



L I C E N S I N G S U B C O M M I T T E E C

Thursday, 11th January, 2018

at 7.00 pm

Council Chamber, Hackney Town Hall, Mare
Street, London E8 1EA

Councillors sitting:

**Cllr Sade Etti, Cllr Christopher Kennedy
(Substitute) and Cllr James Peters (Substitute)**

**TIM SHIELDS
Chief Executive**

Contact:
Gareth Sykes, Governance Services Officer
020 8356 1567
gareth.sykes@hackney.gov.uk

The press and public are welcome to attend this meeting

AGENDA

Thursday, 11th January, 2018

ORDER OF BUSINESS

Title	Ward	Page No
1 Election of Chair		
2 Apologies for Absence		
3 Declarations of Interest - Members to declare as appropriate		
4 Licensing Sub-Committee Hearing Procedure		(Pages 1 - 2)
5 Variation of Premises Licence: Best American Pizza, 16A Pitfield Street, N1 6EY	Hoxton East & Shoreditch	(Pages 3 - 40)
6 Premises Licence: Chasing Tales, Unit 14 & Unit 15 Railway Arch, Bohemia Place, Mare Street, E8 1DU	Hackney Central	(Pages 41 - 96)
7 Premises Licence: Sans Pere, 15 Broadway Market, E8 4PH	Haggerston	(Pages 97 - 126)
8 Temporary Event Notices - Standing Item		

Licensing Sub-Committee Hearings

This guide details the procedure for Licensing Sub-Committee hearings under the Licensing Act 2003. Whilst this will be used in most cases, the procedure will be altered in exceptional circumstances and when for example Personal Licences, Temporary Event Notices and Reviews are considered.

A Licensing Sub-Committee will be held if:

- The applicant has applied for a Premises Licence, Provisional Statement, Club Premises Certificate or expressed their intention to vary their existing licence/certificate and has advertised this in a local newspaper and displayed a distinctive blue notice at the premises, following which representations have been made by a Responsible Authority or Other Person/s.
- A Review has been requested by a Responsible Authority or Other Person/s and the Review has been advertised by displaying a distinctive blue notice at the premises and also at the Council's office and website.
- An application is made to transfer a Premises Licence or for interim authority and the Police have issued an objection
- The applicant has made a Personal Licence application and the Police have objected to the Licence being granted.
- A Temporary Event Notice has been given and the Police and/or those in the Council that exercise environmental health functions have issued an objection.

Prior to your item being heard:

- The Licensing team upon receiving representations will form a view as to whether the representations are irrelevant, frivolous, vexatious or for review applications; repetitious.
- The Licensing team would have provided written notice to all parties in advance of the hearing and would have responded to any request relating to personal details being removed from the agenda.

If you do not believe this to have happened, please contact the Licensing Service on 020 8356 4970 or email licensing@hackney.gov.uk as soon as possible. For further information on the application process, please see the guidance notes at www.hackney.gov.uk/licensing.

Making decisions on the items being heard:

Hearings will normally be held in public unless the Sub-Committee believe it not to be in the public interest to do so. Although the Chair will try to make the proceedings as informal as possible, these hearings are of a quasi-judicial nature, and the rules of natural justice shall apply.

Only those Responsible Authorities and Other Persons who have made a relevant representation in writing at the consultation stage **can register to speak at a subsequent hearing**. Applicants, Other Persons and Responsible Authorities will all be given a fair opportunity to put their case and the Sub-Committee will take these representations into account when making their decision. The Sub-Committee may still make a decision on any matter even if any party fails to attend the hearing. However, in these circumstances, it will only be that party's written representation that may be taken into account.

For new applications relating to Premises Licences and Club Premises Certificates, Members can grant with additional conditions attached to the licence, exclude any licensable activities, refuse a Designated Premises Supervisor (DPS) if appropriate or reject the application.

Members when making decisions on variation applications regarding a Premises Licence or Club Premises Certificate, can modify (add, delete or amend) conditions on the licence or reject the application in whole or part. Members will be considering the request for a variation and the impact that this may have. Therefore, representations should be focused on the impact of the variation, although concerns relating to the existing terms of the licence may be relevant in considering the track record of the applicant. However, Members may consider other issues which relate to the promotion of the licensing objectives, although only if it is reasonable and proportionate to do so.

For Provisional Statements, Members can consider any steps that are necessary having regard to the representations made in order to ensure the licensing objectives are not undermined.

Members when deciding a Review application can modify (add, delete or amend) the conditions of the licence, exclude any licensable activities, remove a DPS if appropriate, suspend the licence/certificate for up to 3 months or revoke the licence/certificate completely.

For transfer of Premises Licences, interim authority requests and Personal Licence applications Members can only refuse or grant the application.

Members when deciding on an objection made against a Temporary Event Notice (TEN) will determine whether or not to issue a Counter Notice, which if issued will prevent the proposed event from proceeding. If a TEN has been given for a premises that already has a licence/certificate, Members may impose any of those conditions from the existing licence/certificate to the TEN.

Before the meeting starts:

The Sub-Committee Members are requested to report for business no more than half an hour before the meeting starts to deal with any administrative/procedural issues. This will allow Members to consider;

- the appointment for any substitutes if required
- the appointment of the chair
- any procedural issues
- obtain the list of attendees
- late documents delivered prior to the meeting and to ensure all the paperwork is in order

The Sub-Committee will not be considering any of the actual points raised within the Report itself and no Responsible Authority or Other Person/s shall be present when the Sub-Committee deal with the above issues.

Attending the hearing that concerns you:

All Applicants, Other Persons and Responsible Authorities involved will be informed in writing of the date and time that their application will be considered by the Licensing Sub-Committee. Please contact the Licensing Service on 020 8356 4970 or email licensing@hackney.gov.uk to confirm whether you wish to attend and/or register to speak at the Sub-Committee hearing or if you wish for someone else to speak on your behalf. If you are unable to attend, the application may be heard in your absence.

All parties should arrive promptly at the outset of the scheduled meeting regardless of when the item is listed to be heard on the agenda.

Please contact the Licensing Service for advice within 4 working days from the date on the notice letter if any of the following apply;

- you have special requirements to help make your representation, because of a disability or you need a translator for example
- you wish to supply additional [documentary] information such as photographs and videos/DVDs

Please note that if you wish to provide additional relevant information, this should be given at least **5 working days** before the hearing. Any additional information provided once the hearing has started will only be accepted if all parties agree. Please note that the use of videos/DVDs is at the Sub-Committee's discretion – requests to show these should be made in advance to the Committee Officer.

Timings

In most cases the application will last no longer than 1 hour, and the times to be allocated to each section are shown on the relevant hearing procedure. If you think that your evidence is likely to exceed this time period, please let the Licensing Service know **within 4 working days of the date on the notice letter** and the Sub-Committee will be advised. If your request is agreed, all parties will also be granted the same extension of time.

Rights of Press and Public to Report on Meetings

Where a meeting of the Council and its committees are open to the public, the press and public are welcome to report on meetings of the Council and its committees, through any audio, visual or written methods and may use digital and social media providing they do not disturb the conduct of the meeting and providing that the person reporting or providing the commentary is present at the meeting.

Those wishing to film, photograph or audio record a meeting are asked to notify the Council's Monitoring Officer by noon on the day of the meeting, if possible, or any time prior to the start of the meeting or notify the Chair at the start of the meeting.

The Monitoring Officer, or the Chair of the meeting, may designate a set area from which all recording must take place at a meeting.

The Council will endeavour to provide reasonable space and seating to view, hear and record the meeting. If those intending to record a meeting require any other reasonable facilities, notice should be given to the Monitoring Officer in advance of the meeting and will only be provided if practicable to do so.

The Chair shall have discretion to regulate the behaviour of all those present recording a meeting in the interests of the efficient conduct of the meeting. Anyone acting in a disruptive manner may be required by the Chair to cease recording or may be excluded from the meeting. Disruptive behaviour may include: moving from any designated recording area; causing excessive noise; intrusive lighting; interrupting the meeting; or filming members of the public who have asked not to be filmed.

All those visually recording a meeting are requested to only focus on recording councillors, officers and the public who are directly involved in the conduct of the meeting. The Chair of the meeting will ask any members of the public present if they have objections to being visually recorded. Those visually recording a meeting are asked to respect the wishes of those who do not wish to be filmed or photographed. Failure by someone recording a meeting to respect the

wishes of those who do not wish to be filmed and photographed may result in the Chair instructing them to cease recording or in their exclusion from the meeting.

If a meeting passes a motion to exclude the press and public then in order to consider confidential or exempt information, all recording must cease and all recording equipment must be removed from the meeting room. The press and public are not permitted to use any means which might enable them to see or hear the proceedings whilst they are excluded from a meeting and confidential or exempt information is under consideration.

Providing oral commentary during a meeting is not permitted.

Lobbying of Councillors

If a person or an organisation wants to make a representation to the Licensing Sub-Committee, they must **NOT** contact Sub-Committee Members directly. Licensing Sub-Committee Members have to retain an open mind on any application and determine it on its merits. Members can not be in anyway biased towards a party. Therefore, if a Member of the Sub-Committee has had any prior involvement they must ensure that they come to the hearing with an open mind.

Local ward councillors may be able to speak on behalf of objectors if requested to do so, provided that if they have a disclosable pecuniary interest they leave the meeting room when the application is being considered unless they have been granted dispensation.

Reports

Agendas and Reports for Licensing Sub-Committees are published on the Council's website (www.hackney.gov.uk) 5 working days before the hearing takes place. Copies are also available by contacting Governance Services on 0208 356 3578 or email governance@hackney.gov.uk. Copies of applications together with the detail of any objections will be included in the report.

Appeals

Applicants or any party to the hearing can appeal against the decision made by the Sub-Committee. The appeal to the Thames Magistrates Court must be made within 21 days of the decision being sent formally in writing. However, TEN's have the added restriction that no appeals can be made later than 5 working days before the event is scheduled to take place.

Withdrawal of an Item or Cancellation of a Hearing

An item may be withdrawn from the agenda of a Licensing Sub-Committee meeting at short notice due to the withdrawal or resolution of the representations or objections to an application or notice. A hearing by the Licensing Sub-Committee may therefore be cancelled at short notice if there are no substantive items remaining on the agenda.

As much advance notice as is practicable of the withdrawal of an item on the agenda or cancellation of a meeting of the Licensing Sub-Committee will be provided on the Council's website but please note that this might be as little as a few hours before the hearing if the applicant chooses to leave it that late to satisfactorily address any representation or objection giving rise to the need for a hearing.

Facilities

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in the Assembly Halls, rooms 101, 102 & 103 and the Council Chamber. Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

Contacts

If you have a query about Licensing Sub-Committee procedures and protocols then please contact Governance Services –

Governance Services
2nd Floor Room 118
Hackney Town Hall
Mare Street
London, E8 1AE

Telephone: 020 8356 1266

E-mail: governance@hackney.gov.uk

If your query relates general licensing matters or to specific applications then you are advised to speak to the Licensing Service. They can be contacted at:

Licensing Service
Hackney Service Centre
1 Hillman Street
London E8 1DY

Telephone: 020 8356 4970

Fax: 020 8356 4974

E-mail: licensing@hackney.gov.uk

ADVICE TO MEMBERS ON DECLARING INTERESTS

Hackney Council's Code of Conduct applies to **all** Members of the Council, the Mayor and co-opted Members.

This note is intended to provide general guidance for Members on declaring interests. However, you may need to obtain specific advice on whether you have an interest in a particular matter. If you need advice, you can contact:

- The Corporate Director of Legal, HR and Regulatory Services;
- The Legal Adviser to the committee; or
- Governance Services.

If at all possible, you should try to identify any potential interest you may have before the meeting so that you and the person you ask for advice can fully consider all the circumstances before reaching a conclusion on what action you should take.

1. Do you have a disclosable pecuniary interest in any matter on the agenda or which is being considered at the meeting?

You will have a disclosable pecuniary interest in a matter if it:

- relates to an interest that you have already registered in Parts A and C of the Register of Pecuniary Interests of you or your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner;
- relates to an interest that should be registered in Parts A and C of the Register of Pecuniary Interests of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner, but you have not yet done so; or
- affects your well-being or financial position or that of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner.

2. If you have a disclosable pecuniary interest in an item on the agenda you must:

- Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you (subject to the rules regarding sensitive interests).
- You must leave the room when the item in which you have an interest is being discussed. You cannot stay in the meeting room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision.
- If you have, however, obtained dispensation from the Monitoring Officer or Standards Committee you may remain in the room and participate in the meeting. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a pecuniary interest.

3. Do you have any other non-pecuniary interest on any matter on the agenda which is being considered at the meeting?

You will have 'other non-pecuniary interest' in a matter if:

- i. It relates to an external body that you have been appointed to as a Member or in another capacity; or
- ii. It relates to an organisation or individual which you have actively engaged in supporting.

4. If you have other non-pecuniary interest in an item on the agenda you must:

- i. Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you.
- ii. You may remain in the room, participate in any discussion or vote provided that contractual, financial, consent, permission or licence matters are not under consideration relating to the item in which you have an interest.
- iii. If you have an interest in a contractual, financial, consent, permission or licence matter under consideration, you must leave the room unless you have obtained a dispensation from the Monitoring Officer or Standards Committee. You cannot stay in the room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision. Where members of the public are allowed to make representations, or to give evidence or answer questions about the matter you may, with the permission of the meeting, speak on a matter then leave the room. Once you have finished making your representation, you must leave the room whilst the matter is being discussed.
- iv. If you have been granted dispensation, in accordance with the Council's dispensation procedure you may remain in the room. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a non pecuniary interest.

Further Information

Advice can be obtained Suki Binjal, Interim Director of Legal, on 020 8356 6234 or email suki.binjal@hackney.gov.uk



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Relevant Extracts from Hackney's Statement of Licensing Policy

Please find below relevant extracts from the Statement of Licensing Policy 2011.

LP1 Planning

Licence applications should normally be from premises where:

- (a) The activity to be authorised by the licence is a lawful planning use or is a deemed permitted development pursuant to the General Permitted Development Order (1995)
- (b) The hours sought do not exceed those authorised by any planning permission.

Note- Where the appropriate planning consent has not been obtained in advance and relevant representations are made, applicants will need to demonstrate that the operation of the premises would not be detrimental to the promotion of the licensing objectives.

LP2 Provisional Statements

The principles to be applied for provisional statements are similar to those applied for premises licences.

The application form for provisional statements is to include:

- Clear plans of the proposed structure
- An operating schedule including details of:
 - The activities to take place there
 - The time at which such activities will take place
 - The proposed hours of opening
 - Where the applicant wishes the licence to have effect for a limited period, that period
 - The steps to be taken to promote the licensing objectives, and
 - Where the sale of alcohol is involved, whether supplies are proposed to be for consumption on or off the premises (or both) and the name of the designated premises supervisor the applicant wishes to specify.

LP3 The Application Form and Operating Schedule (minimum requirements)

The application form is to outline the operations of the entire licensed business or event and must include:

- (a) Prescribed plans
- (b) A general description of the style and character of the business or event to be conducted at the premises or venue, e.g. supermarket, restaurant, cinema, nightclub, or street party

- (c) An indication of the type of entertainment available
- (d) The relevant licensable activities to be undertaken at the premises or event, preferably with a risk assessment in respect of these activities
- (e) The times during which each of the proposed licensable activities are to take place
- (f) Any other times during which it is proposed that the premises or event be open to the public
- (g) Where the applicant wishes the licence to have effect for a limited period, that period to be specified
- (h) Whether alcohol is to be supplied for consumption on or off the premises or both
- (i) Where alcohol is to be supplied, details of the designated premises supervisor (not necessary for premises holding club premises certificates unless alcohol is to be sold rather than supplied to members)
- (j) Whether they propose to have sexual entertainment involving nudity or striptease or any other activity involving full or partial nudity, e.g. topless waitresses etc, or sex related entertainment such as the showing of films or other recordings with an 18 restricted category. This will need to be licensed as a sex establishment under the Local Government (Miscellaneous Provisions) Act 1982, as amended. The applicant must demonstrate that they hold the relevant licence
- (k) The steps which are proposed to promote the licensing objectives. In doing this, applicants are strongly encouraged to address the LPs as applicable.

Note:

- The conditions that are necessary for the promotion of the licensing objectives should normally emerge initially from a prospective licence or certificate holder's application.
- If the application has been granted the details of the application will be incorporated into the licence as conditions. Breach of these conditions could result in prosecution or a review and ultimately revocation.
- Where representations are made and the matter progresses to a Licensing Sub Committee, if the Sub Committee have:
 - i) Doubts about the applicant's ability to promote the licensing objectives and comply with the terms of a licence (for example, proposed conditions, and how licensable activities will be conducted during the operation of the licence)

- ii) Doubts around the track record of the management and suitability of the DPS,
 - iii) Been notified of any actions taken by responsible authorities or the licensing authority in relation to the premises
 - iv) Been notified of recent or historical complaints
- the Council may not grant the permission as sought.

LP4 Crime and Disorder

Applicants are expected to demonstrate within their application measures to prevent crime and disorder, such as:

- (a) Details of registered door supervisors and other staff to be provided including their relevant qualifications or registrations, the number of such staff, their location whilst working at the premises and the times they will be on duty. All door supervisors are to be licensed by the Security Industry Authority (www.the-sia.org.uk)
- (b) Locations of any physical security features to protect the premises, customers and staff, such as CCTV equipment, alarms systems, secure window locks to be used inside/outside the premises. When referring to CCTV, identify its coverage of the interior and exterior of the premises, that it is to be recordable, kept for a minimum of 31 days and made available to the Police and Licensing Authority on request. When details of security measures are provided, they will be kept out of the public domain
- (c) Provision of adequate search facilities where appropriate to the use of the premises. This may include use of technology such as club scan, weapon arches and search wands
- (d) Measures proposed to prevent possession, supply or consumption of illegal drugs and possession of weapons. For example, designing out areas or surfaces where there is a risk of crime, drug detection and confiscation policies, internal patrols
- (e) Measures to be implemented to promote sensible drinking and prevent binge drinking. For instance, by the display of safe drinking material or legal warnings
- (f) Arrangements for any promotional events such as “happy hours” or special offers should be avoided having regard to the mandatory conditions. If any such event is undertaken, careful consideration should be given to their duration, times, location within premises and any additional measures (such as increased security), to minimise crime and disorder
- (g) Location of lighting inside/outside the premises
- (h) Other measures aimed at preventing crime and discouraging anti-social behaviour. Careful regard should be given to the Council applying its borough wide DPPO (“Controlled Drinking Area”). Depending on the

circumstances, this may for example include the restricted sale of low cost, high strength alcohol (which may be indicated by wording such as “super” on the drinks packaging) and the display of signage highlighting that the premises is located in a Controlled Drinking Area

- (i) Whether or not the premises will be serving alcohol in glass or plastic containers; if serving alcohol in glass containers, identify what measures will be implemented to ensure patrons cannot take glass outside the premises
- (j) Whether the premises belongs to a local Pub Watch scheme or has complied with a Police Club Industry Minimum Operating Standards (CIMOS) report
- (k) The availability of drinking water
- (l) The location of any toughened glass to be installed at the premises
- (m) The details of any proof of age scheme to be implemented
- (n) The maximum capacity figure for the premises and a statement demonstrating the premises’ ability to accommodate the predicted number of patrons safely and how this is managed, for example by way of door supervision or counting mechanisms such as clickers
- (o) Whether the premises has undertaken a Police Drug Ion Itemiser Tracker assessment or cooperated with any other Police investigation in order to detect crime and disorder. Where premises have taken part in such activity, an explanation of the outcomes, including any actions taken in addressing the issues raised is encouraged
- (p) Whether queue management arrangements are in place. This may include door supervision and/or the use of barriers where these do not obstruct the public highway
- (q) Whether staff training on the licensing objectives is provided and recorded
- (r) Whether other socially responsible practices are employed, such as anti spiking measures, use of hand bag clips, notices and designated driver schemes
- (s) Whether other management practices are employed, such as maintenance of incident and accident logs, refusal of sales logs, refusal of entry logs, server training, provision of emergency contact numbers to regulatory agencies should contact with management be required as a matter of importance
- (t) Whether appropriate safeguards are in place to address the potential risks and impacts of gang related activity, particularly where the area and/or the premises are renowned for being a source of or associated with gang related activity.

