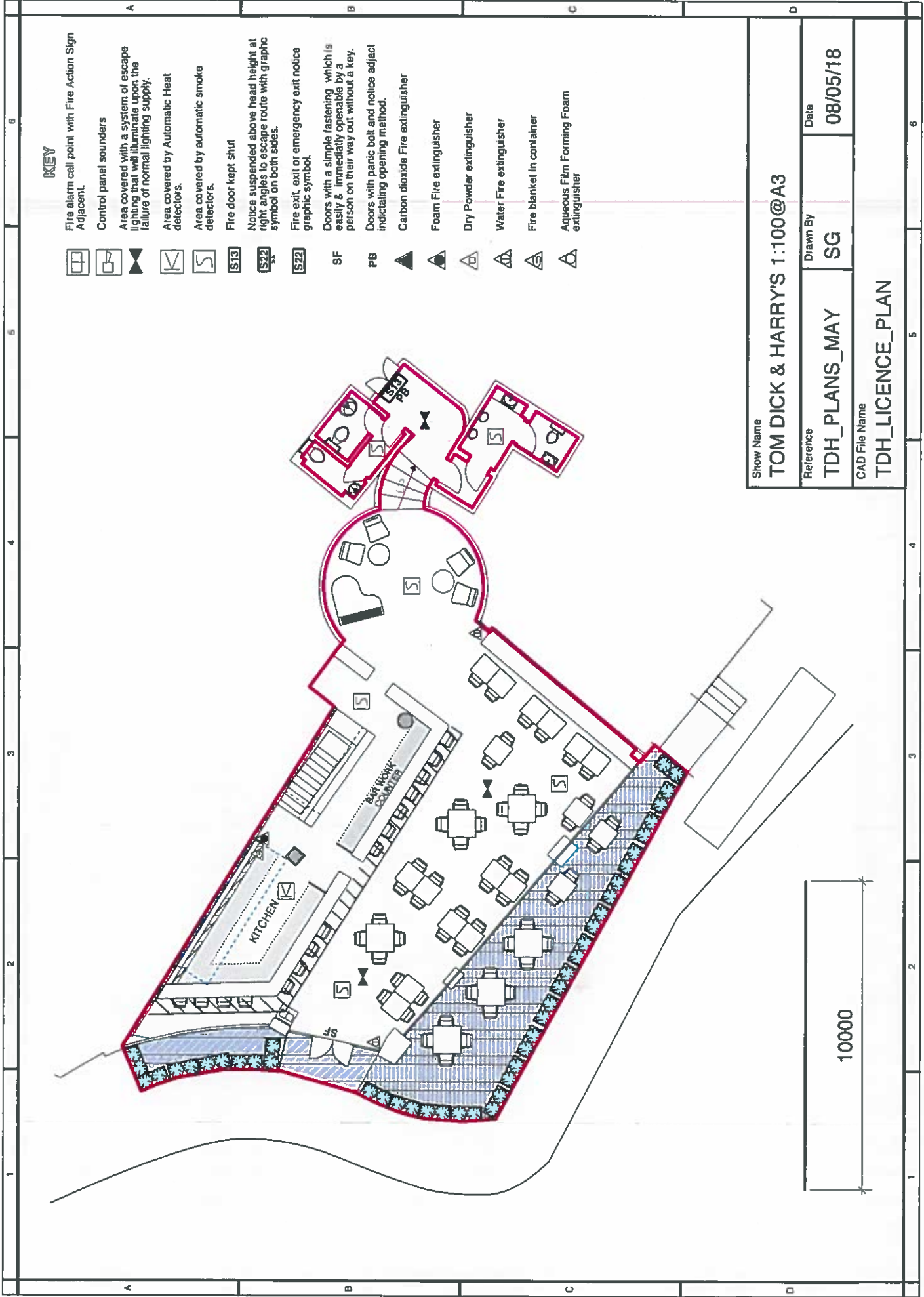
#### Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or

wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.

- Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
  - Recorded Music: no licence permission is required for:
    - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
    - any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
  - Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
  - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
    - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
    - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
    - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
    - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
  5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
  6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
  7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
  8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
  9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
  10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
  11. Please list here steps you will take to promote all four licensing objectives together.
  12. The application form must be signed.
  13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
  14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
  15. This is the address which we shall use to correspond with you about this application.



Show Name		TOM DICK & HARRY'S 1:100@A3	
Reference	Drawn By	Date	
TDH_PLANS_MAY	SG	08/05/18	
CAD File Name		TDH_LICENCE_PLAN	





Application ref: epping-forest-620344  
Licence: Application to vary a premises licence  
Applicant email: [REDACTED]  
Submitted on: 11/05/2018 15:58  
Total fee: Variable  
Payment status: Paid  
Capita ref: 080934  
Amount paid: £315.00  
Application

application form

#### Supporting documents (2)

Copy of premises licence

Premises plan

#### Authority Reference

Reference: [REDACTED]

Tacit consent does not apply

Process by: 19/07/2018  
Status: Collected on  
11/05/2018  
Expires: Expires in 7 days on  
18-05-2018

#### Recent History

Notification to licensing-  
notifications+production@digital.cabin  
office.gov.uk:  
Sent on 11/05/2018 16:04

Notification to  
[REDACTED]  
Sent on 11/05/2018 16:04

Notification to licensing-  
notifications+production@digital.cabin  
office.gov.uk:  
Sent on 11/05/2018 16:04

Notification to  
licensing@eppingforestdc.gov.uk:  
Sent on 11/05/2018 16:04

Payment Successful :  
at 11/05/2018 15:59

Marked as collected:  
on 11/05/2018 16:07 by  
dbastick@eppingforestdc.gov.uk

Downloaded Premises plan:  
on 11/05/2018 16:11 by  
dbastick@eppingforestdc.gov.uk

Downloaded Copy of premises  
licence:  
on 11/05/2018 16:10 by  
dbastick@eppingforestdc.gov.uk

Downloaded Completed form:  
on 11/05/2018 16:07 by  
dbastick@eppingforestdc.gov.uk

Downloaded Completed form:  
on 11/05/2018 16:07 by  
dbastick@eppingforestdc.gov.uk



## PREMISES LICENCE

### Part A



Neighbourhoods

Premises licence number:

LN/000002137

#### Part 1 – Premises details:

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

Tom, Dick and Harry's,  
153 High Road,  
Loughton,  
Essex

Post Town: Loughton Post code: IG10 4LF

Telephone number: 0203 2255200

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

Licensable activities authorised by the licence:

~~Sale of Alcohol & recorded Music - Monday to Saturday 1100 to 0000 hrs, Sunday 1100 to 2300 hrs~~

~~Late night refreshment - Monday to Saturday 23:00 to 00:00~~

~~Recorded music - Monday to Sunday 1100 to 2300 hrs~~

~~Monday to Sunday 1100 to 2300 hrs~~

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

~~Sale of Alcohol - Monday to Saturday 1100 to 0000 hrs, Sunday 1100 to 2300 hrs~~

~~Late night refreshment - Monday to Saturday 23:00 to 00:00~~

~~Recorded music - Monday to Sunday 1100 to 2300 hrs~~

~~Sale of Alcohol & recorded Music - Monday to Sunday 1100 to 2300 hrs~~

~~Seasonal variations for licensable activities- Christmas Eve, Christmas day, boxing day and~~

~~new years day and the day preceding any bank holiday 1100hrs to 0000hrs~~

~~New years Eve 1100 to 01:00 hrs~~

The opening hours of the premises: ~~Monday to Saturday 0800 to 0030 hrs, Sunday 0800 to 2330 hrs~~

~~Monday to Sunday 0800 to 23:30 hrs~~

~~Seasonal variation for opening hours- Christmas Eve, Christmas Day, Boxing day, New years day~~

~~and the day preceding any bank holidays 1100 to 00:30~~

~~New years Eve- 0800 hrs to 01:30hrs~~

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

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:**  
**Crown House Investments Ltd**  
**151 High Road,**  
**Loughton,**  
**IG10 4LF**

**Registered number of holder, for example company number, charity number (where applicable):**  
**10059534**

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol: No DPS – To be informed**

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

**ANNEX 1 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



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

**The Prevention of Crime and Disorder.**

~~1. Whilst on duty door supervisors shall wear high visibility jackets and identifying logos~~  
The premises shall install and maintain a comprehensive CCTV system.  
Specifically:

~~2. CCTV will be provided in the form a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition~~

a) ~~Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale/supply of alcohol occurs~~

b)

c) ~~Equipment MUST be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in good working order, numbered sequentially and kept for a period of 31 days and handed to the police or Licensing Authority on request.~~

~~The Premises Licence Holder must ensure at all times a DPS or other member of staff is capable of and competent at downloading CCTV footage in a recordable format to the Police or Licensing Authority~~

d)

e) ~~The recording equipment and tapes/disc shall be kept in a secure environment under the control of the DPS or other responsible named individual or post holder.~~

~~2. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions are to be recorded within 4 hours of discovery.~~

~~3. Suitably worded signs of sufficient size are displayed at all ingress and egress to the premises, fire exits and all areas where the sale/supply of alcohol occurs, advising customers that CCTV is operating at the premises. Signs must be clearly visible and readable taking into account the lighting conditions in the vicinity of the signs when the premises is open for licensable activities and a minimum size of 200 x 150 mm.~~

~~An incident log shall be kept at the premises, and made available on request to the Police/Local Authority.~~

~~It must be completed within 4 hours of the incident and 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 a CCTV system, searching equipment or scanning equipment mandated as a condition of the licence
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

The register must be kept on the premises and will detail

- (a) day, date and time of incident;
- (b) the nature of the incident;
- (c) the resolution;
- (d) each entry is to be checked by the DPS or other person holding a supervisory capacity no later than one week after the entry has been made

~~On any occasion where the premises conducts licensable activities past 23:00 hours, a minimum of 4 SIA-registered door staff will be employed from 21:00 hours until 30 minutes after the permitted opening hours.~~

