Dear Ola & Thomas,

As you are aware I will be representing the applicant in the case for 17 Clapham High Street at the hearing later this week.

I have spoken with Pamela Riley this morning regarding the application and the proposed conditions and times she put forward in her representation.

While some tacit agreement was made by the applicant in relation to the conditions, as the matter could not be resolved in its entirety, we would assert that these matters are still open to discussion at the hearing.

It is not our intention to revisit any of the conditions with the exception of Condition 15 which reads:

_To minimise disturbance to local residents after 22:00 hours when a delivery is made utilising a vehicle then only electric or non-motorised vehicles will be used, except in the event of an emergency and breakdown. The operators to keep a record any such event and make this available for inspection by authorised officers of the licensing authority._

When we were going over the issues raised with the applicants, it became clear that this condition had been misunderstood. As their primary delivery service is through UberEats and Deliveroo, they do not have the ability to determine the nature of the vehicle which will arrive to collect the food for delivery. Therefore to agree to such a condition would be impossible for them to implement.

I spoke with Pamela earlier today and we discussed various issues surrounding the application, including this condition. It was felt that on behalf of Licensing she was unable to remove it prior to the hearing and we respect that position. We would therefore like to include the merits of this condition in the discussion for the hearing on Thursday.

All the other 16 conditions are agreed, as they are feasible for the business to comply with and we should therefore accept them in good faith. I do think it would be disingenuous to accept a condition over which the applicant has no control.

However we would also at this time seek to offer one concession:

- To reduce the hours for the Sale of Alcohol on Thursday to 01.00. This brings the hours applied for in line with the existing Late Night Refreshment Licence.
I would also seek to offer and additional 4 conditions which would, we hope, provide further reassurance as to the nature of the intended use of the premises:

1. **Off Sales (Alcohol)** – Only sealed unopened containers of Alcohol shall be sold for off-sale.

2. **Off Sales (Alcohol)** – Alcohol shall only be sold for consumption off the premises when such a sale is ancillary to the sale of food.

3. **Off-Sale (Alcohol)** – Only Beer, Lager, Cider & Wine (still & sparkling) shall be sold from the Premises

4. **Maximum % ABV** - No beer, lager or cider with an ABV of 6.5% or above shall be sold from the premises.

I would be most grateful if the information contained in this email could be shared with the Committee in advance of the hearing.

Kind regards

Peter

**Peter Mayhew** - Director

**Beyond the Blue**

Training & Consultancy

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If you have received this message in error, or wish to unsubscribe from further email communication from Beyond the Blue, please reply with the message 'unsubscribe' in the subject line.
Dear Ola & Thomas,

Please find attached a copy of the email we received today from UberEats, confirming that it is not possible to request only non-motorised vehicles.

I think it would be beneficial to pass this on to the committee in advance of the hearing, as an addition to the previous email I sent; just so that we can avoid having a speculative discussion on the possibility of requesting only non-motorised vehicles.

Kind regards

Peter

Peter Mayhew - Director

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Peter Mayhew

From: izzet sasmaz
Sent: 15 March 2021 19:01
To: Peter Mayhew
Subject: Fwd: Uber Case# 12159800-Fwd: Driver after 10:00pn [ ref: .00Do0aYry._5001J10TRwf:ref ]

This is what Uber sent me
Sent from my iPhone

Begin forwarded message:

From: UberEATS UK
date: 15 March 2021 at 15:17:36 GMT
To: [redacted]
Subject: Uber Case# 12159800-Fwd: Driver after 10:00pn [ ref: .00Do0aYry._5001J10TRwf:ref ]

Hi lzzet,

Thank you for reaching out to us.

Unfortunately we would be unable to adhere to your request as delivery partners are matched with restaurants on the application due to availability and location.

Please know that you can request specific delivery instructions to be left for delivery partners to see if you so wish. We will keep an eye out for any response.

Regards,

Sean

-------------- Original Message -------------
From: Muhammad Hasnain Saeed
Sent: 3/14/2021 3:01 AM
To: [redacted]
Subject: Uber Case# 12159800-Fwd: Driver after 10:00pn [ ref: .00Do0aYry._5001J10TRwf:ref ]

Hi there,

Thank you for getting in touch.

We have forwarded your concern to the relevant team and they will reply to you as soon as possible.

We appreciate your patience in this matter.

-------------- Original Message -------------
From: izzet sasmaz
Sent: 3/13/2021 1:33 AM
Hi my name is izzet Sasmaz @clapham kebab house 17 Clapham high street London sw4 7ts I need some information on if you can only send bicycles and electric vehicles no motor vehicle after 10:00 the Council want to Reduce noise nuisance from Drivers after 10 in the area can you assist me with this and is there a way where we can only get drivers that can be bicycle and electric vehicles can you please send some information on this.