LP5 Public Nuisance

Applicants are expected to demonstrate within their application that problems such as noise, light, smoke, odour, litter, anti-social behaviour, human waste, fly posting and highways/footpath obstructions can be minimised through steps they propose.

For example, the application should where necessary:

- (a) Demonstrate that, between 11.00 pm and 7.00 am:
 - No noise is audible a metre from the façade of the nearest noise sensitive premises, or
 - No noise is audible within the nearest noise sensitive premises.
 - There is no discharge of glass recycling bins and no waste/recycling collectionsDepending on the individual circumstances, the Council may request the provision of an acoustic report
- (b) Provide details of the location and types of noise attenuation measures used to minimise noise and vibration escaping the premises and car parking areas. Such measures may include sound-proofing, acoustic lobbies and sound limitation devices
- (c) Demonstrate measures to avoid vehicular queuing on the carriageway and disturbances from patrons queuing on the footpath
- (d) Illustrate the location of any taxi ranks, bus stops, train or tube stations in relation to the premises
- (e) Provide details of the location of gardens, open-air areas and the number of tables and chairs (where relevant) within the property boundary for use by patrons drinking, eating, smoking, queuing or congregating outside, and the hours of use of such areas

Provide details of how outside areas will be managed, in particular:

- The hours of use of any outside area where for example smoking, eating and drinking will be permitted. These may explain that use of the area is prohibited after a certain time to avoid disturbance late at night where residents are located nearby
- Measures to prevent drinks being spiked where people leave these unattended
- Where there is payment for admission, how re-entry can be managed – for example by the use of wrist bands
- Measures to ensure that patrons outside do not create nuisance from noise, smoke, obstruction or litter to neighbours or members of the general public
- Use of any physical security features and CCTV
- Use of door supervisors to monitor the area and people's behaviour
- Clear delineation of outside areas in consultation with Environmental Enforcement Services and Public Realm to

avoid the obstruction of any public highway

- Provision of regular glass collection and cleaning patrols
- Any offer of a waited table service

Demonstrate that there are effective dispersal policies in place, such as:

- Door supervision
- Notices and posters asking patrons to enter and exit the premises quietly
- “Winding down” periods

NOTE:

For good practice guidance on managing the end of a night, applicants may wish to refer to the NOCTIS Dispersal Policy available at: www.noctisuk.org

- (f) Provide details of permissions where relevant (for example, planning permission or a street trading licence) for any gardens, open-air areas or tables and chairs to be used by patrons
- (g) Provide details of the refuse and waste management arrangements and collection times in place at the premises, including where on the premises refuse and recycling will be stored before collection. Give details of trade waste agreements that exist for the premises
- (h) Identify whether the activity will generate additional litter (including flyposters and/or illegal placards) in the vicinity of the premises, and the measures to deal with any such litter

LP6 The Protection of Children from Harm

- (a) Applicants are expected to demonstrate within their application that those factors that have the potential to harm children have been addressed. These include the potential for children to:
 - (i) Purchase, acquire or consume alcohol. (details of any proof of age schemes should be provided)
 - (ii) Be exposed to drugs, drug taking or drug dealing
 - (iii) Be exposed to gambling
 - (iv) Be exposed to activities of an adult or sexual nature including the exhibition of film, or transmission of programmes or videos that include strong language and/or sexual content
 - (v) Be exposed to incidents of violence or disorder
 - (vi) Be exposed to environmental pollution such as excessive noise
 - (vii) Be exposed to hazards

- (viii) Purchase cigarettes from vending machines. The Council expects these machines to be in sight and under the supervision of bar staff

Note – This is not intended to be an exhaustive list.

- (b) Alcohol is not to be served to under 18s, except in the limited circumstances allowed for by the Licensing Act 2003. For example children aged between 16 and 18 are only permitted to consume beer, wine or cider on licensed premises if accompanied by an individual aged 18 or over and if eating a table meal (this excludes bar snacks). (This excludes venues holding a club premises certificate where over 18s only are allowed alcohol.)
- (c) Where relevant representations have been made, the Council will not normally permit children to be admitted where:
 - (i) Entertainment of an adult or sexual nature is commonly provided
 - (ii) There have been convictions for serving alcohol to under 18s
 - (iii) Certain gambling activities take place (see Council guidance note)
 - (iv) There have been convictions of harbouring drug dealings or the premises has a known association with drug dealers

Note - The Act details a number of measures designed to protect children in licensed premises. The Council will work closely with the Police and its partners to ensure appropriate enforcement of the law, in line with the Council's Enforcement Policy

- (d) Where limiting access to children is considered necessary, the Council will consider the following options:
 - (i) A limit on the hours when children may be present
 - (ii) An age limitation (for under 18s)
 - (iii) A limitation or exclusion when certain activities are taking place
 - (iv) A requirement for children to be accompanied by an adult
 - (v) Access may be limited to certain parts of the premises
- (e) No conditions will be imposed requiring that children be admitted to any premises and, where no limitation is imposed, this will be left to the discretion of the individual licensee
- (f) Events provided primarily for children will not be permitted to sell alcohol on or from the premises
- (g) Where internet access is provided measures may be put in place to ensure children are suitably supervised in those areas.

LP7 Access to Cinemas, Theatres, Auditoriums and similar premises

- (a) Licensees are required to restrict children from viewing age-restricted films according to the recommendations of the British Board of Film Classification or, where relevant, any age restriction agreed by the Council. The licensee should state in the operating schedule what measures are to be put in place to control such access
 - (b) For regulated entertainment especially presented for children, the Council will, where relevant representations have been made, require the following arrangements in order to control entry to and exit from the premises to ensure their safety:
 - (i) An adult member of staff to be stationed in the vicinity of every exit, subject to there being a minimum of one member of staff per 50 children or part thereof
 - (ii) No child, unless accompanied by an adult, to be permitted in the front two rows of any balcony
 - (iii) No standing to be permitted in any part of the auditorium during the performance
- Note The Council will expect these issues to be satisfactorily addressed in operating schedules. The Council will consider attaching conditions to licences and permissions to prevent harm to children.

LP8 Public Safety

Applicants are expected to demonstrate within their application measures to protect public safety, including:

- (a) A current fire risk assessment as required by the Regulatory Reform (Fire Safety) Order 2005. If this has not been undertaken, the Fire Authority are likely to make a relevant representation on public safety grounds
- (b) Safe use of special effects/equipments (lasers, smoke machines, strobe lights etc) which may affect public safety (particularly in music and dance venues and similar premises)
- (c) The availability of up-to-date public transport and car parking information at the premises
- (d) A detailed plan that identifies all existing and proposed fire safety features, including smoke detectors, emergency lighting, sprinkler systems and other safety features. All fire safety measures to be compliant with relevant standards
- (e) All exits to be kept unobstructed, easy to open and clearly signed
- (f) Adequate measures to be in place for disabled people to allow their safe evacuation in the event of an emergency

- (g) The availability of first aid equipment and arrangements for training staff in its use
- (h) Any equipment or fixtures of a particular standard used on the premises to be maintained and inspected with details of checks recorded in a log book.

LP9 Premises Safety

- (a) Applicants are expected to demonstrate the safety of their premises by ensuring records are kept detailing maintenance checks thereafter in respect of:
 - (i) Periodic electrical inspection
 - (ii) Annual inspection of fire alarm
 - (iii) Annual inspection of hand fire appliances
 - (iv) Emergency lighting inspection and test
- (b) Premises wishing to provide regulated entertainment, or who do not currently adequately ensure safety under current legislation, may also need to comply with prescribed standards. These may include (but are not limited to) additional certificates such as battery discharge, gas safety, passenger lifts, stage equipment, ceilings, and generators.

LP10 Personal Licences

- (a) When determining a contested application the Council will consider whether the grant of the licence promotes the crime and disorder objective. It will consider the:
 - (i) Seriousness and relevance of any conviction(s)
 - (ii) The period that has elapsed since committing the offence(s)
 - (iii) Any mitigating circumstances.

LP11 Temporary Event Notices

- (a) The Police have indicated that they will normally object to TENs where:
 - The TEN does not provide sufficient information to alleviate Police concerns
 - The TEN has not been completed fully
 - Insufficient notice has been given for the Police to satisfy themselves that the event would not undermine the crime and disorder objective
 - The premises has a history of complaints or incidents linked to the crime and disorder objective. Alternatively, the premises has had a one off serious incident affecting the crime and disorder objective
 - Previous TENs by the premises user have caused issues of Police concern
 - The premises user has failed to comply with previous advice and recommendations given by the Police with regard to the management of the premises/ event
 - Crime and disorder issues have arisen as a result of previous

temporary events linked to the organiser and/or the premises

- The venue does not already possess a premises licence, or if the event involves a departure from the terms of the premises licence, applicants have not sufficiently demonstrated that the management of the event will meet the requirements set out in the LPs as applicable and proportionate to the nature of the event
- A risk assessment of the event in consultation with and to the satisfaction of the Police has not been provided to the Police 14 days in advance of the event. The Police recommend completion of a Form 696 to help satisfy this.

The Licensing Authority treats the Police as its main source of advice on crime and disorder and so is likely to treat the advice of the Police in matters concerning TENs as worthy of significant weight.

Therefore, applicants are strongly encouraged to have regard to the factors above and provide the following data when notifying the Police and Council of a TEN:

- Accurate premises user contact details as well as alternative contact details to ensure that contact can be made
- Full details of all acts/performers
- Confirmation that the owner of the land/building has consented, preferably in writing, to the TEN
- Confirmation that the building/land are deemed suitable for the proposed TEN both in terms of patron safety and neighbouring premises and occupants safety.

- (b) The premises user is reminded that a fire risk assessment is to be completed or should be in place. Failure to do so may lead to the Fire Authority prohibiting use of the premises under their separate powers
- (c) The freeholder or leaseholder of the premises (where relevant) should have given their permission for the use of the premises for the temporary event
- (d) When the Police have made an objection based on crime and disorder and a Licensing Sub Committee uphold the objection at a hearing, a counter notice will be issued.

LP12 Licensing Hours

Where relevant representations have been made, the Council adopts the following principles.

- (a) The Council supports the principle of flexibility in its approach to licensing hours and will consider the merits of each individual application. The licensing hours fixed will always reflect the individual merits of the application, the relevant representations received and the requirement to promote the licensing objectives.
- (b) Earlier hours may be set if the individual circumstances require it. Later hours will be set where it can be demonstrated by the applicant that there would be no breach of the licensing objectives. In residential areas the Council will not normally grant licences beyond 12 midnight, unless the applicant can demonstrate that operating hours beyond this will not cause

undue disturbance to local residents.

- (c) The Council would expect premises wishing to trade for longer hours to site themselves in places where they will not create disturbances to residential accommodation, and will take a stricter approach to licensing hours in residential areas.
- (d) The Council may impose conditions limiting the hours of usage of an outside area or preventing drinks being taken to the outside area beyond the stated terminal hour.

LP13 Special Policy Area – Shoreditch

It is the Council's policy that where a relevant representation is made to any application within the area of the Shoreditch SPA, the application will be refused unless there are exceptional circumstances. This policy is to be strictly applied.

The Council expects that any exceptional circumstances offered by the applicant should be genuinely exceptional and so would not include reference to:

- The quality and track record of the management
- The good character of the applicant
- The extent of any variation sought.

LP14 Special Policy Area – Dalston

All **new or variation** applications within the Dalston SPA will have to show:

- High standards of management
- The quality and track record of the management
- The good character of the applicant

Notwithstanding the above, where a relevant representation is made the policy will be to refuse any new or variation application which seeks to:

- Increase the capacity of an existing premises,
- Extend the hours of operation of an existing premises, or
- Permit any activity/use not identified or allowed for in the table below or,
- Permit any activity/use where there is a genuine concern that the proposal will have a negative impact in the area. For example this may include premises that have a large capacity or are mainly outdoors.

The policy is directed at the concentration of persons in the area and particularly those who have been drinking late at night. Therefore any application will need to demonstrate that it does not add to the issues of cumulative impact in the Dalston area.

[✓ = yes * = no]

	Sun-Thurs Up to 23.00	Sun-Thurs Up to midnight	Fri& Sat Up to 23.00	Fri& Sat Up to midnight	Mon – Sun Post midnight
Restaurant (with alcohol)	✓	*	✓	✓	*
Restaurant (without alcohol)	n/a	*	✓	✓	*
Takeaways	n/a	*	n/a	*	*
Pubs and Bars	✓	*	✓	✓	*
Nightclubs	*	*	*	*	*
Off Licences	✓	*	✓	*	*
Theatres	✓	✓	✓	✓	*
Cinemas	✓	✓	✓	✓	*
Combined Uses	✓	✓	✓	✓	*
Qualifying Clubs	✓	✓	✓	✓	*

LP15 Cumulative Impact – General

The Council will give due regard to any relevant representations received where concerns are raised and supported around the negative cumulative impact the proposed application has on one or more of the licensing objectives.

LP16 The Olympic and Paralympic Games 2012

(a) Where, as a result of representation(s) made, it is identified that a licence, certificate or proposed event presents a risk that the licensing objectives will be undermined, it is likely that such applications will not be granted.

(b) Careful consideration will be given to representations from responsible authorities in relation to licence applications for activities before, during and after the Games which refer to the safety and security of the public.

(c) Particular regard will be given to representations received which highlight that the resources of the Police and other emergency/ regulatory services are insufficient to deal with the risks presented.

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Agenda Item 4

Licensing Sub-Committee hearings, under the Licensing Act 2003 & Local Government (Miscellaneous Provisions) Act 1982 – Type A [Re; Premises Licence, Club Premises Certificate, Provisional Statement & Sex Establishment Licence]

<p>Step 1 Appointment of Chair and introduction</p>	<p>The Sub-Committee will appointment a Chair.</p> <p>The Chair will introduce the Sub-Committee, announce the item, and establish the identity of those taking part.</p> <p>The Sub-Committee will consider any requests to depart from normal procedure, such as holding a private session if it is considered to be in the public interest to do so or if a deferral/adjournment is requested for the item.</p> <p>The Chair (or Legal Adviser if asked by the Chair) will briefly outline how the hearing will proceed. However, Members may seek clarification on any issue raised during the hearing if required and if requested.</p>	<p>5 minutes</p>
<p>Step 2 Licensing Officer</p>	<p>The Licensing Officer will outline the report.</p>	<p>5 minutes</p>
<p>Step 3 Applicant's Case</p>	<p>The Applicant will present their case in support of their application.</p>	<p>5 minutes</p>
<p>Step 4 Responsible Authorities' Case</p>	<p>The Chair will invite the relevant Responsible Authorities in attendance to highlight their reasons for objecting to the application as contained within the report.</p>	<p>5 minutes each</p>
<p>Step 5 Other Persons' Case</p>	<p>The Chair will invite the Other Persons in attendance to present their case, highlighting their reasons for objecting or supporting the application as contained in their written submissions.</p>	<p>5 minutes each</p>
<p>Step 6 Discussion</p>	<p>The Chair will structure and lead a discussion on the information presented enabling Sub-Committee Members to clarify any points raised and ask questions if necessary.</p>	<p>15 minutes</p>
<p>Step 7 Closing remarks</p>	<p>The Chair will ask Responsible Authorities, Other Persons, Applicants and the Licensing Officer if they have any final comments to make. These comments can <u>only</u> be in relation to issues raised during the discussion. These remarks should be brief.</p>	<p>10 minutes</p>
<p>Step 8 - Final clarification</p>	<p>Licensing Sub-Committee Members will have a final opportunity to seek clarification on any points raised, following which the Chair will conclude the discussion.</p>	<p>5 minutes</p>
<p>Step 9 Consideration</p>	<p>The Sub-Committee will normally withdraw to consider the evidence that has been presented to them with the Committee Officer and Legal Adviser in order that the Sub-Committee can reach a decision and obtain legal advice if required.</p> <p>The Legal Adviser will repeat any legal advice given to Members upon returning to the public hearing.</p> <p>In simple cases the Sub-Committee may not consider it necessary to retire.</p>	<p>10 minutes</p>
<p>Step 10 Chair announces the decision</p>	<p>The Sub-Committee will return and the Chair will announce the decision. Reasons for their decision will be given, if appropriate.</p> <p>The Licensing Officer will draw attention to any restrictions which will affect the running of the premises and provide a written record of the decision, which will be sent to the applicant.</p>	<p>5 minutes</p>

The Council's procedure rules are also incorporated into these hearing procedures in so far as it does not conflict the procedures as set out above. The Licensing Hearing Regulations can also be viewed by following the link below – <http://www.legislation.gov.uk/ukxi/2005/44/contents/made>

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REPORT OF THE GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 11/01/2018	Classification DECISION	Enclosure
APPLICATION TO VARY THE PREMISES LICENCE : BEST AMERICAN PIZZA, 16A Pitfield Street, N1 6EY	Ward(s) affected Hoxton East & Shoreditch	

1. SUMMARY

Applicant(s) Farid Milaad	In SPA Shoreditch
Date of Application 9 November 2017	Period of Application Permanent
Proposed variation: Extension of hours for Late Night Refreshment	
Proposed hours for licensable activity	
Late Night Refreshment INDOOR Indoors and Outdoors	Standard Hours: Mon 23:00-02:00 Tue 23:00-02:00 Wed 23:00-02:00 Thu 23:00-02:00 Fri 23:00-04:00 Sat 23:00-04:00 Sun 23:00-02:00
The opening hours of the premises: INDOOR	Standard Hours: Mon 11:00-03:00 Tue 11:00-03:00 Wed 11:00-03:00 Thu 11:00-03:00 Fri 11:00-04:00 Sat 11:00-04:00 Sun 11:00-02:00
Current activities/hours: See current licence attached as Appendix D	
Capacity: not known	
Policies Applicable	LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety), LP13 (Special Policy Area)

List of Appendices	A – Application for variation of premises licence and supporting documents B – Representations from responsible authorities C – Representations from ‘other persons’ D – Current Licence E - Location map
Relevant Representations	<ul style="list-style-type: none"> • Environmental Health Authority - Environmental Enforcement • Planning Authority (Informative) • Police • Licensing Authority • Other Persons

2. APPLICATION

- 2.1 Farid Milaad has made an application vary the premises licence under the Licensing Act 2003:
- To extend hours for supply late night refreshment

2.2 The application is attached as Appendix A.

3. CURRENT STATUS / HISTORY

- 3.1 The premises have been in possession of a Premises Licence since 2005. The licence was transferred to Mr Millad in 2011.
- 3.2 No Temporary Event Notices have been given for this premises.