~~After 23:30 hours SIA-licensed door staff shall, as far as is possible, prevent patrons leaving the premises with bottles, glasses or drinking vessels. To facilitate this process, there shall be provided conspicuous signage, visible to patrons at each ingress/egress explaining this policy. There shall be provided a suitable bin at the exit(s) for the safe temporary storage of glassware/bottles surrendered. The premises licence holder or DPS shall maintain an accurate and up-to-date register in respect of all door supervisors working at the premises when open to the public. The register will comprise of (a) the name, badge number, dates and times of commencement and finish of work; (b) the signature of the door supervisor; (c) details of any incident the door supervisor is involved in including details of any calls to the Police and any Police action taken~~

~~The door supervisor register shall be made available to the Police and an authorised officer upon request.~~

~~The premises shall have an agreed written drugs policy, this will detail the strategies to minimise the use and supply of illegal substances within the premises, handling, retention and collection/delivery of any article seized to Essex Police for disposal. The drug policy shall include a structured training policy for all staff covering the issue of misuse of drugs in relation to licensed premises. Zero Drugs tolerance posters shall be clearly and prominently on public display within the premises. The drugs policy shall be agreed and submitted to Essex Police and the Licensing Authority which shall be reviewed annually.~~

~~All persons that sell or supply alcohol to customers must have licensing and drug awareness training. Training should take place within six weeks of employment and any new employees will be supervised until training has taken place. Refresher training should be repeated every six months. Training records must be kept on the premises and shall contain the nature, content and frequency of training. Records must be made available for inspection by the Police or an authorised officer on request either electronically or hard copy. Training must include (a) avoiding sales of alcohol to persons under the age of 18; (b) recognising~~

customers who appear drunk and refusing sale of alcohol; (c) knows the licensing objectives; (d) have read and understood the licensing conditions; (e) can point out where the licence summary is displayed; (f) understands consequences for breaching legislation that can impact on them and/or the licensee; (g) drug misuse awareness; (h) have relevant contact details of the DPS or the licensee

### **Prevention of public nuisance**

After 22.00 each day patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them. Notices to that effect will be displayed at the premises exits.

The smoking areas shall be monitored by staff and/or door supervisors to ensure that there are no more than a maximum of 20 persons at any one time using this area  
Clear signage shall be publically displayed regarding maximum numbers in the area

4. 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 situate.

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

5. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.30 hours and 06.00 hours on the following day.

6. All windows and external doors shall be kept closed after 20.00 hours when regulated entertainment takes place, except for the immediate access and egress of persons.

7. No music emanating from the premises will be heard at the boundary of any noise sensitive accommodation in the vicinity of the premises. Checks will be undertaken on every 30 minutes during regulated entertainment to ensure that this condition is complied with. A record of the checks will be maintained in writing and made available to officers from the police or council on request.

8. No live music will be played at the premises, with the exception of non-amplified live music. Recorded music provided at the premises is only to be provided through the premises internal speaker system ('the house speaker system').

9. The playing of recorded music shall be incidental to any other activity

Loudspeakers from the house speaker system shall not be located in the entrance lobby or outside the premises building.

10 Section 177A(2) of the Licensing Act 2003 is to have no effect and both live and recorded music are to be treated as regulated entertainment.

#### Public Safety

##### **Protection of Children from Harm**

11 All staff to be trained in the prevention of underage sales to a level commensurate with their duties. All such training to be updated as necessary, for instance when legislation changes. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by an authorised officer of the Licensing Authority or Police.

12 A 'Challenge 25' scheme is operated, whereby any person who appears to be under 25 years of age is required to produce means of identification proving they are over 18 years of age. The only acceptable forms of identification are a photo driving licence, passport. Military ID card or proof of age card with the PASS Hologram  
Signs will be located at the point of sale and in the area where alcohol is displayed advising customers that a 'Challenge 25' policy is in force.  
No unaccompanied persons under the age of 16 shall be permitted on the premises.

##### **Additional conditions**

13 Substantial food and non-intoxicating beverages shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises, up to 24:00 hours.

14 There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.

15 Where the supply of alcohol is authorised under a temporary event notice all conditions of this licence will apply – save those conditions relating to regulated entertainment.

16 All outside tables and chairs shall be rendered unusable by 23.00 each day.

17 Save for the area hatched black, the supply of alcohol shall be by waiter or waitress service only

to persons seated.

19. The premises licence holder shall ensure that any patrons in the external seating area do so in an orderly manner so as to ensure that there is no public nuisance.

20. There shall be no regulated entertainment or speakers in the external seating area.

**Informative:** The premises will not trade under the name 'Nu Bar'

**Annexe 3 – Conditions attached after a hearing by the licensing authority: Hearing 7<sup>th</sup> March 2017**

All previous conditions have been replaced with new conditions agreed at the meeting and adopted as above

**Annexe 4 – Plans:**

Plans held at Epping Forest District Council





LICENSING ACT 2003

**NOTICE OF APPLICATION FOR VARIATION OF PREMISES LICENCE**

NOTICE IS GIVEN THAT Crown House Investments Ltd has applied to Epping Forest District Council on 11 May 2018 to vary the premises licence at Tom, Dick and Harry's, 153 High Road, Loughton, IG10 4LF so as to 1) Extend the hours for the sale of alcohol from 11pm to midnight Monday to Saturday and to extend the opening hours as a consequence; 2) Include the external seating area in the licensed area; 3) Add late night refreshment Monday to Saturday from 11pm to midnight; 4) Add and remove conditions as further detailed in the attached track-changed licence; 5) Amend the layout of the premises as shown on the enclosed plan, as more particularly set out in the application and plans lodged with the Council.

Any person who wishes to make a representation in relation to this application must give notice in writing to: *Licensing Unit, Epping Forest District Council, Civic Offices, High Street, Epping, CM16 4BZ* to be received by no later than 08 June 2018 stating the grounds for making said representation.

The register and a record of the application can be inspected on the Council's website [www.eppingforestdc.gov.uk](http://www.eppingforestdc.gov.uk) or by appointment at the Council's offices during office hours.

It is an offence, under section 158 of the Licensing Act 2003, to knowingly or recklessly make a false statement in or in connection with an application for a premises licence and the maximum fine on being convicted of such an offence is unlimited.





## Essex County Council

## Announcements - Public Notices

## Announcements - Public Notices

LICENSING ACT 2003  
NOTICE OF APPLICATION  
FOR VARIATION OF  
PREMISES LICENCE

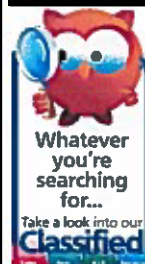
NOTICE IS GIVEN THAT Crown House Theatres Ltd has applied to Epping Forest District Council on 11 May 2018 to vary the premises licence at both Oak and Harry's, 151 High Road, Loughton, E14 6PF as set out in 11.2 and the hours for the sale of alcohol from 11pm to midnight Monday to Saturday and to extend the opening hours as a consequence. It includes the relevant seating area in the licensed area. To Add late night refreshment Monday to Saturday from 11pm to midnight. It Add and remove conditions as further detailed in the attached Variation Licence. To Amend the layout of the premises as shown on the enclosed plan, as more particularly set out in the application and plans lodged with the Council.

Any person who wishes to make a representation in relation to this application must give notice in writing to Licensing Unit, Epping Forest District Council, Civic Offices High Street, Epping, CM16 6BT by no later than 08 June 2018 stating the grounds for making his representation.

The request and a record of the application can be inspected on the Council's website [www.essex.gov.uk/efdc](http://www.essex.gov.uk/efdc) or by appointment at the Council's offices during office hours.

It is an offence under section 148 of the Licensing Act 2003, to knowingly or recklessly make a false statement in or in connection with an application for a premises licence and the maximum fine on being convicted of such an offence is unlimited.

Thomas & Thomas Partners LLP  
266 Westminster Street, London  
WC2H 9EP [www.tomtp.com](http://www.tomtp.com)





## Denise Bastick

---

**From:** Gerald Evans <[REDACTED]>  
**Sent:** 16 May 2018 13:33  
**To:** Licensing  
**Subject:** Tom,Dick & Harry's ,153 High Road, IG10 4LF

As a resident who experienced disturbance when Nu Bar was open later than 2300 hrs I am objecting to the application to vary the licensing times under the new owners of these premises.

1. Extending licensing hours (Mon/Sat) to midnight and opening to 0030 hrs is a retrograde step potentially revisiting late night/early morning disturbance to the neighbourhood once more.
2. The inclusion of external seating in the licensed area is virtually sanctioning consumption of alcohol adjacent to the public thoroughfare which could be inflammatory to passers by.
3. These proposed amendments appear to be a ploy to extend the hours of alcohol availability under the guise of a "restaurant" facility.
4. The sub-committee should compare police reports of violent incidents before and after to closure of the previous Nu Bar at this address.

G.H. & Mrs M.Evans  
[REDACTED] Station Road  
Loughton  
[REDACTED]



## Denise Bastick

---

**From:** A R <[REDACTED]>  
**Sent:** 16 May 2018 20:31  
**To:** Licensing  
**Subject:** Re: Consultation regarding Tom, Dick and Harry's @ 153 High Road, Loughton IG10 4LF

Dear Sir/Madam,

We are opposed to the application to extend hours from 11pm to midnight on the grounds of:

- 1- The prevention of crime and disorder
- 2- Public Safety
- 3- The prevention of public nuisance
- 4- The protection of children from harm

**We do Not want a repeat of the problems we in the community had with Nu Bar.** Extending the hours sends exactly the wrong message. Keep the closing time no later than 23:00

Thank you for your consideration.

Sincerely,

■ Regueiro

■ Station Road

Loughton, Essex ■ [REDACTED]



## Handan Ibrahim

---

**From:** Harvey Golding <[REDACTED]>  
**Sent:** 20 May 2018 18:45  
**To:** Licensing  
**Subject:** Crown House Investments Ltd - Tom Dick and Harry's 153 High Road Loughton Essex IG10 4LF

**Importance:** High

20<sup>th</sup> May 2018

### **OBJECTION TO LICENCE APPLICATION OF 12<sup>th</sup> MAY 2018**

Dear Sirs

We reside at [REDACTED] Ollards Grove Loughton near to the premises mentioned above.

