



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

Thursday, 24th September, 2020

at 7.00 pm

Until further notice, all council meetings will be held remotely. The live stream link is

<https://youtu.be/bSmFmv2ql4M>

**Councillors sitting:**

**Cllr James Peters, Cllr Penny Wrouth and  
Cllr M Can Ozsen**

**TIM SHIELDS  
Chief Executive**

Contact:  
Natalie Williams, Governance Services Officer  
020 8356 8407  
natalie.williams@hackney.gov.uk

The press and public are welcome to attend this meeting

# AGENDA

## Thursday, 24th September, 2020

### 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 Premises Licence: So Local, 175 Mare Street, E8 3RH	London Fields	(Pages 3 - 40)
6 Premises Licence: Three Sods Brewery, Railway Arch 399, Mentmore Terrace, Hackney, E8 3PH	London Fields	(Pages 41 - 96)
7 Premises Licence: Snog Frozen Yogurt, Unit 27 Boxpark 2 10 Bethnal Green Road, Hackney, E1 6GY	Hoxton East & Shoreditch	(Pages 97 - 120)
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](mailto: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](http://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](mailto: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](http://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](mailto: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  
2<sup>nd</sup> Floor Room 118  
Hackney Town Hall  
Mare Street  
London, E8 1AE

Telephone: 020 8356 1266

E-mail: [governance@hackney.gov.uk](mailto: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](mailto: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 Dawn Carter-McDonald, Interim Director of Legal and Governance, on 020 8356 6234 or email [dawn.carter-mcdonald@hackney.gov.uk](mailto:dawn.carter-mcdonald@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 2018.

## **LP1 General Principles**

The Council expects applicants to demonstrate:

- (a) That they have an understanding of the nature of the locality in which the premises are located and that this has been taken into consideration whilst preparing the operating schedule.
- (b) Where the application is for evening and night-time activity, that the proposal reflects the Council's aspiration to diversify the offer, whilst at the same time promoting the licensing objectives.

## **LP2 Licensing Objectives**

### **Prevention of Crime and Disorder**

Whether the proposal includes satisfactory measures to mitigate any risk of the proposed operation making an unacceptable contribution to levels of crime and disorder in the locality.

### **Public Safety**

Whether the necessary and satisfactory risk assessments have been undertaken, the management procedures put in place and the relevant certification produced to demonstrate that the public will be kept safe both within and in close proximity to the premises.

### **Prevention of Public Nuisance**

Whether the applicant has addressed the potential for nuisance arising from the characteristics and style of the proposed activity and identified the appropriate steps to reduce the risk of public nuisance occurring.

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

Whether the applicant has identified and addressed any risks with the aim of protecting children from harm when on the premises or in close proximity to the premises.

### **LP3 Core Hours**

Hours for licensable activity will generally be authorised, subject to demonstrating LP 1 and LP2, as follows:

- Monday to Thursday 08:00 to 23:00
- Friday and Saturday 08:00 to 00:00
- Sunday 10:00 to 22:30

Hours may be more restrictive dependent on the character of the area and if the individual circumstances require it.

Later hours may be considered where the applicant has identified any risk that may undermine the promotion of the licensing objectives and has put in place robust measures to mitigate those risks.

*It should be noted that this policy does not apply to those who are making an application within a special policy area (see section 3) unless they have been able to demonstrate that the proposed activity or operation of the premises will not add to the cumulative impact that is already being experienced.*

### **LP4 Off' Sales of Alcohol**

Hours for the supply of alcohol will generally be restricted to between 08:00 and 23:00.

### **LP5 Planning Status**

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) as amended.
- (b) The hours sought do not exceed those authorised by any planning permission.

The Licensing Authority may take into account the lack of planning permission or an established lawful use in deciding whether there is likely to be any harm to the licensing objectives.

### **LP6 External Areas and Outdoor Events**

The Licensing Authority will normally restrict external areas and outdoor activity to between 08:00 and 22:00 unless the applicant can demonstrate that comprehensive control measures have been implemented that ensure the promotion of the licensing objectives, in particular the public nuisance objective. Notwithstanding any proposed control measures, the Licensing Authority may restrict the hours and/or activity even further

**LP7 Minor Variations**

The Council expects applications to be made in the following circumstances only:

- Small changes in the layout/structure of the premises
- The addition of voluntary/agreed conditions
- Removal of conditions that are dated and have no impact on the operation of the premises
- Reduction of hours for any licensable activity

**LP8 Temporary Event Notices**

When considering an objection to a TEN the Council will:

- Expect that any existing conditions will be maintained (where relevant) in circumstances where an event is to take place at a premises that has an existing authorisation.
- Assess any history of complaints as a result of licensable activity that may or may not have been authorised by a TEN.
- Consider the track record of the premises user
- Consider any other control measures proposed to mitigate the objection

**LP9 Personal Licences**

(a) The Council will consider whether a refusal of the licence is appropriate for the promotion of the crime prevention objective and 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 that assist in demonstrating that the crime prevention objective will not be undermined.

**LP10 Special Policy Areas – Dalston and Shoreditch**

It is the Council's policy that where a relevant representation is made to any application within the area of the Dalston SPA or Shoreditch SPA, the applicant will need to demonstrate that the proposed activity and the operation of the premises will not add to the cumulative impact that is currently being experienced in these areas. This policy is to be strictly applied.

It should also be noted that the;

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

May not be in itself sufficient.

*It should be noted that if an applicant can demonstrate that they will not add to the cumulative impact in their operating schedule and at any hearing, then the Core Hours Policy within LP3 will apply.*

**LP11 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.

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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><b>Step 1</b> <b>Appointment of Chair and introduction</b></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><b>Step 2</b> <b>Licensing Officer</b></p>	<p>The Licensing Officer will outline the report.</p>	<p>5 minutes</p>
<p><b>Step 3</b> <b>Applicant's Case</b></p>	<p>The Applicant will present their case in support of their application.</p>	<p>5 minutes</p>
<p><b>Step 4</b> <b>Responsible Authorities' Case</b></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><b>Step 5</b> <b>Other Persons' Case</b></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><b>Step 6</b> <b>Discussion</b></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><b>Step 7</b> <b>Closing remarks</b></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><b>Step 8 - Final clarification</b></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><b>Step 9</b> <b>Consideration</b></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><b>Step 10</b> <b>Chair announces the decision</b></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/uksi/2005/44/contents/made>

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<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 24/09/2020	<b>Classification</b> DECISION	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  So Local, 175 Mare Street, E8 3RH	<b>Ward(s) affected</b>  London Fields	

## 1. SUMMARY

<b>Applicant(s)</b> Mr Ozkan Maldar	<b>InSPA:</b> Not Applicable
<b>Date of Application</b> 06/07/2020	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b>  Supply of Alcohol (Off Premises)	
<b>Proposed hours of licensable activities</b>	
<b>Supply of Alcohol</b>	<b>Standard Hours:</b>  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 08:00-23:00 Sun 08:00-23:00
<b>The opening hours of the premises</b>	
	<b>Standard Hours:</b>  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 08:00-23:00 Sun 08:00-23:00
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP4 ('Off' Sales of Alcohol), LP5 (Planning Status) and LP11 (Cumulative Impact - General)

<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Police</li> </ul>

## 2. APPLICATION

2.1 Mr Ozkan Maldar has made an application for a premises licence under the Licensing Act 2003:

- To authorise the supply alcohol for consumption 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 are not currently licensed for any activity.

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

<b>From</b>	<b>Details</b>
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health Authority (Environmental Enforcement)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
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 and Cumulative Impact.
Licensing Authority	Representation has been withdrawn with the agreed conditions as set out in para 8.1 and amended hours above.
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, LP1 (General Principles), LP2 (Licensing Objectives), LP4 ('Off' Sales of Alcohol), LP5 (Planning Status) and LP11 (Cumulative Impact – General) 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(Off)**

#### 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 must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
  - 3.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
  - 3.3. 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.

#### Minimum Drinks Pricing

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 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.

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.

### **Conditions derived from operating schedule**

5. The premises shall be install and maintain a CCTV system as per the minimum requirements of a police crime prevention officer.
6. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.
7. The CCTV system shall be 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 throughout the preceding 31 day period.

8. The CCTV shall be in operation at all the premises are open to the public. a member of staff capable of downloading images for the police or authorised council officers shall be on duty at all times the premises are open to the public.
9. All staff will be trained for their role on induction and at regular intervals of six months thereafter. Training will include identifying persons under 25, making a challenge, acceptable proof of age, making and recording a refusal, avoiding conflict and responsible alcohol retailing. Written training records will be kept. The premises will actively engage with and work with the police safer neighbourhood team. The premises will keep strong management controls and train all staff so they are aware of the licence and its requirement.
10. The passport check will be in place for all employees before they start on their first working day to employ persons with the right of work in the UK.
11. An incident log shall be kept at the premises, and made available on request to an authorised officer of the city council or the police, which will record the following:
  - (a) all crimes reported to the venue
  - (b) all ejections of patrons
  - (c) any complaints received regards crime and disorder
  - (d) any incidents of disorder
  - (e) seizures of drugs or offensive weapons
  - (f) any refusal of the sale of alcohol.
12. All occasions when persons have been refused service will be recorded in a refusals book, which shall be kept at the premises for not less than 12 months.
13. Suitable signage will be displayed at the point of exit advising customers leave the premises quietly.
14. Deliveries to the premises shall only be made during normal working hours.
15. Any alcohol must be sold by DPS or a person authorised be the DPS at all times. All staff who sells alcohol will be trained in the role by the DPS with regular refresher training. Records of training will be kept and made available for examining officers of the relevant authorities. Where a person appears to be under the age 25, identification in the form of passport, photo driving licence or a proof of age card bearing the pass hologram will be sought and if not provided service of alcohol will be refused. Suitable signage will be displayed at the point of entry and at the service area advising customers that the premises operates the "challenge 25"proof of age scheme.

## **Conditions derived from Responsible Authority representations**

16. No beer, lagers or ciders exceeding 5.5% alcohol by volume (ABV) shall be sold or supplied at the premises.
17. No “miniature” bottles of spirits of 50ml or less shall be sold or supplied at the premises.
18. Any alcohol sold must be in a securely sealed container.
19. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their responsibility as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
20. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.
21. The Licensee’s premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee’s waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as his/her waste carrier arrives to collect the refuse.
22. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.
23. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in So Local. This should remain unobstructed at all times and should clearly identify:-
  - the name of the registered waste carrier
  - the date of commencement of trade waste contract
  - the date of expiry of trade waste contract
  - the days and times of collection
  - the type of waste including the European Waste Code.

## 9. REASONS FOR OFFICER OBSERVATIONS

9.1 Conditions 5 to 15 above are derived from the applicant's operating schedule. Conditions 16 to 18 have been proposed by the licensing authority and 19 to 23 by environmental enforcement. The proposed conditions 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.

<b>Acting Group Director, Neighbourhoods and Housing</b>	Ajman Ali
<b>Lead Officer (holder of original copy):</b>	Shan Uthayasangar Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 2431

## 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
<b>Office File:</b> So Local, 175 Mare Street, E8 3RH	Licensing Service 1 Hillman Street London E8 1DY

### Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy



<b>Hackney</b> <b>LA01</b>	<b>Application for a premises licence to be granted under the Licensing Act 2003</b>
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**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 OZKAN MALDAR  
*(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 SO LOCAL			
175 MARE STREET HACKNEY LONDON			
<b>Post town</b>	LONDON	<b>Postcode</b>	E8 3RH

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£16,275.00

**Part 2 - Applicant details**

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

a)	an individual or individuals *	<input checked="" type="checkbox"/>	please complete section (A)
b)	a person other than an individual *		
	i. as a limited company/limited liability partnership	<input 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 (by ticking yes to one box below):

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

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

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

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

**SECOND INDIVIDUAL APPLICANT** (if applicable)

<b>Title</b> Mr	
<b>Surname</b>	<b>First names</b>
I am 18 years old or over	Please tick yes

<b>Date of birth</b>			
<b>Nationality</b>			
Current postal address if different from premises address		UK-England	
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)			

**(B) OTHER APPLICANTS**

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

Name
Address
UK-England
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)



<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)	..
<b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

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

A

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Wed			<b>Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

**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	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur					
Fri			<b>Non-standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					



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

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

E

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

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	
Day	Start	Finish		Outdoors	
				Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)		
Thur					
Fri			<b>Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

**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	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
Thur					
Fri			<b>Non-standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sat					
Sun					

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
Mon				Outdoors	
				Both	
Tue			<b>Please give further details here</b> (please read guidance note 4)		
Wed					
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Fri					
Sat			<b>Non-standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Sun					





I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 4)		
Tue					
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Thur					
Fri			<b>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</b> (please read guidance note 6)		
Sat					
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>			
				Off the premises	<input checked="" type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)					
Mon	08:00	23:00						
Tue	08:00	23:00						
Wed	08:00	23:00						
Thur	08:00	23:00				<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		
Fri	08:00	01:00						
Sat	08:00	01:00						
Sun	08:00	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):

<b>Name</b> Mr ugur sunna	
<b>Date of birth</b>	
<b>Address</b> 	
UK-England	
<b>Postcode</b>	
<b>Personal licence number (if known)</b>	
<b>Issuing licensing authority (if known)</b> 	



K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).**

n/a

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	08:00	23:00	<b>Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)
Tue	08:00	23:00	
Wed	08:00	23:00	
Thur	08:00	23:00	
Fri	08:00	01:00	
Sat	08:00	01:00	
Sun	08:00	23:00	

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

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

The alcohol only will sale in operation hours and the alcohol will be consumed OFF the premises. Cctv will be installed to the premises, installed the cctv system that meet the standard in 'Uk police requirements for digital cctv system'. The premises operates the "challenge 25" the proof of age scheme. The premises will open and shut at its permitted hours and the sale of alcohol or any other permitted licensing activity will not be carried out at any other time than its permitted opening hours. The premises shall install and maintain a CCTV system as per the minimum requirements of a Police Crime Prevention Officer. All 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 throughout the preceding 31 day period. THE CCTV SHALL BE IN OPERATION AT ALL THE PREMISES ARE OPEN TO THE PUBLIC. A MEMBER OF STAFF CAPABLE OF DOWNLOADING IMAGES FOR THE POLICE OR AUTHORISED COUNCIL OFFICERS SHALL BE ON DUTY AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC.

NOTICES WILL BE DISPLAYED ADVISING CUSTOMERS OF THE PERMITTED HOURS.

ALL STAFF WILL BE TRAINED FOR THEIR ROLE ON INDUCTION AND AT REGULAR INTERVALS OF SIX MONTHS THEREAFTER. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE, MAKING AND RECORDING A REFUSAL, AVOIDING CONFLICT AND RESPONSIBLE ALCOHOL RETAILING.

WRITTEN TRAINING RECORDS WILL BE KEPT.