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	No representation received
Environmental Health Authority (Environmental Enforcement) (Appendix B1)	Representation received on the grounds of The Public Safety and Prevention of Public Nuisance
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	No representation received
Planning Authority (Appendix B2)	Informative
Area Child Protection Officer	No representation received
Fire Authority	No representation received
Police (Appendix B3)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance, Special Policy Area

Licensing Authority (Appendix B4)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance, Special Policy Area
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

Representation received from and on behalf of local residents. (Appendix C)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, The Protection of Children from Harm, Special Policy Area
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6. GUIDANCE CONSIDERATIONS

- 6.1 The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. POLICY CONSIDERATIONS

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety) and LP13 (Special Policy Area) are relevant.

8. OFFICER OBSERVATIONS

- 8.1 If the Sub-Committee is minded to approve the application, the following additional conditions should be applied the licence:

Not applicable

9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 No additional conditions have been proposed by the applicant or responsible authorities.

10. LEGAL COMMENTS

- 10.1 The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;
- The Prevention of Crime and Disorder
 - Public Safety
 - Prevention of Public Nuisance
 - The Protection of Children from Harm

10.2 It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

11.1 There are implications to;

- **Article 6** – Right to a fair hearing
- **Article 14** – Not to discriminate
- Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individuals rights against the interests of the community at large.

12. MEMBERS DECISION MAKING

A. Option 1

That the application be refused

B. Option 2

That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. CONCLUSION

13.1 That Members decide on the application under the Licensing Act 2003.

Group Director, Neighbourhoods and Housing	Kim Wright
Lead Officer (holder of original copy):	Mike Smith Principal Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4973

LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
BEST AMERICAN PIZZA 16A Pitfield Street, N1 6EY	Hackney Service Centre Licensing Service 1 Hillman Street London E8 1DY

Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

APPENDIX A

↳ Hackney
LA07

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 FARID MILAAD

(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

LBH-PRR-0532

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
BEST AMERICAN PIZZA
16 PITFIELD STREET
HACKNEY

Post town

LONDON

Postcode

N1 6EY

Telephone number at premises (if any)

[REDACTED]

Non-domestic rateable value of premises

£4950

Part 2 – Applicant details

Daytime contact telephone number

[REDACTED]

E-mail address (optional)

[REDACTED]

Current postal address if different from premises address

[REDACTED]

UK-England

Post

[REDACTED]

Postcode

[REDACTED]

town			
------	--	--	--

Part 3 – Variation

Please tick as appropriate	
Do you want the proposed variation to have effect as soon as possible?	Yes
If not, from what date do you want the variation to take effect?	
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
	<input checked="" type="checkbox"/> No

<p>Please describe briefly the nature of the proposed variation (Please see guidance note 2)</p> <p>FAST FOOD TAKE AWAY ON GROUND FLOOR. CUSTOMER AREA TO EAT</p>
--

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:

4

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

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

Sale by retail of alcohol (if ticking yes, fill in box J)

..

In all cases complete boxes K, L and M

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	
Day	Start	Finish		Outdoors	
Mon				Please give further details here (please read guidance note 5)	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 6)		
Thur					
Fri			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)		
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)	
Day	Start	Finish	Outdoors	
Mon			Both	
Tue			Both	
Wed			Both	
Thur			Both	
Fri			Both	
Sat			Both	
Sun			Both	

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	
				Outdoors	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 6)		
Wed					
Thur			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 (please read guidance note 7)		
Fri					
Sat					
Sun					

E

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

F

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

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) 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	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 5)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Fri					
Sat			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 (please read guidance note 7)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5) no music		
Mon	11:00	2:00			
Tue	11:00	02:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Wed	11:00	02:00			
Thur	11:00	02:00	Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)		
Fri	11:00	04:00			
Sat	11:00	04:00			
Sun	11:00	02:00			

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	
Day				Off the premises	
Start	Finish			Both	
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Tue					
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7) Default.LicesableActivitiesJ_plays_non_s»		
Wed					
Thur					
Fri					
Sat					
Sun					

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	11.00	3.00	
Tue	11.00	3.00	
Wed	11.00	3.00	
			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 (please read guidance note 7)
Thur	11.00	3.00	
Fri	11.00	4.00	
Sat	11.00	4.00	
Sun	11.00	2.00	

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 identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

N/A

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)

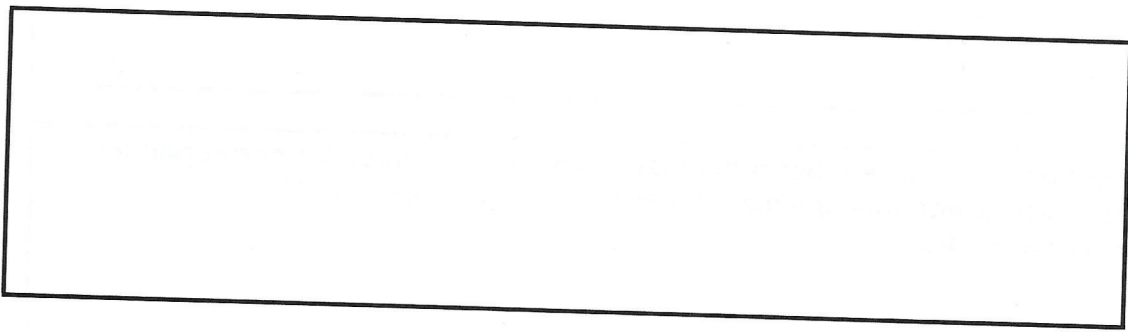
make sure all entrance are under surveillance and put camra sign, maintain the property as rundown building attract crimainal. clearly mark private and public area make private area hard to access. make sure fire exite is always clear and sign posted.
make sure the light at the car park are always working. i will make sure loading areas is always clean and free from large objective that could hide people. i will post sign clearly state that children should always be supervised. i will make sure some alram is always working and regular test the aram. i will make sure the licence is displyed in the shop. i will post sign to says "keep the Noise down".
i will make sure local taxi and emergency number are listed in the customer area incase of any emergency. i will make sure the premisses not over crowded. i will make sure the first aids are available in the premiss. i will make sure if i get customer who had too much drink and get angry to escort them out side of the restaurant and call the police.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm



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.
- 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. ..

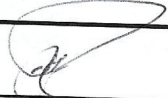
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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	farid milaad
Date	23/10/2017
Capacity	owner

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	23/10/2017

Capacity	
----------	--

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)			
Premises Address			
UK-England			
Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

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

APPENDIX B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Community Safety and Enforcement
ADDRESS OF AUTHORITY	First Floor Hackney Service Centre 1 Hillman Street, London E8 1DY
CONTACT NAME	WENDY CARRIER
TELEPHONE NUMBER	0208 356 4599
E-MAIL ADDRESS	wendy.carrier@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Best American Pizza 16 Pitfield Street London N1 6EY
NAME OF PREMISES USER	Farid Milaad

COMMENTS

I make the following relevant representations in relation to the above application for licensable activities.

- | | | |
|----|--------------------------------------|---|
| 1) | the prevention of crime and disorder | |
| 2) | public safety | X |
| 3) | the prevention of public nuisance | X |
| 4) | the protection of children from harm | |

Representations (which include comments and/or objections) in relation to:

OBJECTION TO APPLICATION TO VARY PREMISES LICENCE

**MR FARID MILAAD
BEST AMERICAN PIZZA, 16 PITFIELD STREET, LONDON N1 6EY**

This objection is on the grounds of public nuisance and public safety.

Two incidents of fly tipping are currently being investigated following waste from the above premises being found illegally deposited in a skip provided by Hackney Council to University of Westminster. A letter addressed to the business rate payer, Mr Abdul

Wahid, and the applicant inviting either or both to attend an interview under caution was delivered by hand to the premises on 23 November asking either one or both to contact me by 1 December. To date (30 November 2017) I have received no response. A reminder letter dated today has been delivered by hand asking for a reply by tomorrow, 1 December.

This business has been investigated before following receipt of reports of unregulated/fly tipped waste believed to emanate from the above premises. An investigation ensued to establish what waste collection arrangements were in place and a Notice pursuant to Section 34(5) of the Environmental Protection Act 1990 was served upon the business rate payer, Mr Abdul Wahid. The documents produced by Mr Wahid were unsatisfactory in that they did not comply with Section 35 of the Waste England and Wales Regulations 2011.

An update and further details will be submitted following the PACE interview. This is dependent upon whether the applicant or Mr Wahid contact me to arrange a mutually convenient date and time for the interview.

The above representations are supported by the following evidence and information.

To be provided upon further developments in the case.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed Wendy Carrier (By E-mail)

Name Wendy Carrier (Printed)

**Planning Authority Representation:
Application under the Licensing Act 2003**

Details of Authority	2 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Merryn McGregor
Officer telephone number	020 8356 8076
Officer's email address	merryn.mcgregor@hackney.gov.uk

APPLICATION PREMISES

Name and address of premises	Best American Pizza 16 Pitfield Street London N1 6EY
Applicant name	Farid Milaad

COMMENTS

I make the following relevant representation in relation to the above application at the above address.

- Prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- Protection of children from harm

Please supply any relevant evidence/information to support the above representation.

The application proposes to amend the existing license to provide fast food take away on ground floor and customer area to eat. The following licensable activities are proposed:

Late night refreshment: 11:00 – 02:00 Sunday – Thursday, 11:00 – 04:00 Friday – Saturday and
Hours of operation: 11:00 – 03:00 Monday – Thursday, 11:00 – 04:00 Friday – Saturday, 11:00 – 02:00 Sunday.

A search of the planning history of the site has found an approval referenced TP/100046 and dated 1 November 1983 for the erection of an office and general industrial development with rear servicing facilities and underground car park at 8, 10 Pitfield Street, site formally known as 2-6 and 12-30 Pitfield Street (even) 1, 8, 9, 10, 11 Boot Street and sites formerly known as 2-6, 7, 12-14 and 15-20 Boot Street (consec.) Site of 1-11 Hoxton Market. Site of former Rodney Building and Advance House, Hoxton Market 2-6a Coronet Street (even), 287-291a Old Street site formerly known as 249-285 Old Street.

No record could be found for the approval for the use of the premises as a pizza shop. Therefore the applicant is advised that planning permission may be required for the usage of the premises. Operation of the premises without appropriate planning permission is unlawful and may result in enforcement action.

Please provide the following information (if applicable)

Area (that permission applies to)	Ground floor
-----------------------------------	--------------


Permitted use	Office and General Industrial uses
Permitted hours	N/A
Specific/restrictive conditions	N/A
Recent applications	N/A
Decisions	N/A
Pending decisions	N/A
Reasons for refusal	N/A
Relevant Conditions/discharges	N/A

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

No representation with informative.

No record could be found for the approval for the use of the premises as a pizza shop. Therefore the applicant is advised that planning permission may be required for the usage of the premises. Operation of the premises without appropriate planning permission is unlawful and may result in enforcement action.

The applicant is advised that these comments do not represent a formal decision of the Local Planning Authority as to the acceptability or otherwise of the proposed use and that the decision of the Licensing Authority is not prejudicial to the determination of any subsequent planning application.

Signed	
Name	Graham Callam
Date	01/12/2017

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003****RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 691GD Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Best American Pizza 16 Pitfield Street London N1 6EY
NAME OF PREMISES USER	Mr Farid MILAAD

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder ◆
- 2) public safety
- 3) the prevention of public nuisance ◆
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

Police make the following representations in relation to the application for a variation to the Premises Licence at BEST AMERICAN PIZZA, 16 PITFIELD STREET, LONDON, N1 6EY for the following reason(s):

This application raises huge concerns for police. The hours proposed in this application are very late. The applicant is requesting to stay open and serve food until 0400hrs at weekends.

The premises is on the edge of the Shoreditch Special policy Area and sits just outside it by a matter of a few metres. Since the end of Pitfield Street has been pedestrianised, it is now even busier and crowded than it was before.

As police licensing officers, we are very often out on the streets during the times that this application seeks to extend its sale of alcohol. It is my personal experience that between the hours of midnight and 5:00hrs, the streets of Shoreditch are incredibly busy. There are thousands of people on the streets, many of whom are drunk, all wondering the streets looking for either more alcohol, food or a way to get home. This premises already has a licence until 0200hrs, although having researched the internet, Google, Hungry House and Just Eat all advertise this premises as being open and available for deliveries until 0400hrs at weekends and for Just Eat, open at 0300hrs throughout the week too.

The local residents regularly contact police in relation to the noise, litter and Anti-Social Behaviour right outside their front door. Police feel that the hours currently operating are more than sufficient. We ask the applicant, why the additional hours are required and how they will ensure that the licensing objectives are promoted at all times.

Police cannot support this application, as the extension of hours will have a hugely negative effect on the cumulative impact in Shoreditch. The location of this venue encourages customers to continue to hang around, when they should be leaving the area quietly. This in turn creates more litter, noise and general ASB and hugely increases the potential for violence and disorder.

Police officers and residents have complained to police that this premises regularly stays open past its authorised times. This will be further investigated by police. Police look forward to hearing from the applicant soon.

The above representations are supported by the following evidence and information.

Application submitted

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed PC 691GD RYAN (By E-mail)

Name (printed)

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003****RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Licensing Service 1 Hillman Street London E8 1DY
CONTACT NAME	Channing Riviere
TELEPHONE NUMBER	020 8356 4622
E-MAIL ADDRESS	channing.riviere@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Best American Pizza 16a Pitfield Street London N1 6EY
NAME OF APPLICANT	Farid Milaad

COMMENTS

I make the following relevant representations in relation to the above application.

- the prevention of crime and disorder **x**
- public safety
- the prevention of public nuisance **x**
- the protection of children from harm

Representations (which include comments and/or objections) in relation to:

The premises is located in the Shoreditch Special Policy Area (SPA) therefore Policy LP13 applies. This area has been identified as suffering from negative cumulative impact as a result of the high concentration of licensed premises in the area. And as part of a review of the Council's Statement of Licensing Policy a study was carried out by the Council's Corporate Policy Team to look at the impact of the night time economy in the locality. This study was used to formulate the report which was presented to the Licensing Committee on 25th March 2015. The study made a number of findings, however the following are particularly notable:

- 342 premises were granted across Hackney between 1st January 2011 and 31st December 2014.
- 33% of all current licences granted between 1st January 2011 and 31st December 2014 were in the Special Policy Area and the wider Shoreditch area.
- Shoreditch contained 28% of the alcohol licences in Hackney.
- Where areas containing the top 50% of crimes [robbery, violence and thefts] have been singled out, the pattern of crime also appears to follow the trajectory of commercial premises locations.
- Figures from the London Ambulance Service show that between 2011 and 2014, 15% of alcohol related ambulance call outs were in the Hoxton East and Shoreditch ward, a trend which is increasing.

LP13 of the Council's Statement of Licensing Policy states the following:

LP13 Special Policy Area – Shoreditch

It is the Council's policy that where a relevant representation is made to any application within the area of the Shoreditch SPA, the application will be refused unless there are exceptional circumstances. This policy is to be strictly applied. The Council expects that any exceptional circumstances offered by the applicant should be genuinely exceptional and so would not

include reference to:

- **The quality and track record of the management**
- **The good character of the applicant**
- **The extent of any variation sought.**

With reference to the aforementioned Shoreditch Special Policy Area, the Licensing Authority does not consider any part of the application to be exceptional as required by the policy.

Furthermore, the Licensing Service are in receipt of allegations that licensable activities have been carried on beyond the hours authorised by the premises licence. Despite intervention by the Licensing service via verbal on-site advice and written warning(s) the Licensing service still have outstanding concerns

about the operation of the premises Licence. The applicant has been invited to attend a formal interview under the conditions set out in the Police and Criminal Evidence (PACE) Act 1984 (procedure for recorded interviews).

The above representations are supported by the following evidence and information.

The Licensing Act 2003, Statement of Licensing Policy 2016 and Guidance issued by the Home Office.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

None. The application should be refused, or at least deferred until such time as Licensing Officers have concluded their investigations. This is due to the nature of the proposed variation and the allegations received by Licensing Officers.

Name: Channing Riviere – Principal Licensing Officer

Date: 04/12/2017

From: Licensing
Subject: FW: Objection to late night opening, Best American Pizza, 16 Pitfield st., London N1 6EY

From: [REDACTED]
Sent: 24 November 2017 12:49
To: Licensing <Licensing@Hackney.gov.uk>
Subject: Objection to late night opening, Best American Pizza, 16 Pitfield st., London N1 6EY

Objection to late night opening, Best American Pizza, 16 Pitfield st., London N1 6EY

I would like to object to this application. As you will know this business has been opening later than its allowed hours (2 a.m., and 3 a.m. on Fridays and Saturdays), for many years and this has been the subject of numerous complaints. Even while they are applying for 4 a.m. opening they continue to open later than these hours, on last Saturday night/Sunday morning (18/19 November) they were still open at 5 a.m., and I have no idea when they actually closed.

I am objecting on the grounds of:

--Prevention of crime and disorder

--Prevention of public nuisance

(as per the council's statement of Licensing Policy 1.1)

Due to the frenetic night-time economy in this area the clients for this takeaway late at night are usually drunk, noisy and aggressive. Most are not local residents so they eat their pizzas either on the street outside the premises, or in the new pedestrian area created by TFL at the nearby southern end of Pitfield st. I am sure the police can confirm the rowdiness of both these places in the early mornings between Thursday and Sunday. As a resident of the street I have been repeatedly woken in the early hours due to shouting and, quite often, fighting in the street by the clients of these premises.

Far from allowing an extension of this license I believe the current situation would merit a review of their existing hours as per SLP 26.9 which states: "*where experience has shown that customers or people congregating outside the premises are adversely affecting the licensing objectives, the Council retains its power on applications for review to curtail the premises' operation or hours to prevent this negative impact.*"

This is further supported by the fact that these premises are in the South Shoreditch Special Policy Area where the SSSPD has a licensing policy which states (p.125): *an application for night-time economy use will not be granted in a property where there are residential uses on the upper floors or in an adjoining building, unless planning conditions restrict the terminal hours to 11pm.* These premises are actually situated within a Students' residential hall, and I know that many students have complained about late night noise over the years.

Mike Smith

Subject: FW: Notice of Hearing Re: 16a Pitfield Street N1

From: [REDACTED]

Sent: 21 December 2017 10:07

To: Sanaria Hussain <Sanaria.Hussain@Hackney.gov.uk>; Channing Riviere <Channing.Riviere@Hackney.gov.uk>

Subject: Re: Notice of Hearing Re: 16a Pitfield Street N1

Dear Sanaria Hussain and Channing Riviere,

I will be unable to attend the hearing unfortunately, I am away that week. However I would like to point out that these premises continue to open well past their allowed hours even while their application to do so is pending. I presume they are generally open until 5 am because that is when they closed last night/this morning. They were certainly open until at least 4 am on the previous Friday and Saturday nights (15 and 16 December).

[REDACTED] (please delete my name from any publicly visible documents)

On 14 December 2017 at 14:35 Sanaria Hussain <Sanaria.Hussain@Hackney.gov.uk> wrote:

Dear [REDACTED]

Please find attached letter in respect of the above for your information and attention.