When the bar was operating as Nu Bar we were awoken by late night revellers who frequently carried on drinking along our street as they returned to their cars. Many were drunk and yet they still drove away at speed in their vehicles. They are a danger to pedestrians and other drivers. There were also frequent fights both inside and outside the bar and all we believe caused by excessive drinking. We also believe there were people knifed in some of these fights and police were called.

It is more than sufficient for the licence to end at the existing 11 pm and we are every much against the increase to 12 midnight from Monday to Saturday and 12.30 am on Saturdays. It allows the revellers just to get more drunk and become more aggressive as has been the case in the past. As they walk away from the bar they throw empty bottles into our front garden which is both damaging and dangerous and cause a noise nuisance. It should be remembered that revellers frequently remain at the premises and do not leave until at least 45 minutes after licensing hours which means even more noise disturbance for neighbours.

The noise and nuisance generated by the music and crowds on the actual premises in the past has also been substantial and that was without any external areas and seating. Again to allow them to spill out externally would add to the public nuisance and be damaging to our enjoyment of our house and the houses that are nearby.

In the past our grandchildren have been awakened and were frightened at the revellers loutish and loud behaviour outside our house.

For all of the above reasons we object to the licensing hours being extended at all to any time after 11 pm and we object to the licensed areas venturing outside of the premises to external areas. We also object to the fact that there will be no doormen who in the past have done their best to control the crowds albeit not very successfully.

Please refuse this licence application.

Yours faithfully

**Mr and Mrs H Golding**





# Loughton Residents Association Plans Group



[REDACTED]  
24 May 2018

[REDACTED] Eleven Acre Rise,  
Loughton,  
Essex [REDACTED]

## **LICENSING APPLICATION, CROWN HOUSE, HIGH RD/ OLD STATION ROAD**

*Tom, Dick & Harry's* are opening a bar & restaurant in what was *Nu-Bar*. Live or recorded music. Alcohol sales Monday – Saturday till midnight; Sunday till 11pm. Closing time ½ hour later.

We note that it's proposed to use the triangular outdoor area alongside the Old Station Road pavement for meals – see picture below.

We object to this proposal, as this is a main pedestrian thoroughfare between the High Road and the Station, on the grounds that having this area occupied until 12.30am will cause a public nuisance, and may also give rise to crime and disorder, particularly at weekends after 11pm.

However, we would be happy to withdraw our objection if the Council imposes conditions

- requiring the closure of the outdoor area by 11pm (or earlier) each night, and prevents any extension by TENS (to prevent any public nuisance and to prevent any crime or disorder)
- requires there to be no music (live or recorded) audible at any time in the outside area (to prevent a public nuisance on this thoroughfare).

Yours sincerely

[REDACTED]  
David Linnell, for LRA Plans Group.



sketch aerial view



**Handan Ibrahim**

---

**From:** David Linnell <[REDACTED]>  
**Sent:** 26 May 2018 12:50  
**To:** Licensing  
**Subject:** Licensing application for 153 High Rd Loughton  
**Attachments:** Licensing application, Tom Dick & Harrys letter to EFDC 24 May 2018.doc

Hi

I attach the LRA Plans Group comments on this application, which are also shown below.

regards

David Linnell  
chairman, Loughton Residents Association Plans Group

+++++

---

## Loughton Residents Association Plans Group



[REDACTED]  
24 May 2018

[REDACTED] Eleven Acre Rise,  
Loughton,  
Essex [REDACTED]

### **LICENSING APPLICATION, CROWN HOUSE, HIGH RD/ OLD STATION ROAD**

*Tom, Dick & Harry's* are opening a bar & restaurant in what was *Nu-Bar*. Live or recorded music. Alcohol sales Monday – Saturday till midnight; Sunday till 11pm. Closing time ½ hour later.

We note that it's proposed to use the triangular outdoor area alongside the Old Station Road pavement for meals – see picture below.

We object to this proposal, as this is a main pedestrian thoroughfare between the High Road and the Station, on the grounds that having this area occupied until 12.30am will cause a public nuisance, and may also give rise to crime and disorder, particularly at weekends after 11pm.

However, we would be happy to withdraw our objection if the Council imposes conditions

- requiring the closure of the outdoor area by 11pm (or earlier) each night, and prevents any extension by TENS (to prevent any public nuisance and to prevent any crime or disorder)
- requires there to be no music (live or recorded) audible at any time in the outside area (to prevent a public nuisance on this thoroughfare).

Yours sincerely

[Redacted Signature]

David Linnell, for LRA Plans Group.



sketch aerial view



This email has been checked for viruses by AVG antivirus software.  
[www.avg.com](http://www.avg.com)



## Handan Ibrahim

---

**From:** David Linnell [REDACTED]  
**Sent:** 29 May 2018 16:53  
**To:** Handan Ibrahim  
**Subject:** RE: Licensing application for 153 High Rd Loughton

Hi

Thanks. I'm afraid that the objection stands.

Music: the noise problem is not to do with nearby residences – there are none close by - but because this site is on the corner of High Road and Old Station Road, which is a major pedestrian route to and from the station, and any noise nuisance will be suffered by those pedestrians

TENS: the legal dept doesn't appear to have answered the second question I asked below (the second bullet point), which is effectively whether, as part of the negotiations to get a licence, the licensee could voluntarily give up the right to apply for TENS in respect of the external area.

Because of the history of this site, and because it is on the corner of High Road and Old Station Road, which is a major pedestrian route to and from the station, we would not want to have customers seated or standing in the outside area after 11pm.

David Linnell  
Loughton Residents Association Plans Group

---

**From:** Handan Ibrahim [mailto:hibrahim@eppingforestdc.gov.uk]  
**Sent:** 29 May 2018 16:36  
**To:** 'David Linnell' [REDACTED]  
**Subject:** RE: Licensing application for 153 High Rd Loughton

*Dear Mr Linnell,*

*Following on from your email please find the following conditions the applicant has put forward with regards to music being played inside, if you can please let me know if you are happy with these or whether you wish to continue with your objection.*

- 1. All windows and external doors shall be kept closed after 20:00 hours when regulated entertainment takes place, except for the immediate access and egress of persons.*
- 2. No music emanating from the premises will be heard at the boundary of any noise sensitive accommodation in the vicinity of the premises.*
- 3. No live music will be played at the premises, with the exception of non-amplified live music. Recorded music provided at the premises is only to be provided through the premises internal speaker system.*

*2. This was the advice I had from our legal department, we are contained by statute with regards to placing conditions on a licence regards TENS. The licensee has a statutory right to apply for TENS for all or any part of the Licensed premises. Any conditions imposed on the premises not to apply for TENS for the outside area would not be legally enforceable.*

*Please let me know how you wish to continue.*

*Kind Regards*

Mrs Handan Ibrahim  
Licensing Compliance Officer  
Tel: 019925 64153  
Email: [hibrahim@eppingforestdc.gov.uk](mailto:hibrahim@eppingforestdc.gov.uk)

---

**From:** David Linnell [REDACTED]  
**Sent:** 29 May 2018 13:49  
**To:** Handan Ibrahim  
**Subject:** RE: Licensing application for 153 High Rd Loughton

Hi

Many thanks.

We would prefer to withdraw the objection, but this is subject to the answers to a couple of points, please:

1. Will the licence conditions ensure that music being played *inside* the premises isn't audible *outside*, please?
2. The wording in your email regarding TENS seems rather odd - isn't it up to members to decide what they will or will not accept, within the ambit of the licensing?
  - Is the legal team saying that a condition on TENS would be impermissible under the licensing laws, or not, please?
  - If the licensee offers to undertake not to apply for TENS for the outside area, why would members not accept it, please?

Thanks

David Linnell  
Loughton Residents Association Plans Group

---

**From:** Handan Ibrahim [<mailto:hibrahim@eppingforestdc.gov.uk>]  
**Sent:** 29 May 2018 12:18  
**To:** 'David Linnell' <[REDACTED]>  
**Subject:** RE: Licensing application for 153 High Rd Loughton

*Dear David Linnell,*

*Further to your attached objection I would like to bring the following conditions that the applicant has proposed for their application with regards to the points that you have raised in your objections:*

- *Requiring the closure of the outdoor area by 11pm each night- The applicant has proposed the following condition, "All outside tables and chairs shall be rendered unusable by 23:00 each day".*
- *Requires there to be no music (live or recorded) audible at any time in the outside area- The applicant has proposed the following condition, "There shall be no regulated entertainment or speakers in the external seating area."*
- *Prevent any extension by TENS- With regards to a TEN this is a statutory requirement, we have been advised by our legal team that it is unlikely that the members will allow this to be added as a condition onto*

*the applicants licence. The applicant can apply for a TEN and it can be objected to or conditions can be added to a TEN by either the police or environmental and neighbourhoods team only.*

*I hope the above points answers some of your concerns. Can you please confirm if you will be withdrawing your objections?*

*If you require any further information please do not hesitate to contact me.*

*Thank you*

*Kind Regards*

Kind Regards

Mrs Handan Ibrahim  
Licensing Compliance Officer  
Tel: 019925 64153  
Email: [hibrahim@eppingforestdc.gov.uk](mailto:hibrahim@eppingforestdc.gov.uk)

---

**From:** David Linnell [REDACTED]  
**Sent:** 26 May 2018 12:50  
**To:** Licensing  
**Subject:** Licensing application for 153 High Rd Loughton

Hi

I attach the LRA Plans Group comments on this application, which are also shown below.

regards

David Linnell  
chairman, Loughton Residents Association Plans Group  
+++++

---

## Loughton Residents Association Plans Group



[REDACTED]  
24 May 2018

[REDACTED] Eleven Acre Rise,  
Loughton,  
Essex [REDACTED]

### **LICENSING APPLICATION, CROWN HOUSE, HIGH RD/ OLD STATION ROAD**

Tom, Dick & Harry's are opening a bar & restaurant in what was Nu-Bar. Live or recorded music.  
Alcohol sales Monday – Saturday till midnight; Sunday till 11pm. Closing time ½ hour later.