THE PREMISES WILL ACTIVELY ENGAGE WITH AND WORK WITH THE POLICE SAFER NEIGHBOURHOOD TEAM.

the premises will keep strong management controls and train all staff so they are aware of the licence and its requirement.

In particular:

No service of alcohol to underage people.

Being vigilant to prevent disorderly behavior.

THE PASSPORT CHECK WILL BE IN PLACE FOR ALL EMPLOYEES BEFORE THEY START ON THEIR FIRST WORKING DAY TO EMPLOY PERSONS WITH THE RIGHT OF WORK IN THE UK.

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

Cctv will be installed to the premises for safety and crime prevention. Will not serve alcohol who already drunk in the premises. The DPS will undertake routine monitoring of the refusals records and record that this is being done. All staff that makes sales of alcohol receives regular training (induction and refresher). Installed cctv systems that meet the standard in 'uk police requirements for digital cctv systems' shall operate and record video images at all times that premises are open to the public and any recordings made will be retained for not less than 31 days and made available to a police officer on request. A member of staff on premises at the

relevant time will be capable of operating the cctv system.

**c) Public safety**

Emergency light will be installed and fire extinguisher will be installed. The fire exit is free of any impediment or obstacle at all time of the operating hours.

An incident log shall be kept at the premises, and made available on request to an authorised officer of the City Council or the Police, which will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received regards crime and disorder
- (d) any incidents of disorder
- (e) seizures of drugs or offensive weapons
- (f) any refusal of the sale of alcohol

**d) The prevention of public nuisance**

All occasions when persons have been refused service will be recorded in a refusals book, which shall be kept at the premises for not less than 12 months. Suitable signage will be displayed at the point of exit advising customers leave the premises quietly. Deliveries to the premises shall only be made during normal working hours.

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

Any alcohol must be sold by DPS or a person authorised by the DPS at all times. All staff who sells alcohol will be trained in the role by the DPS with regular refresher training. Records of training will be kept and made available for examining officers of the relevant authorities. Where a person appears to be under the age 25, identification in the form of passport, photo driving licence or a proof of age card bearing the pass hologram will be sought and if not provided service of alcohol will be refused. Suitable signage will be displayed at the point of entry and at the service area advising customers that the premises operates the "challenge 25" proof of age scheme.

**Checklist:**

**Please tick to indicate agreement**

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

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

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

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

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

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

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
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Signature	[REDACTED]
Date	6/7/2020
Capacity	agent

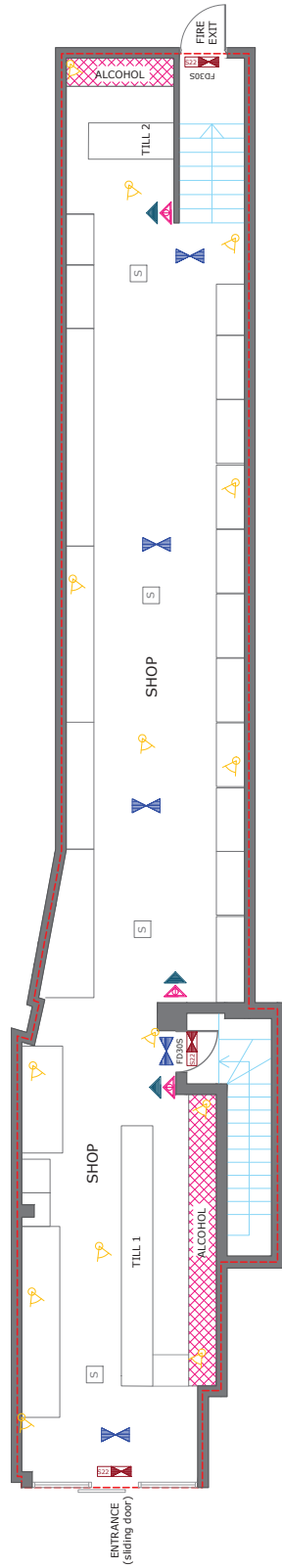
**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	6/7/2020
Capacity	

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

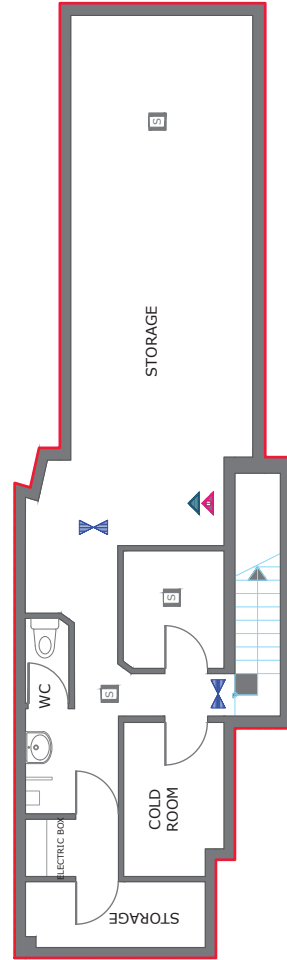
**Notes for Guidance**

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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

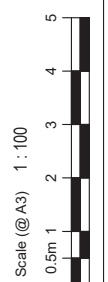


**LEGEND**

- AMBIT OF PREMISES
- LIQUOR SALES
- SAFETY LIGHTING
- SMOKE DETECTOR
- CARBON DIOXIDE FIRE EXTINGUISHER
- 9 LT. WATER FIRE EXTINGUISHER
- INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
- 30min FIRE RESISTANCE DOOR (FIRE DOOR TO HAVE INTUMESCENT STRIPS AND SELF CLOSER)
- CCTV OPERATING SYSTEM



**PLEASE NOTE**  
1. All dimensions to be verified on site.  
2. No work shall commence until all approvals have been received.  
3. The site includes Planning, Building Regulations, Water and party Wall.  
4. The site is located in a Conservation Area.  
5. Advance Architecture, Limited T/A Advance Architecture.



Drawn By  
Checked By

KK

**LICENSING**  
EXISTING

PROJECT  
175 MARE STREET, LONDON  
E8 3RH

SHEET  
JOB No.

PLAN

DRAWING NUMBER  
DATE

**L100**  
REV

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

<b>Details of Authority</b>	<b>2 Hillman Street, Hackney, London, E8 1FB</b>
<b>Officer contact name</b>	<b>Ashley Rogers</b>
<b>Officer telephone number</b>	<b>020 8356 7914</b>
<b>Officer's email address</b>	<b>ashley.rogers@hackney.gov.uk</b>

**APPLICATION PREMISES**

Name and address of premises	So Local, 175 Mare Street, Hackney, London, E8 3RH
Applicant name	Mr Ozkan Maldar

**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 for a new premises license for use as a Off-License/Grocery shop (use class A1) under the Licensing Act 2003

The following licensable activities proposed are:

Supply of Alcohol,  
**Hours premises are open to the public:**  
**Mon-Thur & Sun 08:00 to 23:00,**  
**Fri & Sat 08:00 to 01:00**

Planning permission is not needed for a change of use from A3 to A1, therefore the proposed use is lawful under planning permission reference:

2002/0957 - Change of use of ground floor and basement to a hot food restaurant (Class A3) plus installation of ventilation duct at rear (Opening hours: 10 am - Midnight every day).

For more information, please refer to:

[https://www.planningportal.co.uk/info/200130/common\\_projects/9/change\\_of\\_use/2](https://www.planningportal.co.uk/info/200130/common_projects/9/change_of_use/2)

The proposed hours exceed the hours of operation permitted under the planning consent.

The usage of the premises is permitted. However, the hours of operation proposed exceeds the hours of operation permitted under the planning consent.

They are advised to seek planning permission. Licensing permission does not grant planning permission. The applicant is reminded that usage of the premises outside the planning permission for the premises is unlawful and may result in enforcement action.

Please provide the following information (if applicable)

Area (that permission applies to)	Ground Floor
Permitted use	N/A
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**

The usage of the premises is permitted. However, the hours of operation proposed exceeds the hours of operation permitted under the planning consent.

They are advised to seek planning permission. Licensing permission does not grant planning permission. The applicant is reminded that usage of the premises outside the planning permission for the premises 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	Gareth (South Team Leader)
Date	



# APPENDIX B2

## 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 1505CE Dave ATKINS
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

### APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	<b>175 Mare Street London E8 3RH</b>
NAME OF PREMISES USER	<b>Ozkan Maldar</b>

### 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 submit the following representations for the new premises licence application at 175 Mare Street.

The applicant seeks a licence for the supply of alcohol off the premises 0800- 2300hours on Sunday-Thursday and 0800-0100hours on Friday and Saturday. It is worth noting that LP4 in the London Borough of Hackneys statement of Licensing Policy which deals with off sales states 'Hours for the supply of alcohol will generally be restricted to between 08:00 and 23:00'

The premises is one of a gallery of shops situated below residential premises. The venue itself is by a junction on a busy high street and sits between two licensed premises. In close proximity to the proposed venue is the Greenhouse Centre on Tudor Road which provides free health care services and housing and welfare advice for homeless people in Hackney. The service is for men and women who are sleeping rough, have a drug or alcohol problem, poor mental health, or who are at risk of homelessness. It should also be noted that there are a number of homeless shelters which do not allow alcohol to be consumed on the premises. The area is also known for ASB such as street drinking and urination.

There are already a number of off licences within the vicinity of this proposed venue and with the Business and Planning Act 2020 achieving Royal assent it is anticipated that that more venues will begin to with operate off sales from their premises. Police believe that the addition of a further licensed premises in this particular area will in no doubt add to the negative cumulative impact as well as undermine the licensing objectives namely Crime and Disorder, Public Nuisance and public safety.

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

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

Signed PC 1505CE ATKINS (By E-mail)  
Name (printed)

### WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

[ ] [ ] [ ] [ ]

Statement of: Barry LEBAN

Age if under 18: over 18 (if over 18 insert 'over 18') Occupation: Police Constable

This statement (consisting of 1 page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature: [Signature] PC1485CE Date: 8<sup>th</sup> August 2020

This statement is being made at the request of the licensing department at Stoke Newington Police station. Statement commenced at 12:36 hours on Thursday 8<sup>th</sup> August 2020 in the safer neighbourhood office at Stoke Newington Police station, alone. I have been asked to comment on the application for an off licence at 175 MARE STREET E8. I would not support this application for the following reasons. I have been the dedicated ward officer for London Fields for several years. The location of this application is opposite a hostel. Residents at the hostel have been causing antisocial behaviour (ASB) issues on MARE STREET and surrounding streets. Namely, BAYSFORD STREET, LONDON LANE and HELMSLEY PLACE. During the week commencing 3<sup>rd</sup> August 2020. I personally have dispersed in excess of twelve (12) street drinkers causing ASB. We have recovered believed stolen property on HELMSLEY PLACE and detained a drug dealer on LONDON LANE. We have had numerous complaints from local residents at the junction of MARE STREET and HELMSLEY PLACE E8 complaining about street drinkers urinating outside their residential block and discarding empty alcohol containers. I believe that another commercial premises at the location would exacerbate the situation for local residents. Statement terminated at 12:57 hours.

[Signature] PC1485CE

12:59 FR 07-08-20 GN1259

[Signature]  
PC1485CE

Witness Signature: [Signature] PC1485CE

Signature Witnessed by Signature: .....

### WITNESS STATEMENT

Criminal Procedure Rules, r 27. 2; Criminal Justice Act 1967, s. 9; Magistrates' Courts Act 1980, s.5B

URN

Statement of: Lucia Oldfield

Age if under 18: Over 18 (if over 18 insert 'over 18') Occupation: Police officer

This statement (consisting of One page(s) each signed by me) is true to the best of my knowledge and belief and I make it knowing that, if it is tendered in evidence, I shall be liable to prosecution if I have wilfully stated in it anything which I know to be false, or do not believe to be true.

Witness Signature: Lucia Oldfield.....  
Date: 20/08/2020

I am the dedicated ward officer for Victoria safer neighbourhood team, I have held this role since 2014. I am providing this statement in regards to the proposed opening of shop requesting a license to sell alcohol at 172 Mare street. Victoria ward covers the east side of Mare Street from Darnley Road up to Northiam street,

Mare street is a high populated area, consisting of both commercial and residential premises. Mare street and some of the surrounding street are also home to a number facilities that either provide housing or services to a number of vulnerable residents who have or are recovering from alcohol or drug related issue. During my time on SNT I have worked closely with residents and shops along Mare street all who have complained of ongoing anti-social behaviour which is related from the consumption of alcohol, this complaints vary from minor issues such as groups of people drinking alcohol and loitering outside both residential and commercial properties, to people urinating , defecating , begging, and more serious reports of intimidation and assaults, despite ongoing targeted patrols this issues are ongoing and relentless, our team have worked closely with hackney council wardens to try and implement PSPO powers around drinking in public spaces, but the issues continue and are almost unmanageable during the summer months.

The proposed sight of the shop at 172 mare street is opposite St mungos situated at 146 mare Street, this premises provides housing for people with complex housing needs, a number of St mungos residents have issues related to drink and drugs, some residents are in recovery and some residents form part of the groups responsible for the anti-social behaviour at the location. Situated at 110 Mare Street again only a stone's throw from 172 Mare Street is WDP which is walk in recovery centre for people with drink and drug habits, there at least a further two services that lie within a very short walking distances from 172 Mare street, These being the Shuttleworth hostel on well street and the Green house recovery unit on Tudor Road.