Kind regards
Sanaria Hussain
Senior Licensing Officer
Neighbourhoods & Housing Directorate
Hackney Service Centre, 1 Hillman Street
London, E8 1DY
Tel 020 8356 2431
Council website: www.hackney.gov.uk
E-mail: sanaria.hussain@hackney.gov.uk

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APPENDIX D



This premises licence has been issued by:

Licensing Service
2 Hillman Street
London E8 1FB

PART A – PREMISES LICENCE

Premises Licence Number

LBH-PRE-T-0532

Part 1 – Premises details

Best American Pizza
16a Pitfield Street
Hackney
London
N1 6EY
020 7729 4428

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Late Night Refreshment
Supply of Alcohol

The times the licence authorises the carrying out of Licensable activities

Late Night Refreshment

Standard Hours:

Premises:

Mon 23:00-02:00
Tue 23:00-02:00
Wed 23:00-02:00
Thu 23:00-02:00
Fri 23:00-03:00
Sat 23:00-03:00
Sun 23:00-02:00

Supply of Alcohol

Standard Hours:

Premises:

Mon 11:00-23:00
Tue 11:00-23:00
Wed 11:00-23:00

Thu 11:00-23:00
Fri 11:00-23:00
Sat 11:00-23:00
Sun 11:00-22:30

The opening hours of the premises

Premises

Standard Hours:

Mon 11:00-02:00
Tue 11:00-02:00
Wed 11:00-02:00
Thu 11:00-02:00
Fri 11:00-03:00
Sat 11:00-03:00
Sun 11:00-02:00

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

Off Premises

Part 2 –

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

Mr Farid Millad
42 Tithe Walk
Mill Hill
London
NW7 2QA

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

Not Applicable

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

Mr Jamal Syal

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

Date of Grant: 16 December 2005

Signed:

**David Tuitt
Team Leader - Licensing**

Annex 1 - Mandatory Conditions

Supply of Alcohol

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.
 - (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.
 - 3.1. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sales or supply of alcohol.
 - 3.2. 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 a holographic mark.
4.
 - 4.1 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.
 - 4.2 For the purposes of the condition set out in paragraph 4.1 above -
 - (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.

4.3 Where the permitted price given by Paragraph 4.2(b) above would (apart from this 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.

4.4 (1) Sub-paragraph 4.4(2) below applies where the permitted price given by Paragraph 4.2(b) above 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.

Annex 2 – Conditions consistent with the Operating Schedule

5. Maximum number of persons shall not exceed five.
6. Fire fighting equipment shall be maintained
7. No paraffin or other mineral oil shall be used in any lamp, stove or other appliance.
8. Lighting, heating and ventilation and all sanitary accommodation shall be properly maintained.

Conditions derived from Responsible Authority representations

9. Litter bins shall be provided outside or within curtilage of premises

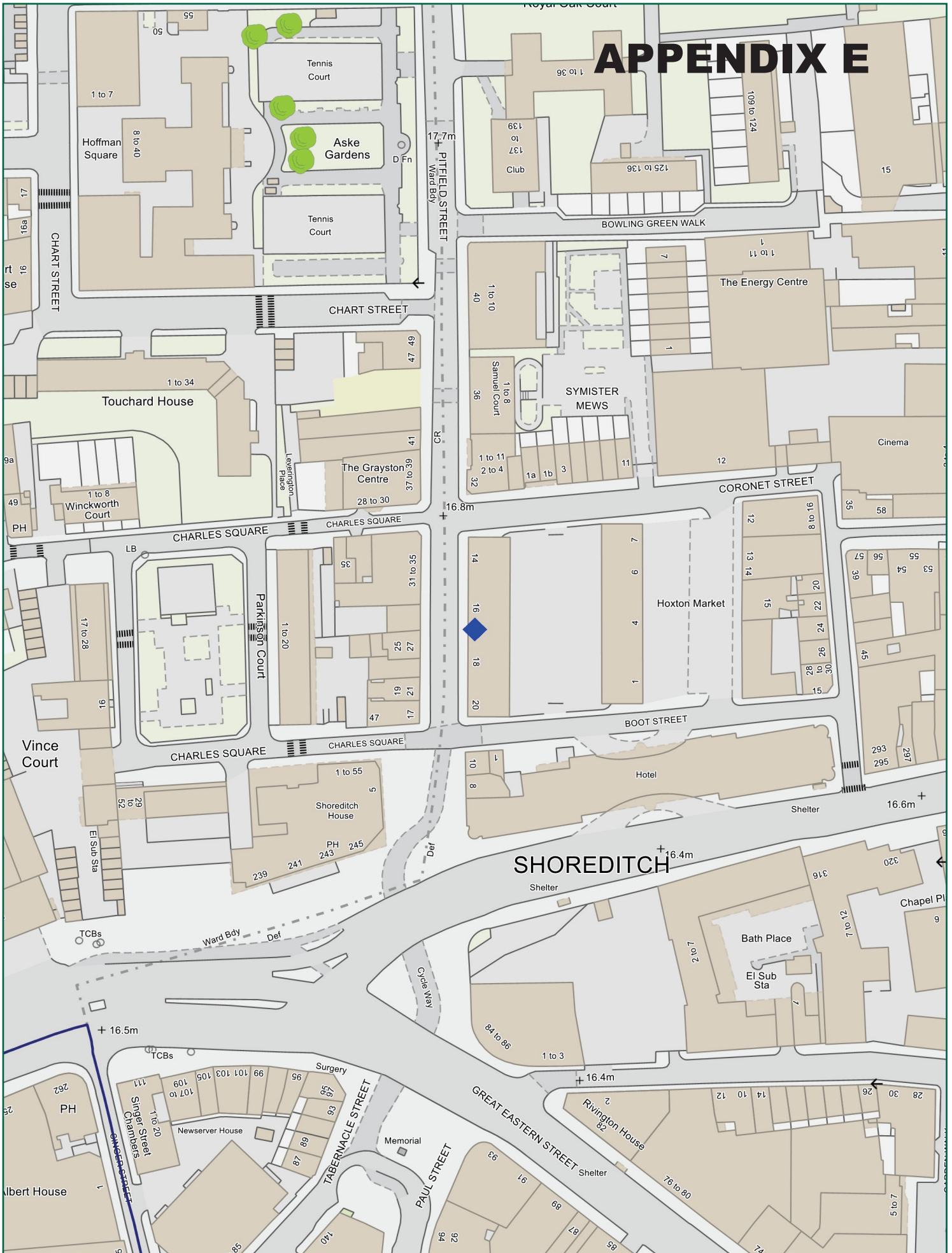
Annex 3 – Conditions attached after a hearing by the licensing authority

Not Applicable

Annex 4 – Plans

PLAN/LBH-PRE-T-0532/101005

APPENDIX E



Scale: 1:1250 at A4



Ref:

22 December 2017

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REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 11/01/2018	Classification DECISION	Enclosure
Application for a Premises Licence Chasing Tales, Unit 14 & Unit 15 Railway Arch, Bohemia Place, Mare Street, E8 1DU	Ward(s) affected Hackney Central	

1. SUMMARY

Applicant(s) Background Clubs Limited	In SPA No
Date of Application 31/10/2017	Period of Application Permanent
Proposed licensable activity Films Live Music Recorded Music Performance of Dance Late Night Refreshment Supply of Alcohol (On Premises)	
Proposed hours of licensable activities	
Films INDOOR:	Standard Hours: Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-00:00 Fri 10:00-02:30 Sat 10:00-02:30 Sun 11:00-23:00 Non-Standard Hours: Christmas Eve: 10:00 - 02:30 day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day. Sundays preceding Bank Holidays 11:00 until 02:30 day following
Live Music INDOOR:	Standard Hours: Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00

	<p>Thu 10:00-00:00 Fri 10:00-02:30 Sat 10:00-02:30 Sun 11:00-23:00</p> <p>Non-Standard Hours: Christmas Eve: 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day. Sundays preceding Bank Holidays 11:00 until 02:30 day following.</p>
<p>Recorded Music</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-00:00 Fri 10:00-02:30 Sat 10:00-02:30 Sun 11:00-23:00</p> <p>Non-Standard Hours: Christmas Eve: 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day. Sundays preceding Bank Holidays 11:00 until 02:30 day following.</p>
<p>Performance of Dance</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-00:00 Fri 10:00-02:30 Sat 10:00-02:30 Sun 11:00-23:00</p> <p>Non-Standard Hours: Christmas Eve: 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day. Sundays preceding Bank Holidays 11:00 until 02:30 day following.</p>
<p>Late Night Refreshment</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 23:00-00:00 Tue 23:00-00:00 Wed 23:00-00:00 Thu 23:00-00:00</p>

	<p>Fri 23:00-02:30 Sat 23:00-02:30 Non-Standard Hours: Christmas Eve: 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day. Sundays preceding Bank Holidays 11:00 until 02:30 day following.</p>
<p>Supply of Alcohol</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-00:00 Fri 10:00-02:30 Sat 10:00-02:30 Sun 11:00-23:00 Non-Standard Hours: Christmas Eve: 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day. Sundays preceding Bank Holidays 11:00 until 02:30 day following.</p>
<p>The opening hours of the premises</p> <p>INDOOR</p>	<p>Standard Hours: Mon 10:00-00:30 Tue 10:00-00:30 Wed 10:00-00:30 Thu 10:00-00:30 Fri 10:00-00:30 Sat 10:00-03:00 Sun 11:00-23:30 Non-Standard Hours: Christmas Eve: 10:00 to 03:00 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day. Sundays preceding Bank Holidays 11:00 until 03:00 the day following.</p>
<p>Capacity: Not known</p>	
<p>Policies Applicable</p>	<p>LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety)</p>

List of Appendices	A – Application for a premises licence and supporting documents, including model conditions from Annex D of the Council’s Statement of Licensing Policy. B – Representations from responsible authorities C – Location map
Relevant Representations	<ul style="list-style-type: none"> • Planning Authority • Police • Licensing Authority

2. APPLICATION

2.1 **Background Clubs Limited** has made an application for a premises licence under the Licensing Act 2003:

- To authorise the supply alcohol for consumption **on** the premises
- Regulated entertainment
- Late night refreshment

2.2 The application is attached as Appendix A. The applicant has proposed measures that could be converted to conditions (see paragraph 8.1 below).

3. CURRENT STATUS / HISTORY

3.1 The premises are not currently licensed for any activity.

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	No representation received
Planning Authority (Appendix B1)	Informative
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police (Appendix B2)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance
Licensing Authority (Appendix B3)	Representation received on the grounds of The Prevention of Public Nuisance
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

None

6. GUIDANCE CONSIDERATIONS

- 6.1 The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. POLICY CONSIDERATIONS

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety) are relevant.

8. OFFICER OBSERVATIONS

- 8.1 If the Sub-Committee is minded to approve the application, the following conditions should be applied the licence:

Supply Of Alcohol (On/Both)

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.
 - (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 a disability).

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

5.5.1. 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 sales or supply of alcohol.

5.2 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.

5.3. 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 must 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:

- beer or cider: 1/2 pint;
- gin, rum, vodka or whisky: 25ml or 35ml; and
- still wine in a glass: 125ml; 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

7. 7.1 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.

7.2 For the purposes of the condition set out in paragraph 7.1 above -

(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 rate 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.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this 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.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above 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.

Door Supervision

8. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.

Conditions derived from operating schedule

Model conditions at annex D under crime and disorder from the Hackney licensing policy statement to be attached to the premises licence:

1,2,3,5,10,11,12,13,14,17 and 18

Model conditions at annex D under public safety from the Hackney licensing policy statement to be attached to the Premises licence:

19,20,21,22,23,24,25,26,27,28,29,30,31,32,33,34,35,36,37,38 and 39

Model conditions at annex D under public nuisance from the Hackney licensing policy statement to be attached to the premises licence:

40,41,42,43,44,45,46,47,48

Conditions derived from Responsible Authority representations

1. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV

system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.

3. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:

- all crimes reported to the venue
- any complaints received
- any incidents of disorder
- any faults in the CCTV system
- any refusal of the sale of alcohol
- any visit by a relevant authority or emergency service.

4. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.

5. Food and non-intoxicating beverages, including drinking water, shall be available on the premises whenever alcohol is being sold.

6. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.

7. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor/Duty Manager.

8. There shall be a personal licence holder on duty whenever alcohol is available for sale.

9. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.

10. There shall be no glass, drinks or open containers taken outside of the premises at any time except for those seated in the designated outside seating area.

11. The outside space shall not be used after ** tbc **

12. The capacity for the outside seating area will be no more than ** tbc ** patrons.

13. The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.

14. Alcohol shall not be sold in open containers to be taken from the premises and cannot be opened and consumed directly outside the premises.

15. There shall be adequate and appropriate first aid equipment and materials available at the premises at all times.

16. SIA registered door supervisors shall be employed at the premises, on an ongoing risk assessment basis. All security staff and stewards shall be clearly identifiable at all times. All supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the supervisor was provided by an agency the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or authorised officer immediately upon request.

9. REASONS FOR OFFICER OBSERVATIONS

9.1 The applicant has proposed the inclusion of model conditions from Annex D of the Council's Statement of Licensing Policy as detailed above. The Police have also proposed the inclusion of conditions 1 to 15 above.

10. LEGAL COMMENTS

10.1 The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;

- The Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- The Protection of Children from Harm

10.2 It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

11.1 There are implications to;

- **Article 6** – Right to a fair hearing
- **Article 14** – Not to discriminate
- Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having

regard to the protection of an individuals rights against the interests of the community at large.

12. MEMBERS DECISION MAKING

- A. **Option 1**
That the application be refused

- B. **Option 2**
That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. CONCLUSION

13.1 That Members decide on the application under the Licensing Act 2003.

Group Director, Neighbourhoods and Housing	Kim Wright
Lead Officer (holder of original copy):	Mike Smith Principal Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4973

LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
Office File: Chasing Tales, Unit 14 & Unit 15 Railway Arch, Bohemia Place, Mare Street, E8 1DU	Licensing Service 1 Hillman Street London E8 1DY

Printed matter

Licensing Act 2003
LBH Statement of Licensing Policy

LPA : 091162 .

SR : 666605

LDR : 2811117

APPENDIX A

Hackney
LA01

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

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

I/We Mr BACKGROUND CLUBS LIMITED

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, Ordnance Survey map reference or description Chasing Tales UNIT 14 AND UNIT 15 RAILWAY ARCH BOHEMIA PLACE Mare Street London			
Post town	London	Postcode	E8 1DU

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£38500

Part 2 - Applicant details

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

Please tick

a)	an individual or individuals *	<input type="checkbox"/>	please complete section (A)
b)	a person other than an individual *		
i.	as a limited company/limited liability partnership	<input checked="" type="checkbox"/>	please complete section (B)

	ii.	as a partnership (other than limited liability)	<input type="checkbox"/>	please complete section (B)
	iii.	as an unincorporated association or	<input type="checkbox"/>	please complete section (B)
	iv.	other (for example a statutory corporation)	<input type="checkbox"/>	please complete section (B)
c)		a recognised club	<input type="checkbox"/>	please complete section (B)
d)		a charity	<input type="checkbox"/>	please complete section (B)
e)		the proprietor of an educational establishment	<input type="checkbox"/>	please complete section (B)
f)		a health service body	<input type="checkbox"/>	please complete section (B)
g)		a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales	<input type="checkbox"/>	please complete section (B)
ga)		a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England	<input type="checkbox"/>	please complete section (B)
h)		the chief officer of police of a police force in England and Wales	<input type="checkbox"/>	please complete section (B)

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

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Title Mr			
Surname		First names	
I am 18 years old or over			
Date of birth			
Nationality			
Current residential address if different from premises address		UK-England	
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

SECOND INDIVIDUAL APPLICANT (if applicable)

Title Mr	
Surname	First names
I am 18 years old or over	Please tick yes
Date of birth	
Nationality	

Current postal address if different from premises address		UK-England	
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name BACKGROUND CLUBS LIMITED
Address 1 KINGS AVENUE LONDON N2 3NA UK-England
Registered number (where applicable) 10388643
Description of applicant (for example, partnership, company, unincorporated association etc.) private limited company
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY
30112017

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

DD MM YYYY

Please give a general description of the premises (please read guidance note 1)
 Restaurant, Concept Bar and Music Venue

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

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

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

	Provision of regulated entertainment (please read guidance note 2)	Please tick any that apply
a)	plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b)	films (if ticking yes, fill in box B)	<input checked="" type="checkbox"/>
c)	indoor sporting events (optional, fill in box C)	..
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	..
e)	live music (optional, fill in box E)	<input checked="" type="checkbox"/>
f)	recorded music (if ticking yes, fill in box F)	<input checked="" type="checkbox"/>
g)	performances of dance (optional, fill in box G)	<input checked="" type="checkbox"/>
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	..
	Provision of late night refreshment (if ticking yes, fill in box L)	<input checked="" type="checkbox"/>
	Supply of alcohol (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

In all cases complete boxes K, L and M

A

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

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B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 4)		
	10:00	00:00			
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5) Christmas Eve 10:00 - 02:30 day following.		
	10:00	00:00			
Wed			From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day.		
	10:00	00:00			
Thur			Non-standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6) Sundays preceding Bank Holidays 11:00 until 02:30 day following		
	10:00	00:00			
Fri					
	10:00	00:00			
Sat					
	00:00	02:30			
	10:00	00:00			
Sun					
	00:00	02:30			
	11:00	23:00			

C

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

D

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

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for the performance of live music (please read guidance note 5) Christmas Eve 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day.		
Thur	10:00	00:00			
Fri	10:00	00:00	Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6) Sundays preceding Bank Holidays 11:00 until 02:30 day following		
Sat	00:00	02:30			
	10:00	00:00			
Sun	00:00	02:30			
	11:00	23:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	10:00	00:00	Please give further details here (please read guidance note 4)		
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	10:00	00:00			
Fri	10:00	00:00	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 (please read guidance note 6)		
Sat	00:00	02:30			
	10:00	00:00			
Sun	00:00	02:30			
	11:00	00:00			

23:00

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	10:00	00:00	Please give further details here (please read guidance note 4)		
Tue	10:00	00:00			
Wed	10:00	00:00	State any seasonal variations for the performance of dance (please read guidance note 5) Christmas Eve 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day		
Thur	10:00	00:00			
Fri	10:00	00:00	Non-standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6) Sundays preceding Bank Holidays 11:00 until 02:30 day following		
Sat	00:00	02:30			
	10:00	00:00			
Sun	00:00	02:30			
	11:00	23:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			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 (please read guidance note 6)		
Sun					

1

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23:00	00:00			
Tue	23:00	00:00			
Wed	23:00	00:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) Christmas Eve 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day		
Thur	23:00	00:00			
Fri	23:00	00:00	Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) Sundays preceding Bank Holidays 11:00 until 02:30 day following		
Sat	00:00	02:30			
	23:00	00:00			
Sun	23:00	02:30			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) Christmas Eve 10:00 to 02:30 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) Sundays preceding Bank Holidays 11:00 until 02:30 day following		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00			
Fri	10:00	00:00			
Sat	00:00	02:30			
	10:00	00:00			
Sun	00:00	02:30			
	11:00	23:00			