We note that it's proposed to use the triangular outdoor area alongside the Old Station Road pavement for meals – see picture below.

We object to this proposal, as this is a main pedestrian thoroughfare between the High Road and the Station, on the grounds that having this area occupied until 12.30am will cause a public nuisance, and may also give rise to crime and disorder, particularly at weekends after 11pm.

However, we would be happy to withdraw our objection if the Council imposes conditions

- requiring the closure of the outdoor area by 11pm (or earlier) each night, and prevents any extension by TENS (to prevent any public nuisance and to prevent any crime or disorder)
- requires there to be no music (live or recorded) audible at any time in the outside area (to prevent a public nuisance on this thoroughfare).

Yours sincerely

[Redacted Signature]

David Linnell, for LRA Plans Group.



sketch aerial view

This email has been checked for viruses by AVG antivirus software.  
[www.avg.com](http://www.avg.com)



**Handan Ibrahim**

---

**From:** Roland Brown [REDACTED]  
**Sent:** 29 May 2018 17:26  
**To:** Licensing  
**Subject:** Licence Extension Tom Dick and Harry's Loughton  
**Attachments:** 20-05-08 EF District Council-Crown House Investments.pdf

Dear Sir/Madam,

Re: Licence Extension Tom Dick and Harry's, 153 High Road, Loughton, Essex, IG10 4LF

I write to object to the Licence extension for the above premises as per my attached letter.

Thank you.

Yours faithfully,

Roland  
Pastor  
[REDACTED]

Forest Hall church  
[REDACTED] High Beech Road  
Loughton  
Essex  
[REDACTED]

This communication may contain confidential or privileged information. It is intended only for the use of the addressee(s). If you are not the intended recipient, please contact the sender by reply email and then delete this communication from your system. You should not copy this communication or disclose its contents to anyone. Thank you.  
Before printing, think about the environment





Forest Hall church  
"We preach Christ crucified" 1 Corinthians 1:23

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

29<sup>th</sup> May 2018

Dear Sir/Madam,

**Re: Licence Application – Crown House Investments Ltd  
Tom, Dick and Harry's, 153 High Road, Loughton, Essex IG10 4LF**

I write to object to the application Crown House Investments Ltd has made to extend its licensing hours for the sale of alcohol.

The reasons for my objections are

1. For the safety of the public.
2. The clientele are very likely to cause a nuisance as they leave the premises with drunken behaviour.
3. Based on previous experience, this premises has attracted undesirable people to the area who have caused trouble, there will again be noise, fights, and broken glass strewn down the street. Also due to police cuts the Essex Police, I am sure that they will not have enough resources available to quickly deal with trouble makers. Since the closure of these premises Loughton has not seen as much disruption late at night. General fast food litter; as it seems that people who get drunk tend to buy food on their way home the wrappers of which are dropped on the streets cause more expense for the Council and local businesses.

The government has identified that alcohol is a problem among the nation and I would hope that the council will take this into consideration when considering this licence extension application.

Drunken people are not the role model that we would wish other young people of Loughton to emulate. We desire that people attending these premises will be encouraged to drink sensibly and in moderation; and not to excess as has happened on too many occasions in Loughton.

Yours faithfully,

Roland Brown  
Pastor

High Beech Road, Loughton, Essex



## Denise Bastick

---

**From:** Mould, Karen [REDACTED]  
**Sent:** 30 May 2018 12:14  
**To:** Denise Bastick  
**Subject:** RE: Licensing Application - Crown House, High Road/Old Station Road

Dear Denise,

Thank you for your response.

I would like to make an objection for recorded music until 11pm (I think 9pm/10pm is reasonable) from Sunday until Thursday (background music is fine – but how loud is it going to be !!!). Regardless of the fact that they say there will be no speakers in the external seating area they are installing (I believe) bi-folding windows which basically opens up the whole space. This would come under the public nuisance act.

Kind regards  
Karen Mould

---

**From:** Denise Bastick [<mailto:dbastick@eppingforestdc.gov.uk>]  
**Sent:** 30 May 2018 12:05  
**To:** Mould, Karen  
**Subject:** RE: Licensing Application - Crown House, High Road/Old Station Road

Good morning

In response to your enquiry.

Parking issues are not covered under the Licensing Act 2003 and this will be a matter for highways.

The application includes recorded music from 11am until 11pm, however the applicant has proposed that there shall be no regulated entertainment or speakers in the external seating area.

Please confirm whether you wish to make an objection, as your email does not refer to any of the four licensing objectives.

Kind regards.

Denise Bastick  
Licensing Compliance Officer  
[dbastick@eppingforestdc.gov.uk](mailto:dbastick@eppingforestdc.gov.uk)  
Tel: 01992 564334  
Working hours Thursday – Friday

Please contact Mrs Handan Ibrahim, Licensing Compliance Officer  
[hibrahim@eppingforestdc.gov.uk](mailto:hibrahim@eppingforestdc.gov.uk) Tel: 01992 564153  
Monday – Wednesday

---

**From:** Mould, Karen [REDACTED]  
**Sent:** 30 May 2018 10:42  
**To:** Licensing



**Cc:** [REDACTED]  
**Subject:** Licensing Application - Crown House, High Road/Old Station Road

**Re :** Tom Dick & Harry's Bar and Restaurant

I am slightly concerned as to why they need to be open until Midnight at the beginning of the week (I thought it was wrong for The Standard to be given such a late licence for these same days when they first opened). However, there have been no problems with The Standard so far apart from when they have live music which is loud as they have all the doors/windows open in nice weather.

Once again parking will be a major problem for an establishment in this area – albeit with car parks close by. Will they have dedicated parking around the back. I can see from walking to the station this morning that they have already painted off three areas of reserved parking immediately outside in the small off street parking area.

I am also concerned as to how much live/recorded music Tom Dick & Harry's will have especially late in the evening. Will there be a cut off time for the music to be turned down/off?. I know they are not directly near residents but on quiet summer evenings this type of music can be heard from quite a distance.

The outdoor seating looks extremely nice from the pictures but I cannot realistically see how there will be enough room for a balustrade and outdoor seating without using up most of the pavement area?

I just hope that this application is not paving the way for another late night club/bar in the area after it has taken the residents so long to get rid of both Luxe and Nu Bar.

Kind regards  
Karen Mould  
(Resident – High Beech Road)

---

Your privacy is important to us. Please see our [Privacy Notice](#) for further details.

If you have received this email in error, please immediately notify the sender directly or contact +44 20 7280 5000 and delete the email. The information contained in this email and in the attachments (if any) is confidential. It must not be read, copied, disclosed, printed, forwarded, relied upon or used by any person other than the intended recipient. Unauthorised use, disclosure or copying is strictly prohibited.

N M Rothschild & Sons Limited  
Registered number 925279  
Registered in England at New Court, St Swithin's Lane, London EC4N 8AL

N M Rothschild & Sons Limited is authorised and regulated by the Financial Conduct Authority in the United Kingdom.

---

## DISCLAIMER

This email is for the use of the intended recipients only. Any opinion or advice it contains is that of the sender and does not bind the authority in any way. If you have received it in error, please notify the sender immediately and then delete the message. If you are not the intended recipient you must not use, disclose, copy or distribute this email. We have taken precautions to minimise the risk of transmitting software viruses, but we advise that you carry out your own virus checks on an attachment to this message. We cannot accept liability for any loss or damage caused by software viruses.

Internet email is not a secure communication medium,  
and we advise that you observe this lack of security when emailing us.

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





**Handan Ibrahim**

---

**From:** Steve and Ali <[REDACTED]>  
**Sent:** 30 May 2018 11:40  
**To:** Licensing  
**Subject:** Licensing Application, Crown House, High Road/Old Station Road

**Please find my comments with regard to the above licensing application.**

**Prevention of Crime and Disorder**

We believe the planned new bar and restaurant will need some serious monitoring to ensure that it does not encourage the return of customers that caused problems in the past. We live in High Beech Road where a stabbed victim (in the fallout of Luxe) took refuge (opposite our house) last year in the early hours of the morning. We are also aware of the serious incident that occurred in Old Station Road from the fall out of the Nu-Bar.

**Public Safety and Protection of Children**

We are concerned that it may once again become an intimidating and even unsafe venue for pedestrians to pass on their way back from Loughton Station at weekends. In the days of the Nu Bar, I heard of drunken fights in the street that required Police involvement. The additional outdoor seating needs to be monitored for the same reason. We have two young teenager children and would like Loughton to be a safe place to walk around at night and without danger as a pedestrian from Loughton Station.

Steve and Alison Hale  
[REDACTED] High Beech Road  
Loughton [REDACTED]



## Handan Ibrahim

---

**From:** Angela Cilvert [REDACTED]  
**Sent:** 04 June 2018 13:38  
**To:** Licensing  
**Subject:** Licensing Application for Crown House, Station Road, Loughton

To whom it may concern

I am writing regarding the licensing application for Tom, Dick and Harry's at the above address.

I have been made aware that this property will be a restaurant which is an improvement on the previous bar which caused many problems before it closed.(Signboards are already up and parking has been reserved outside before opening.)

However. I feel that the request for licensing until midnight at the weekend is too late. They intend to have outside seating and therefore the noise will be continuous when people are eating outside. We suffered a lot of noise when Nu Bar emptied out but this will be ongoing. The restaurant is very close to residential areas and therefore I think it should close at a more reasonable time.

I therefore object on grounds of noise nuisance.

