

# LICENSING S UB COMMITTEE E Tuesday 19 July 2022 at 2.00 pm Until further notice, all Licensing Sub-Committee meetings will be held remotely 

The live stream can be viewed here: https://youtu.be/IKGi-Den5gA

Members of the Committee:
Councillor Gilbert Smyth, Fairtrade Champion (Substitute)
Councillor Penny Wrout
Councillor Anya Sizer, Deputy Speaker

Mark Carroll Chief Executive Friday 8 July 2022
www.hackney.gov.uk

Contact: Jessica Feeney Governance Services Officer governance@hackney.gov.uk

## Licensing Sub Committee E Tuesday 19 July 2022, 2pm Agenda

1 Election of Chair
2 Apologies for Absence
3 Declarations of Interest - Members to declare as appropriate
4 Minutes of the Previous Meeting
5 Licensing Sub-Committee General Information \& Hearing Procedure (Pages 3-14)

68 Stage Plaza Building 5, Curtain Road, London, EC2A 3NQ - Application for a Premises Licence (Pages 15-58)

7 The Bard Unit 3, 18 Curtain Road, London, EC2A 3NG - Application for a Premises Licence (Pages 59-102)

8 The Bard Unit 1, 22 Curtain Road, London, EC2A 3NG - Application for a Premises Licence (Pages 103-146)

9 Hewett Unit 1, 30 Curtain Road and 3 Stage Plaza, London EC2A 3NG Application for a Premises Licence (Pages 147-190)

10 Hewett Unit 2, 5 and 7 Stage Plaza, Curtain Road, EC2A 3NQ Application for a Premises Licence (Pages 191-234)

11 The Brad Unit 2, Stage Plaza 2-4, Curtain Road, EC2A 3NQ - Application for a Premises Licence (Pages 235-278)

121 Stage plaza, Curtain Road, EC2A 3NQ - Application for a Premises Licence (Pages 279-324)

13 Building 4- 6 Stage Plaza, Curtain Road, EC2A 3NQ - Application for a Premises Licence (Pages 325-368)

14 Temporary Event Notices - Standing Item (Pages 369-392)

## Agenda Item 5

## 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 02083564970 or email licensing@hackney.gov.uk as soon as possible. For further information on the application process, please see the guidance notes at www.hackney.gov.uk/licensing.


## Making decisions on the items being heard:

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

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

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

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

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

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

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

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

## Before the meeting starts:

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

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

The Sub-Committee will not be considering any of the actual points raised within the Report itself and no Responsible Authority or Other Person/s shall be present when the SubCommittee deals 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 02083564970 or email licensing@hackney.gov.uk to confirm whether you wish to attend and/or register to speak at the Sub-Committee hearing or if you wish for someone else to speak on your behalf. If you are unable to attend, the application may be heard in your absence.

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

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

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

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

## Timings

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

## Rights of Press and Public to Report on Meetings

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

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

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

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

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

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

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

Providing oral commentary during a meeting is not permitted.

## Lobbying of Councillors

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

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

## Reports

Agendas and Reports for Licensing Sub-Committees are published on the Council's website (www.hackney.gov.uk) 5 working days before the hearing takes place. Copies are also available by contacting Governance Services on 02083563578 or email governance@hackney.gov.uk. Copies of applications together with the details 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 SubCommittee. 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
$2^{\text {nd }}$ Floor Room 118
Hackney Town Hall
Mare Street E8 1EA
Telephone: 02083561266
Email: governance@hackney.gov.uk

If your query relates to 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: 02083564970
Fax: 02083564974 E-mail: licensing@hackney.gov.uk

# 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.

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]

| Step 1 Appointment of Chair and introduction | The Sub-Committee will appointment a Chair. <br> The Chair will introduce the Sub-Committee, announce the item, and establish the identity of those taking part. <br> 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. <br> 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. | 5 minutes |
| :---: | :---: | :---: |
| Step 2 <br> Licensing Officer | The Licensing Officer will outline the report. | 5 minutes |
| Step 3 Applicant's Case | The Applicant will present their case in support of their application. | 5 minutes |
| Step 4 <br> Responsible <br> Authorities' Case | The Chair will invite the relevant Responsible Authorities in attendance to highlight their reasons for objecting to the application as contained within the report. | 5 minutes each |
| Step 5 <br> Other Persons' Case | 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. | $\begin{array}{\|c} 5 \text { minutes } \\ \text { each } \\ \hline \end{array}$ |
| Step 6 Discussion | 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. | $\begin{gathered} 15 \\ \text { minutes } \\ \hline \end{gathered}$ |
| Step 7 Closing remarks | The Chair will ask Responsible Authorities, Other Persons, Applicants and the Licensing Officer if they have any final comments to make. These comments can only be in relation to issues raised during the discussion. These remarks should be brief. | $\begin{gathered} 10 \\ \text { minutes } \end{gathered}$ |
| Step 8 - Final clarification | Licensing Sub-Committee Members will have a final opportunity to seek clarification on any points raised, following which the Chair will conclude the discussion. | 5 minutes |
| Step 9 Consideration | 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. <br> The Legal Adviser will repeat any legal advice given to Members upon returning to the public hearing. <br> In simple cases the Sub-Committee may not consider it necessary to retire. | $\begin{gathered} 10 \\ \text { minutes } \end{gathered}$ |
| Step 10 Chair announces the decision | The Sub-Committee will return and the Chair will announce the decision. Reasons for their decision will be given, if appropriate. <br> 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. | 5 minutes |

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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## Agenda Item 6

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Premises Licence |
| Address of Premises | 8 Stage Plaza(Building 5), Curtain Road, London, <br> EC2A 3NQ |
| Classification | Decision |
| Ward(s) Affected | Hoxton East and Shoreditch |
| Director | Aled Richards |

## 1. Summary

1.1. This is an application for a premises licence to allow authorisation for the provision of late night refreshment and sale of alcohol on Monday to Sunday.
2. Application
2.1. The Stage Shoreditch Limited has made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is seeking authorisation for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: |
| :--- | :--- |
|  | Fri 23:00-00:00 <br> Sat 23:00-00:00 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. <br> On Sundays prior to bank holidays/public <br> holidays 10:00 - 00:00 |
| Supply of Alcohol <br> (On sales) | Standard Hours: |


|  | Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 <br> Sun 10:00-22:30 |
| :--- | :--- |
|  | Non-standard Hours: <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. <br> On Sundays prior to bank holidays/public <br> holidays 10:00 - 00:00 |
| Supply of Alcohol  <br> (Off sales) Standard Hours: <br>  Mon 08:00-23:00 <br> Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00  <br> Fri 08:00-23:00  <br> Sat 08:00-23:00  <br> Sun 10:00-22:30  |  |
| The opening hours of <br> the premises | Standard Hours: <br> Mon 08:00-23:30 |
|  | Sue 08:00-23:30 <br> Tue <br> Wed 08:00-23:30 <br> Thu 08:00-23:30 <br> Fri 08:00-00:30 <br> Sat 08:00-00:30 <br> Sun 10:00-23:00 |
| Non-standard Hours: |  |
| From the end of permitted hours on New Year's |  |
| Eve to the start of permitted hours on New |  |
| Year's Day. |  |
| On Sundays prior to bank holidays/public |  |
| holidays 10:00-00:00 |  |

2.3. 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 is described as a restaurant and not currently licensed for any activity. This is located within the Shoreditch Special Policy Area.
3.2. No temporary event notices have been given for this premises in current year.
4. Representations: Responsible Authorities

| From | Details |
| :--- | :--- |
| Environmental Health <br> Authority <br> (Environmental Protection) | Have confirmed no representation based on <br> agreed conditions as set out in para 8.1 |
| Environmental <br> Health Authority <br> (Environmental Enforcement) | Representation has been withdrawn based on <br> agreed conditions as set out in para 8.1 |
| Environmental Health <br> Authority (Health \& Safety) | No representation received |
| Weights and Measures <br> (Trading Standards) | No representation received |
| Planning Authority | No representation received |
| Area Child Protection Officer | No representation received |
| Fire Authority | Have confirmed no representation on this <br> application |
| Police <br> (Appendix B1) <br> Prepresentation received on the grounds of The <br> Prevention of Crime and Disorder and |  |
| Licensing Authority <br> (Appendix B2) | Representation received on the grounds of The <br> Prevention of Crime and Disorder and <br> Prevention of Public Nuisance |
| Health Authority | No representation received |

5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| None | No representation received |

## 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), LP4 (Off Sales of Alcohol), LP6 (External Areas and Outdoor Events) and LP10 (Special Policy AreasDalston and Shoreditch) are relevant.

## 8. Officer Observations

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

Supply of Alcohol(On/Both)

1. No supply of alcohol may be made under the premises licence:
(a) At a time when there is no designated premises supervisor in respect of the premises licence.
(b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
(ii) drink as much alcohol as possible (whether within a time limit or otherwise);
(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
5.3. The policy must require individuals who appear to the responsible person to be under 18 years if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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 $-\mathrm{P}=$ D+(DxV) Where -
(i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(c) 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;
(d) "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;
(e) "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
(f) "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 8.2(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 consistent with the operating schedule

8. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
9. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
10. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
12. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment ( g ) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
13. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
14. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
15. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
16. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
17. Waste collections shall be restricted to 23:00 and 08:00.
18. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.

## Conditions derived from responsible authority representations

19. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
20. Any outside areas to close at 2200hrs.
21. No drinks are to be taken outside except to those seated in the designated seating area.
22. Notices shall be prominently displayed at any external area(s) used for drinking and/or smoking requesting patrons to respect the needs of local residents and use the area quietly.
23. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
24. The Licensee shall ensure that all relevant 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.
25. 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.
26. 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.
27. 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.
28. 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.

## 9. Reasons for Officer Observations

9.1. Conditions 8 to 18 are derived from applicant's operating schedule, conditions 19 to 21 have been proposed by the Police, conditions 22 and 23 have been proposed by Environmental Protection and conditions 24 to 28 have been proposed by Environmental Enforcement. The applicant has agreed to the Environmental Protection and Environmental Enforcement conditions.
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
12.1. Option 1

That the application be refused
12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents Appendix B: Representations from responsible authorities
Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Shan Uthayasangar <br> Title: Licensing Officer <br> Email: shan.uthayasangar@hackney.gov.uk <br> Tel: 02083562431 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email <br> Tel |
| Comments for the <br> Director of Legal, <br> Democratic and Electoral <br> Services prepared by | Name <br> Title <br> Email <br> Tel |

HHackney Application for a premises licence to be granted under the
LA01 Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.
I/We The Stage Shoreditch Limited
(Insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details

| Postal address of premises or, if none, ordnance survey map reference or <br> description <br> 8 Stage Plaza, Curtain Road |
| :--- | :--- | :--- | :--- |


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | $£ 0$ |

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as
Please tick as appropriate
a) an individual or individuals *
$\square$ please complete section (A)
b) a person other than an individual *
i as a limited company/limited liability partnership
ii as a partnership (other than limited liability)
iii as an unincorporated association or
please complete section
(B)please complete section
(B)please complete section (B)
iv other (for example a statutory
c) a recognised club
d) a charity
e) the proprietor of an educational establishment
f) a health service body
g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
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
h) the chief officer of police of a police force in England and Walesplease complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section
(B)
please complete section (B)
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)

| Mr $\square$ Mrs $\square$ | Miss $\square$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

Daytime contact telephone number

E-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

(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

The Stage Shoreditch Limited

| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Restaurant - The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 Please tick all 2) that apply
a) plays (if ticking yes, fill in box A)
b) films (if ticking yes, fill in box B)
c) indoor sporting events (if ticking yes, fill in box C)
d) boxing or wrestling entertainment (if ticking yes, fill in box $D$ )
e) live music (if ticking yes, fill in box E)
f) recorded music (if ticking yes, fill in box F)
g) performances of dance (if ticking yes, fill in box G)
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)
Supply of alcohol (if ticking yes, fill in box J)
In all cases complete boxes $\mathrm{K}, \mathrm{L}$ and M


| Supply of alcohol Standard days and timings (please read guidance note 7) |  |  | Will the supply of alcohol be for consumption - please tick (please read guidance note 8) | On the premises | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Off the premises | $\square$ |
| Day | Start | Finish |  | Both | $\boxtimes$ |
| Mon | 08:00 | 23:00 |  | State any seasonal variations for the supply of alcohol (please read guidance note 5) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 |  |  |  |  |
| Thur | 08:00 | 23:00 | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. |  |  |
| Fri | 08:00 | 00:00 |  |  |  |  |  |  |
| Sat | 08:00 | 00:00 | On Sundays prior to bank holidays/public horicher | days 10:00- |  |
| Sun | 10:00 | 22:30 | 08:00 to 23:00 and Sundays 10:00 to 22:30 |  |  |

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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- |
| Date of birth |
| Address |
|  |
|  |
| Postcode |
| Personal licence number (if known) |
| Issuing licensing authority (if known) |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times |
| Thur | 08:00 | 23:30 | from those listed in the column on the left, please |
| Fri | 08:00 | 00:30 | of permitted hours on New Year's Day. |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.

- I have enclosed the plan of the premises. $\boxtimes$
- 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.

|  | -[Applicable to individual applicants only, including those in a <br> partnership which is not a limited liability partnership] I <br> understand I am not entitled to be issued with a licence if I <br> do not have the entitlement to live and work in the UK (or if <br> I am subject to a condition preventing me from doing work <br> relating to the carrying on of a licensable activity) and that <br> my licence will become invalid if I cease to be entitled to live <br> and work in the UK (please read guidance note 15). <br> Declaration- The DPS named in this application form is entitled to work in <br> the UK (and is not subject to conditions preventing him or <br> her from doing work relating to a licesable activity) and I <br> have seen a copy of his or her proof of entitlement to work, <br> or have conducted an online right to work check using the <br> Home Office right to work checking service which confirmed <br> their right to work (please see note 15) |
| :--- | :--- |
| Signature | Thomas and Thomas Partners LLP |
| Date | 20.04.22 |
| Capacity | Solicitors on behalf of the Applicant |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Alun Thomas
Thomas and Thomas Partners LLP


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 .
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets


## Application for Premises Licence

## APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol On and Off Sales | Monday - Thursday : 08:00-23:00 <br> Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00-22:30 <br> *Off Sales will be restricted to Monday to Saturday 08:00 to 23:00 and Sundays 10:00 to 22:30 |
| :---: | :---: |
| Late Night Refreshment: | Friday and Saturday: 23:00-00:00 |
| Opening Hours | Monday - Thursday : 08:00-23:30 <br> Friday and Saturday: 08:00-00:30 <br> Sunday: 10:00-23:00 |
| Non-standard hours | From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00 00:00 |

## Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP

## Companies House Reg No: OC399149

Premises Address: (Building 5) 8 Stage Plaza, Curtain Road London EC2A 3NQ

Description:- Restaurant. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

Proposed DPS: Brock Ninian Sanderson Bergius

## Proposed Conditions

1. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
2. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
3. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
4. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
5. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment $(\mathrm{g})$ any refusal of the sale of alcohol ( h ) any visit by a relevant authority or emergency service.
6. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
7. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
8. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
9. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
10. Waste collections shall be restricted to 23:00 and 08:00.
11. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.