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

Name Mr James Rule	
Date of birth 04/10/1984	
Address FLAT 4 ARLINGTON BUILDING FAIRFIELD ROAD LONDON	
UK-England	
Postcode	E3 2UB
Personal licence number (if known) LBH-PER-N2120	
Issuing licensing authority (if known) Hackney	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).
 NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5) Christmas Eve 10:00 to 03:00 the day following. From the start of authorised activity on New Year's Eve to the finish of authorised licensable activity on New Year's Day
Day	Start	Finish	
Mon			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 (please read guidance note 6) Sundays preceding Bank Holidays 11:00 until 03:00 the day following
	10:00	00:00	
Tue	00:00	00:30	
	10:00	00:00	
Wed	00:00	00:30	
	10:00	00:00	
Thur	00:00	00:30	
	10:00	00:00	
Fri	00:00	00:30	
	10:00	00:00	
Sat	00:00	03:00	
	10:00	00:00	
Sun	00:00	03:00	
	11:00	23:30	

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

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

SEE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION

b) The prevention of crime and disorder

SEE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION

MODEL CONDITIONS AT ANNEX D UNDER CRIME AND DISORDER FROM THE HACKNEY LICENSING POLICY STATEMENT TO BE ATTACHED TO THE PREMISES LICENCE:

1,2,3,5,10,11,12,13,14,17 AND 18

c) Public safety

SEE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION

MODEL CONDITIONS AT ANNEX D UNDER PUBLIC SAFETY FROM THE HACKNEY LICENSING POLICY STATEMENT TO BE ATTACHED TO THE PREMISES LICENCE:

19,20,21,22,23,24,25,26,27,28,29,30,31,32,33,34,35,36,37,38 AND 39

d) The prevention of public nuisance

SEE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION

MODEL CONDITIONS AT ANNEX D UNDER PUBLIC NUISANCE FROM THE HACKNEY LICENSING POLICY STATEMENT TO BE ATTACHED TO THE PREMISES LICENCE:

40,41,42,43,44,45,46,47,48

e) The protection of children from harm

SEE OPERATING SCHEDULE SUBMITTED WITH THE APPLICATION

MODEL CONDITION AT ANNEX D UNDER CRIME AND DISORDER TO BE ATTACHED TO THE PREMISES LICENCE:

12

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	Angela Message
Date	31/10/2017
Capacity	Licensing Coordinator - Keystone Law for applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	31/10/2017
Capacity	

<p>Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)</p> <p>Gareth Hughes Keystone 48 CHANCERY LANE</p> <p>UK-England</p>			
Post town	LONDON	Postcode	WC2A 1JF
Telephone number (if any)		[REDACTED]	
<p>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</p> <p>[REDACTED]</p>			

Prevention of Crime and Disorder

1. The Licence Holder is to take part in the Council and Police text/radio scheme (for example, Shoreditch Night Owl Watch). Where participation takes place, the Licence Holder is to ensure:
 - a) The text/radio equipment is to be kept in working order at all times;
 - b) The equipment link is activated, made available to and monitored by the Designated Premises Supervisor (DPS) or a responsible member of staff at all times that the premises are open to the public;
 - c) Any police instructions/directions are complied with whenever given and
 - d) All instances of crime or disorder are reported via the text/radio pager link by the DPS or a responsible member of staff to an agreed police contact point.
2. Registered Security Industry Authority Door Supervisors and/or Security Teams are to be employed at the premises at [give times/hours/days].
3. A written security policy is to be made available at all time on the premises. This is to identify requirements such as:
 - a) The minimum number of supervisors
 - b) The displaying of name badges
 - c) The carrying of proof of registration
 - d) The hours of operation and location of door staff
 - e) Whether at least one female supervisor should be available
4. No glass bottles containing beverages of any kind, whether open or sealed, shall be given to customers on the premises whether at the bar or by staff service away from the bar.
5. No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.
6. Alcohol cannot be sold in open containers to be taken from the premises and cannot be opened and consumed directly outside the premises.
7. CCTV cameras are to be installed and maintained in operation on the premises to the satisfaction of the Police.
8. CCTV recorded footage is to be retained at the premises for no less than 31 days from the day it was recorded and is to be made available to the Police or local authority upon request.
9. Alcoholic drinks are not to be consumed in a set area.

10. A capacity limit of [insert number of patrons] is not to be exceeded at any time during the operation of the premises.
11. The Designated Premises Supervisor or Licence Holder is to be aware of the number of patrons on the premises and is to inform any authorised officer of these numbers on request.
12. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under the age of 21. Such evidence may include a driving licence or passport.
13. Appropriate signage must be prominently displayed and maintained to the satisfaction of the police warning and advising customers of the prevalence of crime that may target them and the contact details of the Designated Premises Supervisors if customers wish to report any incidents.
14. Appropriate signage must be displayed and maintained outside the premises indicating the hours of operation of the premises.
15. The Licence Holder must undertake a CIMOS assessment to the satisfaction of the police.
16. The Licence Holder must participate in the accreditation of Award Schemes (as applicable), and any participation in Police/Council initiatives.
17. The licensee shall undertake a risk assessment of any promotion or event (as defined below) using the MPS Promotion/Event Risk Assessment (Form 696) or an equivalent and provide a copy* to the Metropolitan Police Service not less than 14 days before the event is due to take place.
18. Where an 'event' has taken place, the licensee shall complete an MPS After Promotion/Event Debrief Risk Assessment (Form 696A) and submit this* to the Metropolitan Police within 3 days of the conclusion of the event.

*submission of electronic documents by e-mail is preferred.

Public Safety

19. Safety checks are to be carried out before the admission of the public.
20. Safety checks are to be recorded in a Log Book held on the premises.
21. Exits to the premises are to be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.

22. Where chairs and tables are provided internal gangways are to be kept unobstructed.
23. All exit doors are to be easy to open without the use of a key, card, code or similar means.
24. Doors at exits are to be regularly checked to ensure that they function satisfactorily to the Licence Holder and a record is to be kept of the check.
25. Any removable security fastenings are to be removed when the premises is open to the public or occupied by staff.
26. The edge of the threads of steps and stairways are to be maintained so as to be conspicuous.
27. Adequate arrangements are to be in place for disabled people to allow their safe evacuation in the event of an emergency.
28. Signage is to be maintained and displayed prominently on the premises to advise patrons of the evacuation arrangements for disabled customers.
29. The lighting in any area accessible to the public, members and guests shall be fully operational when they are present.
30. Emergency lighting is not to be altered.
31. Emergency lighting batteries are to be fully charged before admission of the public.
32. In the event of normal lighting failing:
 - a. Where the emergency lighting battery lasts for one hour, arrangements are to be in place to ensure that the public leave the premise within 20 minutes unless normal lighting is restored by then.
 - b. Where the emergency lighting battery lasts for 3 hours the appropriate period by the end of which the public should leave the premises is 1 hour.
33. Curtains are to be hung and temporary decorations are to be arranged at the premises so as not to obstruct the exits, to the satisfaction of the licensing authority.
34. Access for emergency vehicles is to be kept clear and free from obstruction.

35. Adequate and appropriate first aid equipment and materials are to be made available at the premises at all times.
36. At least one trained first aider shall be on duty when the premises are in operation.
37. Temporary electrical wiring and distribution systems are not to be provided without notification to the licensing authority at least 10 days before commencement of the work and/or prior inspection by suitable qualified electrician.
38. Temporary electrical wiring and distribution systems shall comply with the recommendations of BS 7672 or BS 7909 and be installed or inspected and certified by a competent person.
39. The premises shall not be used for the provision of regulated entertainment until the Council's building control department have confirmed in writing that the premises are technically suitable for the intended use by application of the appropriate technical regulations.

Public Nuisance

40. The Licence Holder will take the following steps, as agreed with the Pollution Team, to ensure that noise or vibrations do not emanate from the premises thus causing nuisance to nearby premises:
 - a) Keep doors and windows closed during the operation of the premises
 - b) Limit live music to a specified area of the premises
 - c) Move the location and direction of speakers away from external walls or those abutting private property
 - d) Install acoustic curtains
 - e) Fit rubber seals to doorways
 - f) Install a rubber speaker mount
 - g) Ensure music will not be audible above background level at the nearest noise sensitive premises
 - h) Monitor external noise levels regularly to ensure these are not excessive and take action where necessary
 - i) Add noise limiters on amplification equipment
41. Clear signage is to be displayed prominently and maintained at all exits of the premises requiring patrons to leave and enter the premises and area quietly out of respect for local residents.
42. Refuse, including bottles, is to be taken and placed into receptacles outside the premises at times which will minimise the disturbance to nearby premises.
43. Noxious smells are not to be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated.

44. The installation of sound limiting devices (device type to be approved by the Pollution Team) to all music systems. The limiting devices should be set to ensure inaudibility in all nearby residential premises and a certificate of compliance should be submitted to the Pollution Team. The device should be controlled by the Licensee and kept in a locked, tamper-proof box.
45. The noise limiter must be recalibrated annually to ensure that the music volume does not exceed the level at which a noise nuisance to neighbours will occur, and the methodology and copy of the calibration certificate must be submitted to the Pollution Team annually.
46. All doors and windows shall remain closed when regulated entertainment is taking place.
47. The front door with lobby shall be used when regulated entertainment is taking place and no other entrance.
48. Notices must be prominently displayed at the exits reminding patrons to depart in an orderly manner.
49. No external areas associated with the bar shall be used between 23:00hrs and 08:00hrs.
50. There should be no use of the outside area for the vertical consumption of alcohol and/or food beyond a certain hour.

Protection of Children from Harm

51. No children under the age of 18 are to be permitted any access on to the premises [at all times/ from specified times/ when certain activities are taking place].
52. Children are to be accompanied on the premises at [all times/ specified times/ when certain activities are taking place].
53. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.



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Security Measures and Procedures - The Arches 13-15 Bohemia Pl, Hackney, London. E9 6ND



"This discreet and professional service has ensured that every aspect of our security runs smoothly"



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Security Measures and Procedures - The Arches

Venue Access Control. Procedures and policies.

Upon arriving at The Arches, guests will be ushered into a queuing system in a controlled manner in which customers enter and exit the venue.

Capacity will be monitored and controlled to ensure the venue does not exceed the limit. If the agreed capacity at the Arches is reached, a 1 in 1 out policy will be implemented.

Part of the door entry policy at the Arches is No ID No Entry policy with a A Challenge 25 scheme utilised at the entrance.

Proof of age will be requested by SIA security operatives. If they suspect any individual is under the age of 25. This policy will be clearly signed at the entrance.

Valid proof of age includes a passport, Driving Licence or an ID displaying the PASS logo.

Anyone deemed to be overly intoxicated or under the influence of drugs or deemed unsuitable upon arrival will be refused entry.

A Bag search policy and Body search will be put in place as part of additional entry policies at the Arches.. (The agreed ratio of searches, either random or 100% search will depend on the venue management team and the conditions placed on the venue's licence)

The Head of Security will always have the right to search anyone upon entry or within the venue should the circumstances warrant suspicion.

Additional Procedures and Policies

(In the case of the Terror Alert being raised to critical or a particular type of event needs additional procedures to be put in place)

A SIA 100% Bag search will be in operation to ensure no illegal contraband or weapons are brought into the venue. No alcohol or glass bottles will also be allowed into the venue.

A 100% Body search using Metal Detectors will be put in place.

No large groups (more than 5) will be allowed entry. This does not affect pre-bookings that will be taken but the Security Supervisor and Management will still have the right to refuse entry to pre-booked patrons upon arrival should the Security supervisor deem it necessary.



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Security Measures and Procedures - The Arches

Patrol/Response Team.

2 SIA security operatives will actively patrol the Main Bar, Club Area, Vip Lounge, the Dining area, Outside Bar and toilets. Ensuring the general well-being and safety of patrons. Actively looking out for patrons that might be suspected of the use or distribution of illegal substances.

Response Team will be deployed to any minor/major incidents that occur or that might have a potential to escalate. This way we reduce any chance of conflicts between patrons.

Deterrence of bag theft will also be part of the Patrol/Response Team. Actively patrolling to make sure there are no bag thieves in the event and also advising neglectful patrons about their personal properties when deemed so.

Egress

No drinks to be allowed outside the Venue.

Last order at the Bar and music at the Arches will be stopped 15 - 30mins (depending on the Venue Management policy or event) prior to the site close time. This will give SIA operatives time to have a slow and gradual egress of patrons leaving the premises.

Leading up to the closing time of the Arches, a street dispersal team in Hi-Vis Jackets will be dispatched outside of the venue. The Security team will ensure that customers leave in a quiet manner.

The dispersal team will usher guests from The Arches, along Bohemia Pl and up to the junction of Amhurst Rd and Mare st.

The team will be tasked with ensuring a quick and direct dispersion of guests, their personal safety from accidents or crime, try preventing loitering by kindly asking for the patrons cooperation and avoiding public nuisances, making sure patrons are not causing anti-social behaviour.

The team will also advise patrons exiting to the nearest or best means of local public / private transport out of the area.

The team is there to assist and monitor egress from the venue and has no jurisdiction in law and no powers of arrest.



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Security Measures and Procedures - The Arches

Examples of Incident Control Measures.

Abusive or Drunk.

Abusive

In the scenario of having an abusive patron inside/outside of the Arches the SIA security operatives are trained to deescalate the situation with good communication skills and try to resolve the issue and reasons why the patron reached a state of being abusive.

Should the situation further escalate, the aggressor will be asked to leave the premises and banned from coming back either for the night or for a period of time depending on the head of security and the Arches Management team's decision.

If the aggressor refuses to leave, security operatives will use SIA approved physical intervention methods to remove the individual from the premises. At the worst case scenario and as a last resort, if the situation continues to escalate after ejection and an arrest-able offence such as assault, ABH or GBH occurs, the individual will be detained and Police will be called.

There is a 0% tolerance policy to customers being verbally abusive in any shape or form towards any member of staff working at the Arches.

Drunk

It is our duty of care to ensure all patrons at the Arches enjoy a safe night and leave the premises in a safe manner.

The Patrol team will actively be on the look out for any patrons that might be overly intoxicated. They will communicate and advise patrons on their consumption intake if they deem it necessary to avoid them reaching a state where they lack of awareness, reasoning or having mobility issues.

The Arches Bar staff will be trained, briefed and work with the security team in identifying patrons that might be reaching a high level of intoxication.

If anyone is found overly intoxicated, lacking awareness and or having mobility issues, the First Aider on site will be deployed to look after the individual. Patrol team will try and identify their friends and get them to assist with the care of the individual. Friends will help out with basic information that can support the first aider.

In an extreme case of paralytic levels of intoxication or a suspected case of drink spiking or the overly intoxicated individual is alone and no friends can be found, an ambulance will be called asap.



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Security Measures and Procedures - The Arches

Security Measures for the venue.

All security staff will be SIA accredited and hold a valid up-to-date qualification.

Access control:

- Security operatives trained to spot potential troublemakers, any intoxicated patrons or suspected to be under the influence to be refused.
- Barriers will be used to form a queue
- All customers will be asked to provide government issued ID (passport/driving licence)
- Strict NO ID NO ENTRY policy (TBC)
- Reservation (depending on the night)
- No large groups.
- Male to female ratio.
- Clickers will be used to control the venue capacity.
- Full capacity reached. One in one out policy will be put in place.
- Bags/Body search

Emergency procedures:

Procedures for staff and Security to follow in an emergency will include:

- Raising the alarm
- Informing the public
- Onsite emergency response, i.e use of fire extinguishers
- Summoning the emergency services
- Crowd management, including evacuation, where necessary
- Evacuation of people with disabilities
- Traffic management, including emergency vehicles
- Incident control
- Liaison with emergency services
- Providing first aid and medical assistance



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Security Measures and Procedures - The Arches

Evacuation Procedures

(Subject to change upon completion of the venue and after Fire , Health and Safety checks.

Bomb or terrorist threat and general evacuation requirement.

Who may be affected?

- Security Contractors, Venue Staff, Customer and general public

Controls that are used to reduce risk

- A constant check will be made on the contents of the venue to ensure no bags, cases or packages have been left. If there is any doubt about a bag, case or package, it should not be touched and security staff must be immediately advised.
- Half an hour before the building opens to the public, Security will carry out full venue search. This will be carried out daily during the open/closing period.
- Security will carry out a thorough search for any suspicious bags, cases or packages. Should any suspicious items be found, notify Security manager immediately. Otherwise await further instructions and information.
- If the threat appraisal concludes that an element of danger exists an announcement shall be made providing evacuation instructions and assembly point locations. This shall be followed by the following message over the Public Address System. "Attention please, Attention please. An emergency situation has arisen within the Venue. Please leave the building by the nearest available exit"

This message will continue to be broadcast until the building has been evacuated.

All persons must follow the directions from Security/Stewards and Venue management Team.

Bag and Body Search procedures.

- All customers will be searched with their consent. If declined, Security has right to refuse entry.
- Metal detector wand will be used (TBC)
- All customers will be asked to open their bags.
- Female security will be used to search female customers.



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Security Measures and Procedures - The Arches

Drug policy

- Anti-Drug policy used.
- Anyone suspected of drug use (pupil big/ mood swing/ jaw movement) will be searched under CCTV surveillance.
- All drugs will be confiscated and put in Drug evidence bag.
- If any class A drug found Police will be informed.
- Anyone under the influence will be removed from the venue.

Response Team:

- Security Team will be put on standby incase of an emergency
- Emergency Response Team (ERT) will put in place to respond immediately to any emergency incident.

Internal Patrol / External patrol during and after the any night or event finishes.
Clear signage regarding policies put in place. CCTV coverage.

Security Operative numbers.

Minimum of 6 and up to 15 depending on the night and security requirements needed and conditions placed on the Venue's License

Control Measures for Violence -

Who might be harmed and how?

- Staff and the public risk serious injury, if assaulted or if caught up in fighting.

What are you planning to do to control or avoid this?

- Security operative trained to spot potential troublemakers, defuse tense situations etc.
- All Security operatives trained in procedures to act quickly and eject any customer before they get into physical contact.
- Any customer involved in verbal aggression will be asked to leave.
- If customer is involved in a physical contact. Both parties will be detained, IDs will be scanned, and First aid given if necessary and police will be called.
- Adequate number of trained, SIA badged security staff.
- Trained in procedures re-entry, queuing, searches, etc and signs displayed for public.
- Information sharing with police and other security staff at licensed premises in the area.
- CCTV system.
- Walkie-talkie system allows bar staff to talk to security staff.
- Overcrowding not permitted in any area.
- Security staff aware of all exits.
- Drinks not served to people obviously under the influence.