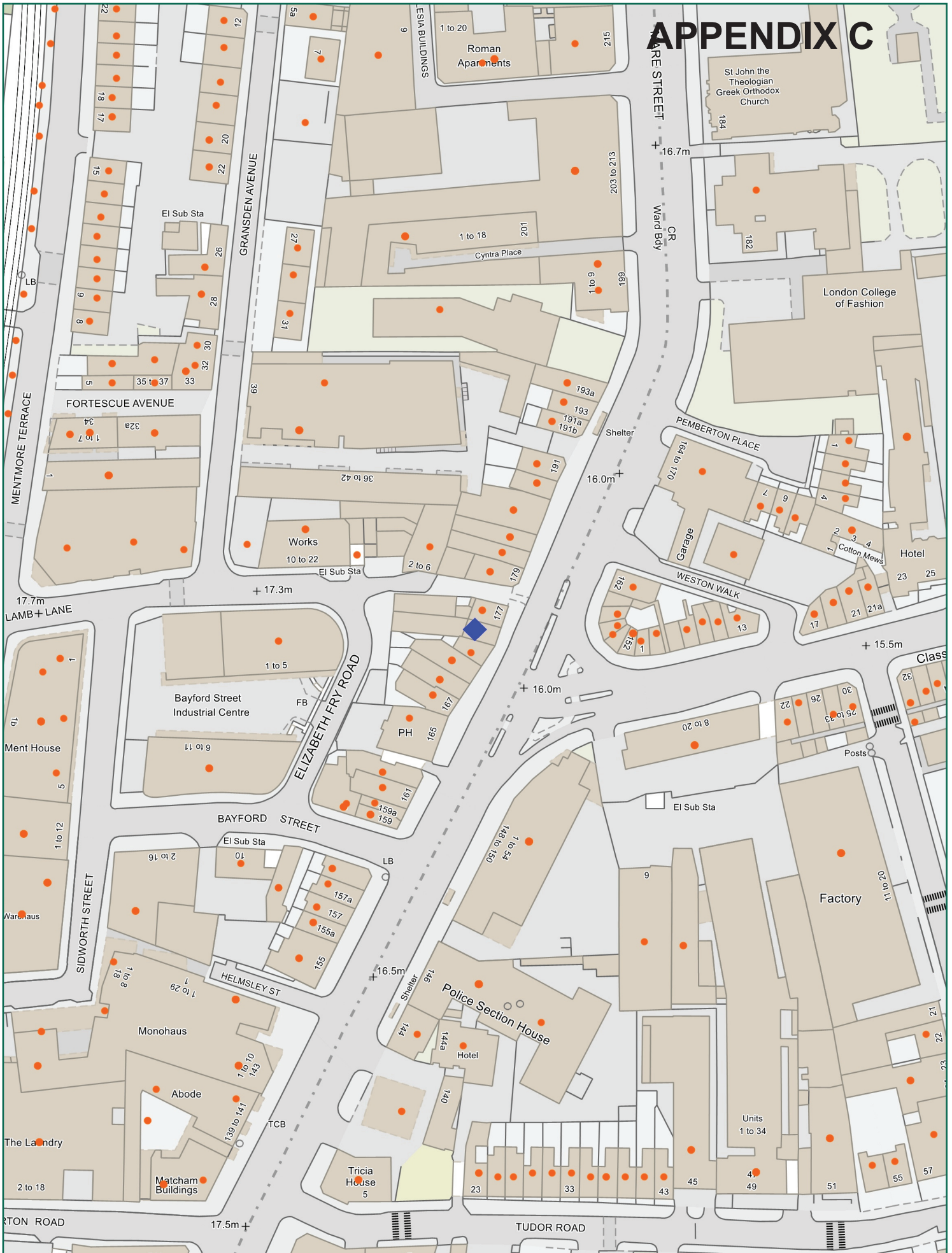
As a police officer responsible for this location I am concerned at that the proposed opening of yet another licensed premises on Mare street, I believe that yet another shop providing the sale of alcohol will add to the existing issue we face regarding alphol related anti-social behaviour and do not feel that the premises will benefit the residents or business in and around Mare street.

*[Handwritten signature: Lucia Oldfield 1508 CB]*

Witness Signature: .....

Signature Witnessed by Signature: .....

# APPENDIX C



Scale: 1:1250 at A4

## So Local, 175 Mare Street, E8 3RH



Ref:

01 September 2020

Page 39  
Product: Unspecified

email:

please specify copyright statement

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<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 24/09/2020	<b>Classification DECISION</b>	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  Three Sods Brewery, Railway Arch 399, Mentmore Terrace, Hackney, E8 3PH	<b>Ward(s) affected</b>  London Fields	

## 1. SUMMARY

<b>Applicant(s)</b> 3SB LTD	<b>In SPA</b> No
<b>Date of Application</b> 21/07/2020	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Supply of Alcohol (On and Off Premises)	
<b>Proposed hours of licensable activities</b> <b>Supply of Alcohol</b>	
	<b>Standard Hours:</b> Mon 08:00-22:00 Tue 08:00-22:00 Wed 08:00-22:00 Thu 08:00-22:00 Fri 08:00-22:00 Sat 08:00-22:00 Sun 08:00-22:00
<b>The opening hours of the premises</b>	
	<b>Standard Hours:</b> Mon 08:00-22:30 Tue 08:00-22:30 Wed 08:00-22:30 Thu 08:00-22:30 Fri 08:00-22:30 Sat 08:00-22:30 Sun 08:00-22:30
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP4 ('Off' Sales of Alcohol)
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Representations from other persons D – Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Licensing Authority</li> <li>• Other Persons</li> </ul>

## 2. APPLICATION

2.1 **3SB LTD** have 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 are not currently licensed for any activity.

3.2 The premises submitted Temporary Event Notices for sale of alcohol, regulated entertainment and late night refreshment as follows

DATE OF EVENT(S)	HOURS
11/07/2020	11:00 – 21:00
24/07/2020	17:00 – 23:00
01/08/2020	17:00 – 23:00
15/08/2020	16:00 – 23:00
30/08/2020	16:00 – 22:00
12/09/2020	16:00 – 22:00

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	No representation received
Environmental Health Authority (Environmental Enforcement)	Representation withdrawn with the agreed conditions as set out in para 8.1
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	Representation withdrawn with the agreed conditions as set out in para 8.1
Licensing Authority Appendix B	Representation received on the grounds of The Prevention of Public Nuisance
Health Authority	No representation received

## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
------	---------



Representation received from and on behalf of local residents.  Appendix C1 to C8	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety and Prevention of Public Nuisance
---	---

## 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, LP1 (General Principles), LP2 (Licensing Objectives) and LP4 ('Off' Sales of Alcohol)

## 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.

### **Conditions derived from operating schedule**

8. CCTV covering the interior & exterior of the premises will be installed to the minimum standards of the Metropolitan Police Service and will be kept operational at all times the premises are open to the public. It shall be capable of taking a head & shoulders shot of persons entering the premises, be capable of storing images for a minimum of 31 days and a member of staff trained & capable of downloading images shall be on duty at all times the premises are open to the public. Images shall be provided to the Police or Authorised Officers on request.

9. On sales will only be permitted from 11.00 to 22.00 daily.

10. No open bottles, no glasses or drinks will be permitted to be taken outside the premises at any time.

11. After 22.00 a maximum of 4 smokers will be allowed outside the front at any time. Staff shall monitor their conduct by use of the CCTV and physically.

12. Only sealed bottles may be sold for consumption off the premises.

13. Challenge 25 will be operated as the proof of age policy.

14. Front of house staff will be trained on induction and given refresher training at six monthly intervals for their role & in the operation of Challenge 25. Training will include identifying persons under 25, making a challenge, acceptable proof of age and checking it, making and recording a refusal, proxy sales, avoiding conflict, responsible alcohol retailing and safeguarding children.

15. An incident book shall be kept at the premises, and made available to the Police or Authorised Officers, which will record the following:

- a) All crimes reported,
- b) Lost property;
- c) All ejections of customers;
- d) Any complaints received;
- e) Any incidents of disorder;
- f) Any seizure of drugs or offensive weapons;
- g) Any faults in the CCTV;
- h) Any refusal in the sale of alcohol;
- i) Any visit by a relevant authority or emergency service. If Police are called the CAD Number shall be obtained and recorded;
- j) Door Supervisor details if required;

16. Notices will be prominently displayed by the entry/ exit door and bar (as appropriate) advising customers:

- a) That CCTV & Challenge 25 are in operation;
- b) Of the provisions of the Licensing Act regarding underage & proxy sales;
- c) Of the permitted & opening times of the premises;
- d) That no open bottles or cans, glasses or drinks will be permitted to be taken outside the premises at any time;
- e) That only sealed bottles or cans may be sold & removed for consumption off the premises;
- f) To respect residents, leave quietly and not to loiter outside;
- g) Advising that the premises has a zero tolerance to illegal drugs & weapons;
- h) That a maximum of 4 smokers will be allowed outside after 22.00.

17. A minimum of 2 staff shall be on duty in the bar from 19.00 to close on Friday, Saturday and on Bank Holiday Sundays.

18. Management shall undertake an ongoing daily risk assessment to identify the staffing levels and any need for SIA Licensed Door Supervisors.

19. If Door Supervisors are in attendance they must record their dates & times of attendance, full name, full SIA licence number and if employed by an independent company the name & address of the company in a section within the Incident Book.

20. All Door Supervisors must clearly display their SIA licence while on duty.

21. The premises shall have written zero tolerance policies for drugs and weapons the details of which will be included in staff training. A copy of the policies shall be provided to the Police Licensing Team & Licensing Authority.

22. The premises shall have a written dispersal policy the details of which will be included in staff training. A copy of the policy shall be provided to the Police and Licensing Authority.

23. When Door Supervisors are not on duty, at the terminal hour a member of staff shall be tasked to monitor departing customers to remind them to leave the premises & area quietly, ensure customers do not loiter outside, monitor their conduct and ensure no open bottles, no glasses or drinks are removed from the premises.
24. Alcohol may only be delivered to the residential or business address given at the time of order. No alcohol may be delivered to any person in a park, street, vehicle or open place.
25. All orders involving alcohol must be prepaid by debit or credit card. No cash payments may be taken for alcohol deliveries. Customers must be asked to confirm that they are over 18 when placing the order.
26. All orders for home delivery of alcohol shall be recorded online or in writing including the name of the person making the order, the delivery address and phone number and the type and quantity of alcohol ordered.
27. Drivers delivering alcohol may only deliver the alcohol to the residential / business address given.
28. The company website & all advertising material regarding home deliveries of alcohol must clearly state that persons must be over 18 to buy alcohol and may be required to provide credible photographic evidence of age.
29. Notices will be prominently displayed by the entry/ exit door and bar as appropriate— See Box B Condition 9 for full details.
30. No open bottles, glasses or drinks will be permitted to be taken outside the premises at any time.
31. Management & staff will regularly monitor the outside of the premises including customers outside smoking by CCTV & physically. Suitable containers will be provided for cigarette ends.
32. The outside front of the premises will be kept tidy at all times and shall be swept at close.
33. No deliveries will be received or glass bottles / rubbish removed between 22.00 and 08.00.
34. A phone number will be displayed for residents to contact management with any concerns. Details of any complaints & the action taken will be recorded in the incident book.
35. Staff will direct customers to a nearby cab office or call a cab for customers on request.
36. All doors and windows will be kept closed except for the entry and egress of customers during the playing of musical entertainment.
37. No music from the premises shall be audible at the nearest noise sensitive premises

38. Notices will be prominently displayed by the entry/ exit door and bar as appropriate— See Box B Condition 9 for full details.

39. Challenge 25 will be operated as the proof of age policy. Only a photographic driving licence, valid passport, proof of age card bearing the holders photograph and the pass hologram / logo on it or UK Armed Forces photographic ID card will be accepted as proof of age.

40. All refusals of service will be recorded in the Incident Book (refusals section) which will be made available to the Police or Authorised Officers on request.

41. Front of house staff will be trained on induction and given refresher training at six monthly intervals - See Box B Condition 7 for full details.

42. No child or young person under 18 will be permitted to be on the premises at any time.

**Conditions derived from Responsible Authority representations**

43. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their responsibility as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.

44. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

45. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe within which it may expect its waste carrier to collect is adhered to.

46. The Licensee shall instruct members of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.

47. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.

48. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in The Three Sods Brewery.

This should remain unobstructed at all times and should clearly identify:-

- the name of the registered waste carrier
- the date of commencement of trade waste contract
- the date of expiry of trade waste contract
- the days and times of collection
- the type of waste including the European Waste Code
- The above representations are supported by the following evidence and information.

## 9. REASONS FOR OFFICER OBSERVATIONS

9.1 Conditions 8 to 42 above are derived from the applicant's operating schedule. Conditions 43 to 48 have been proposed by the environmental enforcement. The proposed conditions 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.

<b>Group Director, Neighbourhoods and Housing</b>	Ajman Ali
<b>Lead Officer (holder of original copy):</b>	Sanaria Hussain Senior Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4972

#### **LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT**

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

<b>Description of document</b>	<b>Location</b>
<b>Office File:</b> THREE SODS BREWERY, Railway Arch 399, Mentmore Terrace, Hackney, London, E8 3PH	Licensing Service 1 Hillman Street London E8 1DY

#### **Printed matter**

Licensing Act 2003

LBH Statement of Licensing Policy



<b>↳ Hackney</b> <b>LA01</b>	<b>Application for a premises licence to be granted under the Licensing Act 2003</b>
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**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 3SB LTD  
*(Insert name(s) of applicant)*

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

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description THREE SODS BREWERY RAILWAY ARCH [REDACTED] 399 MENTMORE TERRACE HACKNEY LONDON			
<b>Post town</b>	<b>LONDON</b>	<b>Postcode</b>	<b>E8 3PH</b>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	<b>£27750</b>

**Part 2 - Applicant details**

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

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 (by ticking yes to one box below):

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

<b>Date of birth</b>			
<b>Nationality</b>			
Current postal address if different from premises address		UK-England	
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			
<b>Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)</b>			

**(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 3SB LTD
Address 48 SMALLFIELD ROAD  HORLEY  RH6 9AT UK-England
Registered number (where applicable) 09059300
Description of applicant (for example, partnership, company, unincorporated association etc.) PRIVATE LIMITED COMPANY
Telephone number (if any)

E-mail address (optional) g <span style="background-color: black; display: inline-block; width: 200px; height: 15px;"></span>

**Part 3 Operating Schedule**

When do you want the premises licence to start? DD MM YYYY  
08-08-2020

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)  
The premises which is located in a railway arch will operate as a small craft brewery with an ancillary tap room open to the public for on & off sales. Off sales will be both by customer collection from the tap room and home deliveries by courier.

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

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

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

	Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a)	plays (if ticking yes, fill in box A)	<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)	..

<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)	..
<b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

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

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	
				Off the premises	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5) NONE		
Mon	08:00	22			
Tue	08:00	22:00			
Wed	08:00	22:00			
Thur	08:00	22:00			
Fri	08:00	22:00			
Sat	08:00	22:00			
Sun	08:00	22:00			
			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6) NONE		

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

<b>Name</b> Mr WILSON DIGBY	
<b>Date of birth</b> [REDACTED]	
<b>Address</b> [REDACTED] [REDACTED]	
UK-England	
<b>Postcode</b>	E3 [REDACTED]
<b>Personal licence number (if known)</b> 29562	
<b>Issuing licensing authority (if known)</b> Tower Hamlets	

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

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5) NONE
Day	Start	Finish	<b>Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6) NONE
Mon	08:00		
		22:30	
Tue	08:00		
		22:30	
Wed	08:00		
		22:30	
Thur	08:00		
		22:30	
Fri	08:00		
		22:30	
Sat	08:00		
		22:30	
Sun	08:00		
		22:30	

**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)

We will operate our business in a responsible manner and actively promote the Licensing Objectives at all times. The premises is not located within a Cumulative Impact Zone.