# The Stage <br> Shoreditch <br> London EC2 



# Operational Management Statement incorporating 

Proposed Conditions

March 2022

## 1 Introduction

1.1 This document is submitted by the applicant to support its application for new Premises Licences in respect of various units situated at The Stage, Shoreditch, London EC2 ("the Stage/the Estate").
1.2 The Stage is a mixed-use development in Shoreditch, London EC2. The development consists of a new 40-storey residential tower and theatre, as well as two buildings providing approximately 25,000 square metres of office space and approximately 4,500 square metres of shops, restaurants and bars on a 2.5-acre site in Shoreditch, East London.
1.3 The office and retail elements of the development have been designed to achieve a BREEAM 'Excellent' standard and residential units will achieve Code for Sustainable Homes level four.
1.4 The scheme encompasses various elements: Retail, Commercial (Office), and residential including Exhibition and Public realm space. The uses have been located around the site to suit their function and relationship to the wider area.
1.5 The Estate will function and be managed as a high quality, mixed use development operating on a $24 / 7$ basis.
1.6 The applicant is committed to a high standard of professional and responsible management. The proposed management systems will ensure that the units are operated successfully, sympathetically and without adversely affecting local residents or other businesses.
1.7 The controls set out in this document and corresponding Premises Licence application place emphasis on the promotion of the Licensing Objectives.

1.8 The standard operating hours sought for the units are as follows which are within Framework Hours:

|  | Opening Hours | Sale of Alcohol | Late Night Refreshment |
| :---: | :---: | :---: | :---: |
|  | Timings | Timings | Timings |
| Monday to <br> Thursday | $08: 00-23: 30$ | $08: 00-23: 00$ | $23: 00-23: 30$ |
| Friday \& Saturday | $08: 00-00: 30$ | $08: 00-00: 00$ | $23: 00-00: 00$ |
| Sunday | $10: 00-22: 30$ | $10: 00-22: 00$ | N/A |

1.9 The purpose of the OMS is to ensure the Licensing Objectives are promoted and to consider the impact of the licences sought in the specific locality, being located in the Shoreditch Special Policy Area.
1.10 The Statement of Licensing Policy ("the Policy") paragraph 3.6 states: "It should be noted that special policies are not absolute. The individual circumstances of each application will be considered on its merits. The Council will grant applications where the applicant has demonstrated that the operation of the premises is unlikely to add to the cumulative impact that is already being experienced in the area."
1.11 The Policy provides in relation to the Shoreditch area: "There are also real concerns about the impact on the physical environment, the safety of visitors and residents, and the environmental disturbance to residents arising from increased activity in both the Shoreditch SPA area and the wider Shoreditch area. 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."
1.12 This application forms part of an estate wide development, with residential needs as important as the businesses the site affords opportunities for. The provisions set out in this OMS, including the safeguarding elements that arise from a development of this type, with, inter alia, specific estate security provisions, out of hours guarding, landscaping and cleansing creating environmental enhancements to the area, together with hours sought for licensable activities within Framework Licensing Hours, cumulatively present an application opportunity that appropriately addresses cumulative impact in the area to ensure it is not added to. There are, in addition, additional conditions and controls in respect of the premises where alcohol may be sold without food.

## 2 Estate Security, Cleaning and Safeguarding

2.1 A 24/7 security presence will be operated on site, covering the common areas, retained areas, access points, external perimeter and retail garden areas of buildings. Occupiers will be responsible for in-demise security functions, which will be tailored to each individual demise.
2.2 A security control room will be located at Basement One Level and will be the centre of security operations for the Estate.

## CCTV

2.3 The following conditions shall apply in respect of the individual units:
2.3.1 The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2.3.2 No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.

## Security Officers

2.4 Security Officers will require customers service skills in addition to experience in security. Key activities will include counter surveillance, customer satisfaction, incident management and emergency evacuations.
2.5 Security Officers will be predominantly be position in the reception areas to provide a customer focused service to visitors entering and leaving the buildings and to provide a secure working environment.

## Out of Hours Guarding

2.6 Out of hours security is anticipated to be in place between 19:00 and 07:00 Monday to Friday and 24 hours on Saturday and Sundays.

## Cleaning

## Housekeeping

2.7 The intention is for all common parts of the Estate - such as reception areas, lifts, lobbies, common WCs - will be cleaned regularly by contract cleaners employed by the Managing Agent to industry standards on a daily basis in preparation for core opening hours.
2.8 A dedicated team of on-site housekeepers will ensure that common areas present well at all times and that spillages or other reactive cleaning tasks will be dealt with during core hours.
2.9 Regular inspections of heavily used areas will ensure that the Estate standards are maintained throughout the day, supplemented by extra resource out of hours to ensure heavy traffic areas are refreshed for the start of each day and allow deep and specialist cleans to be carried out where necessary.

## Window \& Façades

2.10 External window cleaning and cleaning of the cladding will be undertaken in line with access strategies specific to each building.

## Maintenance

2.11 A Technical Service Manager will have responsibility for management of all hard services, with an Engineering Manager reporting to them.
2.12 Third Party Consultants will support any major project work.
2.13 Estate wide services of sprinklers, fire alarms and security systems will be controlled centrally.
2.14 All maintenance shall be carried out to SFG 20 standard as a minimum.

## Landscaping

2.15 The maintenance of the external Estate areas will be undertaken by a specialist landscaping contractor.

## Waste Management

2.16 A Waste Management Strategy will be produced and in operation for each occupier. See further section 7 below.

## Helpdesk

2.17 A Helpdesk facility is intended to enable occupiers and building management to be kept informed of issues relating to specific unit and retained and common parts. The intention is to (i) provide a central point of contact; (ii) to provide assistance with general and maintenance queries; \& (iii) to keep occupiers informed in relation to outstanding issues.

## 3 Planned Management Measures for Control of Noise

## Executive Summary

3.1 The departure of customers from the Premises shall be managed in accordance with the Dispersal Policy at section 6 of this document. The management controls set out in the Dispersal Policy are designed to ensure all customers leave the area as quickly and as quietly as possible.
3.2 A Deliveries, Collections \& Servicing Procedure seeks to ensure these activities have minimal, if any, impact on the local amenity. The relevant procedures are set out in section 7 of this document.

## Prevention of Noise and Vibration

3.3 The objective of the management controls are to ensure residents and other businesses are not disturbed by noise from the Premises in accordance with Licensing Objective: Prevention of Public Nuisance.
3.4 Management controls are included in the Dispersal Policy at section 6 and the Deliveries, Collections \& Servicing Procedure at section 7 of this document.
3.5 The following conditions form part of application where the premises are primarily or exclusively used as a high volume vertical drinking establishment:
3.5.1 A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours on any evening the premises are open beyond midnight and until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.
3.5.2 The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
3.5.3 A noise management plan shall be submitted to and approved by the Head of Environmental Services within three 3 months of the date of grant of the licence.

## 4 General Operational Controls

4.1 The applicant's management team takes their responsibilities as a neighbour very seriously. Management controls include:
4.1.1 Extensive employee induction and on-going refresher training, including:
4.1.1.1 Responsibilities in the local area and towards local residents.
4.1.1.2 Customer care and hospitality.
4.1.1.3 Complaint handling.
4.1.1.4 Food Safety.
4.1.1.5 Health and Safety.
4.1.1.6 Fire Safety.
4.1.1.7 Obligations under the Licensing Act 2003.
4.2 Operational procedures to mitigate nuisance in the local area, including:
3.2.1 Responsible management of customers in and outside the Premises.
3.2.2 Controlled management of the arrival of customers.
3.2.4 Controlling and supervising customer smoking (see section 5 below).
3.2.5 Sympathetic servicing of the Premises, see licence conditions for further details.
3.2.6 Internal CCTV coverage including full frontal imaging of anyone entering the Premises. At any given time, there will be at least one member of staff on duty who is fully trained to operate the CCTV system.

## 5 Smoking Policy

5.1 The applicant is fully committed to ensuring cleanliness and reducing the noise level surrounding the Premises. The following measures will be in place to support it:
5.1.1 Appropriate staff will monitor cleanliness and noise level outside with regular inspections and cleaning.
5.1.2 Customers wishing to smoke will be directed to a specially designated smoking area where smoking receptacles will be available for use.
5.1.3 Guests permitted to smoke at any one time will be restricted in accordance with licence conditions where applicable.
5.1.4 The external area will not be used after 23:00 and persons shall only be permitted to use the area for smoking after that time.
5.1.5 The DPS or nominated deputy is responsible to oversee and ensure all measures are executed without fail and in a timely manner.

## 6 Dispersal Policy

People Arriving, Departing and in the Vicinity

6.1 The objective of the Dispersal Policy is to ensure a quiet, controlled and swift dispersal of the Premises' customers.
6.2 The Dispersal Policy promotes a professional and responsible management of customers as they leave the Premises to ensure they make their journey home without any adverse impact on local residents, and in particular those residents in neighbouring buildings.
6.3 Despite the Premises' central location, employees are made aware that local residents live close by, including those in the neighbouring building.
6.4 This Dispersal Policy will be followed throughout the opening hours, although particular attention will be paid to customers leaving at night.

## Dispersal

6.5 Customers are expected to depart the Premises in a gradual and controlled manner until close.
6.6 Towards closing time, the following measures may be utilised where necessary to assist in a gradual and quiet closure of the Premises:
6.6.1 Raised lighting levels where appropriate.
6.6.2 Politely reminding customers the Premises is about to close.
6.6.3 Asking customers if they require a taxi and advising customers to wait inside the Premises.
6.7 All exits have notices informing customers that the area is residential and to respect local residents by leaving the area quietly and efficiently
6.8 Where appropriate, customers will be directed to nearby transport links and requested to leave quietly.

## Transport

6.9 Customers arrive and depart by various modes of transport, including by foot and private car.
6.10 When arriving by private car and if required, customers and drivers are reminded not to leave engines running unnecessarily, to keep conversation to a minimum and avoid slamming car doors.
6.11 The Premises are serviced by various public transport links, as set out below. All staff are familiar with the transport links so they can advise customers when required.

## Tube

6.12 The following tube stations are located within easy walking distance of the Premises, with a late night 24 hour tube service, in normal times, available on a Friday and Saturday on the Night Tube lines:

- Liverpool Street (Central, Hammersmith \& City, Circle and Metropolitan Lines)
- Old Street (Northern Line )
- Moorgate (Northern, Hammersmith \& City, Circle \& Metropolitan Lines)
6.13 Where necessary customers are given directions to the relevant station and reminded to reach the station as quietly and as quickly as possible when they leave.


## Trains

- Shoreditch High Street - 2 minutes walk - London Overground
- Liverpool Street - 6 minutes walk - London Overground, Mainline Rail, The Elizabeth Line
- Old Street - 8 minutes walk - Mainline Rail
- Moorgate - 12 minutes walk - Mainline Rail, The Elizabeth Line


## Buses

6.14 The Premises is well serviced by public buses. TFL bus services go to a variety of destinations throughout London from nearby bus stops.

Taxi

Black cabs are available right through the day and night in the area or can be called by staff on any app based service.
6.16 If there are no available black cabs, customers can wait inside the Premises until a cab becomes available.

## Private Car Service

6.17 The Premises can recommend a private car booking service. In the event a customer wants to book a car home, the customer can, if appropriate, wait inside the Premises until their car has arrived to ensure a quick and quiet exit.

## 7 Closing Procedure

7.1 Management controls will be implemented to ensure that the closing procedure has no adverse impact on local residents. The procedure promotes a quick and quiet closure of the Premises.
7.2 Management controls include:
7.2.1 Ensuring all customers will be off the premises by the authorised closing times. There are no exceptions to this rule whatsoever.
7.2.2 A prompt clean and clear up of the Premises as soon as possible after closure.
7.2.3 Employees must leave the Premises quickly and quietly, at all times following the Dispersal Policy set out above.
7.2.4 Employees are not permitted to loiter outside the Premises after closing.
7.2.5 The pavement and external area will be swept and cleaned every day.

## APPENDIX B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER | 07796 183078 |
| E-MAIL ADDRESS | hackneylicensing@met.police.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | 8 Stage Plaza (Building 5) <br> Curtain Road <br> London <br> EC2A 3NQ |
| :--- | :--- |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 8 Stage Plaza (Building 5), Curtain Road, London, EC2A 3NQ for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be a restaurant with an approx. 225 person capacity inside over two floors, with an additional 100 people approx. on a roof terrace and 30 persons outside.

Police would like to reduce the use of any outside seating area with them closing at 2200 hrs as per LP6 of the Council's licensing policy. There is a substantial amount of residential premises in close proximity and as part of the site, closing outside areas at 2200 hrs would minimise the impact on them.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussions with the applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

Additional conditions

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. Any outside areas to close at 2200 hrs
3. No drinks are to be taken outside except to those seated in the designated outside area.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT ***

## APPENDIX B2

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

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

## APPLICATION PREMISES

| Premises | 8 Stage Plaza <br> Curtain Road <br> London <br> EC2A 3NQ |
| :--- | :--- |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

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

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577 . The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

## 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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed. It is also noted that the full restaurant condition will apply to alcohol sales taking place on the premises. It is also noted that the premises includes a substantial external terrace with proposed hours that are aligned to the rest of the site.

## Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support



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## Agenda Item 7

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Premises Licence |
| Address of Premises | The Bard Unit 3,18 Curtain Road,London,EC2A 3NG |
| Classification | Decision |
| Ward(s) Affected | Hoxton East and Shoreditch |
| Director | Aled Richards |

## 1. Summary

1.1. This is an application for a premises licence to allow authorisation for the provision of late night refreshment and sale of alcohol on Monday to Sunday.
2. Application
2.1. The Stage Shoreditch Limited has made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is seeking authorisation for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: <br>  <br>  <br>  <br>  <br> Fri 23:00-00:00 <br> Sat 23:00-00:00 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. <br> On Sundays prior to bank holidays/public <br> holidays 10:00 - 00:00 |
| :--- | :--- |
| Supply of Alcohol <br> (On sales) | Standard Hours: <br> Mon 08:00-23:00 <br> Tue 08:00-23:00 |


|  | Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 <br> Sun 10:00-22:30 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| :---: | :---: |
| Supply of Alcohol (Off sales) | Standard Hours: Mon 08:00-23:00 Tue 08:00-23:00 Wed 08:00-23:00 Thu 08:00-23:00 Fri 08:00-23:00 Sat 08:00-23:00 Sun 10:00-22:30 |
| The opening hours of the premises | Standard Hours: <br> Mon 08:00-23:30 <br> Tue 08:00-23:30 <br> Wed 08:00-23:30 <br> Thu 08:00-23:30 <br> Fri 08:00-00:30 <br> Sat 08:00-00:30 <br> Sun 10:00-23:00 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |

2.3. 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 is described as a bar and not currently licensed for any activity. This is located within the Shoreditch Special Policy Area.
3.2. No temporary event notices have been given for this premises in current year.
4. Representations: Responsible Authorities

| From | Details |
| :--- | :--- |
| Environmental Health <br> Authority <br> (Environmental Protection) | Have confirmed no representation based on <br> agreed conditions as set out in para 8.1 |
| Environmental Health <br> Authority <br> (Environmental Enforcement) | Representation has been withdrawn based on <br> agreed conditions as set out in para 8.1 |
| Environmental Health <br> Authority (Health \& Safety) | No representation received |
| Weights and Measures <br> (Trading Standards) | No representation received |
| Planning Authority | No representation received |
| Area Child Protection Officer | No representation received |
| Fire Authority | Have confirmed no representation on this <br> application |
| Police <br> (Appendix B1) | Representation received on the grounds of The <br> Prevention of Crime and Disorder and <br> Prevention of Public Nuisance |
| Licensing Authority <br> (Appendix B2) | Representation received on the grounds of The <br> Prevention of Crime and Disorder and <br> Prevention of Public Nuisance |
| Health Authority | No representation received |

5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| None | No representation received |

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), LP4 (Off Sales of Alcohol), LP6 (External Areas and Outdoor Events) and LP10 (Special Policy AreasDalston and Shoreditch) are relevant.