Onsite log book including incident reports, statements, refusal of entry logs, sign in sheet, capacity record. (See examples attached)



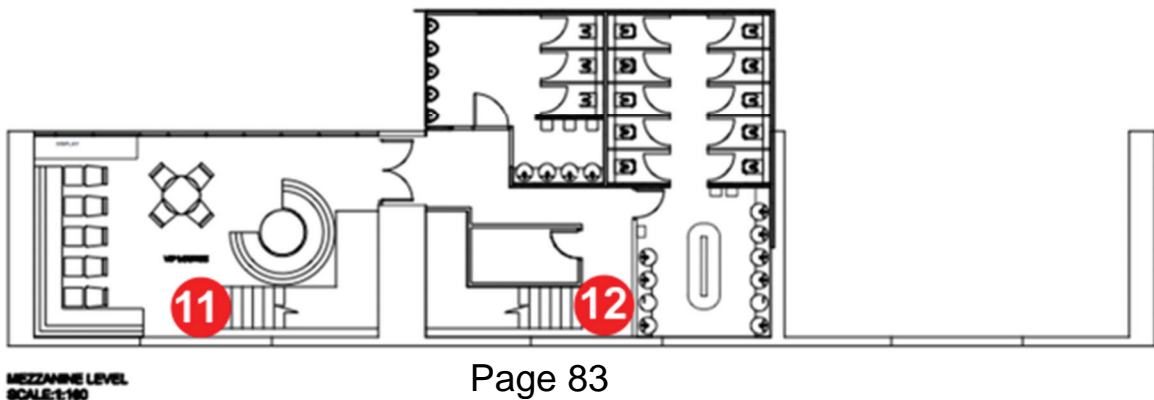
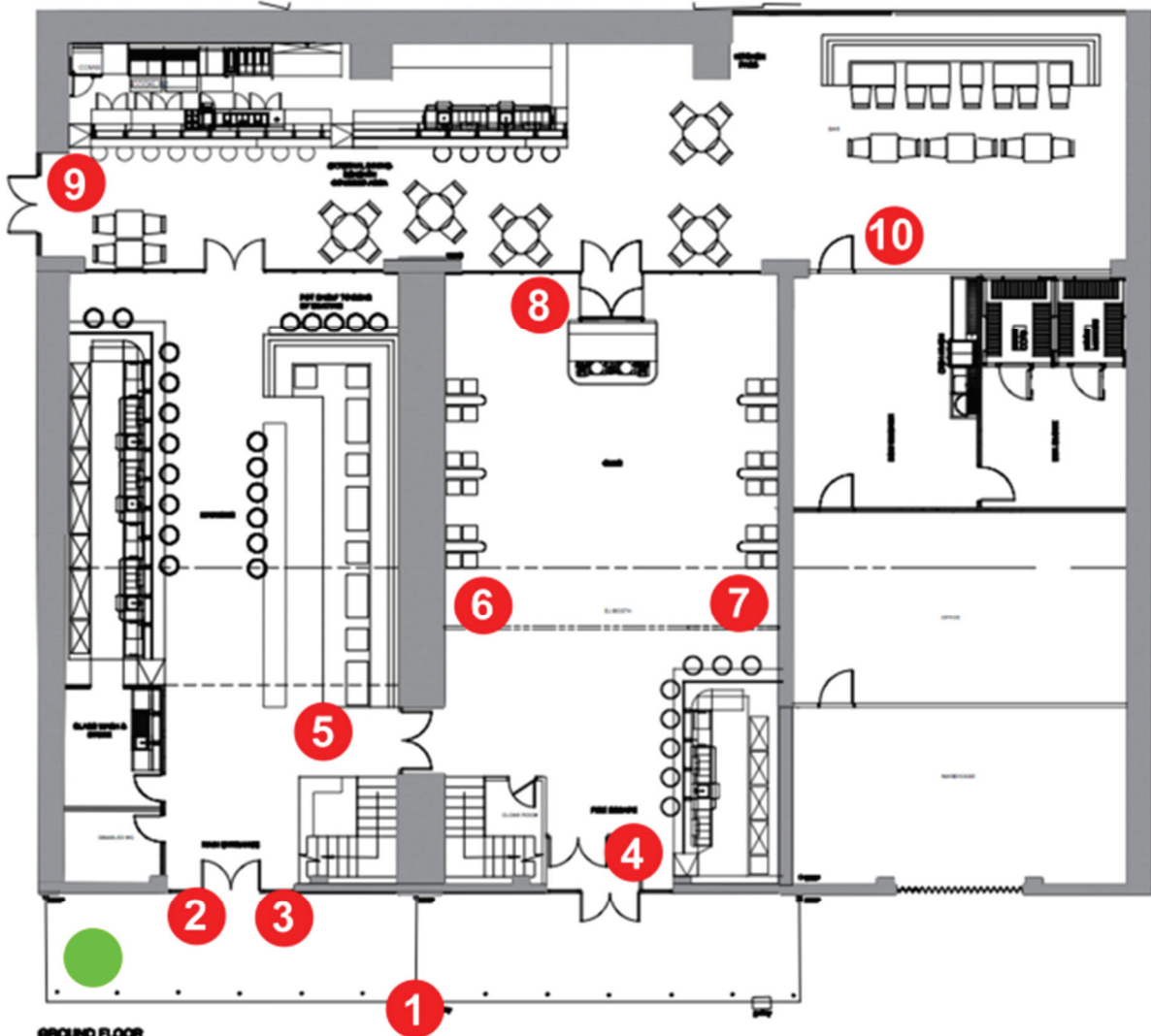
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Security Measures and Procedures - The Arches

SPOT PLAN

based on a full capacity night and all areas of the premises being used.






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Security Measures and Procedures - The Arches


SPOT PLAN - Operative's main duties.


Based on a full capacity night and all areas of the premises being used.


-  Security Supervisor. Overseeing all security policies and procedures.
Liasing with the Arches management team.


-  The main objective in this position is to ensure that guests are kept off the road (Bohemia Pl) and onto the pavement walk in front of the Arches. Upon arriving at the entrance of The Arches, Operative 1 will ensure guests enter the queing system and deal with access enquiries.


-  Operative 2 & 3. Main duties include checking I.D's. Implementing Bag and Body search and monitoring crowd capacity with clicers. Also carrying ot softchecks and to ensure that guests adhere to The Arches door entry and venue policies.


-  Operative 4. Managing door access control when the door is in use and managing the cloakroom area queing system.


-  Operative 5 Overlooks the main bar. Carrying out basic duty of care, covering basic H&S issues such spillagees, broken glasses. In communication with the Arches bar staff. Briefed in Bag theft, Drug prevention and detection policies.

-  Operative 6 & 7. Position will be to mainly overlook the dance floor area of the Club section in the Arches. They will primarily be the response team and patrol other areas (The Main Bar, Vip Lounge and the Smoking area).
Toilet checks to be carried out on a rotational system.
Briefed in Bag theft, Drug prevention and detection policies.

-  Operative 8. Overlooks the club area. Access control to the Outside Bar and Smoking area. Will monitor capacity control to the area.
Briefed in Bag theft, Drug prevention and detection policies.

-  Operative 9. Overloks the External Dining area. Positioned in front of the fire exit to ensure there is no misuse of the doors by guests or staff.

-  Operative 10. Positioned overlooking the Outside Bar and Smoking Area. Ensuring nosie levels are kept to reasonable levels if needed. Briefed in Bag theft, Drug prevention and detection policies.

-  Operative 11 & 12. Access control to the VIP Lounge. Ensuring only guests withthe right accreditation are in the area. Frequently patrolling the VIP Lounge and Booths areas.

DO NOT SCALE

NOTES:

DRAWING LEGEND

- 2.0 LEGEND FOR FIRE SAFETY
- [FIRE EXIT] MAINTAINED EMERGENCY EXIT SIGN
 - [E] NON-MAINTAINED EMERGENCY LIGHT
 - [E] EMERGENCY COMBINED CEILING MOUNTED FITTING
 - [E] EMERGENCY COMBINED LUMINAIRES - NON MAINTAINED
 - [ABC] ABC POWDER EXTINGUISHER
 - [CD] CARBON DIOXIDE EXTINGUISHER
 - [WET] WET CHEMICAL EXTINGUISHER
 - [4.5] 4.5 kg CO2
 - [4.5] 4.5 kg Foam
 - [FIRE] FIRE BLANKET
 - [SMOKE] SMOKE DETECTOR WITH SOUNDER
 - [HEAT] HEAT DETECTOR WITH SOUNDER
 - [SMOKE] SMOKE HEAT DETECTOR WITH SOUNDER AND XENON FLASHER
 - [BELL] BELL SOUNDER
 - [ELECT] ELECTRICAL BOARD / MAIN SWITCH GEAR
 - [FIRE] FIRE ALARM CALL POINT
 - [CONTROL] CONTROL PANEL FOR FIRE AND VENTILATION
 - [CCTV] CCTV CAMERA
 - [TENANT] TENANT CONTROL PANEL
 - [DUAL] DUAL DIRECTIONAL WALL MOUNTED EMERGENCY LIGHT
 - [SECURITY] SECURITY CHECK POINT

3.0 KEY: COLOUR CODING OF PLANS

— AMBIT OF LICENSED PREMISES

Rev	Date	Description of Issue	Issued

LANDLORD PACK



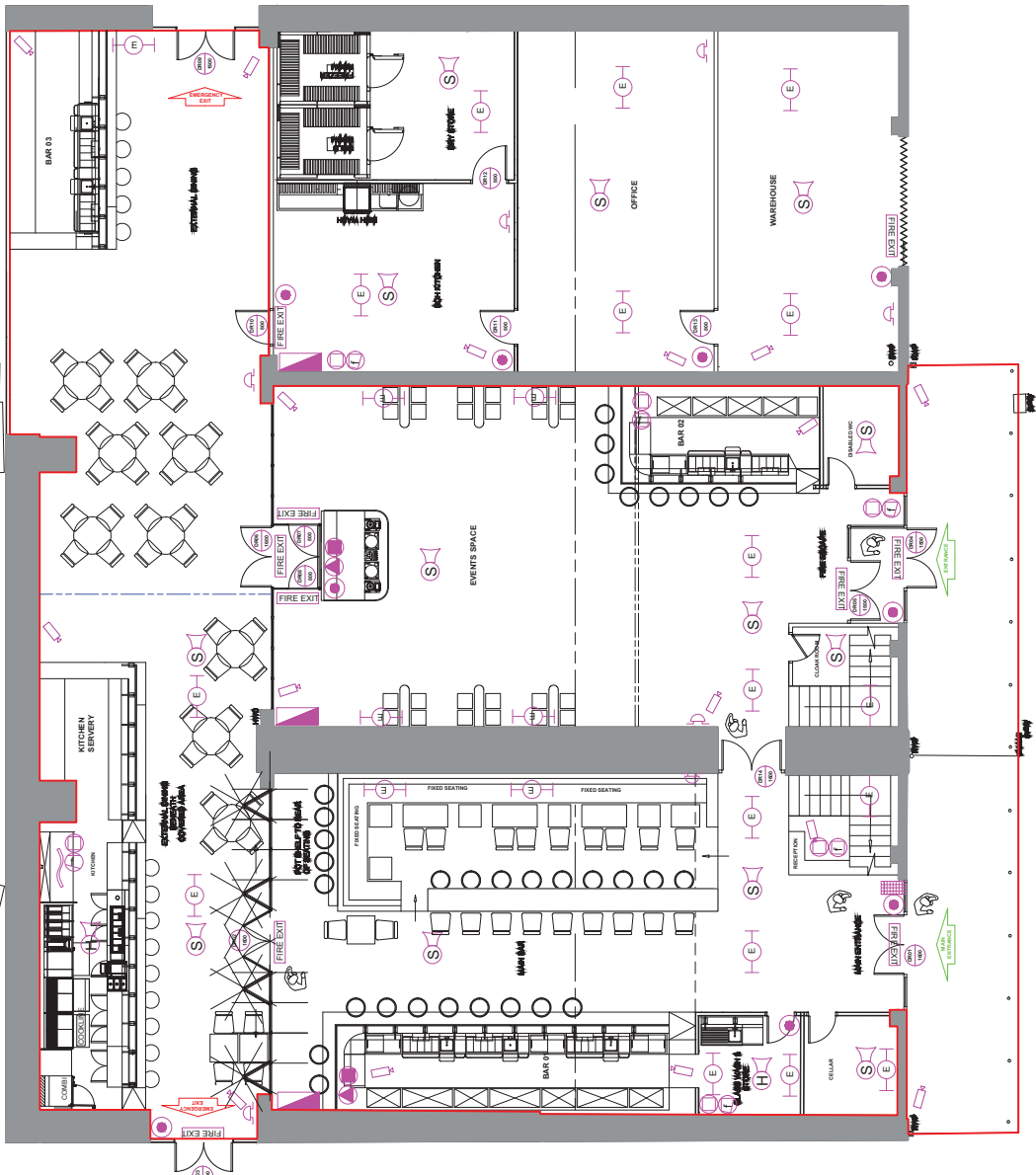
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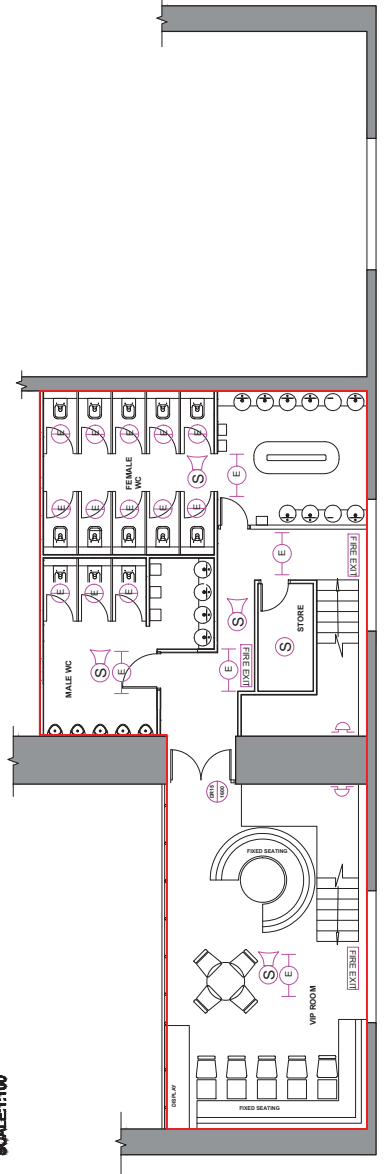
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Client **BACKGROUND BARS**
 Project **CHASING TALES**
 Title **LICENSING PLAN**
 Proposed

Drawn (A1)	Date	Scale
DCT	-18/09/17	1:100
Drawn No.	Revision No.	
01	E	



GROUND FLOOR
SCALE:1:100



MEZZANINE LEVEL
SCALE:1:100

Planning Authority Representation:
Application under the Licensing Act 2003

APPENDIX B1

Details of Authority	2 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Merryn McGregor
Officer telephone number	020 8356 8076
Officer's email address	merryn.mcgregor@hackney.gov.uk

APPLICATION PREMISES

Name and address of premises	Railway Arch 14 & 15 Bohemia Place London E8 1DU
Applicant name	Background Clubs

COMMENTS

I make the following relevant representation in relation to the above application at the above address.

- Prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- Protection of children from harm

Please supply any relevant evidence/information to support the above representation.

The application proposes a license for a restaurant/bar/music venue. The following licensable activities are proposed:

Films: 10:00 – 00:00 Monday – Friday, 10:00 – 00:00 and 00:00 - 02:30 Saturday and Sunday;

Live Music: 10:00 – 00:00 Monday – Friday, 10:00 – 00:00 and 00:00 - 02:30 Saturday, 11:00 - 23:00 Sunday;

Recorded Music: 10:00 – 00:00 Monday – Friday, 10:00 – 00:00 and 00:00 - 02:30 Saturday, 11:00 - 23:00 and 00:00 – 02:30 Sunday;

Performance of dance: 10:00 – 00:00 Monday – Friday, 10:00 – 00:00 and 00:00 - 02:30 Saturday, 11:00 - 23:00 and 00:00 – 02:30 Sunday;

Late night refreshment: 23: 00 – 00:00 Monday – Friday, 23:00 – 00:00, 23:00 - 02:30 Saturday, 23:00 – 02:30 Sunday;

Supply of alcohol: 10:00 – 00:00 Monday – Friday, 10:00 – 00:00 and 00:00 - 02:30 Saturday and Sunday; and

Hours of operation: 10:00 – 00:00 Monday, 10:00 – 00:00 and 00:00 – 00:30 Tuesday – Friday, 10:00 – 00:00 and 00:00 – 03:00 Saturday, 11:00 – 23:30 and 00:00 – 03:00

Seasonal variations are proposed for Christmas Eve, New Years Eve and Sundays preceding Bank Holidays.

Planning application 2017/0307 granted the change of use of railway arch numbers 4-13 (excluding arches 9, 10 and 11), 16 + 20 from B2 to A1/B1; arches 10 & 11 from B1 to A1/B1; arch 9 from sui generis to A1/B1; arches 3, 14, 15 and 18 from B2 to A3/A4; arch 17 from B2 to A1/A3/A4/B1; arch 21 from B2 to A1/A3/B1; and arch 187 from B2 to A3 together with the erection of 11 micro A1

retail units, the creation of a new tunnel feature under the arch at the corner of Bohemia Place and Nursery Road, the erection of gates at either end of Bohemia Place and associated waste storage and street furniture.

Condition 10 states 'The A3/A4 uses hereby approved at Arches 14 and 15 shall only be operated between the hours of 10am and midnight Monday – Thursday, between 10am - 2:30am Friday and Saturday, and between 11am and 11pm Sundays and bank holidays.'

Therefore the premises has planning permission as a restaurant/bar. The proposed hours exceed those permitted under Condition 10 of the planning permission. The applicant is advised that licensing permission does not grant planning permission. Therefore further planning permission will be required to regularise the hours of operation of the premises. Operating without appropriate planning permission is unlawful and may result in enforcement action.

It is unclear as to whether approval is needed for the premises as a live music venue. If the live music venue usage is to be ancillary to the usage of the restaurant/bar, approval would not be required. However, this is a matter of increment and degree, and is unable to be determined under a licensing application. The applicant is advised that should they wish to determine the legality of the usage of the premises as a live music venue, a lawful development certificate application would be required.

Please provide the following information (if applicable)

Area (that permission applies to)	Ground floor
Permitted use	A3/A4
Permitted hours	10am and midnight Monday – Thursday, between 10am - 2:30am Friday and Saturday, and between 11am and 11pm Sundays and bank holidays.
Specific/restrictive conditions	Condition 10
Recent applications	2017/0307
Decisions	N/A
Pending decisions	N/A
Reasons for refusal	N/A
Relevant Conditions/discharges	N/A


Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

No representations with informative.

The proposed hours of operation exceed those permitted under Condition 10 of the planning permission. The applicant is advised that licensing permission does not grant planning permission. Therefore further planning permission will be required to regularise the hours of operation of the premises. Operating without appropriate planning permission is unlawful and may result in enforcement action.

It is unclear as to whether approval is needed for the usage of the premises as a live music venue. If the live music venue usage is to be ancillary to the usage of the restaurant/bar, approval would not be required. However, this is a matter of increment and degree, and is unable to be determined under this application. The applicant is advised that should they wish to determine the legality of the usage, a lawful development certificate application should be lodged with Council.

The applicant is advised that these comments do not represent a formal decision of the Local Planning Authority as to the acceptability or otherwise of the proposed use and that the decision of the Licensing Authority is not prejudicial to the determination of any subsequent planning application.

Signed	
Name	Graham Callam
Date	16/11/2017

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003**

B2

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 691GD Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Chasing Tales Units 14 -15, Railway Arches Bohemia Place London E8 1DU
NAME OF PREMISES USER	Background Clubs Limited

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder ◆
- 2) public safety ◆
- 3) the prevention of public nuisance ◆
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

Police make the following representations in relation to the application a Premises Licence at CHASING TALES, UNITS 14-15, RAILWAY ARCHES, BOHEMIA PLACE, LONDON, E8 1DU for the following reason(s):

This venue is situated amongst several archways, many of which are currently undergoing refurbishment and will eventually be linked with Hackney Walk through to Morning Lane.

Police have met with the applicant at the venue prior to this application being submitted and discussed the way in which the premises will operate.