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

- 1) CCTV covering the interior & exterior of the premises will be installed to the minimum standards of the Metropolitan Police Service and will be kept operational at all times the premises are open to the public. It shall be capable of taking a head & shoulders shot of persons entering the premises, be capable of storing images for a minimum of 31 days and a member of staff trained & capable of downloading images shall be on duty at all times the premises are open to the public. Images shall be provided to the Police or Authorised Officers on request.
- 2) On sales will only be permitted from 11.00 to 22.00 daily.
- 3) No open bottles, no glasses or drinks will be permitted to be taken outside the premises at any time.
- 4) After 22.00 a maximum of 4 smokers will be allowed outside the front at any time. Staff shall monitor their conduct by use of the CCTV and physically.
- 5) Only sealed bottles may be sold for consumption off the premises.
- 6) Challenge 25 will be operated as the proof of age policy. (See Box E Condition 2 for further details.)
- 7) Front of house staff will be trained on induction and given refresher training at six monthly intervals for their role & in the operation of Challenge 25. Training will include identifying persons under 25, making a challenge, acceptable proof of age and checking it, making and recording a refusal, proxy sales, avoiding conflict, responsible alcohol retailing and safeguarding children.
- 8) An incident book shall be kept at the premises, and made available to the Police or Authorised Officers, which will record the following:
  - a) All crimes reported,
  - b) Lost property;
  - c) All ejections of customers;
  - d) Any complaints received;
  - e) Any incidents of disorder;
  - f) Any seizure of drugs or offensive weapons;
  - g) Any faults in the CCTV;
  - h) Any refusal in the sale of alcohol;
  - i) Any visit by a relevant authority or emergency service. If Police are called the CAD Number shall be obtained and recorded;
  - j) Door Supervisor details if required;
- 9) Notices will be prominently displayed by the entry/ exit door and bar (as appropriate) advising customers:
  - a) That CCTV & Challenge 25 are in operation;
  - b) Of the provisions of the Licensing Act regarding underage & proxy sales;
  - c) Of the permitted & opening times of the premises;



- d) That no open bottles or cans, glasses or drinks will be permitted to be taken outside the premises at any time;
  - e) That only sealed bottles or cans may be sold & removed for consumption off the premises;
  - f) To respect residents, leave quietly and not to loiter outside;
  - g) Advising that the premises has a zero tolerance to illegal drugs & weapons;
  - h) That a maximum of 4 smokers will be allowed outside after 22.00.
  - 10) A minimum of 2 staff shall be on duty in the bar from 19.00 to close on Friday, Saturday and on Bank Holiday Sundays.
  - 11) Management shall undertake an ongoing daily risk assessment to identify the staffing levels and any need for SIA Licensed Door Supervisors.
  - 12) If Door Supervisors are in attendance they must record their dates & times of attendance, full name, full SIA licence number and if employed by an independent company the name & address of the company in a section within the Incident Book.
  - 13) All Door Supervisors must clearly display their SIA licence while on duty.
  - 14) The premises shall have written zero tolerance policies for drugs and weapons the details of which will be included in staff training. A copy of the policies shall be provided to the Police Licensing Team & Licensing Authority.
  - 15) The premises shall have a written dispersal policy the details of which will be included in staff training. A copy of the policy shall be provided to the Police and Licensing Authority.
  - 16) When Door Supervisors are not on duty, at the terminal hour a member of staff shall be tasked to monitor departing customers to remind them to leave the premises & area quietly, ensure customers do not loiter outside, monitor their conduct and ensure no open bottles, no glasses or drinks are removed from the premises.
- Home Deliveries
- 17) Alcohol may only be delivered to the residential or business address given at the time of order. No alcohol may be delivered to any person in a park, street, vehicle or open place.
  - 18) All orders involving alcohol must be prepaid by debit or credit card. No cash payments may be taken for alcohol deliveries. Customers must be asked to confirm that they are over 18 when placing the order.
  - 19) All orders for home delivery of alcohol shall be recorded online or in writing including the name of the person making the order, the delivery address and phone number and the type and quantity of alcohol ordered.
  - 20) Drivers delivering alcohol may only deliver the alcohol to the residential / business address given.
  - 21) The company website & all advertising material regarding home deliveries of alcohol must clearly state that persons must be over 18 to buy alcohol and may be required to provide credible photographic evidence of age.

### **c) Public safety**

A Fire Risk Assessment and Emergency Plan will be prepared and regularly reviewed. All staff will receive appropriate fire safety training.

### **d) The prevention of public nuisance**

- 1) Notices will be prominently displayed by the entry/ exit door and bar as appropriate– See Box B Condition 9 for full details.
- 2) No open bottles, glasses or drinks will be permitted to be taken outside the premises at any time.
- 3) Management & staff will regularly monitor the outside of the premises including customers outside smoking by CCTV & physically. Suitable containers will be provided for cigarette ends.
- 4) The outside front of the premises will be kept tidy at all times and shall be swept at close.
- 5) No deliveries will be received or glass bottles / rubbish removed between 22.00 and 08.00.
- 6) A phone number will be displayed for residents to contact management with any concerns. Details of any complaints & the action taken will be recorded in the incident book.
- 7) Staff will direct customers to a nearby cab office or call a cab for customers on request.
- 8) All doors and windows will be kept closed except for the entry and egress of customers during the playing of musical entertainment.
- 9) No music from the premises shall be audible at the nearest noise sensitive premises.

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

- 1) Notices will be prominently displayed by the entry/ exit door and bar as appropriate– See Box B Condition 9 for full details.
- 2) Challenge 25 will be operated as the proof of age policy. Only a photographic driving licence, valid passport, proof of age card bearing the holders photograph and the pass hologram / logo on it or UK Armed Forces photographic id card will be accepted as proof of age.
- 3) All refusals of service will be recorded in the Incident Book (refusals section) which will be made available to the Police or Authorised Officers on request.
- 4) Front of house staff will be trained on induction and given refresher training at six monthly intervals - See Box B Condition 7 for full details.
- 5) No child or young person under 18 will be permitted to be on the premises at any time.

**Checklist:**

**Please tick to indicate agreement**

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

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

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

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

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



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

<p><b>Declaration</b></p>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office right to work checking service which confirmed their right to work (please see note 15)</li> </ul>
<p>Signature</p>	<p>GRAHAM HOPKINS</p>
<p>Date</p>	<p>10/7/2020</p>

Capacity	AUTHORISED LICENSING CONSULTANTS
----------	----------------------------------

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

Signature	
Date	10/7/2020
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
GT LICENSING CONSULTANTS			
			
UK-England			
Post town	BASILDON	Postcode	SS16 5DT
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
gtlicensingconsultants@googlemail.com			

**Notes for Guidance**

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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.

FIRMA  
ARCHITECTUR

BAR

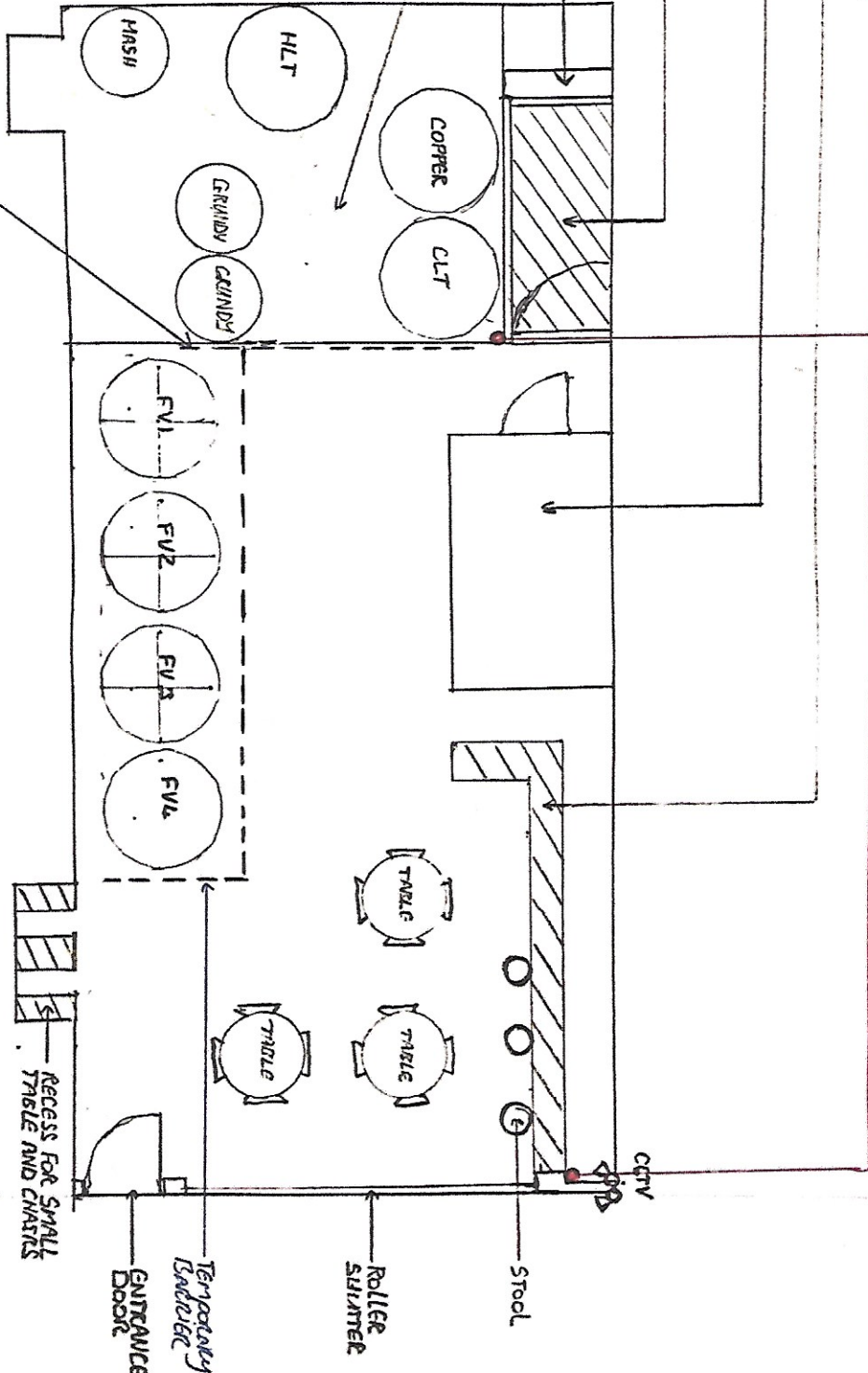
COLD ROOM

DBA TOILET BLOCK

KITCHENETTE

RAISED TIMBER  
DECK

TEMPORARY  
BRACKET



PLAN  
1:50 SCALE

KEY

◻ DENOTES CCTV

● DENOTES FIRE  
EXTINGUISHER

3SR LTD  
399 MENTMORE  
TERRACE  
TAP ROOM &  
BREWERY  
PROPOSED PLAN  
26/06/2020

The Licensing Authority,  
London Borough of Hackney,  
2 Hillman Street,  
London E8 1FB

31/07/20  
[REDACTED]  
[REDACTED] WEDGEWOOD HOUSE  
DARLEY ST  
SETHNAL GREEN  
E2 [REDACTED]

Dear Sir / Madam,

**Application for a New Premises Licence / 3SB Ltd t/a Three Sods Brewery, 399 Mentmore Terrace, London E8 3PH**

I am writing to advise you that I support the application by 3SB Ltd for a new Premises Licence for Three Sods Brewery.

I welcome the presence of a new, small craft brewery in the area and the opportunity to sample their beer in the Tap Room which is part of the brewery. After all, the railway arches were intended for use by small businesses such as Three Sods Brewery.

The Tap Room is only small and has a maximum capacity of 30 customers, so the atmosphere is just right. The use is similar to Tap Rooms attached to craft breweries across England where people can sample the beer after a visit to the brewery before buying some to take home or they can visit it to enjoy a pint or two with friends in a relaxed atmosphere. There is a toilet on the premises for customer use. Quiet, background music is played so customers can talk to each other without having to raise their voices and the Tap Room will not cause disturbance to local residents.

Customers are not allowed to take drinks outside at any time and only four smokers are allowed outside at any one time.

As a customer I enjoyed my experience at Three Sods Brewery. The Tap Room had a relaxed and friendly atmosphere throughout my visit, and I was able to talk to other people without raising my voice.

I welcome the presence of Three Sods Brewery and the opportunity to enjoy some locally produced craft beer in the centre of Hackney. The operators seem to me to be taking every step to avoid any disturbance to residents while trying to run their legitimate business successfully.

Yours faithfully,

[REDACTED]

The Licensing Authority,  
London Borough of Hackney,  
2 Hillman Street,  
London E8 1FB

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Yours faithfully,

[Redacted signature block]

*[Handwritten signature]*

Flat [Redacted] London Lane

E8 [Redacted]

01.08.2020

The Licensing Authority,  
London Borough of Hackney,  
2 Hillman Street,  
London E8 1FB

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Yours faithfully,

[REDACTED]  
[REDACTED] EVERING ROAD  
LONDON  
N16  
[REDACTED]

1.8.2010



The Licensing Authority,  
London Borough of Hackney,  
2 Hillman Street,  
London E8 1FB

Dear Sir / Madam,

**Application for a New Premises Licence / 3SB Ltd t/a Three Sods Brewery, 399 Mentmore Terrace, London E8 3PH**

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Yours faithfully,

[REDACTED]  
THOMAS ROGERS X (M) 07700 000000  
FLAT [REDACTED] WARE ST  
Hackney

E8 [REDACTED]

1/8/20

The Licensing Authority,  
London Borough of Hackney,  
2 Hillman Street,  
London E8 1FB

Dear Sir / Madam,

**Application for a New Premises Licence / 3SB Ltd t/a Three Sods Brewery, 399 Mentmore Terrace, London E8 3PH**

I am writing to advise you that I support the application by 3SB Ltd for a new Premises Licence for Three Sods Brewery.

I welcome the presence of a new, small craft brewery in the area and the opportunity to sample their beer in the Tap Room which is part of the brewery. After all, the railway arches were intended for use by small businesses such as Three Sods Brewery.

The Tap Room is only small and has a maximum capacity of 30 customers, so the atmosphere is just right. The use is similar to Tap Rooms attached to craft breweries across England where people can sample the beer after a visit to the brewery before buying some to take home or they can visit it to enjoy a pint or two with friends in a relaxed atmosphere. There is a toilet on the premises for customer use. Quiet, background music is played so customers can talk to each other without having to raise their voices and the Tap Room will not cause disturbance to local residents.

Customers are not allowed to take drinks outside at any time and only four smokers are allowed outside at any one time.

As a customer I enjoyed my experience at Three Sods Brewery. The Tap Room had a relaxed and friendly atmosphere throughout my visit, and I was able to talk to other people without raising my voice.

I welcome the presence of Three Sods Brewery and the opportunity to enjoy some locally produced craft beer in the centre of Hackney. The operators seem to me to be taking every step to avoid any disturbance to residents while trying to run their legitimate business successfully.

Yours faithfully,

[Redacted signature]

[Redacted name]

1-8-2020

FLAT

[Redacted]

London  
LANE.