## 8. Officer Observations

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

Supply of Alcohol(On/Both)

1. No supply of alcohol may be made under the premises licence:
(a) At a time when there is no designated premises supervisor in respect of the premises licence.
(b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
(ii) drink as much alcohol as possible (whether within a time limit or otherwise);
(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
5.3. The policy must require individuals who appear to the responsible person to be under 18 years if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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 $-\mathrm{P}=$ D+(DxV) Where -
(i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(c) 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;
(d) "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;
(e) "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
(f) "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 8.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub- paragraph rounded up to the nearest penny.
7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.
(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## Door Supervision

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

## Conditions consistent with the operating schedule

9. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
10. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
12. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment ( g ) any refusal of the sale of alcohol ( h ) any visit by a relevant authority or emergency service.
13. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
14. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
15. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
16. Substantial food shall be available at all times.
17. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
18. Waste collections shall be restricted to 23:00 and 08:00.
19. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.
20.A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.
21. The external area will not be used after 23.00 hours and persons shall only be permitted to use the area for smoking after that time.

## Conditions derived from responsible authority representations

22. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
23. Any outside areas to close at 2200 hrs .
24. No drinks are to be taken outside except to those seated in the designated seating area.

Amendment to SIA condition to read:
25.A minimum of 1 SIA door supervisor per customers shall be employed from 2000hrs, until the venue has fully dispersed its customers from the venue. Additional SIA door supervisors shall be employed on a risk assessment basis. When employed, all SIA staff shall wear a high visibility armband or vest to be easily identifiable. They shall enter their name, address, SIA number and times they begin and finish their shift in a daily register. If employed by an agency all agency contact details shall be recorded also.
26. Notices shall be prominently displayed at any external area(s) used for drinking and/or smoking requesting patrons to respect the needs of local residents and use the area quietly.
27. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
28. The external area shall not be used after 22:30 hours except for patrons permitted to temporarily leave and re-enter the premises, e.g. to smoke, and shall be limited to more than 10 persons at any one time.
29. The Licensee shall ensure that all relevant 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.
30. 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.
31. 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.
32. 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.
33. 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.

## 9. Reasons for Officer Observations

9.1. Conditions 9 to 21 are derived from applicant's operating schedule, conditions 22 to 25 have been proposed by the Police, conditions 26 to 28 have been proposed by Environmental Protection and conditions 29 to 33 have been proposed by Environmental Enforcement. The applicant has agreed to the Environmental Protection and Environmental Enforcement conditions.

## 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

### 12.1. Option 1

That the application be refused

### 12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents Appendix B: Representations from responsible authorities
Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Shan Uthayasangar <br> Title: Licensing Officer <br> Email: shan.uthayasangar@hackney.gov.uk <br> Tel: 02083562431 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email <br> Tel |


| Comments for the | Name |
| :--- | :--- |
| Director of Legal, | Title |
| Democratic and Electoral | Email |
| Services prepared by | Tel |

## APPENDIX A

HHackney Application for a premises licence to be granted under the
LA01 Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.
I/We The Stage Shoreditch Limited
(Insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details

| Postal address of premises or, if none, ordnance survey map reference or <br> description <br> Unit 3-18 Curtain Road <br> Un |  |  |
| :--- | :--- | :--- |
| Post town | London | Postcode |


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | £0 |

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as
Please tick as appropriate
a) an individual or individuals *
$\square$ please complete section (A)
b) a person other than an individual *
i as a limited company/limited liability partnership
ii as a partnership (other than limited liability)
iii as an unincorporated association or
please complete section (B)please complete section (B)
(B)
iv other (for example a statutory
c) a recognised club
d) a charity
e) the proprietor of an educational establishment
f) a health service body
g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
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
h) the chief officer of police of a police force in England and Walesplease complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section
(B)
please complete section (B)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)

| Mr $\quad \square \quad \mathrm{Mrs} \quad \square$ | Miss $\square$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square \quad$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

Daytime contact telephone number

E-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)


## (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.

[^0]| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Bar - The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 Please tick all 2) that apply
a) plays (if ticking yes, fill in box A)
b) films (if ticking yes, fill in box B)
c) indoor sporting events (if ticking yes, fill in box C)
d) boxing or wrestling entertainment (if ticking yes, fill in box $D$ )
e) live music (if ticking yes, fill in box E)
f) recorded music (if ticking yes, fill in box F)
g) performances of dance (if ticking yes, fill in box G)
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)
Supply of alcohol (if ticking yes, fill in box J)
In all cases complete boxes $\mathrm{K}, \mathrm{L}$ and M


| Supply of alcohol Standard days and timings (please read guidance note 7) |  |  | Will the supply of alcohol be for consumption - please tick (please read guidance note 8) | On the premises | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Off the premises | $\square$ |
| Day | Start | Finish |  | Both | $\boxtimes$ |
| Mon | 08:00 | 23:00 |  | State any seasonal variations for the supply of alcohol (please read guidance note 5) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 |  |  |  |  |
| Thur | 08:00 | 23:00 | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. |  |  |
| Fri | 08:00 | 00:00 |  |  |  |  |  |  |
| Sat | 08:00 | 00:00 | On Sundays prior to bank holidays/public horicher | days 10:00- |  |
| Sun | 10:00 | 22:30 | 08:00 to 23:00 and Sundays 10:00 to 22:30 |  |  |

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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- |
| Date of birth |
| Address |
|  |
|  |
| Postcode |
| Personal licence number (if known) |
| Issuing licensing authority (if known) |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times |
| Thur | 08:00 | 23:30 | from those listed in the column on the left, please |
| Fri | 08:00 | 00:30 | of permitted hours on New Year's Day. |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.

- I have enclosed the plan of the premises. $\boxtimes$
- 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.

| Declaration | - [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). <br> - 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 licesable 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) |
| :---: | :---: |
| Signature | Thomas and Thomas Partners LLP |
| Date | 20.04.22 |
| Capacity | Solicitors on behalf of the Applicant |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Alun Thomas
Thomas and Thomas Partners LLP


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 .
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets


## Application for Premises Licence

## The Stage, Shoreditch

APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol <br> On and Off Sales | Monday - Thursday : 08:00-23:00 <br> Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00-22:30 <br> *Off Sales will be restricted to Monday to Saturday <br> 08:00 to 23:00 and Sundays 10:00 to 22:30 |
| :--- | :--- |
| Late Night Refreshment: | Friday and Saturday: 23:00-00:00 |
| Opening Hours | Monday - Thursday : 08:00 - 23:30 <br> Friday and Saturday: 08:00-00:30 <br> Sunday: 10:00 - 23:00 |
| Non-standard hours | From the end of permitted hours on New Year's Eve to the <br> start of permitted hours on New Year's Day. |
|  | On Sundays prior to bank holidays/public holidays 10:00 - <br> $00: 00$ |

## Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP

## Companies House Reg No: OC399149

## Premises Address: (The Bard Unit 3) 18 Curtain Road, London EC2A 3NG

Description: Bar. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

## Proposed DPS: Brock Ninian Sanderson Bergius

## Proposed Conditions

1. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
3. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
4. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
5. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
6. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
7. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
8. Substantial food shall be available at all times.
9. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
10. Waste collections shall be restricted to 23:00 and 08:00.
11. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.
12. A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.
13. The external area will not be used after 23.00 hours and persons shall only be permitted to use the area for smoking after that time.

$\qquad$ Page 84



GROUND FLOOR

bASEMENT

# The Stage <br> Shoreditch <br> London EC2 



# Operational Management Statement incorporating 

Proposed Conditions

March 2022

## 1 Introduction

1.1 This document is submitted by the applicant to support its application for new Premises Licences in respect of various units situated at The Stage, Shoreditch, London EC2 ("the Stage/the Estate").
1.2 The Stage is a mixed-use development in Shoreditch, London EC2. The development consists of a new 40-storey residential tower and theatre, as well as two buildings providing approximately 25,000 square metres of office space and approximately 4,500 square metres of shops, restaurants and bars on a 2.5 -acre site in Shoreditch, East London.
1.3 The office and retail elements of the development have been designed to achieve a BREEAM 'Excellent' standard and residential units will achieve Code for Sustainable Homes level four.
1.4 The scheme encompasses various elements: Retail, Commercial (Office), and residential including Exhibition and Public realm space. The uses have been located around the site to suit their function and relationship to the wider area.
1.5 The Estate will function and be managed as a high quality, mixed use development operating on a $24 / 7$ basis.
1.6 The applicant is committed to a high standard of professional and responsible management. The proposed management systems will ensure that the units are operated successfully, sympathetically and without adversely affecting local residents or other businesses.
1.7 The controls set out in this document and corresponding Premises Licence application place emphasis on the promotion of the Licensing Objectives.

1.8 The standard operating hours sought for the units are as follows which are within Framework Hours:

|  | Opening Hours | Sale of Alcohol | Late Night Refreshment |
| :---: | :---: | :---: | :---: |
|  | Timings | Timings | Timings |
| Monday to <br> Thursday | $08: 00-23: 30$ | $08: 00-23: 00$ | $23: 00-23: 30$ |
| Friday \& Saturday | $08: 00-00: 30$ | $08: 00-00: 00$ | $23: 00-00: 00$ |
| Sunday | $10: 00-22: 30$ | $10: 00-22: 00$ | N/A |

1.9 The purpose of the OMS is to ensure the Licensing Objectives are promoted and to consider the impact of the licences sought in the specific locality, being located in the Shoreditch Special Policy Area.
1.10 The Statement of Licensing Policy ("the Policy") paragraph 3.6 states: "It should be noted that special policies are not absolute. The individual circumstances of each application will be considered on its merits. The Council will grant applications where the applicant has demonstrated that the operation of the premises is unlikely to add to the cumulative impact that is already being experienced in the area."
1.11 The Policy provides in relation to the Shoreditch area: "There are also real concerns about the impact on the physical environment, the safety of visitors and residents, and the environmental disturbance to residents arising from increased activity in both the Shoreditch SPA area and the wider Shoreditch area. 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."
1.12 This application forms part of an estate wide development, with residential needs as important as the businesses the site affords opportunities for. The provisions set out in this OMS, including the safeguarding elements that arise from a development of this type, with, inter alia, specific estate security provisions, out of hours guarding, landscaping and cleansing creating environmental enhancements to the area, together with hours sought for licensable activities within Framework Licensing Hours, cumulatively present an application opportunity that appropriately addresses cumulative impact in the area to ensure it is not added to. There are, in addition, additional conditions and controls in respect of the premises where alcohol may be sold without food.

## 2 Estate Security, Cleaning and Safeguarding

2.1 A 24/7 security presence will be operated on site, covering the common areas, retained areas, access points, external perimeter and retail garden areas of buildings. Occupiers will be responsible for in-demise security functions, which will be tailored to each individual demise.
2.2 A security control room will be located at Basement One Level and will be the centre of security operations for the Estate.

## CCTV

2.3 The following conditions shall apply in respect of the individual units:
2.3.1 The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2.3.2 No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.

## Security Officers

2.4 Security Officers will require customers service skills in addition to experience in security. Key activities will include counter surveillance, customer satisfaction, incident management and emergency evacuations.
2.5 Security Officers will be predominantly be position in the reception areas to provide a customer focused service to visitors entering and leaving the buildings and to provide a secure working environment.

## Out of Hours Guarding

2.6 Out of hours security is anticipated to be in place between 19:00 and 07:00 Monday to Friday and 24 hours on Saturday and Sundays.

## Cleaning

## Housekeeping

2.7 The intention is for all common parts of the Estate - such as reception areas, lifts, lobbies, common WCs - will be cleaned regularly by contract cleaners employed by the Managing Agent to industry standards on a daily basis in preparation for core opening hours.
2.8 A dedicated team of on-site housekeepers will ensure that common areas present well at all times and that spillages or other reactive cleaning tasks will be dealt with during core hours.
2.9 Regular inspections of heavily used areas will ensure that the Estate standards are maintained throughout the day, supplemented by extra resource out of hours to ensure heavy traffic areas are refreshed for the start of each day and allow deep and specialist cleans to be carried out where necessary.

## Window \& Façades

2.10 External window cleaning and cleaning of the cladding will be undertaken in line with access strategies specific to each building.

## Maintenance

2.11 A Technical Service Manager will have responsibility for management of all hard services, with an Engineering Manager reporting to them.
2.12 Third Party Consultants will support any major project work.
2.13 Estate wide services of sprinklers, fire alarms and security systems will be controlled centrally.
2.14 All maintenance shall be carried out to SFG 20 standard as a minimum.

## Landscaping

2.15 The maintenance of the external Estate areas will be undertaken by a specialist landscaping contractor.

## Waste Management

2.16 A Waste Management Strategy will be produced and in operation for each occupier. See further section 7 below.

## Helpdesk

2.17 A Helpdesk facility is intended to enable occupiers and building management to be kept informed of issues relating to specific unit and retained and common parts. The intention is to (i) provide a central point of contact; (ii) to provide assistance with general and maintenance queries; \& (iii) to keep occupiers informed in relation to outstanding issues.

## 3 Planned Management Measures for Control of Noise

## Executive Summary

3.1 The departure of customers from the Premises shall be managed in accordance with the Dispersal Policy at section 6 of this document. The management controls set out in the Dispersal Policy are designed to ensure all customers leave the area as quickly and as quietly as possible.
3.2 A Deliveries, Collections \& Servicing Procedure seeks to ensure these activities have minimal, if any, impact on the local amenity. The relevant procedures are set out in section 7 of this document.

## Prevention of Noise and Vibration

3.3 The objective of the management controls are to ensure residents and other businesses are not disturbed by noise from the Premises in accordance with Licensing Objective: Prevention of Public Nuisance.
3.4 Management controls are included in the Dispersal Policy at section 6 and the Deliveries, Collections \& Servicing Procedure at section 7 of this document.
3.5 The following conditions form part of application where the premises are primarily or exclusively used as a high volume vertical drinking establishment:
3.5.1 A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours on any evening the premises are open beyond midnight and until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.
3.5.2 The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
3.5.3 A noise management plan shall be submitted to and approved by the Head of Environmental Services within three 3 months of the date of grant of the licence.

## 4 General Operational Controls

4.1 The applicant's management team takes their responsibilities as a neighbour very seriously. Management controls include:
4.1.1 Extensive employee induction and on-going refresher training, including:
4.1.1.1 Responsibilities in the local area and towards local residents.
4.1.1.2 Customer care and hospitality.
4.1.1.3 Complaint handling.
4.1.1.4 Food Safety.
4.1.1.5 Health and Safety.
4.1.1.6 Fire Safety.
4.1.1.7 Obligations under the Licensing Act 2003.
4.2 Operational procedures to mitigate nuisance in the local area, including:
3.2.1 Responsible management of customers in and outside the Premises.
3.2.2 Controlled management of the arrival of customers.
3.2.4 Controlling and supervising customer smoking (see section 5 below).
3.2.5 Sympathetic servicing of the Premises, see licence conditions for further details.
3.2.6 Internal CCTV coverage including full frontal imaging of anyone entering the Premises. At any given time, there will be at least one member of staff on duty who is fully trained to operate the CCTV system.