Yours sincerely

Angela Cilvert  
[REDACTED] High Beech Road

Get [Outlook for Android](#)



## Handan Ibrahim

---

**From:** Alex Kite [REDACTED]  
**Sent:** 05 June 2018 11:16  
**To:** Licensing  
**Subject:** WK/201861825 licencing objection Tom, Dick and Harry's, 153 High Road, Loughton

Alexander Kite  
[REDACTED] Priory Road  
Loughton  
[REDACTED]

To whom it may concern.

I would like to object to the changes being proposed to what was the recently closed Nu bar.

While it is a new application with new management and more of a focus on food. I don't believe we should forget the history of trouble and previous risk to safety of its recent past.

On ground of public safety steps had to be taken when it was a bar to protect its customer base and the wider community.

I fear a return of some of the old customer base that travelled some distance even with door staff and checks. The mix of music and alcohol there into the evening attracted trouble which lead to fights, stabbings and I think drug taking. Even with a venue with door staff the problems of violence spilled out into the local community and needed considerable police action. I don't see how "lively, dinners with music and alcohol until midnight" Spilling out with an outside area too now that will make managing and controlling a licenced area harder.

Steps must be taken to protect the local community, this is the main route from the central line station, its a busy intersection. Local people passing should not have to loose this pavement space and potentially have to deal passing though "lively (suppers) which I take to mean likely drunk and noisy"

Much police, council official and court time was taken when trouble spread between this site and what is now the standard. Live music and powered amped music mixed with alcohol is a mix that is not just a nuisance to the local people living near by. By creating outside areas that will open this music increases the harm.

Its a badly light area, will it be well covered by CCTV to help identify and bring to justice individuals that might be involved in crime? Thefts in the local area are on the increase an outside area with quick route of exit looks a possible target.

Living just behind the high street I think we should have the right to a decent nights sleep these venues have no parking but people return to their cars sometimes ate at night parked in our streets. This added noise and disturbance and would be around the time street lighting turns off. People sometimes take and leave bottles and glasses. An outside are will likely lead to more of that as its less well managed.

With regards to prevention of public nuisance Crown house had disabled/push chair access in the form of a ramp until they started building this work on an outside seated area. While not disabled myself I do feel that removing step free access to this large office building that looks to be home to many businesses and maybe residential property is a step backwards and should not be allowed to happen.

In summary the application does not seem in the interest of us in the local community I therefore ask that you take steps to protect those that live around this site. Those that live close in residential streets do not deserve to have to suffer late night noise and disturbance the added opening on the side of the building in form of what looks to be bi fold doors to effectively remove large sections of the wall is likely to lead to a great deal of noise leakage into the community.

Yours  
Alexander Kite

## Denise Bastick

---

**From:** [REDACTED]  
**Sent:** 08 June 2018 10:48  
**To:** Licensing  
**Subject:** Crown House Investments Ltd

I am writing as a close neighbour in regard to the applicants request for a change in licensing times and various other requests pertaining to their license.

I cannot tell you how pleasant our lives have been in the neighbourhood since NU Bar closed down. Our children can sleep through the night. We have much less noise, especially at the weekends and there is a whole lot less rubbish and mess on our streets. Also we were subject to an upsurge in violent crime in the area whilst the NU Bar was open fuelled by excess drinking and the bouncers having little ability to control the crowd.

I was under the impression that Tom, Dick and Harry's intention was to offer an all day bar and restaurant experience - offering morning coffee, lunch and dinner or drinks and nibbles a la cafe rouge? However this request to extend opening hours does not bode well for residents and for me shows an intention for this to be a late night drinking haunt rather than a respectable restaurant. To encourage this to be outside shows a total lack of regard for local residents as not only will this cause noise but the pavement surrounding the site is so narrow it will hardly be a walkable space. I worry about smoking outside, glasses, leftover food being dropped. It just doesn't seem the right place for it at all. Additionally, why does the restaurant want to absolve itself of its responsibility to supervise this area - it is their job to make sure that their clientele is behaving itself.

Most normal restaurants would close at 11pm as agreed and most of them would keep their clientele inside. I urge the council to reject the request and not return us to the dark days of the Nu Bar.

Regards

N Crowther  
[REDACTED] Ollards Grove





## Denise Bastick

---

**From:** Brown, Stephen (UK - London) [REDACTED]  
**Sent:** 08 June 2018 11:24  
**To:** Licensing  
**Cc:** Rodrigo  
**Subject:** Representations in respect of application to vary licence for 153 High Road Loughton  
**Attachments:** Untitled\_08062018\_111832.pdf

Dear Sir,

Please find attached representations made by me in respect of the application to vary the licence by Crown House Investments Ltd in respect of 153 High Road, Loughton.

I should be grateful if you would acknowledge receipt by return.

Yours faithfully,

**Stephen Brown**

Partner | Tax | Deloitte LLP

[REDACTED] New Street Square, London, [REDACTED]  
[REDACTED]



Proud to support LGBT+ inclusion, enabling everyone to be themselves at work  
@DeloitteGLOBE

---

### IMPORTANT NOTICE

This communication is from Deloitte LLP, a limited liability partnership registered in England and Wales with registered number OC303675. Its registered office is 2 New Street Square, London EC4A 3BZ, United Kingdom. Deloitte LLP is the United Kingdom affiliate of Deloitte NWE LLP, a member firm of Deloitte Touche Tohmatsu Limited, a UK private company limited by guarantee ("DTTL"). DTTL and each of its member firms are legally separate and independent entities. DTTL and Deloitte NWE LLP do not provide services to clients. Please see [www.deloitte.co.uk/about](http://www.deloitte.co.uk/about) to learn more about our global network of member firms.

This communication contains information which is confidential and may also be privileged. It is for the exclusive use of the intended recipient(s). If you are not the intended recipient(s), please notify [REDACTED] and destroy this message immediately. Email communications cannot be guaranteed to be secure or free from error or viruses. All emails sent to or from a @deloitte.co.uk email account are securely archived and stored by an external supplier within the European Union.

You can understand more about how we collect and use (process) your personal information in our [Privacy Notice](#).

Deloitte LLP does not accept any liability for use of or reliance on the contents of this email by any person save by the intended recipient(s) to the extent agreed in a Deloitte LLP engagement contract.

Opinions, conclusions and other information in this email which have not been delivered by way of the business of Deloitte LLP are neither given nor endorsed by it.



Stephen Brown & Rodrigo Costa  
Owl Cottage  
Station Road  
Loughton

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

8 June 2018

Dear Sir,

**Re: Application by Crown House Investments Ltd in respect of Tom, Dick and Harry's, 153 High Road, Loughton, Essex, IG10 4LF received on 12 May 2018**

I am the owner and occupier of Owl Cottage, 17 Station Road, Loughton having resided at this address for approximately nine years. Over this time, the area of the High Road proximate to my home has suffered from considerable anti-social behaviour, noise nuisance, concern regarding public safety and increased crime, largely fuelled by the increased number of venues serving alcohol and food late into the evening and night.

The application to vary the license at 153 High Road will have a severe detrimental effect on my ability to enjoy my home and will cause a more general public nuisance for the following reasons.

1. The application requests an extension for the hours of sale of alcohol from 23:00 to midnight Monday to Saturday with consequential extensions of operating hours to 23:30 and 00:30. Our master bedroom is located less than 100 metres from these premises and the noise resulting from operations extending to these hours will have a severe detrimental effect on my family's ability to sleep at night, especially in the summer hours where clientele are more likely to remain out of doors, linger around the premises after closing hours in an inebriated state and where it is also necessary for us to leave windows open to ventilate bedrooms due to heat.
2. The application requests an extension of the licenced premises to include an external seating area. This will result in considerable noise nuisance for all residents within close proximity of the premises. This will have a severely adverse effect on my and my family's ability to enjoy our garden in piece during the summer months, together with increased noise nuisance into the evening and especially late at night for the reasons stated above. This will also have a severe adverse effect on the wellbeing and health of my family, disturbing our ability to sleep.
3. At various times 153 High Road has been an operational licenced premises and on each occasion crime in and around the area of these premises has increased, including incidents of extreme violence, affray, robbery and other arrestable offences that cause concern to me and my family as to our on-going safety given our close proximity to these premises, especially given the application proposal to also remove door supervision. I note that the applicants are the same as previous operators of these premises and unless there have been



substantial changes of personnel and / operations it is my contention that they are not fit and proper persons to be licenced for the sale of alcohol.

Whilst I note that the application purports to be for a restaurant-type operation, it is unusual for such an operation to request such extended hours and implies that a substantial part of the planned trade is actually for the consumption of alcohol rather than for substantial refreshment in the form of a restaurant. There are many other restaurants operating on Loughton High Road, none of which operate for the length of time requested in this application.

Yours faithfully,

A black rectangular box redacting the signature of Stephen Brown.

Stephen Brown LL.B FCA CTA



## Abbeyfield Loughton Society Limited

Rider House, [REDACTED] High Road, Loughton, Essex



Your ref: LLC REJ 10013932672

25 May 2018

K Tuckey  
Licensing Manager  
Epping Forest District Council  
Civic Offices  
High Street  
Epping  
Essex  
CM16 4BZ

Dear Sir

### **Notification of consultation – an application in respect of premises licences**

**Applicant: Crown House Investments Ltd**

**Address of Premises: Tom, Dick and Harry's, 153 High Road, Loughton, Essex IG10 4LF**

As a trustee of the Abbeyfield Loughton Society Limited I am writing on behalf of the Board and residents of Rider House, all of whom have been asked to respond to your letter.

Rider House is a residential home for the elderly situated on the High Road, very close to a bus stop and taxi cab office. This inevitably means that a considerable number of people pass the front door on a daily basis. Unfortunately, this also means that our car park is easily accessed and has, from time to time, been used as a toilet and bottles and cans have been left both there and in the front garden area.

As trustees we are responsible for the wellbeing and safety of our residents and we feel that the extension of a licence allowing the sale of alcohol for longer periods will inevitably afford the opportunity for crime and disorder and general public nuisance. We are therefore opposed to this licence being extended.