Flat 2

[Redacted]

London  
Lane

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

**APPENDIX B**

**RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Hackney Service Centre 1 Hillman Street London E8 1DY
CONTACT NAME	David Tuitt
TELEPHONE NUMBER	020 8356 4942
E-MAIL ADDRESS	david.tuitt@hackney.gov.uk

**APPLICATION PREMISES**

NAME & ADDRESS OF PREMISES	THREE SODS BREWERY Railway Arch 399 Mentmore Terrace London E8 3PH
NAME OF APPLICANT	3SB LTD

**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 **x**
- 4) the protection of children from harm

## Representation in relation to:

I write to make a representation in relation to the application. I feel the proposed 'on-sale' activity will have a negative impact on the promotion of the licensing objectives, in particular, the prevention of public nuisance due to the nature and character of the surrounding area.

The premises is located within a railway arch close to London Fields Station. However, there are residential premises in the terrace directly opposite. I am aware that during late hours of the day the area is quiet with low levels of ambient noise, very light traffic and limited noise from trains. I feel that on sales of alcohol at this location could lead to very noticeable and new source of noise nuisance from patron activity which is not currently a feature of this part of the street.

The image obtained from Google Streetview illustrates the close proximity to the residential terrace directly opposite.



I am aware that there have already been some concerns raised by residents as a result of the activities that have recently been authorised by TENs. A permanent licence here could result in further complaints.

It should be noted that I have no concerns in relation to the proposed off-sales of alcohol via mail order/collection and delivery.

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

The Licensing Act 2003, Statement of Licensing Policy 2018-2023 and S182 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.

Removal of the on-sales element from the application.

**Name:** David Tuitt, Business Regulation Team Leader – Licensing and Technical Support

**Date:** 07/08/2020



Sanaria Hussain &lt;sanaria.hussain@hackney.gov.uk&gt;

---

**Fwd: Three Sods Brewery : 2020/0222/ENF: Alcohol Licence**

1 message

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**Licensing (Shared Mailbox)** <licensing@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

17 July 2020 at 19:04

## APPENDIX C1

Kind Regards,

Licensing Service  
London Borough of Hackney  
Tel: 020 8356 2431  
Email: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)  
[www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing)

----- Forwarded message -----

From: **Emma Plouviez (Cllr)** <[emma.plouviez@hackney.gov.uk](mailto:emma.plouviez@hackney.gov.uk)>  
Date: Fri, 17 Jul 2020 at 16:31  
Subject: Fwd: Three Sods Brewery : 2020/0222/ENF: Alcohol Licence  
To: Licensing (Shared Mailbox) <[licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)>

This is an objection from residents to the application for a premises licence from Three Sods Brewery - it isn't clear from the email whether they have also put in a direct objection.

Thanks  
Emma

Cllr Plouviez

----- Forwarded message -----

From: [REDACTED]  
Date: Fri, 17 Jul 2020 at 15:36  
Subject: Three Sods Brewery : 2020/0222/ENF: Alcohol Licence  
To: <[emma.plouviez@hackney.gov.uk](mailto:emma.plouviez@hackney.gov.uk)>  
Cc: [REDACTED]

Dear Cllr Emma Plouviez,

I am writing to you on behalf of residents on Mentmore Terrace, Gransden Avenue and the surrounding streets regarding Three Sods Brewery who have recently moved into Arch 399 on Mentmore Terrace E8 and have applied for a premises licence to operate as a brewery but more alarmingly to set up as a premises with considerable chairs/tables and sell alcohol on site.

They have applied for a Premises Licence (108780) and we would appreciate your support in objecting to this licence to both the Police and environmental Health. The deadline is 7<sup>th</sup> August.

We are very concerned about the negative impact on our community from increased anti social behaviour of having a licenced premises on this residential street. As you may be aware, there are no premises that serve alcohol on this street or any night time economy - this is because we have objected - due to the fact we have many young children and family living on mentmore terrace.

We are incredibly concerned that Three Sods Brewery wants to open a bar/pub with only 1 toilet facility. Please see attached images for increased anti social behaviour occurring on our street - men urinating on Mentmore Terrace.

Please see below for further details:

We, the residents are very concerned regarding the operation by Three Sods Brewery at Arch [399](#), [Mentmore Terrace](#) and the impact on our amenity

They opened on the weekend of 11<sup>th</sup>/12<sup>th</sup> July with a TEN Licence. The operation was not contained within the building, people were spilling out on to the street drinking and smoking, causing noise and disturbance to the residents on Mentmore Terrace. Please see attached images

They have applied for a Premises Licence (108780) and we would appreciate your support in objecting to this licence to both the Police and environmental Health. The deadline is 7<sup>th</sup> August.

The premises do not have planning permission to operate as a bar under Use Class A4 and we have raised an enforcement inquiry in respect of this (2020/0222/ENF).

We would be grateful if you would also please raise this with Hackney Planning Department and seek an early resolution through appropriate enforcement action.

We look forward to hearing from you

Kind regards



Mentmore Terrace

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**Sent:** 15 July 2020 08:56  
**To:** [planningenforcement@hackney.gov.uk](mailto:planningenforcement@hackney.gov.uk)  
**Subject:** FW: 2020/0222/ENF  
**Importance:** High

Please find additional evidence regarding the operation of Arch 399 as a pub/ bar.

The premises operated a bar under a TEN licence on 11<sup>th</sup> and 12<sup>th</sup> July. This caused significant disturbance to residents.

A Premises Licence application is pending, as shown below.

Name	THREE SODS BREWERY
Address	Railway Arch 398 To 399 Mentmore Terrace Hackney London E8 3PH
<b>Licence Details</b>	
Licence Number	108780
Historic Licence Number	CAS-1878175-V9P6S6
Licence Type	Premises Licence
Closing Date For Representations	07/08/2020
Status	In-consultation
<b>Licence Variation Details</b>	
Details of application for variations to this licence are listed below.	
<ul style="list-style-type: none"> <li>• <b>10/07/2020: Details of application received</b> Application for a premises licence to authorise supply of alcohol for consumption on and off the premises from 08:00 to 22:00 Monday to Sunday.</li> </ul>	
<p>Representations must be made in writing, and should be sent to: The Licensing Service, 1 Hillman Street, London E8 1DY by 07/08/2020. Alternatively, you can email your representation to us at <a href="mailto:licensing@hackney.gov.uk">licensing@hackney.gov.uk</a> by 07/08/2020.</p>	







--

Cllr Emma Plouviez  
Labour Councillor - London Fields Ward



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

**Fwd: Objection to drinking licence at Railway Arch 398-399 Mentmore Terrace**

1 message

Licensing (Shared Mailbox) <licensing@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

27 July 2020 at 09:54

**APPENDIX C2**

Kind Regards,

Licensing Service  
London Borough of Hackney  
Tel: 020 8356 2431  
Email: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)  
[www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing)

----- Forwarded message -----

From: [Redacted]  
Date: Sun, 26 Jul 2020 at 12:23  
Subject: Objection to drinking licence at Railway Arch [398-399 Mentmore Terrace](#)  
To: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk) <[licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)>

Hi,

We strongly object to the proposed drinking licence of Railway Arch [398-399 Mentmore Terrace E8 3PH](#) (Three Sods Brewery).

Approving the consumption of alcohol in these premises is guaranteed to result in more loud people hanging out near our door, people peeing in front of our door and other anti-social behaviours right next to our living room (literally).

We have for years suffered from drunk people using our front building as a "toilet" particularly when people have been drinking nearby at weekends, public holidays and every time there has been a party on our street with alcohol involved - it's the same story every time. The recent surge in urination due to Covid and people drinking in the park has also highlighted to us that those who have been antisocial next to our homes are reluctant to use public toilets for safety reasons due to Covid. The only thing that will reduce these problems is therefore to keep the drinking at a distance from our homes, not on our street where families live and try to stay safe and rested.

Please consider this a strong objection to the on-premise drinking licence.

[Redacted]  
Residents of the basement of [Redacted] [Mentmore Terrace, London E8 3PN](#)



Disclaimers apply, for full details see: <https://hackney.gov.uk/email-disclaimer>



Sanaria Hussain &lt;sanaria.hussain@hackney.gov.uk&gt;

---

**Fwd: Objection to application for licence application**

1 message

---

**Licensing (Shared Mailbox)** <licensing@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

27 July 2020 at 09:53

Kind Regards,

Licensing Service  
London Borough of Hackney  
Tel: 020 8356 2431  
Email: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)  
[www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing)**APPENDIX C3**

----- Forwarded message -----

From: [REDACTED]  
Date: Fri, 24 Jul 2020 at 17:00  
Subject: Objection to application for licence application  
To: <[licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)>

Hello,

Firstly apologies for my lack of knowledge of how to write a message like this. I'm not a professional in this area and this is the first time I have ever written a mail like this.

I would like to register my concern and objection to the licence application as follows:

- 3SB Ltd, Three Sod Brewery, Railway Arch 398 to [399 Mentmore Terrace London, E8 4PH](#)
- Application for a premises licence to authorise the supply of alcohol for consumption on and off the premises from 08:00 to 22:00 Mon to Sun.

As a local resident at [Martello Street](#) I am extremely concerned by the potential impact from this application. Within 100m of the location and my family home we already have Pub on the Park serving alcohol 7 days a week until the small hours, in addition we also have Plonk Golf operating a bar.

The locale is already well served by places to consume alcohol and the impact of another premises I fear could be very negative on the quality of life of people who live close by. I am concerned we'll see an increase in crime and disorder and public nuisance.

I am also concerned that the noise of this premises might leak into the residential properties that back onto it. Martello street has several buildings with predominantly residential properties and we need protection from the impact of the local licensed trade.

Does this residential area really need another place to consume alcohol 7 days a week?

Many thanks for your consideration of my concerns.

[REDACTED]  
[Martello St, E8 3](#) [REDACTED]



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

**Fwd: Objection to license application: Three Sod Brewery**

1 message

**Licensing (Shared Mailbox)** <licensing@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

27 July 2020 at 09:53

**APPENDIX C4**

Kind Regards,

Licensing Service  
London Borough of Hackney  
Tel: 020 8356 2431  
Email: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)  
[www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing)

----- Forwarded message -----

From: [REDACTED]  
Date: Fri, 24 Jul 2020 at 13:28  
Subject: Objection to license application: Three Sod Brewery  
To: Licensing (Shared Mailbox) <[licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)>

We want to register our strong objection to the proposed license application for Three Sod Brewery Railway Arch 398 to 399 Mentmore Terrace London E8 4P, in particular the consumption of alcohol on the premises.

We have lived on the street for 16 years and noticed a steady increase in anti-social behaviour. We have had to put up with rowdy drunken behaviour and people urinating against our property, right by the door, long before the recent increase in such behaviour during lockdown. If this application is allowed it will be the first bar in the street and will no doubt lead to a significant increase in antisocial behaviour, and a proliferation of licensed premises.

Many other families live in that part of the street and it would no doubt be damaging to our children's ability to get a good night's sleep, and inevitably lead to them having to put up with walking past urine and vomit on their way to school every morning, which is a health hazard. To pretend otherwise is naive. It will really be **completely unacceptable**.

Regards

[REDACTED]



Disclaimers apply, for full details see: <https://hackney.gov.uk/email-disclaimer>

# Subject: Arch 399 Mentmore Terrace: Objection to Licence Application 1



[Redacted]

12:29 (

to Licensing (Shared Mailbox), david.tuitt@hackney.gov.uk, mike.smith@hackney.gov.uk

## APPENDIX C5

You are viewing an attached message. London Borough of Hackney Mail can't verify the authenticity of attached messages.

On behalf of some 45 residents of Mentmore Terrace and neighbouring streets, please find enclosed an objection above licence application.

I would be grateful if you would take these matters into consideration when formulating your response on this

With thanks for your assistance

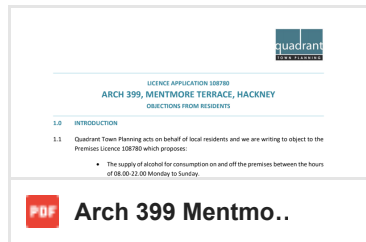
[Redacted]

T: [Redacted]  
M: [Redacted]



[www.quadranttownplanning.com](http://www.quadranttownplanning.com)

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LICENCE APPLICATION 108780  
**ARCH 399, MENTMORE TERRACE, HACKNEY**  
OBJECTIONS FROM RESIDENTS

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**1.0 INTRODUCTION**

1.1 Quadrant Town Planning acts on behalf of local residents and we are writing to object to the Premises Licence 108780 which proposes:

- The supply of alcohol for consumption on and off the premises between the hours of 08.00-22.00 Monday to Sunday.

1.2 Having regard to the characteristics of the locality and the evidence from the recent TEN, we object to the proposed Premises Licence on the following grounds:

- Prevention of crime and disorder
- Prevention of public nuisance

1.3 This objection is submitted on behalf of the following local residents:

- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
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- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED] Mentmore Terrace
- [REDACTED], [REDACTED] Gransden Avenue
- [REDACTED] Gransden Avenue
- [REDACTED] Gransden Avenue
- [REDACTED] Gransden Avenue
- [REDACTED] Gransden Avenue
- [REDACTED] Gransden Avenue
- [REDACTED] Gransden Avenue

- [REDACTED] Gransden Avenue
- [REDACTED] Gransden Avenue
- A [REDACTED] Gransden Avenue
- [REDACTED] London Lane
- [REDACTED] London Lane
- [REDACTED] London Lane
- [REDACTED] London Lane
- [REDACTED] London Lane
- [REDACTED] London Lane
- [REDACTED] London Lane
- [REDACTED] London Lane
- [REDACTED] Ellingfort Road
- [REDACTED] Ellingfort Rd
- [REDACTED] Ellingfort Road
- [REDACTED] Ellingfort Road

## 2.0 SITE CONTEXT

- 2.1 Mentmore Terrace is a residential street, comprising terraced houses running down the length of the street. The terraces do not have front gardens, but sit at the back of pavement. The railway arches run parallel to the street and are located some 14m from the front doors of the terraced properties opposite. There are no intervening physical barriers.
- 2.2 The arches on Mentmore Terrace are used for a variety of purposes – gym, coffee shop, bakery, prep kitchen, repair workshop – and with the comings and goings from London Fields Station, the street has a continuous trickle of activity throughout the day. Come the evening, however, the workshops close, commuters go home and the street is very quiet.

## 3.0 EVIDENCE

- 3.1 A TEN licence was granted for the weekend 11<sup>th</sup>/12<sup>th</sup> July 2020 and the operation of the bar caused noise and disturbance to local residents. We attach photographic evidence of:
- Customers standing on the pavement outside the bar
  - Customers smoking on the street outside the bar
  - Smoking debris left on the pavement
  - Shutters wide open enabling noise to break out
- 3.2 Separately, we attach an M4a file from which you will be able to hear the noise emanating from the premises.