There is a little more information that the police require;

- What is the capacity of each archway?
- Can they be separated and operated independently?
- Will the whole space always be in use?
- Will the space be available for hire by outside parties and promoters?
- If so, what policies and procedures are in place to safeguard the customers, staff and licence?
- When will the dispersal policy be completed and available to police?

Dispersal is the main concern for police as this is generally when the behaviour of customers becomes problematic. ASB is a huge problem for the night time economy in Hackney and this area is no exception. As more and more premises open in the vicinity, the number of people in the street during the early hours of the morning is increasing, which, in turn increases the incidents of ASB, including urination in the street, vomiting, defecating, fighting and general noisiness, nuisance and disorder.

There are very few options of public transport available at 0300hrs, so how will the area be cleared quickly, quietly and efficiently?

Although a set of conditions has been offered from the model conditions laid out in the Statement of Licensing Policy, police feel that they could be amended and attach a set to this representation.

The above representations are supported by the following evidence and information.

Application submitted.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed PC 691GD RYAN (By E-mail)

Name (printed)

**Proposed Conditions for Chasing Tales,
Arches 14-15, Bohemia Place, London, E8 1DU**

1. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.

4. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:

all crimes reported to the venue
any complaints received
any incidents of disorder
any faults in the CCTV system
any refusal of the sale of alcohol
any visit by a relevant authority or emergency service.

5. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.

6. Food and non-intoxicating beverages, including drinking water, shall be available on the premises whenever alcohol is being sold.

7. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.

8. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor/Duty Manager.

9. There shall be a personal licence holder on duty whenever alcohol is available for sale.

9. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of

this training shall be kept on the premises and produced to police or other authorised officer upon request.

10. There shall be no glass, drinks or open containers taken outside of the premises at any time except for those seated in the designated outside seating area.
11. The outside space shall not be used after ** tbc **
11. The capacity for the outside seating area will be no more than ** tbc ** patrons.
12. The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.
13. Alcohol shall not be sold in open containers to be taken from the premises and cannot be opened and consumed directly outside the premises.
14. There shall be adequate and appropriate first aid equipment and materials available at the premises at all times.
15. SIA registered door supervisors shall be employed at the premises, on an ongoing risk assessment basis. All security staff and stewards shall be clearly identifiable at all times. All supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the supervisor was provided by an agency the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or authorised officer immediately upon request.

ADDITIONAL CONDITIONS MAY BE ADDED AFTER DISCUSSIONS WITH THE APPLICANT.

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003****RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Licensing Service 1 Hillman Street London E8 1FB
CONTACT NAME	Channing Riviere
TELEPHONE NUMBER	020 8356 4622
E-MAIL ADDRESS	Channing.riviere@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Unit 14 & 15, Railway Arch, Bohemia Place, Mare Street, E8 1DU
NAME OF APPLICANT	Background Clubs Limited

COMMENTS

I make the following relevant representations in relation to the above application.

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance **x**
- the protection of children from harm

Representations (which include comments and/or objections) in relation to:

After considering the application the Licensing Authority have decided to make the following representation.

It is unclear from the application how the applicant intends to minimise any potential nuisance that may be created by patrons either on, and/ or going to and leaving the premises. Routes to and from the Premises may lead to either Mare Street or Nursery road onto Morning Lane, there are a number of residential properties located on the latter route which may lead to disturbances being experienced by Local Residents.

The Licensing Authority also have concerns regarding the hours requested in the application, with few public transport links in this locality at the requested closing time, how does the applicant intend to manage the dispersal of the premises in a way which supports the Licensing Objectives and does not add to some of the more negative aspects often associated with the Night Time Economy e.g. Violence, Noise, Fouling of Public Highways, Disturbance to Local residents etc.

Excerpts of Hackney's current Licensing Policy have been included below to support this representation.

LP5 Public Nuisance

"...(a) Demonstrate that, between 11.00 pm and 7.00 am:

- No noise is audible a metre from the façade of the nearest noise sensitive premises, or**
- No noise is audible within the nearest noise sensitive premises..."**

LP12 Licensing Hours

"... (b) Earlier hours may be set if the individual circumstances require it. Later hours will be set where it can be demonstrated by the applicant that there would be no breach of the licensing objectives. In residential areas the Council will not normally grant licences with opening hours beyond midnight, unless the applicant can demonstrate that operating hours beyond this will not cause undue disturbance to local residents.

(c) The Council would expect premises wishing to trade for longer hours to site themselves in places where they will not create disturbances to residential accommodation, and will take a stricter approach to licensing hours in residential areas.

(d) The Council may impose conditions limiting the hours of usage of an outside area or preventing drinks being taken to the outside area beyond the stated terminal hour...”

The above representations are supported by the following evidence and information.

Statement of Licensing Policy 2016, The Application

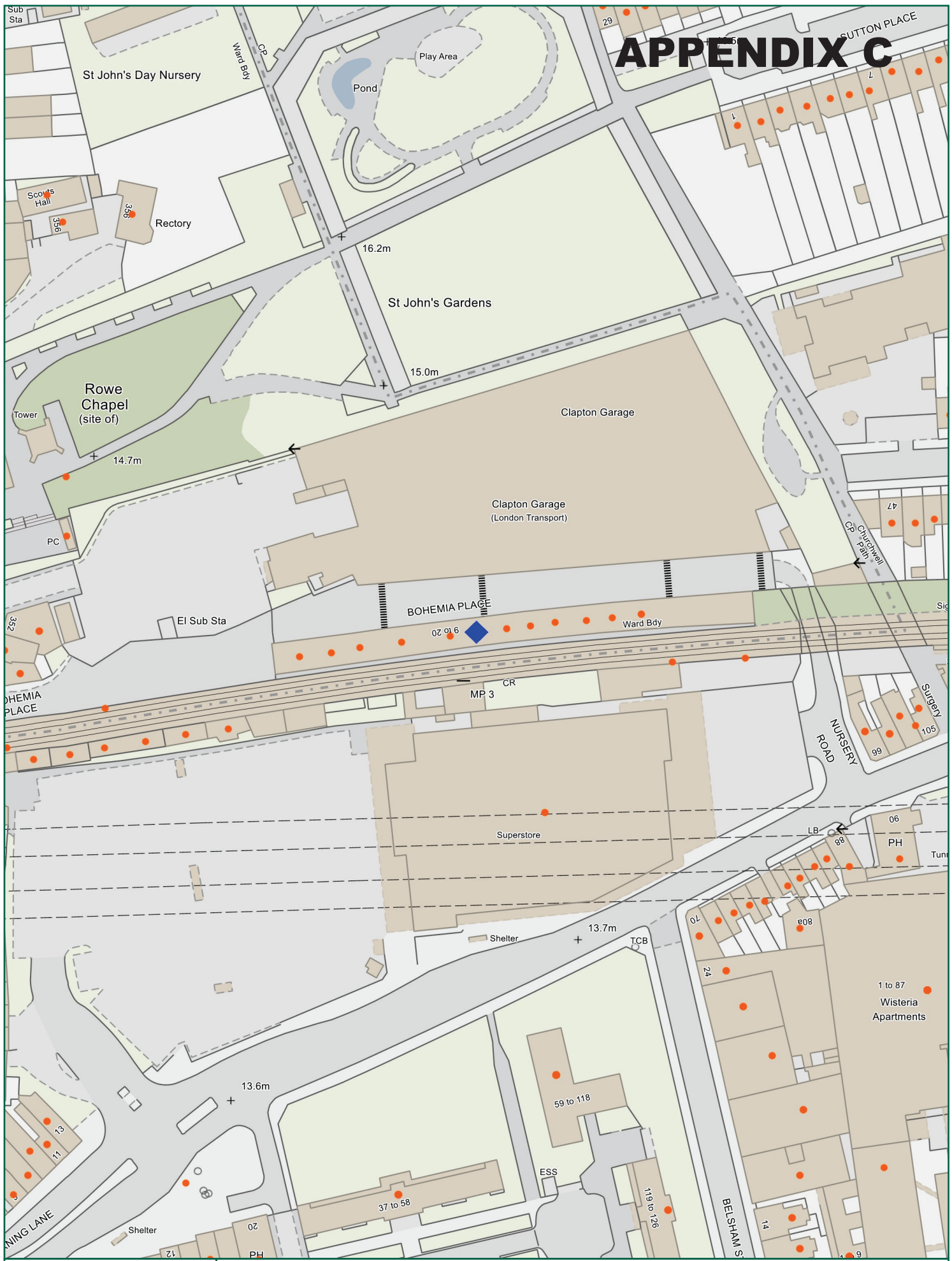
Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

- Reduce times for licensable activity taking place 1hr on each day whilst retaining the 30 minute drinking up period.
- Suggest reduced hours for any external area being used.
- Demonstrate what measures will be put in place to minimise public nuisance e.g. provide an acoustic report for the premises and a written dispersal policy.

Name: Channing Riviere (Principal Licensing Officer)

Date: 27/11/2017

APPENDIX C



Scale: 1:1250 at A4





REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 11/01/2018	Classification DECISION	Enclosure
Application for a Premises Licence SANS PERE, 15 Broadway Market, E8 4PH	Ward(s) affected Haggerston	

1. SUMMARY

Applicant(s) Sans Pere Limited	In SPA No
Date of Application 08/11/2017	Period of Application Permanent
Proposed licensable activity Supply of Alcohol (On and Off Premises)	
Proposed hours of licensable activities	
Supply of Alcohol INDOOR:	Standard Hours: Mon 12:00-23:00 Tue 12:00-23:00 Wed 12:00-23:00 Thu 12:00-23:00 Fri 12:00-23:00 Sat 12:00-23:00 Sun 12:00-23:00 Non-Standard Hours: New Years Eve close at 01:00
The opening hours of the premises	
INDOOR	Standard Hours: Mon 08:00-23:00 Tue 08:00-23:00 Wed 08:00-23:00 Thu 08:00-23:00 Fri 08:00-23:00 Sat 00:00-00:00 Sat 08:00-23:00 Sun 08:00-23:00 Non-Standard Hours: New Years Eve close at 01:00

Capacity: Not known	
Policies Applicable	LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety)
List of Appendices	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Location map
Relevant Representations	<ul style="list-style-type: none"> • Environmental Health Authority - Environmental Protection • Planning Authority (informative) • Police

2. APPLICATION

- 2.1 **Sans Pere Limited** has made an application for a premises licence under the Licensing Act 2003:
- To authorise the supply alcohol for consumption on and off the premises
- 2.2 The application is attached as Appendix A. The applicant has proposed measures that could be converted to conditions (see paragraph 8.1 below).

3. CURRENT STATUS / HISTORY

- 3.1 The premises were granted a premises licence in 2014. The licence was surrendered in July 2017.
- 3.2 Temporary Event Notices have been given for the premises in 2017.

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Representation withdrawn following acceptance of proposed conditions.
Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	No representation received.
Planning Authority (Appendix B1)	Informative
Area Child Protection Officer	Have confirmed no representation on this application
Fire Authority	Have confirmed no representation on this application
Police (Appendix B2)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance

Licensing Authority	Have confirmed no representation on this application
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

5.1 None

6. GUIDANCE CONSIDERATIONS

6.1 The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. POLICY CONSIDERATIONS

7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney’s Statement of Licensing Policy (“the Policy”) adopted by the Licensing Authority.

7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety) are relevant

8. OFFICER OBSERVATIONS

8.1 If the Sub-Committee is minded to approve the application, the following conditions should be applied the licence:

Supply Of Alcohol (On/Both)

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.
 - (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 a disability).

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

5.5.1. 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 sales or supply of alcohol.

5.2 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.

5.3. 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 must 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:

- beer or cider: 1/2 pint;
- gin, rum, vodka or whisky: 25ml or 35ml; and
- still wine in a glass: 125ml; 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

7. 7.1 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.

7.2 For the purposes of the condition set out in paragraph 7.1 above -

(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 rate 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.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this 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.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above 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.

Door Supervision

8. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.

Conditions derived from Responsible Authority representations

9. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are

open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.

11. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:

- a. all crimes reported to the venue
- b. any complaints received
- c. any incidents of disorder
- d. any faults in the CCTV system
- e. any refusal of the sale of alcohol
- f. any visit by a relevant authority or emergency service.

12. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.

13. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.

14. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor/Duty Manager.

15. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.

16. There shall be no glass, drinks or open containers taken outside of the premises at any time except for those seated in the designated outside seating area.

17. The outside space shall not be used after ** tbc **

18. The capacity for the outside seating area will be no more than ** tbc ** patrons.

19. All music shall be played at a background level allowing a face to face conversation at normal speech level.

20. The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.

21. Alcohol shall not be sold in open containers to be taken from the premises and cannot be opened and consumed directly outside the premises.

22. There shall be adequate and appropriate first aid equipment and materials available at the premises at all times.

23. SIA registered door supervisors shall be employed at the premises, on an ongoing risk assessment basis. All security staff and stewards shall be clearly identifiable at all times. All supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the supervisor was provided by an agency the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or authorised officer immediately upon request.

24. The applicant/premises shall only play recorded music at background level

25. The applicant shall prominently display clearly legible signage at all patrons' exits requesting that patrons leave the premises in a quiet and orderly manner that is respectful to the neighbours

26. There shall be no deliveries or collection between 22:00 - 07:00 hours Monday-Sunday

27. The applicant shall not place rubbish including bottles in the outside areas of the premises between 22:00 – 07:00 hours

28. The applicant shall properly present and place out all waste for collection no earlier than 30 minutes before collection times

29. There shall be no more than five persons permitted to smoke outside the premises at any one time after 22:00 hours

30. The applicant shall not allow patrons to take drinks or open containers outside of the premises after 22:00 hours

9. REASONS FOR OFFICER OBSERVATIONS

9.1 Conditions 9 to 23 above have been proposed by the Police and 24 to 30 by Environmental Protection. The conditions proposed by Environmental Protection have been accepted by the applicant.

10. LEGAL COMMENTS

10.1 The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;

- The Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- The Protection of Children from Harm

10.2 It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

- 11.1 There are implications to;
- **Article 6** – Right to a fair hearing
 - **Article 14** – Not to discriminate
 - Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individuals rights against the interests of the community at large.

12. MEMBERS DECISION MAKING

- A. **Option 1**
That the application be refused
- B. **Option 2**
That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. CONCLUSION

- 13.1 That Members decide on the application under the Licensing Act 2003.

Group Director, Neighbourhoods and Housing	Kim Wright
Lead Officer (holder of original copy):	Mike Smith Principal Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4973

LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
Office File: SANS PERE, 15 Broadway Market, Hackney, London, E8 4PH	Licensing Service 1 Hillman Street London E8 1DY

Printed matter

Licensing Act 2003
LBH Statement of Licensing Policy

APPENDIX A

Hackney
LA01

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

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

I/We Sans Pere Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description SANS PERE SANS PERE 15 BROADWAY MARKET HACKNEY LONDON			
Post town	LONDON	Postcode	E8 4PH

Telephone number at premises (if any)	07415266247
Non-domestic rateable value of premises	£13250

Part 2 - Applicant details

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

Please tick

a)	an individual or individuals *	<input type="checkbox"/>	please complete section (A)
b)	a person other than an individual *		
	i. as a limited company/limited liability partnership	<input checked="" type="checkbox"/>	please complete section (B)

	ii.	as a partnership (other than limited liability)	<input type="checkbox"/>	please complete section (B)
	iii.	as an unincorporated association or	<input type="checkbox"/>	please complete section (B)
	iv.	other (for example a statutory corporation)	<input type="checkbox"/>	please complete section (B)
c)		a recognised club	<input type="checkbox"/>	please complete section (B)
d)		a charity	<input type="checkbox"/>	please complete section (B)
e)		the proprietor of an educational establishment	<input type="checkbox"/>	please complete section (B)
f)		a health service body	<input type="checkbox"/>	please complete section (B)
g)		a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales	<input type="checkbox"/>	please complete section (B)
ga)		a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England	<input type="checkbox"/>	please complete section (B)
h)		the chief officer of police of a police force in England and Wales	<input type="checkbox"/>	please complete section (B)

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

Please tick yes

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

Current postal address if different from premises address		UK-England	
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name Sans Pere Limited
Address 91-93 PAUL STREET LONDON EC2A 4NY
Registered number (where applicable) 10609886
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]m

Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY
20-11-2017

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

DD MM YYYY

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

Large bar in the middle of the shop with 12 stalls around the bar.
 3 chairs by front wall.
 On back wall 3 tables that could seat 10 people.
 We will have 2 benches outside that can seat 4 people (street trading license permitting)

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

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

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

	Provision of regulated entertainment (please read guidance note 2)	Please tick any that apply
a)	plays (if ticking yes, fill in box A)	<input type="checkbox"/>
b)	films (if ticking yes, fill in box B)	..
c)	indoor sporting events (optional, fill in box C)	..
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	..
e)	live music (optional, fill in box E)	..
f)	recorded music (if ticking yes, fill in box F)	..
g)	performances of dance (optional, fill in box G)	..
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	..
	<u>Provision of late night refreshment</u> (if ticking yes, fill in box L)	..
	<u>Supply of alcohol</u> (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

In all cases complete boxes K, L and M

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	
				Off the premises	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	12:00	23:00			
	-----	-----			
Tue	12:00	23:00			
	-----	-----			
Wed	12:00	23:00			
	-----	-----			
Thur	12:00	23:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) New Years Eve close at 01:00		
	-----	-----			
Fri	12:00	23:00			
	-----	-----			
Sat	12:00	23:00			
	-----	-----			
Sun	12:00	23:00			
	-----	-----			

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

Name Mr William Pitts	
Date of birth [REDACTED]	
Address [REDACTED] [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED] Please select	

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

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

Well trained staff will contribute to well run premises and a responsible approach to the sale of alcohol and late night refreshments.
All staff will be advised of licensing law in writing before they are allowed to serve alcohol.
Training will also be provided on premises regularly and a record should be kept of the date and name of person trained or advised and be made available for inspection by the police or licensing authority.
We are giving full training for 2 weeks to all new and existing employees prior to opening.

b) The prevention of crime and disorder

An alarm is installed at the premises to protect it when closed.
CCTV is installed inside the premises.
Recordings will be kept for at least 31 days
Staff are trained in the maintenance and operation of such systems with a record kept of the date and name of person trained. Records will be made available for inspection on request by the police or licensing authority.