Yours faithfully

[REDACTED]

**C M Franklin (Miss)**  
**Trustee**  
**Abbeyfield Loughton Society Limited**

We are a member of The Abbeyfield Society  
Royal Patron HRH The Prince of Wales

Registered Charity No. 227729 Company No. 758621  
Registered Office: Rider House, [REDACTED] High Road, Loughton, Essex [REDACTED]  
Registered in England and Wales





Doreen Simpson  
[REDACTED] Station Road  
Loughton [REDACTED]

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

8 June 2018

Dear Sir,

**Re: Application by Crown House Investments Ltd in respect of Tom, Dick and Harry's, 153 High Road, Loughton, Essex, IG10 4LF received on 12 May 2018**

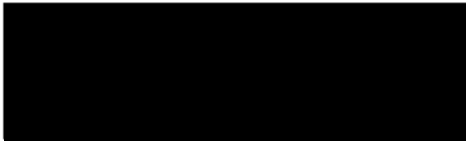
I am the owner and occupier of 17A Station Road, Loughton having resided at this address for approximately nine years. Over this time, the area of the High Road proximate to my home has suffered from considerable anti-social behaviour, noise nuisance, concern regarding public safety and increased crime, largely fuelled by the increased number of venues serving alcohol and food late into the evening and night.

The application to vary the license at 153 High Road will have a severe detrimental effect on my ability to enjoy my home and will cause a more general public nuisance for the following reasons.

1. The application requests an extension for the hours of sale of alcohol from 23:00 to midnight Monday to Saturday with consequential extensions of operating hours to 23:30 and 00:30. My bedroom is located less than 100 metres from these premises and the noise resulting from operations extending to these hours will have a severe detrimental effect on my ability to sleep at night, especially in the summer hours where clientele are more likely to remain out of doors, linger around the premises after closing hours in an inebriated state and where it is also necessary for me to leave windows open to ventilate bedrooms due to heat.
2. The application requests an extension of the licenced premises to include an external seating area. This will result in considerable noise nuisance for all residents within close proximity of the premises. This will have a severely adverse effect on my ability to enjoy my garden in piece during the summer months, together with increased noise nuisance into the evening and especially late at night for the reasons stated above. This will also have a severe adverse effect on my wellbeing and health, disturbing my ability to sleep.
3. At various times 153 High Road has been an operational licenced premises and on each occasion crime in and around the area of these premises has increased, including incidents of extreme violence, affray, robbery and other arrestable offences that cause concern to me as to my on-going safety given my close proximity to these premises, especially given the application proposal to also remove door supervision. I note that the applicants are the same as previous operators of these premises and unless there have been substantial changes of personnel and / operations it is my contention that they are not fit and proper persons to be licenced for the sale of alcohol.

Whilst I note that the application purports to be for a restaurant-type operation, it is unusual for such an operation to request such extended hours and implies that a substantial part of the planned trade is actually for the consumption of alcohol rather than for substantial refreshment in the form of a restaurant. There are many other restaurants operating on Loughton High Road, none of which operate for the length of time requested in this application.

Yours faithfully,

A large black rectangular redaction box covering the signature of Doreen Simpson.

Doreen Simpson

[REDACTED]  
[REDACTED] High Road  
Loughton  
[REDACTED]

8 June 2018

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

**Ref: License application received – Tom, Dick and Harry's, 153 High Road, Loughton**

The Licensing Team,

As local residents, we wish to state our views of the license application from Crown House Investments for Tom, Dick and Harry's. We are able to see Tom, Dick and Harry's from our house and have previously been witness to the activities that take place directly outside and on the surrounding roads by their customers. We are of the strong opinion that it is not appropriate for late-evening/early-morning licences in residential areas, such as ours. It is not appropriate for a 'restaurant' to be wishing to serve alcohol after 11pm – almost all restaurants are emptying out at this time and people are making their way home.

We would like to note the massive change since NuBar (the previous bar) has been closed. There have been no incidents that we have been aware of relating to public nuisance or crime and disorder. The streets are quiet, there are no loud cars speeding along the High Road, no people screaming or fighting through the night. No police cars and ambulances sorting out the general public disorder that was once commonplace. No people have been knocking at our door in the middle of the night looking for somewhere to sleep – which has previously been the case.

We make our objections in two areas of the licensing objectives:

**The prevention of crime and disorder**

Previously, it was common for us to witness people leaving the premises after 11pm using threatening, abusive or insulting words or behaviour causing fear of or provoking violence with other customers. This can continue for a long period of time, often spreading along the nearby residential streets.

As this request is to extend the opening hours to 00:30, this will result in increasing the amount that people will drink. As people drink more, the chances of crime and disorder increase, as previously evidenced through a long list of police and national paper recorded violence. Extending the hours that alcohol can be purchased past 11pm is not appropriate for a residential area.

**The prevention of public nuisance**

Previously it was common for us to witness people leaving the Tom Dick and Harry premises after 11pm with drunk and disorderly behaviour (section 91 Criminal Justice Act 1967). Without exception, at the weekend, people will were screaming, shouting and sometimes chanting their football teams song as they disperse from the premises. As the new premises are proposed to be a restaurant, it is not necessary for a restaurant to be able to sell alcohol after 11pm as most restaurant goers will have finished their dinner and be going home by this time.

Extending the opening hours to 00:30 will result in increased traffic and people noise for an hour or so afterwards. Previously 'boy racers' cars would accelerate hard out of the junction of High Road and Old Station Road towards Buckhurst Hill. It is not appropriate for this additional noise and

disturbance to be happening at 01:30 in the morning in a residential area. The people it will impact are the hard working people who are trying to sleep and go to work the next morning.

Another area of concern is the noise coming from people and music from the external area. This is a very large area and when full, the noise will undoubtedly travel and impact the surrounding streets. The outdoor area should be closed and clear of people by 11pm.

In addition, there should be no music (live or recorded) audible at any time from the premises to prevent a public nuisance. This was previously a significant issue as the music being played inside could be heard for a considerable distance up the High Road and inside people's houses.

I hope this gives you a small flavour of the events that happen in the early hours of the morning as most of the people who are involved in the license application process are some distance away. There is a direct link to the events of public nuisance and the opening hours of the premises. Granting late licenses is not appropriate in a residential area and I propose this remains at 11pm.

Kind regards  
Mark Roach

## Handan Ibrahim

---

**From:** Peter Jones 42007706 <Peter.Jones@essex.pnn.police.uk>  
**Sent:** 21 May 2018 15:05  
**To:** Licensing  
**Subject:** Tom, Dick & Harrys  
**Attachments:** Tom, Dick & Harry's, Loughton - Agreed Conditions.pdf; ATT00001.txt

Good Afternoon,

After consultation with the applicants solicitor; Essex Police has agreed amended and additional conditions to be attached to the Premises Licence.

Please see attached which shows the agreed police position.

Regards,

Peter

**Peter Jones MIOL, MBII (7706)**

Essex Police Licensing Officer  
West LPA



<http://www.essex.police.uk>

Loughton Police Station, 158 High Road, Loughton, Essex, IG10 4BE

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



This email and any other accompanying document(s) contain information from Kent Police and/or Essex Police, which is confidential or privileged. The information is intended to be for the exclusive use of the individual(s) or bodies to whom it is addressed. The content, including any subsequent replies, could be disclosable if relating to a criminal investigation or civil proceedings. If you are not the intended recipient, be aware that any disclosure, copying, distribution or other use of the contents of this information is prohibited. If you have received this email in error, please notify us immediately by contacting the sender or telephoning Kent Police on 01622 690690 or Essex Police on 01245 491491, as appropriate.



## PREMISES LICENCE

### Part A



Premises licence number:

LN/000002137

#### Part 1 – Premises details:

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

Tom, Dick and Harry's,  
153 High Road,  
Loughton,  
Essex

Post Town: Loughton Post code: IG10 4LF

Telephone number: 0203 2255200

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

Licensable activities authorised by the licence:

Sale of Alcohol & recorded Music - Monday to Saturday 1100 to 0000 hrs, Sunday 1100- to 2300 hrs

Late night refreshment - Monday to Saturday 23:00 to 00:00

Recorded music - Monday to Sunday 1100 to 2300 hrs

Monday to Sunday-1100 to 2300 hrs

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

Sale of Alcohol - Monday to Saturday 1100 to 0000 hrs, Sunday 1100 to 2300 hrs

Late night refreshment - Monday to Saturday 23:00 to 00:00

Recorded music - Monday to Sunday 1100 to 2300 hrs

Sale of Alcohol & recorded Music - Monday to Sunday 1100 to 2300 hrs

Seasonal variations for licensable activities- Christmas Eve, Christmas day, boxing day and new years day and the day preceding any bank holiday 1100hrs to 0000hrs  
New years Eve 1100 to 01.00 hrs

The opening hours of the premises: Monday to Saturday 0800 to 0030 hrs, Sunday 0800 to 2330 hrs

Monday to Sunday 0800 to 23:30 hrs

Seasonal variation for opening hours- Christmas Eve, Christmas Day, Boxing day, New years day and the day preceding any bank holidays 1100 to 00:30  
New years Eve- 0800 hrs to 01:30hrs

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

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence:  
Crown House Investments Ltd  
151 High Road,  
Loughton,  
IG10 4LF

Registered number of holder, for example company number, charity number (where applicable):  
10059534

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol: No DPS – To be informed

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



**ANNEX 1 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

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

### The Prevention of Crime and Disorder.

~~1. Whilst on duty floor supervisors shall wear high visibility jackets and identifying logo~~  
The premises shall install and maintain a comprehensive CCTV system.  
Specifically:

~~2~~ CCTV will be provided in the form a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition

a) Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale/supply of alcohol occurs

b)

c) Equipment MUST be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in good working order, numbered sequentially and kept for a period of 31 days and handed to the police or Licensing Authority on request.

~~1~~

The Premises Licence Holder must ensure at all times a DPS or other member of staff is capable of and competent at downloading CCTV footage in a recordable format to the Police or Licensing Authority

d)

e) The recording equipment and tapes/disc shall be kept in a secure environment under the control of the DPS or other responsible named individual or post holder.

2. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions are to be recorded within 4 hours of discovery.

3. Suitably worded signs of sufficient size are displayed at all ingress and egress to the premises, fire exits and all areas where the sale/supply of alcohol occurs, advising customers that CCTV is operating at the premises. Signs must be clearly visible and readable taking into account the lighting conditions in the vicinity of the signs when the premises is open for licensable activities and a minimum size of 200 x 150 mm.

An incident log shall be kept at the premises, and made available on request to the Police/Local Authority.

It must be completed within 4 hours of the incident and 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 a CCTV system, searching equipment or scanning equipment mandated as a condition of the licence

(g) any refusal of the sale of alcohol

(h) any visit by a relevant authority or emergency service.

The register must be kept on the premises and will detail

(a) day, date and time of incident;

(b) the nature of the incident;

(c) the resolution;

(d) each entry is to be checked by the DPS or other person holding a supervisory capacity no later than one week after the entry has been made

4. A risk assessment will be prepared and reviewed on a regular basis which assesses the need for SIA door supervision. That assessment shall be lodged with Essex Police.

5. On any occasion where the premises conducts licensable activities past 23:00 hours and the risk assessment so requires, the following will apply:

a) a minimum of 4 SIA registered doorstaff will be employed from 21:00 hours until 30 minutes after the permitted opening hours.

b) After 23:30 hours SIA licensed door-staff shall, as far as is possible, prevent patrons leaving the premises with bottles, glasses or drinking vessels. To facilitate this process, there shall be provided conspicuous signage, visible to patrons at each ingress/egress explaining this policy. There shall be provided a suitable bin at the exit(s) for the safe temporary storage of glassware/bottles surrendered. The premises licence holder or DPS shall maintain an accurate and up to date register in respect of all door supervisors working at the premises when open to the public. The register will comprise of (a) the name, badge number, dates and times of commencement and finish of work; (b) the signature of the door supervisor; (c) details of any incident the door supervisor is involved in including details of any calls to the Police and any Police action taken

c) The door supervisor register shall be made available to the Police and an authorised officer upon request.

The premises shall have an agreed written drugs policy, this will detail the strategies to minimise the use and supply of illegal substances within the premises, handling, retention and collection/delivery of any article seized to Essex Police for disposal. The drug policy shall include a structured training policy for all staff covering the issue of misuse of drugs in relation to licensed premises. Zero Drugs tolerance posters shall be clearly and prominently on public display within the premises. The drugs policy shall be agreed and submitted to Essex Police and the Licensing Authority which shall be reviewed annually.

All persons that sell or supply alcohol to customers must have licensing and drug awareness training. Training should take place within six weeks of employment and any new employees



will be supervised until training has taken place. Refresher training should be repeated every six months. Training records must be kept on the premises and shall contain the nature, content and frequency of training. Records must be made available for inspection by the Police or an authorised officer on request either electronically or hard copy. Training must include (a) avoiding sales of alcohol to persons under the age of 18; (b) recognising customers who appear drunk and refusing sale of alcohol; (c) knows the licensing objectives; (d) have read and understood the licensing conditions; (e) can point out where the licence summary is displayed; (f) understands consequences for breaching legislation that can impact on them and/or the licensee; (g) drug misuse awareness; (h) have relevant contact details of the DPS or the licensee

#### Prevention of public nuisance

After 22.00 each day patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them. Notices to that effect will be displayed at the premises exits.

The smoking areas shall be monitored by staff and/or floor supervisors to ensure that there are no more than a maximum of 20 persons at any one time using this area. Clear signage shall be publically displayed regarding maximum numbers in the area.

6. 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 situate.

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

7. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.30 hours and 06.00 hours on the following day.

8. All windows and external doors shall be kept closed after 20.00 hours when regulated entertainment takes place, except for the immediate access and egress of persons.

9. No music emanating from the premises will be heard at the boundary of any noise sensitive accommodation in the vicinity of the premises. Checks will be undertaken on every 30 minutes during regulated entertainment to ensure that this condition is complied with. A record of the checks will be maintained in writing and made available to officers from the police or council on request.

10. No live music will be played at the premises, with the exception of non-amplified live music.

Recorded music provided at the premises is only to be provided through the premises internal speaker system ('the house speaker system').

**11.** The playing of recorded music shall be incidental to any other activity. Loudspeakers from the house speaker system shall not be located in the entrance lobby or outside the premises building.

**12.** Section 177A(2) of the Licensing Act 2003 is to have no effect and both live and recorded music are to be treated as regulated entertainment.

#### Public Safety

##### **Protection of Children from Harm**

**13.** All staff to be trained in the prevention of underage sales to a level commensurate with their duties. All such training to be updated as necessary, for instance when legislation changes. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by an authorised officer of the Licensing Authority or Police.

**14.** A 'Challenge 25' scheme is operated, whereby any person who appears to be under 25 years of age is required to produce means of identification proving they are over 18 years of age. The only acceptable forms of identification are a photo driving licence, passport, Military ID card or proof of age card with the PASS Hologram. Signs will be located at the point of sale and in the area where alcohol is displayed advising customers that a 'Challenge 25' policy is in force. No unaccompanied persons under the age of 16 shall be permitted on the premises.

##### **Additional conditions**

**15.** Substantial food and non-intoxicating beverages shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises ~~up to 24:00 hours~~.

**16.** There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.

**17.** Where the supply of alcohol is authorised under a temporary event notice all conditions of this licence will apply – save those conditions relating to regulated entertainment.

**18.** ~~All outside tables and chairs shall be rendered unusable by 23:00 each day.~~



19. Save for the area hatched black, the supply of alcohol shall be by waiter or waitress service only to persons seated.

20. After 7pm in the area hatched black, there will be no more than 15 persons at any time who are not served by waiter or waitress service and persons seated.

21. The premises licence holder shall ensure that any patrons in the external seating area do so in an orderly manner so as to ensure that there is no public nuisance.

22. There shall be no regulated entertainment or speakers in the external seating area.

23. A minimum number of 40 seats shall be maintained at all times.

**Informative:** The premises will not trade under the name 'Nu Bar'

**Annexe 3 – Conditions attached after a hearing by the licensing authority: Hearing 7<sup>th</sup> March 2017**

All previous conditions have been replaced with new conditions agreed at the meeting and adopted as above

**Annexe 4 – Plans:**

Plans held at Epping Forest District Council



## Handan Ibrahim

---

**From:** Richard Gardiner  
**Sent:** 08 June 2018 16:24  
**To:** Handan Ibrahim  
**Cc:** [REDACTED]  
**Subject:** FW: Tom, Dick & Harrys, 513 High Road, Loughton (Our ref WK/201861937)  
**Attachments:** track-changed licence[2][1][2] EHO-POLICE[1].docx

Hi Handan

I have no representation to make against this application subject to the conditions agreed below (or any tighter restrictions as agreed with the police).

Regards

Richard Gardiner - Environment & Neighbourhood Manager - Neighbourhoods

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

Handing your waste to somebody else? Click here to view our [Crime Not to Care](#) films. Check, consider, record to protect yourself and reduce fly-tipping by rogue traders.

---

**From:** Alun Thomas [REDACTED]  
**Sent:** 30 May 2018 01:18  
**To:** Richard Gardiner  
**Cc:** Holly McColgan; Tilly Burton  
**Subject:** Re: Tom, Dick & Harrys, 513 High Road, Loughton (Our ref WK/201861937)

Dear Richard,

Thank you for your note.

In relation to the hatching, this is the area immediately next to the bar counter. **The external area will be waiter/waitress service at all times.**

I see your point about the hatching. Your first condition is therefore agreed with thanks.

Further, we have agreed with the police that in that hatched area, the waiter/waitress service condition will only apply after 7pm.

I hope that clarifies. Your second condition **is agreed** and I have incorporated that in the attached draft.

I hope that helps?

Feel free to call should you wish to discuss further.

Alun Thomas  
Partner

Thomas & Thomas Partners LLP  
38a Monmouth Street

[REDACTED]

---

**From:** Richard Gardiner <[RGardiner@eppingforestdc.gov.uk](mailto:RGardiner@eppingforestdc.gov.uk)>  
**Sent:** 23 May 2018 11:09  
**To:** Tilly Burton <[REDACTED]>  
**Cc:** Handan Ibrahim <[hibrahim@eppingforestdc.gov.uk](mailto:hibrahim@eppingforestdc.gov.uk)>  
**Subject:** Tom, Dick & Harrys, 513 High Road, Loughton (Our ref WK/201861937)

Dear Sir or Madam

I refer to your application dated 11 May 2018.

Your proposed premises licence at condition 17 appears to aim to restrict the use of the proposed outside area to be served by waiter/waitress service only. Please can you confirm that is your intention as the area referred to "hatched black" is not clearly defined?

I believe that could be rectified by amending condition 17 to say: *"The supply of alcohol to any areas outside the building, within the licensed area, as shown on the hatched area of the plan dated 8/5/18, shall be by waiter/waitress service only"*.

I note that the use of the outside area is somewhat restricted to 23.00 hours by condition 16.

**16. All outside tables and chairs shall be rendered unusable by 23.00.**

To avoid any public nuisance, I would prefer this condition to be more explicit to avoid any consumption of alcohol outside after 23.00 hours e.g.

*"All outside table and chairs shall be rendered unusable by 23.00 hours each day. There shall be no consumption of alcohol in any areas outside the building, within the licensed area, as shown on the hatched area of the plan dated 8/5/18, after 23.00 hours each day"*.

I would be grateful if you could confirm if you are happy to amend conditions 16 & 17 of Annex 2.