## 5 Smoking Policy

5.1 The applicant is fully committed to ensuring cleanliness and reducing the noise level surrounding the Premises. The following measures will be in place to support it:
5.1.1 Appropriate staff will monitor cleanliness and noise level outside with regular inspections and cleaning.
5.1.2 Customers wishing to smoke will be directed to a specially designated smoking area where smoking receptacles will be available for use.
5.1.3 Guests permitted to smoke at any one time will be restricted in accordance with licence conditions where applicable.
5.1.4 The external area will not be used after 23:00 and persons shall only be permitted to use the area for smoking after that time.
5.1.5 The DPS or nominated deputy is responsible to oversee and ensure all measures are executed without fail and in a timely manner.

## 6 Dispersal Policy

People Arriving, Departing and in the Vicinity

6.1 The objective of the Dispersal Policy is to ensure a quiet, controlled and swift dispersal of the Premises' customers.
6.2 The Dispersal Policy promotes a professional and responsible management of customers as they leave the Premises to ensure they make their journey home without any adverse impact on local residents, and in particular those residents in neighbouring buildings.
6.3 Despite the Premises' central location, employees are made aware that local residents live close by, including those in the neighbouring building.
6.4 This Dispersal Policy will be followed throughout the opening hours, although particular attention will be paid to customers leaving at night.

## Dispersal

6.5 Customers are expected to depart the Premises in a gradual and controlled manner until close.
6.6 Towards closing time, the following measures may be utilised where necessary to assist in a gradual and quiet closure of the Premises:
6.6.1 Raised lighting levels where appropriate.
6.6.2 Politely reminding customers the Premises is about to close.
6.6.3 Asking customers if they require a taxi and advising customers to wait inside the Premises.
6.7 All exits have notices informing customers that the area is residential and to respect local residents by leaving the area quietly and efficiently
6.8 Where appropriate, customers will be directed to nearby transport links and requested to leave quietly.

## Transport

6.9 Customers arrive and depart by various modes of transport, including by foot and private car.
6.10 When arriving by private car and if required, customers and drivers are reminded not to leave engines running unnecessarily, to keep conversation to a minimum and avoid slamming car doors.
6.11 The Premises are serviced by various public transport links, as set out below. All staff are familiar with the transport links so they can advise customers when required.

## Tube

6.12 The following tube stations are located within easy walking distance of the Premises, with a late night 24 hour tube service, in normal times, available on a Friday and Saturday on the Night Tube lines:

- Liverpool Street (Central, Hammersmith \& City, Circle and Metropolitan Lines)
- Old Street (Northern Line )
- Moorgate (Northern, Hammersmith \& City, Circle \& Metropolitan Lines)
6.13 Where necessary customers are given directions to the relevant station and reminded to reach the station as quietly and as quickly as possible when they leave.


## Trains

- Shoreditch High Street - 2 minutes walk - London Overground
- Liverpool Street - 6 minutes walk - London Overground, Mainline Rail, The Elizabeth Line
- Old Street - 8 minutes walk - Mainline Rail
- Moorgate - 12 minutes walk - Mainline Rail, The Elizabeth Line


## Buses

6.14 The Premises is well serviced by public buses. TFL bus services go to a variety of destinations throughout London from nearby bus stops.

Taxi

Black cabs are available right through the day and night in the area or can be called by staff on any app based service.
6.16 If there are no available black cabs, customers can wait inside the Premises until a cab becomes available.

## Private Car Service

6.17 The Premises can recommend a private car booking service. In the event a customer wants to book a car home, the customer can, if appropriate, wait inside the Premises until their car has arrived to ensure a quick and quiet exit.

## 7 Closing Procedure

7.1 Management controls will be implemented to ensure that the closing procedure has no adverse impact on local residents. The procedure promotes a quick and quiet closure of the Premises.
7.2 Management controls include:
7.2.1 Ensuring all customers will be off the premises by the authorised closing times. There are no exceptions to this rule whatsoever.
7.2.2 A prompt clean and clear up of the Premises as soon as possible after closure.
7.2.3 Employees must leave the Premises quickly and quietly, at all times following the Dispersal Policy set out above.
7.2.4 Employees are not permitted to loiter outside the Premises after closing.
7.2.5 The pavement and external area will be swept and cleaned every day.

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

## RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER | 07796 183078 |
| E-MAIL ADDRESS | hackneylicensing@met.police.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | The Bard Unit 3 <br> 18 Curtain Road <br> London <br> EC2A 3NG |
| :--- | :--- |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 The Bard Unit 3, 18 Curtain Road, London, EC2A 3NG for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be a bar with an approx. 200 person capacity in the basement and an additional 35 seats approx. in an outside area.

Police would like to reduce the use of any outside seating area with them closing at 2200 hrs as per LP6 of the Council's licensing policy. There is a substantial amount of residential premises in close proximity and as part of the site, closing outside areas at 2200 hrs would minimise the impact on them.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussions with the applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

Additional conditions

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. Any outside areas to close at 2200 hrs
3. No drinks are to be taken outside except to those seated in the designated seating area.

Amendment to SIA condition to read:
A minimum of 1 SIA door supervisor per customers shall be employed from 2000hrs, until the venue has fully dispersed its customers from the venue. Additional SIA door supervisors shall be employed on a risk assessment basis. When employed, all SIA staff shall wear a high visibility armband or vest to be easily identifiable. They shall enter their name, address, SIA number and times they begin and finish their shift in a daily register. If employed by an agency all agency contact details shall be recorded also.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT

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

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

## APPLICATION PREMISES

| Premises | Unit 3 <br> The Bard <br> 18 Curtain Road <br> London EC2A 3NG |
| :--- | :--- |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577. The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed. However, it is noted that the application proposes use of external areas until 23:00 which is beyond the hours set out in LP6 (External Areas and Outdoor Events).

Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support
18 May 2022


## Agenda Item 8

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Premises Licence |
| Address of Premises | The Bard Unit 1, 22 Curtain Road,London, EC2A 3NG |
| Classification | Decision |
| Ward(s) Affected | Hoxton East and Shoreditch |
| Director | Aled Richards |

## 1. Summary

1.1. This is an application for a premises licence to allow authorisation for the provision of late night refreshment and sale of alcohol on Monday to Sunday.
2. Application
2.1. The Stage Shoreditch Limited has made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is seeking authorisation for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: <br>  <br>  <br>  <br>  <br> Fri 23:00-00:00 <br> Sat 23:00-00:00 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. <br> On Sundays prior to bank holidays/public <br> holidays 10:00 - 00:00 |
| :--- | :--- |
| Supply of Alcohol <br> (On sales) | Standard Hours: <br> Mon 08:00-23:00 <br> Tue 08:00-23:00 |


|  | Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 <br> Sun 10:00-22:30 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| :---: | :---: |
| Supply of Alcohol (Off sales) | Standard Hours: Mon 08:00-23:00 Tue 08:00-23:00 Wed 08:00-23:00 Thu 08:00-23:00 Fri 08:00-23:00 Sat 08:00-23:00 Sun 10:00-22:30 |
| The opening hours of the premises | Standard Hours: <br> Mon 08:00-23:30 <br> Tue 08:00-23:30 <br> Wed 08:00-23:30 <br> Thu 08:00-23:30 <br> Fri 08:00-00:30 <br> Sat 08:00-00:30 <br> Sun 10:00-23:00 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |

2.3. 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 is described as a restaurant and not currently licensed for any activity. This is located within the Shoreditch Special Policy Area.
3.2. No temporary event notices have been given for this premises in current year.
4. Representations: Responsible Authorities

| From | Details |
| :--- | :--- |
| Environmental Health <br> Authority <br> (Environmental Protection) | Have confirmed no representation based on <br> agreed conditions as set out in para 8.1 |
| Environmental <br> Health Authority <br> (Environmental Enforcement) | Representation has been withdrawn based on <br> agreed conditions as set out in para 8.1 |
| Environmental Health <br> Authority (Health \& Safety) | No representation received |
| Weights and Measures <br> (Trading Standards) | No representation received |
| Planning Authority | No representation received |
| Area Child Protection Officer | No representation received |
| Fire Authority | Have confirmed no representation on this <br> application |
| Police <br> (Appendix B1) <br> Prepresentation received on the grounds of The <br> Prevention of Crime and Disorder and |  |
| Licensing Authority <br> (Appendix B2) | Representation received on the grounds of The <br> Prevention of Crime and Disorder and <br> Prevention of Public Nuisance |
| Health Authority | No representation received |

5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| None | No representation received |

## 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), LP4 (Off Sales of Alcohol), LP6 (External Areas and Outdoor Events) and LP10 (Special Policy AreasDalston and Shoreditch) are relevant.

## 8. Officer Observations

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

Supply of Alcohol(On/Both)

1. No supply of alcohol may be made under the premises licence:
(a) At a time when there is no designated premises supervisor in respect of the premises licence.
(b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
(ii) drink as much alcohol as possible (whether within a time limit or otherwise);
(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
5.3. The policy must require individuals who appear to the responsible person to be under 18 years if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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 $-\mathrm{P}=$ D+(DxV) Where -
(i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(c) 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;
(d) "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;
(e) "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
(f) "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 8.2(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 consistent with the operating schedule

8. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
9. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
10. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
12. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment ( g ) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
13. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
14. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
15. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
16. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
17. Waste collections shall be restricted to 23:00 and 08:00.
18. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.

## Conditions derived from responsible authority representations

19.A dispersal plan that covers the entire site as well as the individual premises is provided to police.
20. Any outside areas to close at 2200 hrs .
21. No drinks are to be taken outside except to those seated in the designated seating area.
22. Notices shall be prominently displayed at any external area(s) used for drinking and/or smoking requesting patrons to respect the needs of local residents and use the area quietly.
23. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
24. The Licensee shall ensure that all relevant 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.
25. 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.
26. 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.
27. 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.
28. 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.

## 9. Reasons for Officer Observations

9.1. Conditions 8 to 18 are derived from applicant's operating schedule, conditions 19 to 21 have been proposed by the Police, conditions 22 and 23 have been proposed by Environmental Protection and conditions 24 to 28 have been proposed by Environmental Enforcement. The applicant has agreed to the Environmental Protection and Environmental Enforcement conditions.
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
12.1. Option 1

That the application be refused
12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents Appendix B: Representations from responsible authorities
Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Shan Uthayasangar <br> Title: Licensing Officer <br> Email: shan.uthayasangar@hackney.gov.uk <br> Tel: 02083562431 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email <br> Tel |
| Comments for the <br> Director of Legal, <br> Democratic and Electoral <br> Services prepared by | Name <br> Title <br> Email <br> Tel |

## HHackney Application for a premises licence to be granted under the

LA01 Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.
I/We The Stage Shoreditch Limited
(Insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details

| Postal address of premises or, if none, ordnance survey map reference or <br> description <br> Unit 1-22 Curtain Road, London EC2A 3NG |  |  |
| :--- | :--- | :--- |
|  |  |  |
| Post town | London | Postcode |


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | $£ 0$ |

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as
Please tick as appropriate
a) an individual or individuals *
$\square$ please complete section (A)
b) a person other than an individual *
i as a limited company/limited liability partnership
ii as a partnership (other than limited liability)
iii as an unincorporated association or
please complete section
(B)please complete section
(B)please complete section (B)
iv other (for example a statutory
c) a recognised club
d) a charity
e) the proprietor of an educational establishment
f) a health service body
g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
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
h) the chief officer of police of a police force in England and Walesplease complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section
(B)
please complete section (B)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)

| Mr $\square \quad \mathrm{Mrs} \quad \square$ | Miss $\square$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square \quad$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

Daytime contact telephone number

E-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

(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

The Stage Shoreditch Limited

| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Restaurant - The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 Please tick all 2) that apply
a) plays (if ticking yes, fill in box A)
b) films (if ticking yes, fill in box B)
c) indoor sporting events (if ticking yes, fill in box C)
d) boxing or wrestling entertainment (if ticking yes, fill in box $D$ )
e) live music (if ticking yes, fill in box E)
f) recorded music (if ticking yes, fill in box F)
g) performances of dance (if ticking yes, fill in box G)
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H )

Provision of late night refreshment (if ticking yes, fill in box I)
Supply of alcohol (if ticking yes, fill in box J)
In all cases complete boxes $\mathrm{K}, \mathrm{L}$ and M


| Supply of alcohol Standard days and timings (please read guidance note 7) |  |  | Will the supply of alcohol be for consumption - please tick (please read guidance note 8) | On the premises | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Off the premises | $\square$ |
| Day | Start | Finish |  | Both | $\boxtimes$ |
| Mon | 08:00 | 23:00 |  | State any seasonal variations for the supply of alcohol (please read guidance note 5) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 |  |  |  |  |
| Thur | 08:00 | 23:00 | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. |  |  |
| Fri | 08:00 | 00:00 |  |  |  |  |  |  |
| Sat | 08:00 | 00:00 | On Sundays prior to bank holidays/public horicher | days 10:00- |  |
| Sun | 10:00 | 22:30 | 08:00 to 23:00 and Sundays 10:00 to 22:30 |  |  |

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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- |
| Date of birth |
| Address |
|  |
|  |
| Postcode |
| Personal licence number (if known) |
| Issuing licensing authority (if known) |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times |
| Thur | 08:00 | 23:30 | from those listed in the column on the left, please |
| Fri | 08:00 | 00:30 | of permitted hours on New Year's Day. |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.

- I have enclosed the plan of the premises. $\boxtimes$
- 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.

|  | -[Applicable to individual applicants only, including those in a <br> partnership which is not a limited liability partnership] I <br> understand I am not entitled to be issued with a licence if I <br> do not have the entitlement to live and work in the UK (or if <br> I am subject to a condition preventing me from doing work <br> relating to the carrying on of a licensable activity) and that <br> my licence will become invalid if I cease to be entitled to live <br> and work in the UK (please read guidance note 15). <br> Declaration-The DPS named in this application form is entitled to work in <br> the UK (and is not subject to conditions preventing him or <br> her from doing work relating to a licesable activity) and I <br> have seen a copy of his or her proof of entitlement to work, <br> or have conducted an online right to work check using the <br> Home Office right to work checking service which confirmed <br> their right to work (please see note 15) <br> Signature <br> Date <br> Thomas and Thomas Partners LLP <br> Capacity <br> Solicitors on behalf of the Applicant |
| :--- | :--- |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Alun Thomas
Thomas and Thomas Partners LLP


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 .
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets


## Application for Premises Licence

The Stage, Shoreditch

APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol | Monday to Thursday: 08:00 - 23:00 <br> On and Off Sales |
| :--- | :--- |
|  | Friday and Saturday: 08:00 - 00:00 <br> Sunday: 10:00-22:30 <br> * Off Sales will be restricted to Monday to Saturday <br> $08: 00 ~ t o ~ 23: 00 ~ a n d ~ S u n d a y s ~ 10: 00 ~ t o ~ 22: 30 ~$ |
| Late Night Refreshment: | Friday and Saturday: 23:00-00:00 |
| Opening Hours | Monday to Thursday: 08:00 - 23:30 <br> Friday and Saturday: 08:00 - 00:30 <br> Sunday: 10:00 - 23:00 |
| Non-standard hours | From the end of permitted hours on New Year's Eve to the <br> start of permitted hours on New Year's Day. |
|  | On Sundays prior to bank holidays/public holidays 10:00 - <br> $00: 00$ |

## Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP

## Companies House Reg No: OC399149

Premises Address: (The Bard Unit 1) 22 Curtain Road, London EC2A 3NG

Description: Restaurant. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision

## Proposed DPS: Brock Ninian Sanderson Bergius

## Proposed Conditions

1. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
2. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
3. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
4. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
5. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment ( g ) any refusal of the sale of alcohol ( h ) any visit by a relevant authority or emergency service.
6. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
7. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
8. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
9. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
10. Waste collections shall be restricted to $23: 00$ and $08: 00$
11. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.