## 4.0 OBJECTIONS

- 4.1 The use of Arch 399 by the Three Sods Brewery as a licenced bar for the sale of craft beer on and off the premises will cause noise and disturbance to local residents and potentially lead to an increase in crime and disorder.
- 4.2 It is essentially a pub on a quiet residential street. Moreover, it is a pub with a very small interior, no windows and no designated smoking area; meaning that its operation relies on opening the roller shutter door at the front of the premises to allow customers to spill out on to the pavement for space, air and to smoke. This has a direct impact on neighbouring residents, as witnessed on the weekend of 11<sup>th</sup> / 12<sup>th</sup> July 2020 (see photographs attached).
- 4.3 Mentmore Terrace is not a location for street drinking. The residents do not want to have customers drinking on the street outside their houses causing noise and disturbance when they are putting their children to bed.
- 4.4 Children's bedrooms within the Mentmore Terrace properties, directly overlook the street. A bar with the shutters wide open and people spilling out on to the street will harm children's sleep patterns. There is currently no late night activity on Mentmore Terrace. The evenings are quiet and a residential character prevails. The residents do not want this shattered by a bar running late into the evening.
- 4.5 No evidence has been presented to demonstrate that the bar can operate quietly within the arch, with the shutter down within acceptable noise levels.
- 4.6 The spill out of customers on to Mentmore Terrace will cause a direct public nuisance to residents.
- 4.7 Furthermore, residents are concerned about the cumulative impact due to Mentmore Terrace's location adjacent to the park. London Fields attracts people in the evenings and this leads to street drinking, littering and public urination. An additional bar on route – to and from the park – will encourage anti-social behaviour.
- 4.8 There is a direct correlation between street drinking and anti-social behaviour and residents are very concerned about the fallout from an operation where the sole activity is the consumption of alcohol right on their doorstep.
- 4.9 Mentmore Terrace is already subject to public urination from people who cannot hold their drink – see attached photographs. A bar would exacerbate this causing a wholly unacceptable level of impact on local residents.



## 5.0 CONFLICT WITH LICENCING POLICY

5.1 The proposed licence is contrary to a number of licence policies contained within Hackney's Licencing Plan 2018-2023.

### LP1 General Principles:

- The applicants have failed to acknowledge the residential characteristics of the location, with residential properties a stone's throw from the beer pumps.
- The applicants have not considered noise levels, nor how they can operate with the roller shutter down, nor where smokers can congregate.
- The applicants do not have a cleaning up policy in place, as witnessed by the cigarette butts on the pavement following the 11<sup>th</sup>/12<sup>th</sup> July weekend.
- The primary feature of the Three Sods Brewery operation at Arch 399 is the consumption of alcohol. This differs significantly from other operations nearby, for example, Coffee is My Cup of Tea in Arch 392/3 which historically had a licence to serve alcohol in the evenings as part of a broader offer and in association with running a film club; the Finch Café at Arch 394a and the E5 Bakehouse similarly have licences to sell alcohol, but only as part of the offer of those establishments, which focus mainly on the sale of food and drink.

### LP2 Licencing Objectives:

- The proposed licence will lead to an increase in crime and disorder
- The proposed licence will lead to public nuisance

### LP4 Off Sales Alcohol

- By selling beers for consumption off the premises, the application is encouraging alcohol within the community in a location which is already suffering from high alcohol consumption on the streets and within the park.

### LP5 Planning Status:

- The property does not have planning consent to operate as a bar / pub. The lawful use of the property is Use Class B1/B2/B8 and a bar / pub falls within Use Class A4 drinking establishment.
- We have raised an enforcement enquiry with Hackney Planning Department (2020/0222/ENF).

### LP6 External Areas and Outdoor Events

- The applicants have not considered the impact of customers spilling out on to Mentmore Terrace and the associated impact on residents' amenity.

- The narrowness of the street means that customers drinking on the pavement outside are some 12ms from residents' front doors and windows.
- There is no garden, fence or greenery to protect residents from street customers, resulting in an 'in your face' level of activity which is particularly harmful to residents' quality of life.

## 6.0 CONCLUSIONS

- 6.1 We acknowledge the need to create balanced and sustainable communities and that Hackney's rich culture is important, but this needs to operate without undermining residents' quality of life. The proposed bar / pub will wholly impact on the residential amenity of those people living on Mentmore Terrace.
- 6.2 Residents have witnessed the negative impact of the TEN which breached its terms by allowing customers to stand outside, and caused noise and disturbance.
- 6.3 The application conflicts with Hackney's Licensing Plan. Furthermore, the property does not have planning permission to operate as an A4 drinking establishment.
- 6.4 We request an opportunity to present our case to the Licencing Committee.

## PHOTOGRAPHS

### Operation of a bar, following granting of TEN licence on 11<sup>th</sup> and 12<sup>th</sup> July 2020



Figure 1: Shutters open



Figure 2: Customers on the street outside



Figure 3: Smokers outside



Figure 4 Smokers' mess left on the pavement

**Evidence of public urination in the environs of Mentmore Terrace**



██████████  
Quadrant Town Planning Ltd  
28<sup>th</sup> July 2020

[REDACTED]  
[REDACTED] Lansdowne Drive  
London  
E8 3EP

[REDACTED]  
[REDACTED]  
6<sup>th</sup> August 2020

Dear LB Hackney Licensing

Re: **Objection: Licensing Application: 3 Sods Brewery: E8 3PH**

I wish to object to the above Premises Application. I am a local resident in the London Fields Ward and a regular user of London Fields Park. As such I am directly affected by the high level of Licensed Premises in the area, and the impact that these premises have on London Fields Park and the surrounding streets.

While I appreciate that each application must be considered on its own merit, I would ask that the Licensing sub-committee give due regard to the cumulative impact of multiple licensed retailers in a primarily residential area and therefore consider these when considering the present application. There are over 50 licensed premises in the vicinity already.

I have specific concerns as the following aspects of the application:

### **Public Nuisance, Crime and Disorder – Impact on London Fields**

The applicant is proposing to sell alcohol on a take-away basis from 08:00 to 22:00 seven days, a week all year. Some of these takeouts will be consumed in London Fields Park.

At peak times the Park experiences very high levels of alcohol use and this has been associated with late night noise and parties, public urination and defecation, illicit drug use and significant litter.

The impact on the park, local residents and the wider community are well documented and have been the cause of significant concern.

The problem is especially acute in the warmer summer months where large numbers gather and drink in the park and do not disperse. This has been an issue pre-Covid 19, and while it is a problem that affects other Hackney parks it is especially pronounced around London Fields, in part because of the high level of licensed premises selling alcohol for consumption off premises.

The cost of policing this nuisance, managing the litter and maintaining public conveniences is borne not by the licensed premises but by the Local Authority and ultimately by local Council Tax payers.

The park toilets are not open 24 hours, and so people drinking in the park later in the evening can't access toilets and so urinate and defecate in the park or surrounding streets. The park cannot be closed at night as it is Common Land.

If the license is granted the nuisance caused by take-out alcohol consumption in the park could be mitigated by introducing the following conditions to the license:

1) **Seasonal time restrictions for take-out sales:** from 1<sup>st</sup> May to 30<sup>th</sup> September no takeout sales allowed from 7-9.00pm. This would discourage people from collecting beers for drinking in the park in the evening, which is the primary time for antisocial behaviour and when the park toilets will be closing. It allows for people who want take-outs to go on to a party or to take home but reduces the risk that they will be taken to and consumed in the park.

2) **Advertising and Promotion:** add a condition that the applicant should not in any media promote, encourage or facilitate the use of London Fields Park as a destination for drinking alcoholic beverages.

Other local suppliers have promoted London Fields as a destination for park drinking, or facilitated it via schemes such as “hire a keg for use in the park” and this condition would prevent such promotion.

**Nuisance and Disorder:** Street gathering, noise and pollution

3) **Outside smoking:** The applicant only time limits smokers outside after 10pm and requests a limit to 4 people. This means that there could be larger groups outside at other times which brings nuisance and noise and will obstruct the pavement.

**Action:** restriction to a maximum of 2 people outside smoking after 8pm at any one time.

4) **Outside drinking:**

The streets around Mentmore Terrace are residential and local residents are disturbed by people standing below their windows, sitting on their walls or front gardens drinking and socialising.

**Action:** to make it clear in the displayed notices that alcohol purchased for off-site consumption should not be consumed on Mentmore Terrace or any surrounding streets.

5) **Staffing levels:** the applicant states that A minimum of two staff will be on duty from 19:00 to close on Friday, Saturday and Bank Holiday Sundays. This means that on other days only one member of staff may be on site. The applicant say that “at the terminal hours a member of staff shall be tasked to monitor departing customers...” This will not be possible unless 2 members of staff are on site as a minimum.

**Action:** apply a condition that a minimum of two members of staff are on site from 7pm to close.

5) **Security:** The application currently states “*Management shall undertake an ongoing daily risk assessment to identify staffing levels and any need for SIA Licensed Door Supervisors.*”

**Action:** Given the significant levels of alcohol related nuisance, anti-social behaviour and offending in and around London Fields, this proposal is inadequate. Security should be on site Friday and Saturday nights from May 1<sup>st</sup> to September 30<sup>th</sup> and across the Christmas period to ensure safety of customers and the wider public.

6) **Noise:** The application states “*all doors and windows will be kept closed except for the entry and egress of customers during the playing of musical entertainment.*”

The plan indicates an entrance door.

However at present there is no glazing on the premises and as the image below shows, indicates an open frontage when the roller shutter is up. This makes regulation of entry/exit difficult and makes sound leakage harder to manage.

**Action:** To require the applicant to address the frontage by means of glazing the front area to minimise noise pollution or an outright restriction on playing music on the premises. Further, if the premises remain unglazed to ensure that entrance and egress can be properly controlled with some barrier to prevent unmanaged passage.



As a local resident, I think that there are already an excessive number of licensed premises in the immediate area and that this is to the detriment of the local community as the number of licensed premises have brought with them significant nuisance, disorder and offending.

If the Council grants a license I would ask that the conditions described are added to the license to ensure that this addition to the saturated local market doesn't exacerbate the problems already experienced.

Yours faithfully

**Sanaria Hussain**

---

**From:** [REDACTED]  
**Sent:** 16 August 2020 18:16  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** Objection to Licensing Application 3 Sods Brewery E8 3PH

Dear Sir / Madam

We are writing to object to yet another alcohol license application in a residential area already blighted by anti social behaviour driven by alcohol sold from numerous local premises.

3SB Ltd has applied for 3 Sods Brewery for a New Premises License at 399 Mentmore Terrace E8 3PH for the sale for consumption of alcohol on and off premises from 08:00 to 22:00 seven days per week.

The cumulative impact of the rapid increase in density of licensed premises is already affecting quality of life in this residential area and I would like to formally complain that no consultation with residents has taken place regarding this. This cumulative impact must be taken into account now with every single licence application or proposed change.

1. Prevention of Crime & Disorder - thousands of visitors travel to Hackney every weekend to drink alcohol in the park and the surrounding premises. Despite toilet facilities in the park being open, this has led to routine public urination and defecation in the park, on residents' homes and cars, and in the children's play areas. This has been such a disgrace that even BBC News has reported on this issue from London Fields. MP Meg Hillier has brought this issue up in the House of Commons and publicly condemned the appalling behaviour residents are routinely exposed to. I have complained to the police multiple times and can supply crime reference numbers. In addition, drunk visitors to the park have been photographed publicly consuming drugs in broad daylight, including powdered drugs likely to be Class A. Crime and serious violence from the sale of drugs to such a lucrative market of drunk people will blight Hackney long after the revellers have got into their Ubers and returned home. Selling take away alcohol, which will be consumed in the park, is particularly likely to drive such problems.

In order to at least partially mitigate this effect, I support restricting 3 Sods licence to prohibit take away alcohol from May-September after 7pm each day. I also support a ban on advertising the park as a drinking destination in promotion material from 3 Sods.

2. Public Safety - Coronavirus may continue killing and seriously harming Hackney residents for some time to come. Public consumption of alcohol in London Fields by thousands of visitors has led to grossly inadequate social distancing. Public urination and defecation also poses a public health risk. Is this really the right time to be granting yet another alcohol license in this residential area?

3. The Prevention of Public Nuisance - London Fields is a residential area, with many flats with no outside space. The park is a vital resource for families and individuals, who also need to sleep at night. Groups of people drinking outside premises such as Pub on the Park, Cat and Mutton, Plonk, others on Broadway Market as well as on London Fields itself lead to high noise levels, which disrupts sleep and much needed time to relax at home. Granting a new license to 3SB Ltd to sell alcohol for 14 hours per day seven days per week in a residential area, with homes immediately opposite the premises, shows total disregard for local people who continue to live and work in London Fields. Residents' quality of life is decreased by crowds of alcohol-drinking folk congregating around licensed premises, smoking outdoors and buying take away alcohol to drink outdoors. Many people work from home, they are not only residents but are small business owners or self



employed individuals as well; neither their quality of life nor their business should be infringed upon by ASB driven by another alcohol license.

To mitigate this, I support a limit of 2 people smoking outside 3 sods at any one time after 8pm. It is not appropriate that the street opposite people's homes be turned into an outdoor smoking / drinking party for more than two people every evening seven nights per week. It should be made clear via signage that no alcohol sold is to be consumed on Mentmore Terrace or surrounding streets. Security should be on site every Friday and Saturday night from May-September and over the Christmas period given the already high levels of alcohol-driven ASB in the area. At present the front of the premises is open, however this will lead to significant noise pollution for residents living nearby; this frontage should be closed at the very least after 7pm daily. No music should be played unless appropriate noise insulation is put in place.

4. The protection of Children from Harm - local children are affected by every single one of the points mentioned above. Children in a residential area need to sleep; crowds of people consuming alcohol around yet more licensed premises create noise which impacts children greatly. The children's playground immediately outside my home has been used as a toilet by hundreds of intoxicated men and women throughout lockdown, and I have had to call the police on one occasion since lockdown ended when a man urinated at 9pm on a sunny evening, a time when children could easily have been playing nearby. Most people would not take their children to a rowdy, debauched pub yet that is what London Fields Park and the surrounding streets have been turned into by unchecked growth in alcohol licensing.

There is already a plethora of alcohol licenses in and around London Fields, both take away and on premises alcohol consumption. These are having a negative impact on local residents, despite the much appreciated efforts of Hackney Council in providing Park Guards and other initiatives - initiatives which residents are paying for with their council tax. Hackney Licensing needs to approach every license application with this foremost in their minds. No venue in a residential area plagued by alcohol-driven ASB should be granted a license to sell take away alcohol for 14 hours per day 7 days per week. There is significant cumulative damage to the local community by the high number of licensed premises in our residential area.