Regards

Richard Gardiner (Environment & Neighbourhoods Manager)  
Tel. (01992) 564089  
email: [rgardiner@eppingforestdc.gov.uk](mailto:rgardiner@eppingforestdc.gov.uk)

#### DISCLAIMER

This email is for the use of the intended recipients only. Any opinion or advice it contains is that of the sender and does not bind the authority in any way. If you have received it in error, please notify the sender immediately and then delete the message. If you are not the intended recipient you must not use, disclose, copy or distribute this email. We have taken precautions to minimise the risk of transmitting

# PREMISES LICENCE

## Part A



Premises licence number:

LN/000002137

### Part 1 – Premises details:

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

Tom, Dick and Harry's,  
153 High Road,  
Loughton,  
Essex

Post Town: Loughton Post code: IG10 4LF

Telephone number: 0203 2255200

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

Licensable activities authorised by the licence:

~~Sale of Alcohol & recorded Music - Monday to Saturday 1100 to 0000 hrs, Sunday 1100 to 2300 hrs~~

~~Late night refreshment - Monday to Saturday 23:00 to 00:00~~

~~Recorded music - Monday to Sunday 1100 to 2300 hrs~~

~~Monday to Sunday 1100 to 2300 hrs~~

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

~~Sale of Alcohol - Monday to Saturday 1100 to 0000 hrs, Sunday 1100 to 2300 hrs~~

~~Late night refreshment - Monday to Saturday 23:00 to 00:00~~

~~Recorded music - Monday to Sunday 1100 to 2300 hrs~~

~~Sale of Alcohol & recorded Music - Monday to Sunday 1100 to 2300 hrs~~

Seasonal variations for licensable activities- Christmas Eve, Christmas day, boxing day and new years day and the day preceding any bank holiday 1100hrs to 0000hrs

New years Eve 1100 to 01.00 hrs

The opening hours of the premises: ~~Monday to Saturday 0800 to 0030 hrs, Sunday 0800 to 2330 hrs~~

~~Monday to Sunday 0800 to 23:30 hrs~~

Seasonal variation for opening hours- Christmas Eve, Christmas Day, Boxing day, New years day and the day preceding any bank holidays 1100 to 00:30

New years Eve- 0800 hrs to 01:30hrs

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

**On only**

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

**Crown House Investments Ltd  
151 High Road,  
Loughton,  
IG10 4LF**

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

**10059534**

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol: No DPS – To be informed**

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

**ANNEX 1 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

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

### The Prevention of Crime and Disorder.

~~1. Whilst on duty door supervisors shall wear high visibility jackets and identifying logo~~  
The premises shall install and maintain a comprehensive CCTV system.  
Specifically:

~~2.~~ CCTV will be provided in the form a recordable system, capable of providing pictures of EVIDENTIAL QUALITY in all lighting conditions particularly facial recognition

a)

Cameras shall encompass all ingress and egress to the premises, fire exits and all areas where the sale/supply of alcohol occurs

b)

c) Equipment MUST be maintained in good working order, be correctly time and date stamped, recordings MUST be kept in good working order, numbered sequentially and kept for a period of 31 days and handed to the police or Licensing Authority on request.

~~t~~

The Premises Licence Holder must ensure at all times a DPS or other member of staff is capable of and competent at downloading CCTV footage in a recordable format to the Police or Licensing Authority

d)

e) The recording equipment and tapes/disc shall be kept in a secure environment under the control of the DPS or other responsible named individual or post holder.

2. An operational daily log report must be maintained endorsed by signature, indicating the system has been checked and is compliant, in the event of any failings actions are to be recorded within 4 hours of discovery.

3. Suitably worded signs of sufficient size are displayed at all ingress and egress to the premises, fire exits and all areas where the sale/supply of alcohol occurs, advising customers that CCTV is operating at the premises. Signs must be clearly visible and readable taking into account the lighting conditions in the vicinity of the signs when the premises is open for licensable activities and a minimum size of 200 x 150 mm.

An incident log shall be kept at the premises, and made available on request to the Police/Local Authority.

It must be completed within 4 hours of the incident and 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 a CCTV system, searching equipment or scanning equipment mandated as a condition of the licence
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

The register must be kept on the premises and will detail

(a) day, date and time of incident;

(b) the nature of the incident;

(c) the resolution;

(d) each entry is to be checked by the DPS or other person holding a supervisory capacity no later than one week after the entry has been made

4. A risk assessment will be prepared and reviewed on a regular basis which assesses the need for SIA door supervision. That assessment shall be lodged with Essex Police.

5. On any occasion where the premises conducts licensable activities past 23:00 hours, and the risk assessment so requires, the following will apply:

a) a minimum of 4 SIA registered doorstaff will be employed from 21:00 hours until 30 minutes after the permitted opening hours.

b) After 23:30 hours SIA licensed door staff shall, as far as is possible, prevent patrons leaving the premises with bottles, glasses or drinking vessels. To facilitate this process, there shall be provided conspicuous signage, visible to patrons at each ingress/egress explaining this policy. There shall be provided a suitable bin at the exit(s) for the safe temporary storage of glassware/bottles surrendered. The premises licence holder or DPS shall maintain an accurate and up to date register in respect of all door supervisors working at the premises when open to the public. The register will comprise of (a) the name, badge number, dates and times of commencement and finish of work; (b) the signature of the door supervisor; (c) details of any incident the door supervisor is involved in including details of any calls to the Police and any Police action taken

c) The door supervisor register shall be made available to the Police and an authorised officer upon request.

The premises shall have an agreed written drugs policy, this will detail the strategies to minimise the use and supply of illegal substances within the premises, handling, retention and collection/delivery of any article seized to Essex Police for disposal. The drug policy shall include a structured training policy for all staff covering the issue of misuse of drugs in relation to licensed premises. Zero Drugs tolerance posters shall be clearly and prominently on public display within the premises. The drugs policy shall be agreed and submitted to Essex Police and the Licensing Authority which shall be reviewed annually.

All persons that sell or supply alcohol to customers must have licensing and drug awareness training. Training should take place within six weeks of employment and any new employees

will be supervised until training has taken place. Refresher training should be repeated every six months. Training records must be kept on the premises and shall contain the nature, content and frequency of training. Records must be made available for inspection by the Police or an authorised officer on request either electronically or hard copy. Training must include (a) avoiding sales of alcohol to persons under the age of 18; (b) recognising customers who appear drunk and refusing sale of alcohol; (c) knows the licensing objectives; (d) have read and understood the licensing conditions; (e) can point out where the licence summary is displayed; (f) understands consequences for breaching legislation that can impact on them and/or the licensee; (g) drug misuse awareness; (h) have relevant contact details of the DPS or the licensee

#### Prevention of public nuisance

After 22.00 each day patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take drinks or glass containers with them. Notices to that effect will be displayed at the premises exits.

The smoking areas shall be monitored by staff and/or door supervisors to ensure that there are no more than a maximum of 20 persons at any one time using this area  
Clear signage shall be publically displayed regarding maximum numbers in the area

6. 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 situate.

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

7. No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between 23.30 hours and 06.00 hours on the following day.

8. All windows and external doors shall be kept closed after 20:00 hours when regulated entertainment takes place, except for the immediate access and egress of persons.

9. No music emanating from the premises will be heard at the boundary of any noise sensitive accommodation in the vicinity of the premises. Checks will be undertaken on every 30 minutes during regulated entertainment to ensure that this condition is complied with. A record of the checks will be maintained in writing and made available to officers from the police or council on request.

10. No live music will be played at the premises, with the exception of non-amplified live music.



Recorded music provided at the premises is only to be provided through the premises internal speaker system ('the house speaker system').

**11.** The playing of recorded music shall be incidental to any other activity. Loudspeakers from the house speaker system shall not be located in the entrance lobby or outside the premises building.

**12.** Section 177A(2) of the Licensing Act 2003 is to have no effect and both live and recorded music are to be treated as regulated entertainment.

## **Public Safety**

### **Protection of Children from Harm**

**13.** All staff to be trained in the prevention of underage sales to a level commensurate with their duties. All such training to be updated as necessary, for instance when legislation changes. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by an authorised officer of the Licensing Authority or Police.

**14.** A 'Challenge 25' scheme is operated, whereby any person who appears to be under 25 years of age is required to produce means of identification proving they are over 18 years of age. The only acceptable forms of identification are a photo driving licence, passport, Military ID card or proof of age card with the PASS Hologram

Signs will be located at the point of sale and in the area where alcohol is displayed advising customers that a 'Challenge 25' policy is in force.

No unaccompanied persons under the age of 16 shall be permitted on the premises.

### **Additional conditions**

**15.** Substantial food and non-intoxicating beverages shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises, ~~up to 21:00 hours.~~

**16.** There shall be no striptease or nudity, and all persons shall be decently attired at all times, except when the premises are operating under the authority of a Sexual Entertainment Venue licence.

**17.** Where the supply of alcohol is authorised under a temporary event notice all conditions of this licence will apply – save those conditions relating to regulated entertainment.

18. "All outside table and chairs shall be rendered unusable by 23.00 hours each day. There shall be no consumption of alcohol in any areas outside the building, within the licensed area, as shown on the hatched area of the plan dated 8/5/18, after 23.00 hours each day".

19. Save for the internal area hatched black, the supply of alcohol shall be by waiter or waitress service only to persons seated.

20. After 7pm in the area hatched black, there will be no more than 15 persons at any time who are not served by waiter or waitress service and persons seated.

21. The premises licence holder shall ensure that any patrons in the external seating area do so in an orderly manner so as to ensure that there is no public nuisance.

22. There shall be no regulated entertainment or speakers in the external seating area.

23. A minimum number of 40 seats shall be maintained at all times.

24. "The supply of alcohol to any areas outside the building, within the licensed area, as shown on the hatched area of the plan dated 8/5/18, shall be by waiter/waitress service only".

**Informative:** The premises will not trade under the name 'Nu Bar'

**Annexe 3 – Conditions attached after a hearing by the licensing authority: Hearing 7<sup>th</sup> March 2017**

All previous conditions have been replaced with new conditions agreed at the meeting and adopted as above

**Annexe 4 – Plans:**

Plans held at Epping Forest District Council