# The Stage <br> Shoreditch <br> London EC2 



# Operational Management Statement incorporating 

Proposed Conditions

March 2022

## 1 Introduction

1.1 This document is submitted by the applicant to support its application for new Premises Licences in respect of various units situated at The Stage, Shoreditch, London EC2 ("the Stage/the Estate").
1.2 The Stage is a mixed-use development in Shoreditch, London EC2. The development consists of a new 40-storey residential tower and theatre, as well as two buildings providing approximately 25,000 square metres of office space and approximately 4,500 square metres of shops, restaurants and bars on a 2.5 -acre site in Shoreditch, East London.
1.3 The office and retail elements of the development have been designed to achieve a BREEAM 'Excellent' standard and residential units will achieve Code for Sustainable Homes level four.
1.4 The scheme encompasses various elements: Retail, Commercial (Office), and residential including Exhibition and Public realm space. The uses have been located around the site to suit their function and relationship to the wider area.
1.5 The Estate will function and be managed as a high quality, mixed use development operating on a $24 / 7$ basis.
1.6 The applicant is committed to a high standard of professional and responsible management. The proposed management systems will ensure that the units are operated successfully, sympathetically and without adversely affecting local residents or other businesses.
1.7 The controls set out in this document and corresponding Premises Licence application place emphasis on the promotion of the Licensing Objectives.

1.8 The standard operating hours sought for the units are as follows which are within Framework Hours:

|  | Opening Hours | Sale of Alcohol | Late Night Refreshment |
| :---: | :---: | :---: | :---: |
|  | Timings | Timings | Timings |
| Monday to <br> Thursday | $08: 00-23: 30$ | $08: 00-23: 00$ | $23: 00-23: 30$ |
| Friday \& Saturday | $08: 00-00: 30$ | $08: 00-00: 00$ | $23: 00-00: 00$ |
| Sunday | $10: 00-22: 30$ | $10: 00-22: 00$ | N/A |

1.9 The purpose of the OMS is to ensure the Licensing Objectives are promoted and to consider the impact of the licences sought in the specific locality, being located in the Shoreditch Special Policy Area.
1.10 The Statement of Licensing Policy ("the Policy") paragraph 3.6 states: "It should be noted that special policies are not absolute. The individual circumstances of each application will be considered on its merits. The Council will grant applications where the applicant has demonstrated that the operation of the premises is unlikely to add to the cumulative impact that is already being experienced in the area."
1.11 The Policy provides in relation to the Shoreditch area: "There are also real concerns about the impact on the physical environment, the safety of visitors and residents, and the environmental disturbance to residents arising from increased activity in both the Shoreditch SPA area and the wider Shoreditch area. 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."
1.12 This application forms part of an estate wide development, with residential needs as important as the businesses the site affords opportunities for. The provisions set out in this OMS, including the safeguarding elements that arise from a development of this type, with, inter alia, specific estate security provisions, out of hours guarding, landscaping and cleansing creating environmental enhancements to the area, together with hours sought for licensable activities within Framework Licensing Hours, cumulatively present an application opportunity that appropriately addresses cumulative impact in the area to ensure it is not added to. There are, in addition, additional conditions and controls in respect of the premises where alcohol may be sold without food.

## 2 Estate Security, Cleaning and Safeguarding

2.1 A 24/7 security presence will be operated on site, covering the common areas, retained areas, access points, external perimeter and retail garden areas of buildings. Occupiers will be responsible for in-demise security functions, which will be tailored to each individual demise.
2.2 A security control room will be located at Basement One Level and will be the centre of security operations for the Estate.

## CCTV

2.3 The following conditions shall apply in respect of the individual units:
2.3.1 The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2.3.2 No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.

## Security Officers

2.4 Security Officers will require customers service skills in addition to experience in security. Key activities will include counter surveillance, customer satisfaction, incident management and emergency evacuations.
2.5 Security Officers will be predominantly be position in the reception areas to provide a customer focused service to visitors entering and leaving the buildings and to provide a secure working environment.

## Out of Hours Guarding

2.6 Out of hours security is anticipated to be in place between 19:00 and 07:00 Monday to Friday and 24 hours on Saturday and Sundays.

## Cleaning

## Housekeeping

2.7 The intention is for all common parts of the Estate - such as reception areas, lifts, lobbies, common WCs - will be cleaned regularly by contract cleaners employed by the Managing Agent to industry standards on a daily basis in preparation for core opening hours.
2.8 A dedicated team of on-site housekeepers will ensure that common areas present well at all times and that spillages or other reactive cleaning tasks will be dealt with during core hours.
2.9 Regular inspections of heavily used areas will ensure that the Estate standards are maintained throughout the day, supplemented by extra resource out of hours to ensure heavy traffic areas are refreshed for the start of each day and allow deep and specialist cleans to be carried out where necessary.

## Window \& Façades

2.10 External window cleaning and cleaning of the cladding will be undertaken in line with access strategies specific to each building.

## Maintenance

2.11 A Technical Service Manager will have responsibility for management of all hard services, with an Engineering Manager reporting to them.
2.12 Third Party Consultants will support any major project work.
2.13 Estate wide services of sprinklers, fire alarms and security systems will be controlled centrally.
2.14 All maintenance shall be carried out to SFG 20 standard as a minimum.

## Landscaping

2.15 The maintenance of the external Estate areas will be undertaken by a specialist landscaping contractor.

## Waste Management

2.16 A Waste Management Strategy will be produced and in operation for each occupier. See further section 7 below.

## Helpdesk

2.17 A Helpdesk facility is intended to enable occupiers and building management to be kept informed of issues relating to specific unit and retained and common parts. The intention is to (i) provide a central point of contact; (ii) to provide assistance with general and maintenance queries; \& (iii) to keep occupiers informed in relation to outstanding issues.

## 3 Planned Management Measures for Control of Noise

## Executive Summary

3.1 The departure of customers from the Premises shall be managed in accordance with the Dispersal Policy at section 6 of this document. The management controls set out in the Dispersal Policy are designed to ensure all customers leave the area as quickly and as quietly as possible.
3.2 A Deliveries, Collections \& Servicing Procedure seeks to ensure these activities have minimal, if any, impact on the local amenity. The relevant procedures are set out in section 7 of this document.

## Prevention of Noise and Vibration

3.3 The objective of the management controls are to ensure residents and other businesses are not disturbed by noise from the Premises in accordance with Licensing Objective: Prevention of Public Nuisance.
3.4 Management controls are included in the Dispersal Policy at section 6 and the Deliveries, Collections \& Servicing Procedure at section 7 of this document.
3.5 The following conditions form part of application where the premises are primarily or exclusively used as a high volume vertical drinking establishment:
3.5.1 A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours on any evening the premises are open beyond midnight and until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.
3.5.2 The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
3.5.3 A noise management plan shall be submitted to and approved by the Head of Environmental Services within three 3 months of the date of grant of the licence.

## 4 General Operational Controls

4.1 The applicant's management team takes their responsibilities as a neighbour very seriously. Management controls include:
4.1.1 Extensive employee induction and on-going refresher training, including:
4.1.1.1 Responsibilities in the local area and towards local residents.
4.1.1.2 Customer care and hospitality.
4.1.1.3 Complaint handling.
4.1.1.4 Food Safety.
4.1.1.5 Health and Safety.
4.1.1.6 Fire Safety.
4.1.1.7 Obligations under the Licensing Act 2003.
4.2 Operational procedures to mitigate nuisance in the local area, including:
3.2.1 Responsible management of customers in and outside the Premises.
3.2.2 Controlled management of the arrival of customers.
3.2.4 Controlling and supervising customer smoking (see section 5 below).
3.2.5 Sympathetic servicing of the Premises, see licence conditions for further details.
3.2.6 Internal CCTV coverage including full frontal imaging of anyone entering the Premises. At any given time, there will be at least one member of staff on duty who is fully trained to operate the CCTV system.

## 5 Smoking Policy

5.1 The applicant is fully committed to ensuring cleanliness and reducing the noise level surrounding the Premises. The following measures will be in place to support it:
5.1.1 Appropriate staff will monitor cleanliness and noise level outside with regular inspections and cleaning.
5.1.2 Customers wishing to smoke will be directed to a specially designated smoking area where smoking receptacles will be available for use.
5.1.3 Guests permitted to smoke at any one time will be restricted in accordance with licence conditions where applicable.
5.1.4 The external area will not be used after 23:00 and persons shall only be permitted to use the area for smoking after that time.
5.1.5 The DPS or nominated deputy is responsible to oversee and ensure all measures are executed without fail and in a timely manner.

## 6 Dispersal Policy

## People Arriving, Departing and in the Vicinity

6.1 The objective of the Dispersal Policy is to ensure a quiet, controlled and swift dispersal of the Premises' customers.
6.2 The Dispersal Policy promotes a professional and responsible management of customers as they leave the Premises to ensure they make their journey home without any adverse impact on local residents, and in particular those residents in neighbouring buildings.
6.3 Despite the Premises' central location, employees are made aware that local residents live close by, including those in the neighbouring building.
6.4 This Dispersal Policy will be followed throughout the opening hours, although particular attention will be paid to customers leaving at night.

## Dispersal

6.5 Customers are expected to depart the Premises in a gradual and controlled manner until close.
6.6 Towards closing time, the following measures may be utilised where necessary to assist in a gradual and quiet closure of the Premises:
6.6.1 Raised lighting levels where appropriate.
6.6.2 Politely reminding customers the Premises is about to close.
6.6.3 Asking customers if they require a taxi and advising customers to wait inside the Premises.
6.7 All exits have notices informing customers that the area is residential and to respect local residents by leaving the area quietly and efficiently
6.8 Where appropriate, customers will be directed to nearby transport links and requested to leave quietly.

## Transport

6.9 Customers arrive and depart by various modes of transport, including by foot and private car.
6.10 When arriving by private car and if required, customers and drivers are reminded not to leave engines running unnecessarily, to keep conversation to a minimum and avoid slamming car doors.
6.11 The Premises are serviced by various public transport links, as set out below. All staff are familiar with the transport links so they can advise customers when required.

## Tube

6.12 The following tube stations are located within easy walking distance of the Premises, with a late night 24 hour tube service, in normal times, available on a Friday and Saturday on the Night Tube lines:

- Liverpool Street (Central, Hammersmith \& City, Circle and Metropolitan Lines)
- Old Street (Northern Line )
- Moorgate (Northern, Hammersmith \& City, Circle \& Metropolitan Lines)
6.13 Where necessary customers are given directions to the relevant station and reminded to reach the station as quietly and as quickly as possible when they leave.


## Trains

- Shoreditch High Street - 2 minutes walk - London Overground
- Liverpool Street - 6 minutes walk - London Overground, Mainline Rail, The Elizabeth Line
- Old Street - 8 minutes walk - Mainline Rail
- Moorgate - 12 minutes walk - Mainline Rail, The Elizabeth Line


## Buses

6.14 The Premises is well serviced by public buses. TFL bus services go to a variety of destinations throughout London from nearby bus stops.

Taxi

Black cabs are available right through the day and night in the area or can be called by staff on any app based service.

If there are no available black cabs, customers can wait inside the Premises until a cab becomes available.

## Private Car Service

6.17 The Premises can recommend a private car booking service. In the event a customer wants to book a car home, the customer can, if appropriate, wait inside the Premises until their car has arrived to ensure a quick and quiet exit.

## 7 Closing Procedure

7.1 Management controls will be implemented to ensure that the closing procedure has no adverse impact on local residents. The procedure promotes a quick and quiet closure of the Premises.
7.2 Management controls include:
7.2.1 Ensuring all customers will be off the premises by the authorised closing times. There are no exceptions to this rule whatsoever.
7.2.2 A prompt clean and clear up of the Premises as soon as possible after closure.
7.2.3 Employees must leave the Premises quickly and quietly, at all times following the Dispersal Policy set out above.
7.2.4 Employees are not permitted to loiter outside the Premises after closing.
7.2.5 The pavement and external area will be swept and cleaned every day.

## APPENDIX B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER | 07796 183078 |
| E-MAIL ADDRESS | hackneylicensing@met.police.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | The Bard Unit 1 <br> 22 Curtain Road <br> London <br>  <br>  <br> EC2A 3NG |
| :--- | :--- |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 The Bard Unit 1,22 Curtain Road, London, EC2A 3NG for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be a restaurant with an approx. 50 person capacity inside and an additional 10 persons outside.

Police would like to reduce the use of any outside seating area with them closing at 2200 hrs as per LP6 of the Council's licensing policy. There is a substantial amount of residential premises in close proximity and as part of the site, closing outside areas at 2200 hrs would minimise the impact on them.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussion with the applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

Additional conditions

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. Any outside areas to close at 2200 hrs
3. No drinks are to be taken outside except to those seated in the designated seating area.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT ***

RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003

## RESPONSIBLE AUTHORITY DETAILS

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

## APPLICATION PREMISES

| Premises | Unit 1 <br> The Bard <br> 22 Curtain Road <br> London EC2A 3NQ |
| :--- | :--- |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577. The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed. It is also noted that the full restaurant condition will apply to alcohol sales taking place on the premises.

Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support
18 May 2022


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## Agenda Item 9

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Premises Licence |
| Address of Premises | Hewett Unit 1, 30 Curtain Road \& 3 Stage Plaza <br> London, EC2A 3NG |
| Classification | Decision |
| Ward(s) Affected | Hoxton East and Shoreditch |
| Director | Aled Richards |

## 1. Summary

1.1. This is an application for a premises licence to allow authorisation for the provision of late night refreshment and sale of alcohol on Monday to Sunday.
2. Application
2.1. The Stage Shoreditch Limited has made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is seeking authorisation for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: |
| :--- | :--- |
|  | Fri 23:00-00:00 <br> Sat 23:00-00:00 <br> Non-standard Hours: <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. <br> On Sundays prior to bank holidays/public <br> holidays 10:00 - 00:00 |
| Supply of Alcohol <br> (On sales) | Standard Hours: |


|  | Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 <br> Sun 10:00-22:30 |
| :--- | :--- |
|  | Non-standard Hours: <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. <br> On Sundays prior to bank holidays/public <br> holidays 10:00 - 00:00 |
| Supply of Alcohol  <br> (Off sales) Standard Hours: <br>  Mon 08:00-23:00 <br> Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00  <br> Tri 08:00-23:00  <br> Sat 08:00-23:00  <br> Sun 10:00-22:30  |  |
| The opening hours of <br> the premises | Standard Hours: <br> Mon 08:00-23:30 |
|  | Sue 08:00-23:30 <br> Tued <br> Wed 08:00-23:30 <br> Thu 08:00-23:30 <br> Fri 08:00-00:30 <br> Sat 08:00-00:30 <br> Sun 10:00-23:00 |
| Non-standard Hours: |  |
| From the end of permitted hours on New Year's |  |
| Eve to the start of permitted hours on New |  |
| Year's Day. |  |
| On Sundays prior to bank holidays/public |  |
| holidays 10:00-00:00 |  |

2.3. 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 is described as a restaurant and not currently licensed for any activity. This is located within the Shoreditch Special Policy Area.
3.2. No temporary event notices have been given for this premises in current year.
4. Representations: Responsible Authorities

| From | Details |
| :--- | :--- |
| Environmental Health <br> Authority <br> (Environmental Protection) | Have confirmed no representation based on <br> agreed conditions as set out in para 8.1 |
| Environmental <br> Health Authority <br> (Environmental Enforcement) | Representation has been withdrawn based on <br> agreed conditions as set out in para 8.1 |
| Environmental Health <br> Authority (Health \& Safety) | No representation received |
| Weights and Measures <br> (Trading Standards) | No representation received |
| Planning Authority | No representation received |
| Area Child Protection Officer | No representation received |
| Fire Authority | Have confirmed no representation on this <br> application |
| Police <br> (Appendix B1) <br> Prepresentation received on the grounds of The <br> Prevention of Crime and Disorder and |  |
| Licensing Authority <br> (Appendix B2) | Representation received on the grounds of The <br> Prevention of Crime and Disorder and <br> Prevention of Public Nuisance |
| Health Authority | No representation received |

5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| None | No representation received |

## 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), LP4 (Off Sales of Alcohol), LP6 (External Areas and Outdoor Events) and LP10 (Special Policy AreasDalston and Shoreditch) are relevant.