Yours sincerely,

  
2  Richmond Road E8 3QW  
16.8.20

# APPENDIX C8

██████████  
██████████, Croston Street,  
Hackney. E8 ██████████

Dear LB Hackney Licensing,

Re: ***Objection: Licensing Application: 3 Sods Brewery: E8 3PH***

I wish to object to the above Premises Application. I am a local resident in the London Fields Ward and a regular user of London Fields Park. As such I am directly affected by the high level of Licensed Premises around the London Fields area, and the impact that these premises have on London Fields Park and the surrounding streets.

I fully appreciate that each application must be considered on its own merit, I would ask that the Licensing sub-committee give due regard to the cumulative impact of multiple licensed retailers in a primarily residential area and therefore consider these when considering the present application. There are over 50 licensed premises in the vicinity already and this means for residents well past the saturation levels.

I have specific concerns as the following aspects of the application:

## **Public Nuisance, Crime and Disorder – Impact on London Fields**

The applicant is proposing to sell alcohol on a take-away basis from 08:00 to 22:00 seven days, a week all year. Many of these takeout's will be consumed in London Fields Park and surrounding streets.

At peak times the Park experiences very high levels of alcohol use and this has been associated with late night noise and parties, public urination and defecation, illicit drug use and significant litter.

The impact on the park, local residents and the wider community are well documented and have been the cause of significant concern and a serious impact on 'The Quality of Life' for local residents.

The problem is especially acute in the warmer summer months where large numbers gather and drink in the park and streets and do not disperse. This has been an issue pre-Covid 19, and while this problem affects other Hackney parks it is especially pronounced around London Fields, in most part because of the high level of licensed premises selling alcohol for consumption off premises.

The Financial cost of policing this nuisance, managing the litter and maintaining public conveniences is borne not by the licensed premises but by the Local Authority and ultimately by local Council Tax payers. The park toilets are not open 24 hours, and so people drinking in the park later in the evening can't access toilets and so urinate and defecate in the park or surrounding streets: even with toilets open the area the park and streets are still used as toilet. The park cannot be closed at night as it is Common Land.

If the license is granted the nuisance caused by take-out alcohol consumption in the park and streets could be mitigated by introducing the following conditions to the license:

1) **Seasonal time restrictions for take-out sales:** from 1<sup>st</sup> May to 30th September no takeout sales allowed from 7-10.00pm. This would discourage people from collecting beers for drinking in the park in the evening, which is the primary time for antisocial behaviour and when the park toilets will be closing. It allows for people who want take-outs to go on to a party or to take home but reduces the risk that they will be taken to and consumed in the park.

2) **Advertising and Promotion:** add a condition that the applicant should not in any media promote, encourage or facilitate the use of London Fields Park as a destination for drinking alcoholic beverages.

Other local suppliers have promoted London Fields as a destination for park drinking, or facilitated it via schemes such as “hire a keg for use in the park” and this condition would prevent such promotion.

**Nuisance and Disorder:** Street gathering, noise and pollution

3) **Outside smoking:** The applicant only time limits smokers outside after 10pm and requests a limit to 4 people. This means that there could be larger groups outside at other times which brings nuisance and noise and will obstruct the pavement.

**Action:** restriction to a maximum of 2 people outside smoking after 8pm at any one time.

**4) Outside drinking:**

The streets around Mentmore Terrace are residential and local residents are disturbed by people standing below their windows, sitting on their walls or front gardens drinking and socialising.

**Action:** to make it clear in the displayed notices that alcohol purchased for off-site consumption should not be consumed on Mentmore Terrace or any surrounding streets.

5) **Staffing levels:** the applicant states that a minimum of two staff will be on duty from 19:00 to close on Friday, Saturday and Bank Holiday Sundays. This means that on other days only one member of staff may be on site. The applicant says that “at the terminal hours a member of staff shall be tasked to monitor departing customers...” This will not be possible unless 2 members of staff are on site as a minimum.

**Action:** apply a condition that a minimum of two members of staff are on site from 7pm to close.

5) **Security:** The application currently states “*Management shall undertake an ongoing daily risk assessment to identify staffing levels and any need for SIA Licensed Door Supervisors.*”

**Action:** Given the significant levels of alcohol related nuisance, anti-social behaviour and offending in and around London Fields, this proposal is inadequate. Security should be on site Friday and Saturday nights from May 1<sup>st</sup> to September 30<sup>th</sup> and across the Christmas period to ensure safety of customers and the wider public.

6) **Noise:** The application states “*all doors and windows will be kept closed except for the entry and egress of customers during the playing of musical entertainment.*”

The plan indicates an entrance door.

However at present there is no glazing on the premises and as the image below shows, indicates an

open frontage when the roller shutter is up. This makes regulation of entry/exit difficult and makes sound leakage harder to manage.

**Action:** To require the applicant to address the frontage by means of glazing the front area to minimise noise pollution or an outright restriction on playing music on the premises. Further, if the premises remain unglazed to ensure that entrance and egress can be properly controlled with some barrier to prevent unmanaged passage.



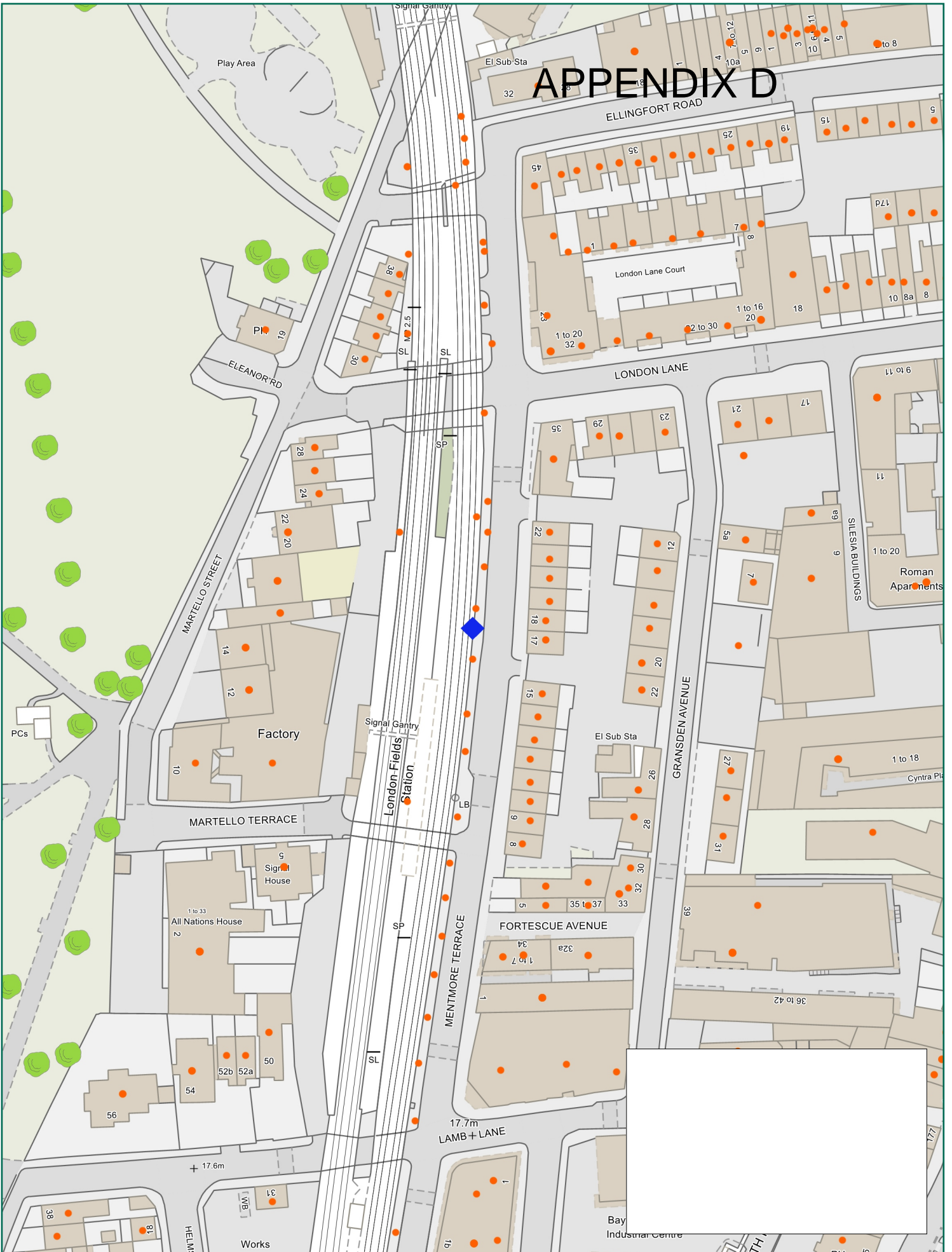
As a local resident, I think that there are already an excessive number of licensed premises in the immediate area and that this is to the detriment and 'Quality of Life' of the local community as the number of licensed premises have brought with them significant nuisance, disorder and offending. London Fields ward is already at saturation point for licensed premises and residents are suffering the impact now of an ever growing unregulated day and night time economy area thrust upon them.

If the Council grants a license I would ask that the conditions listed above are added to the license to ensure that this addition to the saturated local market doesn't exacerbate the problems already experienced.

Yours faithfully,

██████████  
|

# APPENDIX D



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Ref:

Page 95  
Produced by: unspecified

please specify copyright statement

14 September 2020

email:

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<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 24/09/2020	<b>Classification</b> DECISION	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  Snog Frozen Yogurt, Unit 27 Boxpark 2 10 Bethnal Green Road, Hackney, E1 6GY	<b>Ward(s) affected</b>  Hoxton East & Shoreditch	

## 1. SUMMARY

<b>Applicant(s)</b> Conjure Group Ltd	<b>In SPA No</b>
<b>Date of Application</b> 13/07/2020	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Supply of Alcohol (Off Premises)	
<b>Proposed hours of licensable activities</b> <b>Supply of Alcohol</b>	
	<b>Standard Hours:</b> Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-00:00 Fri 10:00-00:00 Sat 10:00-00:00 Sun 10:00-00:00
<b>The opening hours of the premises</b>	
	<b>Standard Hours:</b> Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-00:00 Fri 10:00-00:00 Sat 10:00-00:00 Sun 10:00-00:00
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP4 ('Off' Sales of Alcohol)
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C –Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Police Authority</li> </ul>

## 2. APPLICATION

2.1 **Conjure Group Ltd** have made an application for a premises licence under the Licensing Act 2003:

- To authorise the supply alcohol for consumption 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 are not currently licensed for any activity.

3.2 No Temporary Event Notices have been given for this premises

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, and Licensing Hours
Appendix B Licensing Authority	No representation received
Health Authority	No representation received

## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
Representation received from and on behalf of local residents.	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, LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours) and LP4 ('Off' Sales of Alcohol).

## 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 (Off)**

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 must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol. 3.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

3.3. 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.

### **Minimum Drinks Pricing**

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 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.

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.

#### **Conditions derived from operating schedule**

5. The licensee shall maintain strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:

- a/ no selling of alcohol to underage people
- b/ no drunk and disorderly behaviour on the premises area
- c/ vigilance in preventing the use and sale of illegal drugs at the retail area
- d/ no violent and anti-social behaviour
- e/ no any harm to children

6. The designated premises supervisor shall ensure staff are fully trained in all licensing aspects.

7. CCTV system shall be installed with recording option available and to satisfy the purpose of promoting licensing objectives.

8. CCTV System shall be installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.

9. Clear and legible notice shall be displayed outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.

10. Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers shall be displayed.

11. Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol at the retail unit (ex. canned or bottled beer).

12. A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.

13. Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.

14. Deliveries of goods necessary for the operation of the business shall be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.

15. Customers shall be asked not to stand around loudly talking in the street outside the premises.

16. The movement of bins and rubbish outside the premises shall be kept to a minimum after 11.00pm. This will help to reduce the levels of noise produced by the premises.

17. Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a disturbance to nearby residents.

18. Adequate waste receptacles for use by customers will be provided in the local vicinity

19. "Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol.

20. Training Record Book available the retail unit. Log Book will be kept upon the premises all the time.

### **Conditions derived from Responsible Authority representations**

21. All deliveries pick up from the premises will be made from the front entrance which is located on Bethnal Green Road.

22. All stationary vehicles or motorcycles at the premises to pick up deliveries must have their engines switched off.

23. No deliveries must be carried from the premises Sunday - Wednesday between 23:00 and 08:00 hours, and Thursday - Saturday between 24:00 and 08:00 hours.

24. Delivery riders/drivers shall conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address. This includes the avoidance of shouting, over revving engines and sounding horns to signal their arrival. The rider/driver shall turn the engine off immediately upon arrival at the delivery address and will park considerately without causing any obstruction to the highway.

25. Customers must be instructed when placing the order that they will not be able to collect the order from the vehicle.

## **9. REASONS FOR OFFICER OBSERVATIONS**

9.1 Conditions 5 to 20 above are derived from the applicant's operating schedule. Conditions 21 to 25 have been proposed by the Environmental Protection. The proposed conditions 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.

<b>Group Director, Neighbourhoods and Housing</b>	Ajman Ali
<b>Lead Officer (holder of original copy):</b>	Sanaria Hussain Senior Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4972

#### LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

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

<b>Description of document</b>	<b>Location</b>
<b>Office File:</b> Snog Frozen Yogurt, Unit 27 Boxpark 2 10 Bethnal Green Road, Hackney, E1 6GY	Licensing Service 1 Hillman Street London E8 1DY

#### **Printed matter**

Licensing Act 2003

LBH Statement of Licensing Policy

<b>↳ Hackney</b> <b>LA01</b>	<b>Application for a premises licence to be granted under the Licensing Act 2003</b>
---------------------------------	--

**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 Conjure Group Ltd  
*(Insert name(s) of applicant)*

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

**Part 1 – Premises details**

Postal address of premises or, if none, ordnance survey map reference or description			
UNIT 27 BOXPARK 2 10 BETHNAL GREEN ROAD HACKNEY LONDON			
<b>Post town</b>	<b>LONDON</b>	<b>Postcode</b>	<b>E1 6GY</b>

Telephone number at premises (if any)	[REDACTED]
Non-domestic rateable value of premises	£

**Part 2 - Applicant details**

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

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 (by ticking yes to one box below):

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

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

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

<b>Title</b> Mr			
<b>Surname</b>		<b>First names</b>	
I am 18 years old or over ..			
<b>Date of birth</b>			
<b>Nationality</b>			
Current residential address if different from premises address		UK-England	
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			
<b>Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)</b>			

**SECOND INDIVIDUAL APPLICANT** (if applicable)

<b>Title</b> Mr			
<b>Surname</b>		<b>First names</b>	
I am 18 years old or over ..      Please tick yes			



<b>Date of birth</b>			
<b>Nationality</b>			
Current postal address if different from premises address		UK-England	
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			
<b>Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)</b>			

**(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 Conjure Group Ltd
Address 47 OXFORD STREET  LONDON  W1D 2EB UK-England
Registered number (where applicable) 11126311
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)

E-mail address (optional) <div style="background-color: black; height: 20px; width: 100%;"></div>

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
10-07-2020		

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)  
 Food retail location to facilitate the sale of off site alcohol through delivery partners including Deliveroo and UberEats.