Premises will be searched inside and out for suspect packages before, during and after opening hours and Staff will be trained and report any suspicious activity to the Police.
Security reviews will be held regularly and at least every three months with minutes kept.

c) Public safety

A full risk assessment taking into account public safety will be carried out at the premises to identify potential hazards posed to staff or customers and setting out precautions to manage the hazards prior to opening and will be regularly reviewed every 12 months.
All staff will be made aware of the risk assessment and precautionary measures therein and a copy of the risk assessment should be kept at the premises and made available for inspection.
First aid boxes will be available at the premises and maintained with sufficient stock.
Temperature levels and humidity will be controlled for the comfort and safety of customers by the new air conditioning unit.
Glasses and cups will be regularly collected and staff will be trained on this.
Perimeter checks will also be made outside the premises for any glasses or cups.
Spillages and broken glass/crockery will be cleaned up immediately to prevent floors from becoming slippery and unsafe.
A written policy to deal with all types of accidents and emergency incidents should be in place at the premises.
Evacuation responsibilities and roles will be clearly communicated to staff, routes and exits will be well defined and evacuation plans exercised regularly.
A copy of the fire risk assessment will be kept at the premises and made available for inspection by the fire authority and licensing authority.
A fire alarm is in place at the premises and will be tested regularly with records

kept and made available for inspection.
Staff training in fire safety and any premises safety policy will be provided for all staff to give them the knowledge and confidence to deal with emergency situations, including location of equipment, utilities, services and layout of premises. Training will also include how to use fire extinguishers. Records will be kept of the date and name of person trained and made available for inspection. An accident book will be kept in order to record all accidents or incidents and made available for inspection when requested.
A zero tolerance policy to the use of drugs in the premises will be adopted. Staff will be aware of their responsibilities regarding smoke-free legislation and monitoring compliance.

d) The prevention of public nuisance

We will only have light background music so noise management shouldn't be a problem. We will of course be respectful of the community and neighbours and ask customers to keep noise to a minimum when leaving the premises.
A contact telephone number will be made available to local residents which they can use to report noise disturbances to a responsible person at the venue as and when they occur. The phone line will be available at all times the licence is in use. There will be a display prominent close to the exit doors, requesting patrons to leave the premises and quickly and quietly and trained staff will make announcements at the end of an evening, requesting patrons to leave the premises and area quickly and quietly.
Staff who depart late at night or in the early hours on the morning when the business has ceased trading, will conduct themselves in such a manner as to avoid causing disturbance to nearby residents.

e) The protection of children from harm

We will operate a strict 'No ID-No Sale' policy.
We will enforce a 'Challenge 25' scheme gives staff additional support and encouragement to ask for ID from any person appearing to be under 25 years of age to prove that they are over 18.
We will only accept photographic driving licences, passports or PASS (Proof of Age Standards Scheme) cards approved as means of ID.
We will prominently advertise the scheme in the premises so that customers are aware, in particular, display proof of age signs at the point of sale.
Staff training in the age related sections of the Licensing Act 2003 will be provided to all door, bar and till staff. This includes the ability to competently check customers' identification where necessary and a record will be kept of the date and name of person trained.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.

- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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




Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15). • The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	Barnaby Goff
Date	27/10/2017
Capacity	Director

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	27/10/2017
Capacity	Director of Sans Pere Ltd

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Applicant address			
			
UK-England			
Post town	London	Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- 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

Sans Pere Broadway Mrkt
GF – Furniture Plan

Project number	Drawing number	Revision
18	102	/

Date	Status
July 2017	Design Intent
Scale 1:50 @ A3	Drawn AB
	Checked

Revision	Date	Description
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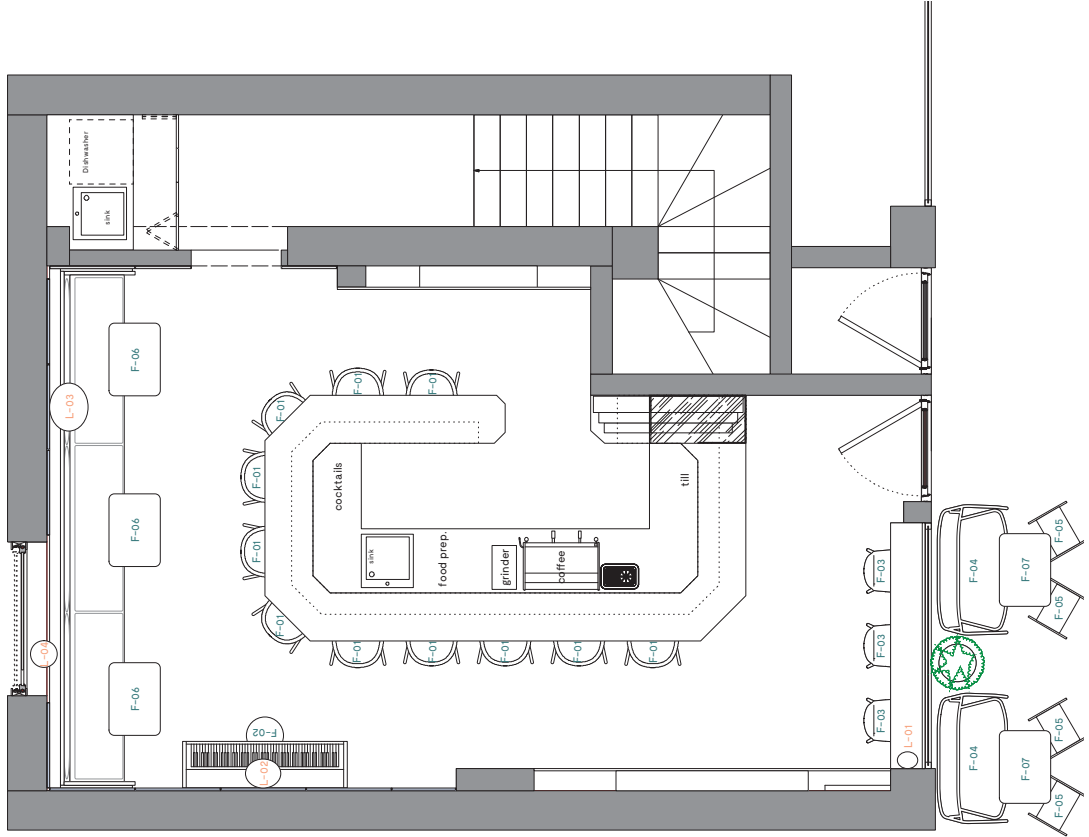
Notes
General notes – design intent
01. The contractor shall ensure that all materials, finishes, fixtures, and fittings are of a quality and standard suitable for the intended use of the building.
02. All dimensions to be checked on site. The contractor shall ensure that all dimensions are in accordance with the design development & construction.
03. Read in conjunction with AB Finishes Joinery, Fixtures and Prototype Schedules which supersede any other schedules. Discrepancies to be reported immediately prior to construction for AB approval.
04. The contractor shall ensure that all finishes are of a quality and standard suitable for the intended use of the building.
05. Contractor to ensure all materials are fit for purpose and comply to regulation, and ensure all materials are of a quality and standard suitable for the intended use of the building.
06. Refer to Lighting Designers info for all lighting fixtures, fittings, and accessories.
07. Refer to Mechanical & Electrical (M&E) consultant's info for fire safety and M&E layouts & specifications.
08. The contractor is to satisfy themselves with the information provided and ensure the structural stability of all design intent information.
09. The contractor to confirm that any installation of fixtures, fittings, and accessories to existing floor and wall loadings prior to construction.
10. The contractor is to agree any variations with the architect/client prior to construction or procurement of materials.
11. All glazing specifications and structure to be to specialist contractor's details. Shop drawings to be produced for AB approval.

KEY:

- F-06 Refer to Furniture Schedule 18_001
- L-01 Refer to Lighting Schedule 19_002

Do not scale from this drawing. All dimensions to be checked on site. ATELIER BAULIER to be notified of any discrepancies between the drawing and site conditions. This drawing is to be read in conjunction with all relevant specifications, schedules and drawings.
© ATELIER BAULIER 2017

ATLIER BAULIER
Aurore Baulier ARB
68 Princess May Road
LONDON N16 8DG
+44 (0)75 8284 3459
aurore@atelierbaulier.com
ARB registration 081323K



1 Furniture Plan
Scale: 1:50

Sans Pere Broadway Mkkt
LGF – Kitchen Layout plan

Project number	Drawing number	Revision
18	115	/

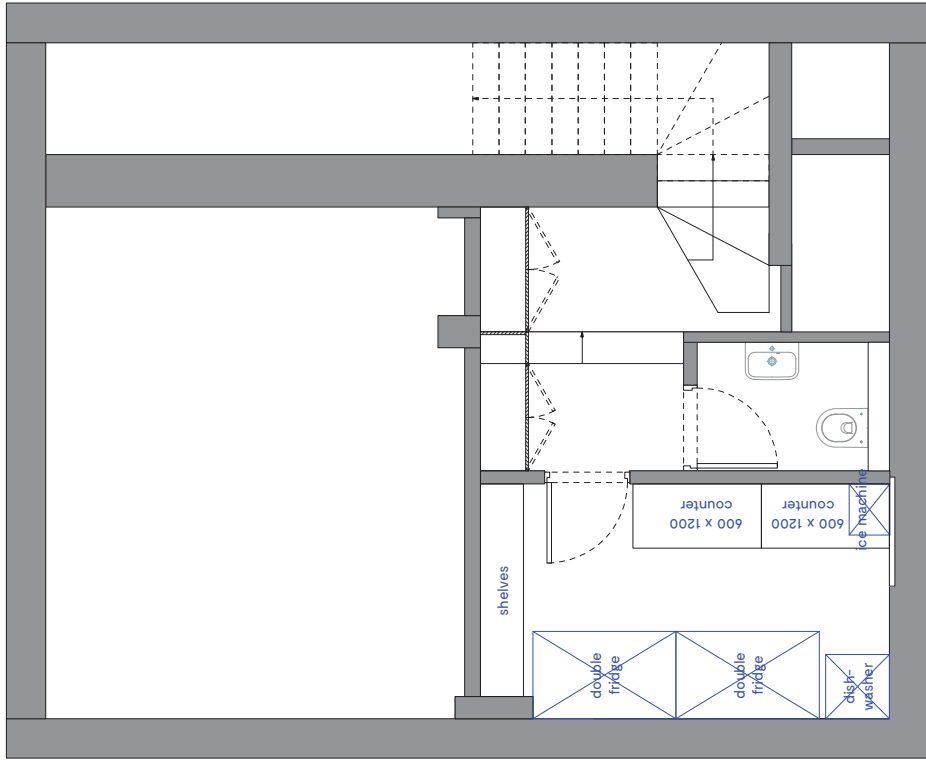
Date	Status	Checked
September 2017	Design Intent	AB

Revision	Date	Description

Notes:
 General notes - design intent
 01. The contractor shall ensure that all work is carried out in accordance with the current building regulations, standards & other statutory requirements, codes of practice and good practice.
 02. All dimensions to be checked on site. The contractor is responsible for providing all materials and labour for the construction.
 03. Read in conjunction with AB Finish Joinery, Fixtures and Prototype Schedules which supersede any notes and specifications.
 04. Contractor to supply control samples of all finishes to be used on the project.
 05. Contractor to ensure all materials and fit for purpose and comply to regulation, and ensure all finishes achieve any requirements in terms of fire regulations and surface & specifications.
 06. Refer to Lighting Designers info for all lighting layouts & specifications.
 07. Refer to Mechanical & Electrical (M&E) consultant's info for fire safety and M&E layouts & specifications.
 08. The contractor is to satisfy themselves with regards to the structural stability of all design intent information.
 09. The contractor is to ensure that all work is carried out in accordance with the design intent information.
 10. The contractor is to ensure that all work is carried out in accordance with the design intent information.
 11. All glazing specifications and structure to be produced for AB approval.

Do not scale from this drawing. All dimensions to be checked on site. ATELLER BAULLER to be notified of any discrepancies between the drawing and site conditions. This drawing is to be used in conjunction with all relevant specifications, schedules and drawings.
 © ATELLER BAULLER 2017

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1 LGF - Storage Layout
 Scale: 1:50

Planning Authority Representation:
Application under the Licensing Act 2003

APPENDIX B1

Details of Authority	2 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Merryn McGregor
Officer telephone number	020 8356 8076
Officer's email address	merryn.mcgregor@hackney.gov.uk

APPLICATION PREMISES

Name and address of premises	Sans Pere 15 Broadway Market London E8 4PH
Applicant name	Sans Pere Limited

COMMENTS

I make the following relevant representation in relation to the above application at the above address.

- Prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- Protection of children from harm

Please supply any relevant evidence/information to support the above representation.

The application proposes a license for a bar. The following licensable activities are proposed:

Supply of alcohol: 12:00 – 23:00 Monday to Sunday; and
Hours of operation: 08:00 – 23:00, Monday to Sunday.

A search of Council's records has found no planning history could be found for the site.

A licensing application was made for the premises in 2014, where the usage of the premises was recognised as use class A1 (shop). No planning permission has been given to change the use of the premises, and there is no permitted development rights to change usage from A1 to A4 (drinking establishment).

Therefore the applicant is advised that planning permission may be required for the usage of the premises as a bar. Operation of the premises without appropriate planning permission is unlawful and may result in enforcement action.

Please provide the following information (if applicable)

Area (that permission applies to)	Ground and lower ground floor
Permitted use	Unknown
Permitted hours	N/A
Specific/restrictive conditions	N/A
Recent applications	N/A


Decisions	N/A
Pending decisions	N/A
Reasons for refusal	N/A
Relevant Conditions/discharges	N/A

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

No representations with informative.

No approval is found for the usage of the premises. Therefore the applicant is advised that planning permission may be required for the usage of the premises as a bar (A4). Operation of the premises without appropriate planning permission is unlawful and may result in enforcement action.

The applicant is advised that these comments do not represent a formal decision of the Local Planning Authority as to the acceptability or otherwise of the proposed use and that the decision of the Licensing Authority is not prejudicial to the determination of any subsequent planning application.

Signed	
Name	Graham Callam
Date	01/12/2017

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003****RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 691GD Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Sans Pere 15 Broadway Market London E8 4PH
NAME OF PREMISES USER	Sans Pere Limited

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder ◆
- 2) public safety ◆
- 3) the prevention of public nuisance ◆
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

Police make the following representations in relation to the application a Premises Licence at SANS PERE, 15 BROADWAY MARKET, LONDON, E8 4PH for the following reason(s);

This venue is situated amongst several other licensed premises on a busy thoroughfare near London Fields. This stretch is always very busy, day and night, and is regularly the subject of operations led by police and council officers to combat and tackle ASB.

There is a little more information that the police require;

- What is the capacity of the venue?
- Will the space be available for hire by outside parties and promoters?
- If so, what policies and procedures are in place to safeguard the customers, staff and licence?
- When will the premises be ready to open and operate?

Police note that the timings for the end of the sale of alcohol and close of the premises are the same. Police propose that the sale of alcohol ceases at 22:30hrs to allow customers time to finish their drinks before being asked to leave.

Police have attached a set of conditions for the applicant to look at and discuss.

The above representations are supported by the following evidence and information.

Application submitted.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed PC 691GD RYAN (By E-mail)

Name (printed)

Proposed Conditions for Sans Pere,
15 Broadway Market, London, E8 4PH

1. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

2. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.

4. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - all crimes reported to the venue
 - any complaints received
 - any incidents of disorder
 - any faults in the CCTV system
 - any refusal of the sale of alcohol
 - any visit by a relevant authority or emergency service.

5. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.

6. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.

7. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor/Duty Manager.

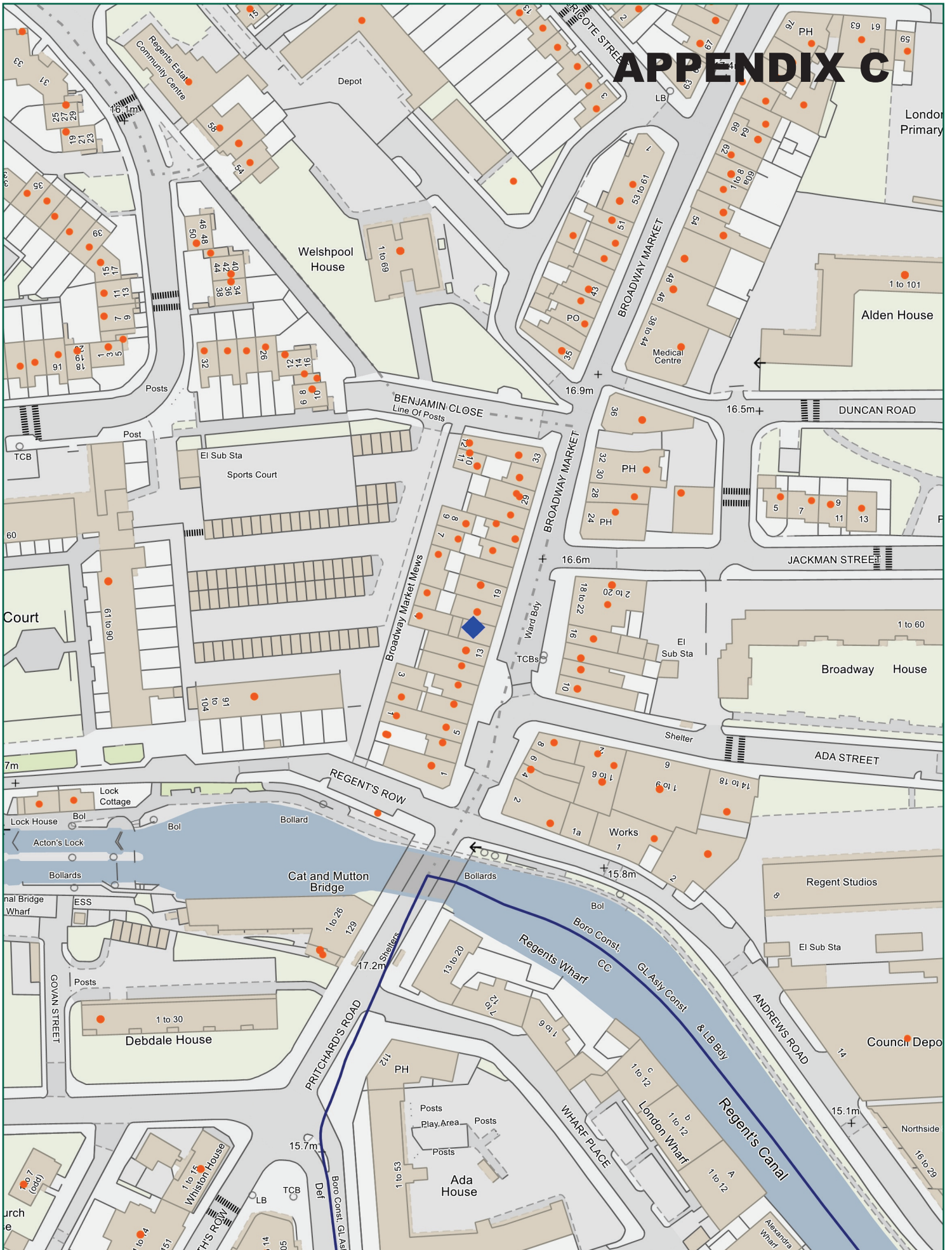
8. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.

9. There shall be no glass, drinks or open containers taken outside of the premises at any time except for those seated in the designated outside seating area.

10. The outside space shall not be used after ** tbc **
11. The capacity for the outside seating area will be no more than ** tbc ** patrons.
12. All music shall be played at a background level allowing a face to face conversation at normal speech level.
13. The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.
14. Alcohol shall not be sold in open containers to be taken from the premises and cannot be opened and consumed directly outside the premises.
15. There shall be adequate and appropriate first aid equipment and materials available at the premises at all times.
16. SIA registered door supervisors shall be employed at the premises, on an ongoing risk assessment basis. All security staff and stewards shall be clearly identifiable at all times. All supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the supervisor was provided by an agency the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or authorised officer immediately upon request.

ADDITIONAL CONDITIONS MAY BE ADDED AFTER DISCUSSIONS WITH THE APPLICANT.

APPENDIX C



Scale: 1:1250 at A4



Ref:

03 January 2018

Page 125

Product: unspecified

email:

please specify copyright statement

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