## 8. Officer Observations

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

Supply of Alcohol(On/Both)

1. No supply of alcohol may be made under the premises licence:
(a) At a time when there is no designated premises supervisor in respect of the premises licence.
(b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
(a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
(i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
(ii) drink as much alcohol as possible (whether within a time limit or otherwise);
(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
5.3. The policy must require individuals who appear to the responsible person to be under 18 years if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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 $-\mathrm{P}=$ D+(DxV) Where -
(i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(c) 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;
(d) "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;
(e) "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
(f) "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 8.2(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 consistent with the operating schedule

8. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
9. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
10. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
12. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment ( g ) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
13. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
14. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
15. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
16. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
17. Waste collections shall be restricted to 23:00 and 08:00.
18. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.

## Conditions derived from responsible authority representations

19. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
20.Any outside areas to close at 2200 hrs .
20. No drinks are to be taken outside except to those seated in the designated seating area.
21. Notices shall be prominently displayed at any external area(s) used for drinking and/or smoking requesting patrons to respect the needs of local residents and use the area quietly.
22. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.
23. The Licensee shall ensure that all relevant 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.
24. 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.
25. 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.
26. 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.
27. 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.

## 9. Reasons for Officer Observations

9.1. Conditions 8 to 18 are derived from applicant's operating schedule, conditions 19 to 21 have been proposed by the Police, conditions 22 and 23 have been proposed by Environmental Protection and conditions 24 to 28 have been proposed by Environmental Enforcement. The applicant has agreed to the Environmental Protection and Environmental Enforcement conditions.
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
12.1. Option 1

That the application be refused
12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents Appendix B: Representations from responsible authorities
Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Shan Uthayasangar <br> Title: Licensing Officer <br> Email: shan.uthayasangar@hackney.gov.uk <br> Tel: 02083562431 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email <br> Tel |
| Comments for the <br> Director of Legal, <br> Democratic and Electoral <br> Services prepared by | Name <br> Title <br> Email <br> Tel |

## 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 The Stage Shoreditch Limited

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

Part 1 - Premises details

| Postal address of premises or, if none, ordnance survey map reference or <br> description <br> Hewett Unit 1,30 Curtain Road \& 3 Stage Plaza <br> 而 |  |  |
| :--- | :--- | :--- |
| Post town | London | Postcode |


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | $£ 0$ |

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as
Please tick as appropriate
a) an individual or individuals *
$\square$ please complete section (A)
b) a person other than an individual *
i as a limited company/limited liability partnership
ii as a partnership (other than limited liability)
iii as an unincorporated association or
please complete section
(B)please complete section
(B)please complete section (B)
iv other (for example a statutory
c) a recognised club
d) a charity
e) the proprietor of an educational establishment
f) a health service body
g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
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
h) the chief officer of police of a police force in England and Walesplease complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section (B)please complete section
(B)
please complete section (B)
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)

| Mr $\square \quad \mathrm{Mrs} \quad \square$ | Miss $\square$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square \quad$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

Daytime contact telephone number

E-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

(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

The Stage Shoreditch Limited

| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Restaurant - The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 Please tick all 2) that apply
a) plays (if ticking yes, fill in box A)
b) films (if ticking yes, fill in box B)
c) indoor sporting events (if ticking yes, fill in box C)
d) boxing or wrestling entertainment (if ticking yes, fill in box $D$ )
e) live music (if ticking yes, fill in box E)
f) recorded music (if ticking yes, fill in box F)
g) performances of dance (if ticking yes, fill in box G)
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

Provision of late night refreshment (if ticking yes, fill in box I)
Supply of alcohol (if ticking yes, fill in box J)
In all cases complete boxes $\mathrm{K}, \mathrm{L}$ and M



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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- |
| Date of birth |
| Address |
|  |
|  |
| Postcode |
| Personal licence number (if known) |
| Issuing licensing authority (if known) |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00 - 00:00 |
| Thur | 08:00 | 23:30 |  |
| Fri | 08:00 | 00:30 |  |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.

- I have enclosed the plan of the premises. $\boxtimes$
- 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.

|  | -[Applicable to individual applicants only, including those in a <br> partnership which is not a limited liability partnership] I <br> understand I am not entitled to be issued with a licence if I <br> do not have the entitlement to live and work in the UK (or if <br> I am subject to a condition preventing me from doing work <br> relating to the carrying on of a licensable activity) and that <br> my licence will become invalid if I cease to be entitled to live <br> and work in the UK (please read guidance note 15). <br> Declaration-The DPS named in this application form is entitled to work in <br> the UK (and is not subject to conditions preventing him or <br> her from doing work relating to a licesable activity) and I <br> have seen a copy of his or her proof of entitlement to work, <br> or have conducted an online right to work check using the <br> Home Office right to work checking service which confirmed <br> their right to work (please see note 15) <br> Signature <br> Date <br> Chomas and Thomas Partners LLP <br> Capacity <br> Solicitors on behalf of the Applicant |
| :--- | :--- |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Alun Thomas
Thomas and Thomas Partners LLP


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 .
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets


## Application for Premises Licence

The Stage, Shoreditch

APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol | Monday - Thursday : 08:00 - 23:00 <br> On and Off Sales |
| :--- | :--- |
|  | Friday and Saturday: 08:00 - 00:00 <br> Sunday: 10:00-22:30 <br> * Off Sales will be restricted to Monday to Saturday <br> $08: 00 ~ t o ~ 23: 00 ~ a n d ~ S u n d a y s ~ 10: 00 ~ t o ~ 22: 30 ~$ |
| Late Night Refreshment: | Friday and Saturday: 23:00-00:00 |
| Opening Hours | Monday - Thursday : 08:00 - 23:30 <br> Friday and Saturday: 08:00 - 00:30 <br> Sunday: 10:00 - 23:00 |
| Non-standard hours | From the end of permitted hours on New Year's Eve to the <br> start of permitted hours on New Year's Day. |
|  | On Sundays prior to bank holidays/public holidays 10:00 - <br> $00: 00$ |

## Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP

## Companies House Reg No: OC399149

## Premises Address: (Hewett Unit 1) 30 Curtain Road \& 3 Stage Plaza, London EC2A 3NG

Description: Restaurant. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

## Proposed DPS: Brock Ninian Sanderson Bergius

## Proposed Conditions

1. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
2. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
3. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
4. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
5. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment $(\mathrm{g})$ any refusal of the sale of alcohol ( h ) any visit by a relevant authority or emergency service.
6. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
7. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
8. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
9. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
10. Waste collections shall be restricted to 23:00 and 08:00
11. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.




# The Stage <br> Shoreditch <br> London EC2 



# Operational Management Statement incorporating 

Proposed Conditions

March 2022

## 1 Introduction

1.1 This document is submitted by the applicant to support its application for new Premises Licences in respect of various units situated at The Stage, Shoreditch, London EC2 ("the Stage/the Estate").
1.2 The Stage is a mixed-use development in Shoreditch, London EC2. The development consists of a new 40-storey residential tower and theatre, as well as two buildings providing approximately 25,000 square metres of office space and approximately 4,500 square metres of shops, restaurants and bars on a 2.5-acre site in Shoreditch, East London.
1.3 The office and retail elements of the development have been designed to achieve a BREEAM 'Excellent' standard and residential units will achieve Code for Sustainable Homes level four.
1.4 The scheme encompasses various elements: Retail, Commercial (Office), and residential including Exhibition and Public realm space. The uses have been located around the site to suit their function and relationship to the wider area.
1.5 The Estate will function and be managed as a high quality, mixed use development operating on a $24 / 7$ basis.
1.6 The applicant is committed to a high standard of professional and responsible management. The proposed management systems will ensure that the units are operated successfully, sympathetically and without adversely affecting local residents or other businesses.
1.7 The controls set out in this document and corresponding Premises Licence application place emphasis on the promotion of the Licensing Objectives.

1.8 The standard operating hours sought for the units are as follows which are within Framework Hours:

|  | Opening Hours | Sale of Alcohol | Late Night Refreshment |
| :---: | :---: | :---: | :---: |
|  | Timings | Timings | Timings |
| Monday to <br> Thursday | $08: 00-23: 30$ | $08: 00-23: 00$ | $23: 00-23: 30$ |
| Friday \& Saturday | $08: 00-00: 30$ | $08: 00-00: 00$ | $23: 00-00: 00$ |
| Sunday | $10: 00-22: 30$ | $10: 00-22: 00$ | N/A |

1.9 The purpose of the OMS is to ensure the Licensing Objectives are promoted and to consider the impact of the licences sought in the specific locality, being located in the Shoreditch Special Policy Area.
1.10 The Statement of Licensing Policy ("the Policy") paragraph 3.6 states: "It should be noted that special policies are not absolute. The individual circumstances of each application will be considered on its merits. The Council will grant applications where the applicant has demonstrated that the operation of the premises is unlikely to add to the cumulative impact that is already being experienced in the area."
1.11 The Policy provides in relation to the Shoreditch area: "There are also real concerns about the impact on the physical environment, the safety of visitors and residents, and the environmental disturbance to residents arising from increased activity in both the Shoreditch SPA area and the wider Shoreditch area. 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."
1.12 This application forms part of an estate wide development, with residential needs as important as the businesses the site affords opportunities for. The provisions set out in this OMS, including the safeguarding elements that arise from a development of this type, with, inter alia, specific estate security provisions, out of hours guarding, landscaping and cleansing creating environmental enhancements to the area, together with hours sought for licensable activities within Framework Licensing Hours, cumulatively present an application opportunity that appropriately addresses cumulative impact in the area to ensure it is not added to. There are, in addition, additional conditions and controls in respect of the premises where alcohol may be sold without food.

## 2 Estate Security, Cleaning and Safeguarding

2.1 A 24/7 security presence will be operated on site, covering the common areas, retained areas, access points, external perimeter and retail garden areas of buildings. Occupiers will be responsible for in-demise security functions, which will be tailored to each individual demise.
2.2 A security control room will be located at Basement One Level and will be the centre of security operations for the Estate.

## CCTV

2.3 The following conditions shall apply in respect of the individual units:
2.3.1 The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2.3.2 No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.

## Security Officers

2.4 Security Officers will require customers service skills in addition to experience in security. Key activities will include counter surveillance, customer satisfaction, incident management and emergency evacuations.
2.5 Security Officers will be predominantly be position in the reception areas to provide a customer focused service to visitors entering and leaving the buildings and to provide a secure working environment.

## Out of Hours Guarding

2.6 Out of hours security is anticipated to be in place between 19:00 and 07:00 Monday to Friday and 24 hours on Saturday and Sundays.

## Cleaning

## Housekeeping

2.7 The intention is for all common parts of the Estate - such as reception areas, lifts, lobbies, common WCs - will be cleaned regularly by contract cleaners employed by the Managing Agent to industry standards on a daily basis in preparation for core opening hours.
2.8 A dedicated team of on-site housekeepers will ensure that common areas present well at all times and that spillages or other reactive cleaning tasks will be dealt with during core hours.
2.9 Regular inspections of heavily used areas will ensure that the Estate standards are maintained throughout the day, supplemented by extra resource out of hours to ensure heavy traffic areas are refreshed for the start of each day and allow deep and specialist cleans to be carried out where necessary.

## Window \& Façades

2.10 External window cleaning and cleaning of the cladding will be undertaken in line with access strategies specific to each building.

## Maintenance

2.11 A Technical Service Manager will have responsibility for management of all hard services, with an Engineering Manager reporting to them.
2.12 Third Party Consultants will support any major project work.
2.13 Estate wide services of sprinklers, fire alarms and security systems will be controlled centrally.
2.14 All maintenance shall be carried out to SFG 20 standard as a minimum.

## Landscaping

2.15 The maintenance of the external Estate areas will be undertaken by a specialist landscaping contractor.

## Waste Management

2.16 A Waste Management Strategy will be produced and in operation for each occupier. See further section 7 below.

## Helpdesk

2.17 A Helpdesk facility is intended to enable occupiers and building management to be kept informed of issues relating to specific unit and retained and common parts. The intention is to (i) provide a central point of contact; (ii) to provide assistance with general and maintenance queries; \& (iii) to keep occupiers informed in relation to outstanding issues.

## 3 Planned Management Measures for Control of Noise

## Executive Summary

3.1 The departure of customers from the Premises shall be managed in accordance with the Dispersal Policy at section 6 of this document. The management controls set out in the Dispersal Policy are designed to ensure all customers leave the area as quickly and as quietly as possible.
3.2 A Deliveries, Collections \& Servicing Procedure seeks to ensure these activities have minimal, if any, impact on the local amenity. The relevant procedures are set out in section 7 of this document.

## Prevention of Noise and Vibration

3.3 The objective of the management controls are to ensure residents and other businesses are not disturbed by noise from the Premises in accordance with Licensing Objective: Prevention of Public Nuisance.
3.4 Management controls are included in the Dispersal Policy at section 6 and the Deliveries, Collections \& Servicing Procedure at section 7 of this document.
3.5 The following conditions form part of application where the premises are primarily or exclusively used as a high volume vertical drinking establishment:
3.5.1 A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours on any evening the premises are open beyond midnight and until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.
3.5.2 The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
3.5.3 A noise management plan shall be submitted to and approved by the Head of Environmental Services within three 3 months of the date of grant of the licence.

## 4 General Operational Controls

4.1 The applicant's management team takes their responsibilities as a neighbour very seriously. Management controls include:
4.1.1 Extensive employee induction and on-going refresher training, including:
4.1.1.1 Responsibilities in the local area and towards local residents.
4.1.1.2 Customer care and hospitality.
4.1.1.3 Complaint handling.
4.1.1.4 Food Safety.
4.1.1.5 Health and Safety.
4.1.1.6 Fire Safety.
4.1.1.7 Obligations under the Licensing Act 2003.
4.2 Operational procedures to mitigate nuisance in the local area, including:
3.2.1 Responsible management of customers in and outside the Premises.
3.2.2 Controlled management of the arrival of customers.
3.2.4 Controlling and supervising customer smoking (see section 5 below).
3.2.5 Sympathetic servicing of the Premises, see licence conditions for further details.
3.2.6 Internal CCTV coverage including full frontal imaging of anyone entering the Premises. At any given time, there will be at least one member of staff on duty who is fully trained to operate the CCTV system.