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

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

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

	Provision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a)	plays (if ticking yes, fill in box A)	<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)	..

<b><u>Provision of late night refreshment</u></b> (if ticking yes, fill in box I)	..
<b><u>Supply of alcohol</u></b> (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

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

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	
				Off the premises	<input checked="" type="checkbox"/>
				Both	
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
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	10:00	00:00			
Sun	10:00	00:00			
			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		

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

<b>Name</b> Mr Samuel Bratt	
<b>Date of birth</b> [REDACTED]	
Address [REDACTED] OXFORD STREET LONDON UK-England	
Postcode	[REDACTED]
Personal licence number (if known) 16/14071/LIPERS	
Issuing licensing authority (if known) Westminster	

**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**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	10:00	00:00	<b>Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)
Tue	10:00	00:00	
Wed	10:00	00:00	
Thur	10:00	00:00	
Fri	10:00	00:00	
Sat	10:00	00:00	
Sun	10:00	00:00	

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

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

TO PROMOTE ALL FOUR LICENSING OBJECTIVES WE WILL KEEP:

Strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:

- a/ no selling of alcohol to underage people
- b/ no drunk and disorderly behaviour on the premises area
- c/ vigilance in preventing the use and sale of illegal drugs at the retail area
- d/ no violent and anti-social behaviour
- e/ no any harm to children

- Operating Schedule providing the hours of operation and licensable activities during those hours.
- Designated premises supervisor confirmed it is obligated to be in day-to-day control of the premises, to provide good training for staff on the Licensing Act (Training Record), to make or authorize each sale
- Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.
- CCTV system installed with recording option available

As a licensed premises we know that it is necessary to carry out our functions or operate their businesses with a purpose of promoting these objectives. We promise to support these objectives through their operating schedules and other measures (including staff training and qualifications, policies, and strategic partnerships with other agencies).

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

CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.

A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.

Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.

Not selling of alcohol to drunk or intoxicated customers.

Custom will not be sought by means of personal solicitation outside or in the vicinity of the premises.

Prevention and vigilance in illegal drug use at the retail unit area.

Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol at the retail unit (ex. canned or bottled beer).

**c) Public safety**

Internal and external lighting fixed to promote the public safety objective.  
Well trained staff adherence to environmental health requirements.  
Training and implementation of underage ID checks.  
A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation. All parts of the premises and all fittings and apparatus therein, door fastenings and notices, lighting, heating, electrical, air condition, sanitary accommodation and other installations, will be maintained at all times in good order and in a safe condition.

#### **d) The prevention of public nuisance**

Noise reduction measures to address the public nuisance objective.  
Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.  
Deliveries of goods necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.  
The Licensee will ensure that staff who arrive early morning or depart late at night (ex. for unpacking, pricing newly delivered goods) when the business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents.  
Customers will be asked not to stand around loudly talking in the street outside the premises.  
Customers will not be admitted to premises above opening hours.  
The movement of bins and rubbish outside the premises will be kept to a minimum after 11.00pm. This will help to reduce the levels of noise produced by the premises.  
Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a disturbance to nearby residents.  
Adequate waste receptacles for use by customers will be provided in the local vicinity.

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

"Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol.  
Well trained staff about requirement for persons' identification, age establishment etc.  
All the details provided in Training Record Book available the retail unit.  
Log Book will be kept upon the premises all the time.  
Nothing belong existing Health & Safety requirements.

#### **Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.

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

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

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

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

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

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have</li> </ul>
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	conducted an online right to work check using the Home Office right to work checking service which confirmed their right to work (please see note 15)
Signature	Samuel Bratt
Date	6/7/2020
Capacity	Manager

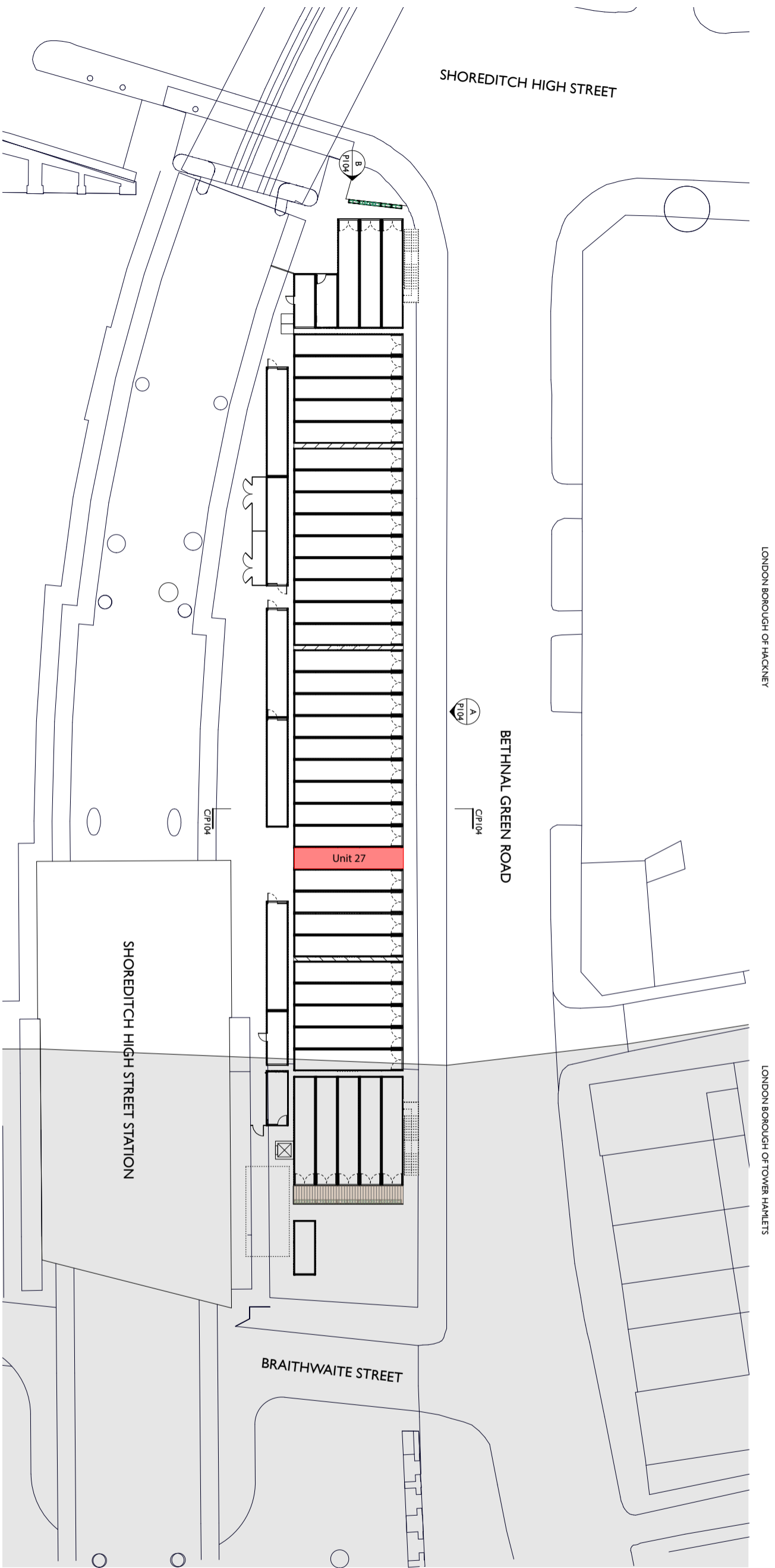
**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	6/7/2020
Capacity	

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		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**

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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.



1. Dimensions and Levels  
Figured dimensions and levels should be verified by the Contractor on site before construction or manufacture and any discrepancies brought to the attention of the Architect. Dimensions should not be scaled.
2. Existing Building and Services  
Where shown, existing buildings and services will not indicate condition. The Contractor shall therefore investigate and report to the Architect at the commencement of the works.
3. Copyright  
Copyright for all designs and drawings in full or part shall remain with the Architect in accordance with the Copyright Act.
4. Scope of Works  
Drawings are issued in accordance with and on the basis of the RIBA Conditions of Engagement and the JCT Form of Contract unless otherwise agreed in writing.
5. Statutory Requirements and Standards  
All work is to comply with the current Building Regulations and the requirements of the respective local authority. Workmanship and standards shall also comply with the current Codes of Practice and the relevant British Standards.
7. Revisions

row	date	comment	drawn

Client:  
**BOX PARK**

Project:  
**BOX PARK SHOREDITCH**  
 2-10 Bethnal Green Rd,  
 London E1 6GT

Drawing:  
**PROPOSED GROUND LEVEL PLAN**

Drawn	Date	Scale
SH/PN	MAY 2017	1:500@A3 1:250@A1
Job No.	Dwg. No.	Rev.
I710	P101	
Drawing status <b>PLANNING</b>		

# APPENDIX B

## 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 3691CE Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

### APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	<b>Snog Yoghurt Unit 27, Boxpark 2-10 Bethnal Green Road London E1 6GY</b>
NAME OF PREMISES USER	<b>Conjure Group Ltd</b>

### 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 Premises Licence at SNOG FROZEN YOGHURT, UNIT 27, BOXPARK, 2-10 BETHNAL GREEN ROAD, LONDON, E1 6GY for the following reason(s);

This application has been submitted by a unit on the ground floor of the Boxpark complex, and seek authorisation to sell alcohol for consumption off the premises until midnight every night.

Boxpark Shoreditch sits across the boundary of Hackney and Tower Hamlets on a very busy junction on the edge of the Shoreditch Special Policy Area. During the past few weeks, since the re-opening of licensed premises, police have seen huge crowds gathering in Shoreditch and in particular around Boxpark. Police have seen large scale disorder, assaults on police officers and cases of extreme drunkenness. It causes police huge concerns that another unit, which would be available to all the crowds that are already congregating on the street, proposes to sell alcohol.

Police are aware of several residential complaints relating to the groups, ASB and litter problems that occur during the evenings, especially at weekend and have seen first hand the chaos and disorder in this area.

The hours proposed for the supply of alcohol are outside the hours that are laid out within LBH's Statement of Licensing Policy. And, considering the location of this premises, the applicant has not laid out within the operating schedules how they will ensure that any further sales of alcohol in the area will not add to the cumulative impact.

Police look forward to hearing from the applicant in relation to what policies and procedures will be put in place to ensure that they will not add to the cumulative impact in Shoreditch and to discuss a way forward with this application.

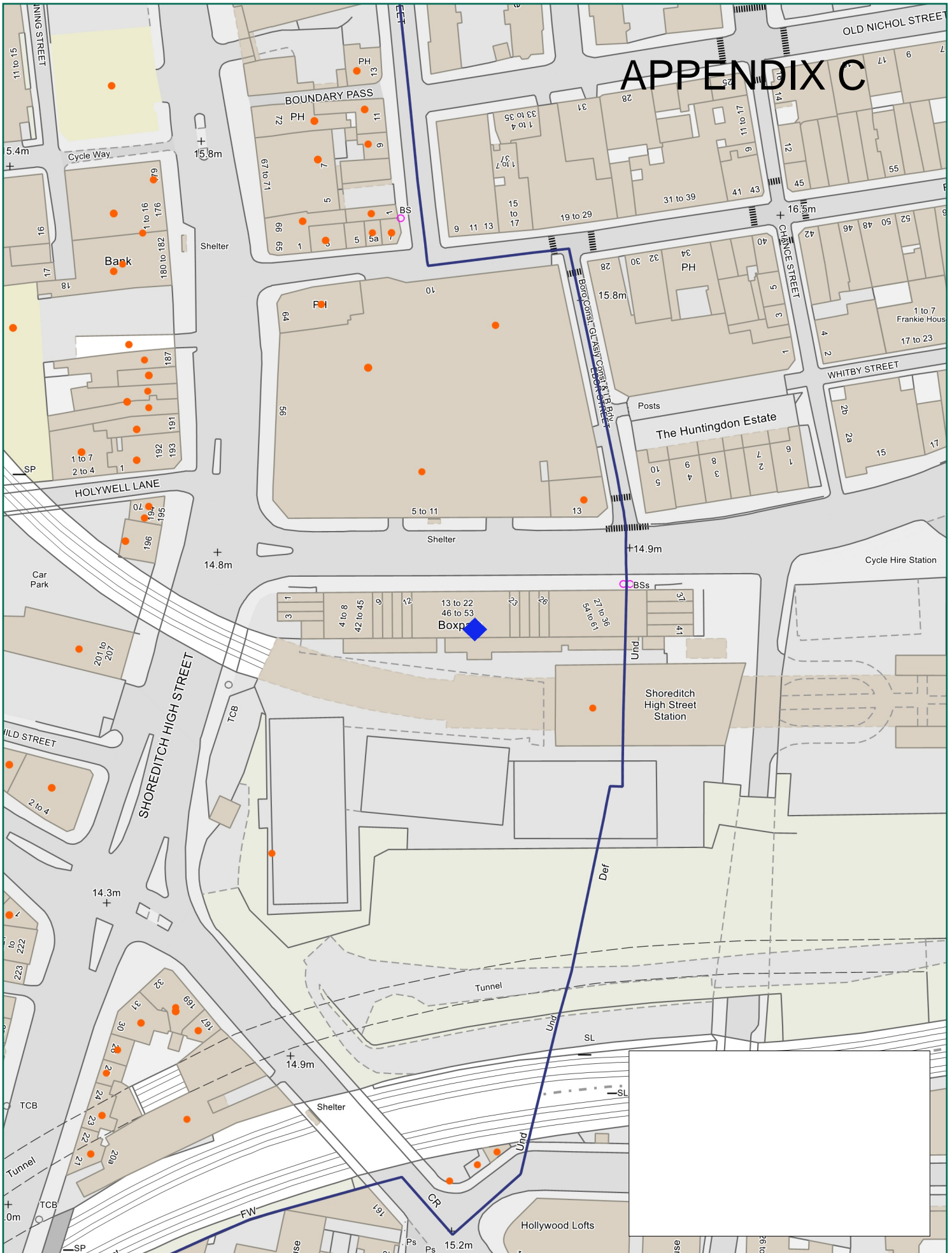
The above representations are supported by the following evidence and information.

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

Signed  
PC3691CE RYAN (By E-mail)

Name (printed)

# APPENDIX C



Scale: 1:1250 at A4

## Snog Frozen Yoghurt

Unit 27, 2-10 Bethnal Green Road E1 6GY



Ref:

16 September 2020

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