## 5 Smoking Policy

5.1 The applicant is fully committed to ensuring cleanliness and reducing the noise level surrounding the Premises. The following measures will be in place to support it:
5.1.1 Appropriate staff will monitor cleanliness and noise level outside with regular inspections and cleaning.
5.1.2 Customers wishing to smoke will be directed to a specially designated smoking area where smoking receptacles will be available for use.
5.1.3 Guests permitted to smoke at any one time will be restricted in accordance with licence conditions where applicable.
5.1.4 The external area will not be used after 23:00 and persons shall only be permitted to use the area for smoking after that time.
5.1.5 The DPS or nominated deputy is responsible to oversee and ensure all measures are executed without fail and in a timely manner.

## 6 Dispersal Policy

People Arriving, Departing and in the Vicinity

6.1 The objective of the Dispersal Policy is to ensure a quiet, controlled and swift dispersal of the Premises' customers.
6.2 The Dispersal Policy promotes a professional and responsible management of customers as they leave the Premises to ensure they make their journey home without any adverse impact on local residents, and in particular those residents in neighbouring buildings.
6.3 Despite the Premises' central location, employees are made aware that local residents live close by, including those in the neighbouring building.
6.4 This Dispersal Policy will be followed throughout the opening hours, although particular attention will be paid to customers leaving at night.

## Dispersal

6.5 Customers are expected to depart the Premises in a gradual and controlled manner until close.
6.6 Towards closing time, the following measures may be utilised where necessary to assist in a gradual and quiet closure of the Premises:
6.6.1 Raised lighting levels where appropriate.
6.6.2 Politely reminding customers the Premises is about to close.
6.6.3 Asking customers if they require a taxi and advising customers to wait inside the Premises.
6.7 All exits have notices informing customers that the area is residential and to respect local residents by leaving the area quietly and efficiently
6.8 Where appropriate, customers will be directed to nearby transport links and requested to leave quietly.

## Transport

6.9 Customers arrive and depart by various modes of transport, including by foot and private car.
6.10 When arriving by private car and if required, customers and drivers are reminded not to leave engines running unnecessarily, to keep conversation to a minimum and avoid slamming car doors.
6.11 The Premises are serviced by various public transport links, as set out below. All staff are familiar with the transport links so they can advise customers when required.

## Tube

6.12 The following tube stations are located within easy walking distance of the Premises, with a late night 24 hour tube service, in normal times, available on a Friday and Saturday on the Night Tube lines:

- Liverpool Street (Central, Hammersmith \& City, Circle and Metropolitan Lines)
- Old Street (Northern Line )
- Moorgate (Northern, Hammersmith \& City, Circle \& Metropolitan Lines)
6.13 Where necessary customers are given directions to the relevant station and reminded to reach the station as quietly and as quickly as possible when they leave.


## Trains

- Shoreditch High Street - 2 minutes walk - London Overground
- Liverpool Street - 6 minutes walk - London Overground, Mainline Rail, The Elizabeth Line
- Old Street - 8 minutes walk - Mainline Rail
- Moorgate - 12 minutes walk - Mainline Rail, The Elizabeth Line


## Buses

6.14 The Premises is well serviced by public buses. TFL bus services go to a variety of destinations throughout London from nearby bus stops.

Taxi

Black cabs are available right through the day and night in the area or can be called by staff on any app based service.
6.16 If there are no available black cabs, customers can wait inside the Premises until a cab becomes available.

## Private Car Service

6.17 The Premises can recommend a private car booking service. In the event a customer wants to book a car home, the customer can, if appropriate, wait inside the Premises until their car has arrived to ensure a quick and quiet exit.

## 7 Closing Procedure

7.1 Management controls will be implemented to ensure that the closing procedure has no adverse impact on local residents. The procedure promotes a quick and quiet closure of the Premises.
7.2 Management controls include:
7.2.1 Ensuring all customers will be off the premises by the authorised closing times. There are no exceptions to this rule whatsoever.
7.2.2 A prompt clean and clear up of the Premises as soon as possible after closure.
7.2.3 Employees must leave the Premises quickly and quietly, at all times following the Dispersal Policy set out above.
7.2.4 Employees are not permitted to loiter outside the Premises after closing.
7.2.5 The pavement and external area will be swept and cleaned every day.

## APPENDIX B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER | 07796 183078 |
| E-MAIL ADDRESS | hackneylicensing@met.police.uk |

## APPLICATION PREMISES

|  | Hewett Unit 1 |
| :--- | :--- |
|  | 30 Curtain Road \& 3 Stage Plaza <br> London <br> EC2A 3NG |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 Hewett Unit 1, 30 Curtain Road and 3 Stage Plaza, London, EC2A 3NG for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be a restaurant with an approx. 120 person capacity inside and an additional 35 persons outside.

Police would like to reduce the use of any outside seating area with them closing at 2200 hrs as per LP6 of the Council's licensing policy. There is a substantial amount of residential premises in close proximity and as part of the site, closing outside areas at 2200 hrs would minimise the impact on them.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussions with the applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

Additional conditions

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. Any outside areas to close at 2200 hrs
3. No drinks are to be taken outside except to those seated in the designated seating area.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT ***

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

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

## APPLICATION PREMISES

| Premises | Hewett Unit 1 <br> 30 Curtain Road \& 3 Stage Plaza <br> London <br> EC2A 3NQ |
| :--- | :--- |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

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

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577. The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed. It is also noted that the full restaurant condition will apply to alcohol sales taking place on the premises.

Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support
18 May 2022


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## Agenda Item 10

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Application for a Premises Licence |
| Address of Premises | (Hewett Unit 2) 5 \& 7 Stage Plaza, Curtain Road, <br> EC2A 3NQ |
| Classification | Decision |
| Ward(s) Affected | Hoxton East \& Shoreditch |
| Director | Aled Richards |

1. Summary
1.1. This is an application for a Premises Licence under the Licensing Act 2003:

- To authorise supply of alcohol for consumption On and Off the premises
- For provision of late night refreshment.

2. Application
2.1. The Stage Shoreditch Limited have made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is applying for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: <br>  <br>  <br> Fri 23:00-00:00 <br>  <br> Sat 23:00-00:00 <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br> Non Standard Hours <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. On Sundays prior to bank <br> holidays/public holidays 10:00-00:00 |
| :--- | :--- |
| Supply of Alcohol | Standard Hours: |
| On Premises | Mon 08:00-23:00 |
|  | Tue 08:00-23:00 |
|  | Wed 08:00-23:00 |
|  | Thu 08:00-23:00 |
|  | Fri 08:00-00:00 |
|  | Sat 08:00-00:00 |
|  | Sun 10:00-22:30 |


| Supply of Alcohol Off Premises | Standard Hours: <br> Mon 08:00-23:00 <br> Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-23:00 <br> Sat 08:00-23:00 <br> Sun 10:00-22:30 <br> Non Standard Hours <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| :---: | :---: |
| The opening hours of the premises | Standard Hours: <br> Mon 08:00-23:30 <br> Tue 08:00-23:30 <br> Wed 08:00-23:30 <br> Thu 08:00-23:30 <br> Fri 08:00-00:30 <br> Sat 08:00-00:30 <br> Sun 10:00-23:00 <br> Non Standard Hours <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New <br> Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |

2.3. The application is attached as Appendix A.

## 3. Current Status/History

3.1. The premises are not currently licensed for any activity. The premises are located within the Shoreditch Special Policy Area(SPA).
3.2. No Temporary Event Notices have been submitted in this calendar year.
4. Representations: Responsible Authorities

| From | Details |
| :--- | :--- |
| Environmental Health <br> Authority <br> (Environmental Protection) | No representation received |
| Environmental |  |
| Health Authority <br> (Environmental Enforcement) <br> Appendix B3 | Representation received on the grounds of <br> The Prevention of Public Nuisance |


| Environmental Health <br> Authority (Health \& Safety) | No representation received |
| :--- | :--- |
| Weights and Measures <br> (Trading Standards) | No representation received |
| Planning Authority | No representation received |
| Area Child Protection Officer | No representation received |
| Fire Authority | Have confirmed no representation on this <br> application |
| Police Authority | Representation received on the grounds of <br> The Prevention of Crime and Disorder and <br> The Prevention of Public Nuisance |
| Licensing Authority <br> Appendix B2 | Representation received on the grounds of <br> The Prevention of Crime and Disorder and <br> The Prevention of Public Nuisance |
| Health Authority | No representation received. |

5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| Representation received <br> from and on behalf of local <br> 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. The 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 LP10 (Special Policy Areas - Dalston and Shoreditch) are relevant.

## 8. Officer Observations

8.1. If the Sub-Committee is minded to approve the application, the following conditions should be applied to 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 if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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;
(i) "permitted price" is the price found by applying the formula $-\mathrm{P}=$ $\mathrm{D}+(\mathrm{DxV})$ Where -P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) $\quad \mathrm{V}$ 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;
(b) "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;
(c) "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
(d) "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 8.2(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. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
9. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 2 period of 31 days with date and time stamping. Recordings shall be provided immediately upon the request of Police or authorised officers throughout the preceding 31 day period.
10. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
12. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following:
(a) all crimes reported to the venue
(b) all ejections of patrons
(c) any complaints received
(d) any incidents of disorder
(e) seizures of drugs or offensive weapons
(f) any faults in the CCTV system or searching equipment or scanning equipment
(g) any refusal of the sale of alcohol
(h) any visit by a relevant authority or emergency service.
13. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
14. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals are to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
15. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
16. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers, requiring customers to leave the premises and the area quietly.
17. Waste collections shall be restricted to 23:00 and 08:00
18. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00

## Conditions derived from Responsible Authority representations:

19. A dispersal plan that covers the entire site as well as the individual premises are provided to police.
20.Any outside areas to close at 2200hrs.
21.No drinks are to be taken outside except to those seated in the designated seating area.
20. The Licensee shall ensure that all relevant 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.
21. 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.
22. 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.

25 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.
26. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
27. 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 Hewett. 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 8 to 18 are derived from applicants' operating schedule. Conditions

 19 to 21 have been proposed by the Police Authority and conditions 22 to 27have been proposed by the Environmental Enforcement Authority.

## 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

### 12.1. Option 1

That the application be refused
12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents Appendix B: Representations from responsible authorities Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Sanaria Hussain <br> Title: Senior Licensing Officer <br> Email: sanaria.hussain@hackney.gov.uk <br> Tel: <br> 02083562431 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email <br> Tel |
| Comments for the Director <br> of Legal, Democratic and <br> Electoral Services prepared <br> by | Name <br> Title <br> Email <br> Tel |

## Appendix A

## HHackney Application for a premises licence to be granted under the <br> LA01 Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.
I/We The Stage Shoreditch Limited
(Insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | $£ 0$ |

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as
Please tick as appropriate
a) an individual or individuals *please complete section (A)
b) a person other than an individual *
i as a limited company/limited liability partnership
ii as a partnership (other than limited liability)
iii as an unincorporated association orplease complete section (B)please complete section (B)please complete section
(B)

iv \begin{tabular}{l}
other (for example a statutory <br>
corporation)

$\quad \square$

please complete section <br>
(B)
\end{tabular}

c) a recognised club
d) a charity
e) the proprietor of an educational establishmentplease complete section (B)please complete section (B)
f) a health service body
g) a person who is registered under Part 2
of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
ga)
a person who is registered under Chapter 2 of Part 1 of the Health and Social Careplease complete section (B)please complete section
(B)please complete section
(B)
please complete section (B)

Act 2008 (within the meaning of that Part) in an independent hospital in England
h) the chief officer of police of a police force in England and Wales
please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
I am making the application pursuant to a
statutory function or
a function discharged by virtue of Her Majesty's prerogative
(A) INDIVIDUAL APPLICANTS (fill in as applicable)

| Mr $\square$ Mrs $\square$ | Miss $\square \quad$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square \quad$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

## Daytime contact telephone

 numberE-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

(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.

| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Restaurant - The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 Please tick all 2) that apply
a) plays (if ticking yes, fill in box A)
b) films (if ticking yes, fill in box B)
c) indoor sporting events (if ticking yes, fill in box C)
d) boxing or wrestling entertainment (if ticking yes, fill in box $D$ )
e) live music (if ticking yes, fill in box E)
f) recorded music (if ticking yes, fill in box F)
g) performances of dance (if ticking yes, fill in box G)
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H )

Provision of late night refreshment (if ticking yes, fill in box I)
Supply of alcohol (if ticking yes, fill in box J) $\boxtimes$
In all cases complete boxes K, L and M

## A



B


C

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

D


E

| Live music <br> 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 | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Outdoors | $\square$ |
| Day | Start | Finish |  | Both | $\square$ |
| 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


G

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


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



| Supply of alcohol Standard days and timings (please read guidance note 7) |  |  | Will the supply of alcohol be for consumption - please tick (please read guidance note 8) | On the premises | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Off the premises | $\square$ |
| Day | Start | Finish |  | Both | ® |
| Mon | 08:00 | 23:00 |  | State any seasonal variations for the supply of alcohol (please read guidance note 5) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 |  |  |  |  |
| Thur | 08:00 | 23:00 | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. |  |  |
| Fri | 08:00 | 00:00 |  |  |  |  |  |  |
| Sat | 08:00 | 00:00 | On Sundays prior to bank holidays/pub | ays 10:00-00:0 |  |
| Sun | 10:00 | 22:30 | *Off Sales will be restricted to Monday to 08:00 to 23:00 and Sundays 10:00 to 22:30 |  |  |

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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- |
| Date of birth |
| Address |
|  |
| Postcode |
| Personal licence number (if known) <br> TBC |
| Issuing licensing authority (if known) <br> TBC |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| Thur | 08:00 | 23:30 |  |
| Fri | 08:00 | 00:30 |  |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

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

|  | -[Applicable to individual applicants only, including those in a <br> partnership which is not a limited liability partnership] I <br> understand I am not entitled to be issued with a licence if I <br> do not have the entitlement to live and work in the UK (or if <br> I am subject to a condition preventing me from doing work <br> relating to the carrying on of a licensable activity) and that <br> my licence will become invalid if I cease to be entitled to live <br> and work in the UK (please read guidance note 15). <br> Declaration- The DPS named in this application form is entitled to work in <br> the UK (and is not subject to conditions preventing him or <br> her from doing work relating to a licesable activity) and I <br> have seen a copy of his or her proof of entitlement to work, <br> or have conducted an online right to work check using the <br> Home Office right to work checking service which confirmed <br> their right to work (please see note 15) |
| :--- | :--- |
| Signature | Thomas and Thomas Partners LLP |
| Date | 20.04.22 |
| Capacity | Solicitors on behalf of the Applicant |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)


| Post <br> town | London | Postcod <br> e | WC2H 9EP |
| :--- | :--- | :--- | :--- |



## 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.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets


## Application for Premises Licence

The Stage, Shoreditch

APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol <br> On and Off Sales | Monday - Thursday :08:00-23:00 <br> Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00-22:30 |
| :--- | :--- |
|  | *Off Sales will be restricted to Monday to Saturday <br> 08:00 to 23:00 and Sundays 10:00 to 22:30 |
| Late Night Refreshment: | Friday and Saturday: 23:00-00:00 |
| Opening Hours | Monday - Thursday :08:00-23:30 <br> Friday and Saturday: 08:00-00:30 <br> Sunday: 10:00 - 23:00 |
| Non-standard hours | From the end of permitted hours on New Year's Eve to the <br> start of permitted hours on New Year's Day. |
|  | On Sundays prior to bank holidays/public holidays 10:00 - <br> 00:00 |

## Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP

Companies House Reg No: OC399149
Premises Address: (Hewett Unit 2) 5 \& 7 Stage Plaza, London EC2A 3NQ
Description: Restaurant. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

## Proposed DPS: Brock Ninian Sanderson Bergius

## Proposed Conditions

1. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
2. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
3. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
4. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
5. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
6. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
7. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
8. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
9. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
10. Waste collections shall be restricted to 23:00 and 08:00
11. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.




RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER | hackneylicensing@met.police.uk |
| E-MAIL ADDRESS |  |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | Hewett Unit 2 <br> \& Stage Plaza <br> London <br> EC2A 3NG |
| :--- | :--- |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 Hewett Unit 2, 5 \& 7 Stage Plaza, London, EC2A 3NG for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be a restaurant with an approx. 140 person capacity inside and an additional 35 persons outside.

Police would like to reduce the use of any outside seating area with them closing at 2200hrs as per LP6 of the Council's licensing policy. There is a substantial amount of residential premises in close proximity and as part of the site, closing outside areas at 2200 hrs would minimise the impact on them.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.
1.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussions with the applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. Any outside areas to close at 2200 hrs
3. No drinks are to be taken outside except to those seated in the designated seating area.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT ***

## Appendix B2

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

| NAME OF AUTHORITY | Licensing Authority |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Service <br> Hackney Service Centre <br> 1 Hillman Street <br> London <br> E8 1DY |
| CONTACT NAME | David Tuitt |
| TELEPHONE NUMBER | 0208356 4942 |
| E-MAIL ADDRESS | david.tuitt@hackney.gov.uk |

## APPLICATION PREMISES

|  |  |
| :--- | :--- |
|  | Unit 2 |
| 5 \& 7 Stage Plaza |  |
|  | London |
|  | EC2A 3NQ |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

1) the prevention of crime and disorder x
2) public safety
3) the prevention of public nuisance

X
4) the protection of children from harm

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577. The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

## 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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed. It is also noted that the full restaurant condition will apply to alcohol sales taking place on the premises.

Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support

18 May 2022

## Appendix B3

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

| NAME OF AUTHORITY | London Borough of Hackney |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Community Safety <br> \& Enforcement Service <br> First Floor <br> Hackney Service Centre <br> 1 Hillman Street <br> London E8 1DY |
| CONTACT NAME | Jacey Frewin |
| TELEPHONE NUMBER | 02083564567 |
| E-MAIL ADDRESS | jacey.frewin@hackney.gov.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | Hewett |
| :--- | :--- |
|  | Unit 2, |
| 5 \& 7 Stage Plaza |  |
| Curtain Road |  |
| EC2A 3NQ |  |$|$

## 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 $\cdot$
3) the prevention of public nuisance $\mathbf{x}$
4) the protection of children from harm •

Representation in relation to:

## ENVIRONMENTAL LICENCE CONDITIONS IN RESPECT OF

## Hewett,Unit 2,5 \& 7 Stage Plaza, Curtain Road, London EC2A

1. The Licensee shall ensure that all relevant 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.
2. 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.
3. 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.

4 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.
5. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
6. 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 Hewett. 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.
We have received complaints in the past regarding littering and build-up of waste in the area. There have been instances in the past where Enforcement Officers have found evidence of the illegal disposal of waste from businesses in this area.
Experience has also shown that there is the probability that there will be cigarette litter outside these premises due to the smoking ban.

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

Name: Jacey Frewin
Date: 10/05/2022


## Agenda Item 11

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Application for a Premises Licence |
| Address of Premises | ( The Brad Unit 2) 2 \& 4 Stage Plaza, Curtain Road, <br> EC2A 3NQ |
| Classification | Decision |
| Ward(s) Affected | Hoxton East \& Shoreditch |
| Director | Aled Richards |

1. Summary
1.1. This is an application for a Premises Licence under the Licensing Act 2003:

- To authorise supply of alcohol for consumption On and Off the premises
- For provision of late night refreshment.

2. Application
2.1. The Stage Shoreditch Limited have made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is applying for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: <br>  <br>  <br> Fri 23:00-00:00 <br>  <br> Sat 23:00-00:00 <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br> Non Standard Hours <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. On Sundays prior to bank <br> holidays/public holidays 10:00-00:00 |
| :--- | :--- |
| Supply of Alcohol | Standard Hours: |
| On Premises | Mon 08:00-23:00 |
|  | Tue 08:00-23:00 |
|  | Wed 08:00-23:00 |
|  | Thu 08:00-23:00 |
|  | Fri 08:00-00:00 |
|  | Sat 08:00-00:00 |
|  | Sun 10:00-22:30 |

Page 235

| Supply of Alcohol Off Premises |  |
| :---: | :---: |
|  | 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 10:00-22:30 |
|  | Non Standard Hours |
|  | From the end of permitted hours on New Year's Eve to the start of permitted hours on New |
|  | Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| The opening hours of the premises | Standard Hours: |
|  | Mon 08:00-23:30 |
|  | Tue 08:00-23:30 |
|  | Wed 08:00-23:30 |
|  | Thu 08:00-23:30 |
|  | Fri 08:00-00:30 |
|  | Sat 08:00-00:30 |
|  | Sun 10:00-23:00 |
|  | Non Standard Hours |
|  | From the end of permitted hours on New Year's Eve to the start of permitted hours on New |
|  | Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |

2.3. The application is attached as Appendix A.

## 3. Current Status/History

3.1. The premises are not currently licensed for any activity. The premises are located within the Shoreditch Special Policy Area(SPA).
3.2. No Temporary Event Notices have been submitted in this calendar year.

## 4. Representations: Responsible Authorities

| From | Details |
| :--- | :--- |
| Environmental Health <br> Authority <br> (Environmental Protection) | No representation received |
| Environmental <br> Health Authority <br> (Environmental Enforcement) <br> Appendix B3 | Representation received on the grounds of <br> The Prevention of Public Nuisance |


| Environmental Health <br> Authority (Health \& Safety) | No representation received |
| :--- | :--- |
| Weights and Measures <br> (Trading Standards) | No representation received |
| Planning Authority | No representation received |
| Area Child Protection Officer | No representation received |
| Fire Authority | Have confirmed no representation to this <br> application |
| Police Authority | Representation received on the grounds of <br> The Prevention of Crime and Disorder and <br> The Prevention of Public Nuisance |
| Licensing Authority <br> Appendix B2 | Representation received on the grounds of <br> The Prevention of Crime and Disorder and <br> The Prevention of Public Nuisance |
| Health Authority | No representation received |

5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| Representation received <br> from and on behalf of local <br> 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. The 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 LP10 (Special Policy Areas - Dalston and Shoreditch) are relevant.

## 8. Officer Observations

8.1. If the Sub-Committee is minded to approve the application, the following conditions should be applied to 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 if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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;
(i) "permitted price" is the price found by applying the formula - $\mathrm{P}=$ $\mathrm{D}+(\mathrm{DxV})$ Where -P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) $\quad \mathrm{V}$ 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;
(b) "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;
(c) "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
(d) "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 8.2(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. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
9. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 of 2 periods of 31 days with date and time stamping. Recordings shall be provided immediately upon the request of Police or authorised officers throughout the preceding 31 day period.
10. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
11. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
12. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following:
(a) all crimes reported to the venue
(b) all ejections of patrons
(c) any complaints received
(d) any incidents of disorder
(e) seizures of drugs or offensive weapons
(f) any faults in the CCTV system or searching equipment or scanning equipment
(g) any refusal of the sale of alcohol
(h) any visit by a relevant authority or emergency service.
13. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
14. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals are to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
15. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
16. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers, requiring customers to leave the premises and the area quietly.
17. Waste collections shall be restricted to 23:00 and 08:00
18. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00

Conditions derived from Responsible Authority representations:
19. A dispersal plan that covers the entire site as well as the individual premises are provided to police.
20.Any outside areas to close at 2200 hrs .
21.No drinks are to be taken outside except to those seated in the designated seating area.
22. The Licensee shall ensure that all relevant 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.
23. 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.
24. 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.

25 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.
26. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
27. 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 Hewett. 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 8 to 18 are derived from applicants' operating schedule. Conditions 19 to 21 have been proposed by the Police Authority and conditions 22 to 27 have been proposed by the Environmental Enforcement Authority.

## 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

### 12.1. Option 1

That the application be refused

### 12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents

Appendix B: Representations from responsible authorities
Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Sanaria Hussain <br> Title: Senior Licensing Officer <br> Email: sanaria.hussain@hackney.gov.uk <br> Tel: <br> 02083562431 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email <br> Tel |
| Comments for the Director <br> of Legal, Democratic and <br> Electoral Services prepared <br> by | Name <br> Title <br> Email <br> Tel |

## Appendix A

## HHackney Application for a premises licence to be granted under the <br> LA01 Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.
I/We The Stage Shoreditch Limited
(Insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | £0 |

## Part 2 - Applicant details

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

| a) | an individual or individuals * | $\square$ | please complete section (A) |
| :---: | :---: | :---: | :---: |
| b) | a person other than an individual * |  |  |
|  | i as a limited company/limited liability partnership | 】 | please complete section (B) |
|  | ii as a partnership (other than limited liability) | $\square$ | please complete section (B) |
|  | iii as an unincorporated association or | $\square$ | please complete section (B) |

iv \begin{tabular}{l}
other (for example a statutory <br>
corporation)

$\quad \square$

please complete section <br>
(B)
\end{tabular}

c) a recognised club
d) a charity
e) the proprietor of an educational establishmentplease complete section (B)please complete section (B)
f) a health service body
g) a person who is registered under Part 2
of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
ga)
a person who is registered under Chapter 2 of Part 1 of the Health and Social Careplease complete section (B)please complete section
(B)please complete section
(B)

Act 2008 (within the meaning of that Part)
in an independent hospital in England
h) the chief officer of police of a police force in England and Wales
please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
I am making the application pursuant to a
statutory function or
a function discharged by virtue of Her Majesty's prerogative
(A) INDIVIDUAL APPLICANTS (fill in as applicable)

| Mr $\square$ Mrs $\square$ | Miss $\square \quad$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square \quad$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

## Daytime contact telephone

 numberE-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

(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.

| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Restaurant - The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 Please tick all 2) that apply
a) plays (if ticking yes, fill in box A)
b) films (if ticking yes, fill in box B)
c) indoor sporting events (if ticking yes, fill in box C)
d) boxing or wrestling entertainment (if ticking yes, fill in box $D$ )
e) live music (if ticking yes, fill in box E)
f) recorded music (if ticking yes, fill in box F)
g) performances of dance (if ticking yes, fill in box G)
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H )

Provision of late night refreshment (if ticking yes, fill in box I)
Supply of alcohol (if ticking yes, fill in box J) $\boxtimes$
In all cases complete boxes K, L and M

## A



B


C

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

D


E


F


G

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


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



| Supply of alcohol Standard days and timings (please read guidance note 7) |  |  | Will the supply of alcohol be for consumption - please tick (please read guidance note 8) | On the premises | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Off the premises | $\square$ |
| Day | Start | Finish |  | Both | ® |
| Mon | 08:00 | 23:00 |  | State any seasonal variations for the supply of alcohol (please read guidance note 5) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 |  |  |  |  |
| Thur | 08:00 | 23:00 | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. |  |  |
| Fri | 08:00 | 00:00 |  |  |  |  |  |  |
| Sat | 08:00 | 00:00 | On Sundays prior to bank holidays/pub | ays 10:00-00:0 |  |
| Sun | 10:00 | 22:30 | *Off Sales will be restricted to Monday to 08:00 to 23:00 and Sundays 10:00 to 22:30 |  |  |

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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- |
| Date of birth |
| Address |
|  |
| Postcode |
| Personal licence number (if known) <br> TBC |
| Issuing licensing authority (if known) <br> TBC |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| Thur | 08:00 | 23:30 |  |
| Fri | 08:00 | 00:30 |  |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

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

|  | - Applicable to individual applicants only, including those in a <br> partnership which is not a limited liability partnership] I <br> understand I am not entitled to be issued with a licence if I <br> do not have the entitlement to live and work in the UK (or if <br> I am subject to a condition preventing me from doing work <br> relating to the carrying on of a licensable activity) and that <br> my licence will become invalid if I cease to be entitled to live <br> and work in the UK (please read guidance note 15). |
| :--- | :--- |
| Declaration | - The DPS named in this application form is entitled to work in <br> the UK (and is not subject to conditions preventing him or <br> her from doing work relating to a licesable activity) and I <br> have seen a copy of his or her proof of entitlement to work, <br> or have conducted an online right to work check using the <br> Home Office right to work checking service which confirmed <br> their right to work (please see note 15) |
| Signature | Thomas and Thomas Partners LLP |
| Date | 20.04.22 |
| Capacity | Solicitors on behalf of the Applicant |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Alun Thomas
Thomas and Thomas Partners LLP
38a Monmouth Street

| Post <br> town | London | Postcod <br> e | WC2H 9EP |
| :--- | :--- | :--- | :--- |


| Telephone number (if any) | 02070420419 |
| :--- | :--- |
| If you would prefer us to correspond with you by e-mail, your e-mail address <br> (optional) <br> msteward@tandtp.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.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-
(i) any page containing the holder's personal details including nationality;
(ii) any page containing the holder's photograph;
(iii) any page containing the holder's signature;
(iv) any page containing the date of expiry; and
(v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.
Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

## Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at https://www.gov.uk/prove-right-to-work) which, along with the applicant's date of birth (provided within his application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code form the service should submit copy documents as set out above.

## Application for Premises Licence

The Stage, Shoreditch

APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol | Monday - Thursday : 08:00-23:00 <br> On and Off Sales |
| :--- | :--- |
|  | Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00-22:30 |
|  | * Off Sales will be restricted to Monday to Saturday |
| $08: 00$ to 23:00 and Sundays 10:00 to 22:30 |  |

## Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP

## Companies House Reg No: OC399149

Premises Address: (The Bard Unit 2) 2 \& 4 Stage Plaza, London EC2A 3NQ
Description: Restaurant. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision

Proposed DPS: Brock Ninian Sanderson Bergius

## Proposed Conditions

1. Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress.
2. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

Page 266
3. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
4. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
5. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons ( $f$ ) any faults in the CCTV system or searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
6. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
7. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
8. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
9. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
10. Waste collections shall be restricted to $23: 00$ and 08:00
11. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.




## Appendix B1

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

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER |  |
| E-MAIL ADDRESS | hackneylicensing@met.police.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | The Bard Unit 2 (2 \&4 Stage Plaza) <br> Curtain Road <br> London <br> EC2A 3NQ |
| :--- | :--- |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 The Bard Unit 2 (2 \& 4 Stage Plaza) Curtain Road, London, EC2A 3NQ for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be a restaurant with an approx. 50 person capacity inside and an additional 35 persons outside.

Police would like to reduce the use of any outside seating area with them closing at 2200hrs as per LP6 of the Council's licensing policy. There is a substantial amount of residential premises in close proximity and as part of the site, closing outside areas at 2200 hrs would minimise the impact on them.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.
1.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussions with the applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. Any outside areas to close at 2200 hrs
3. No drinks are to be taken outside except to those seated in the designated seating area.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT ***

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

| NAME OF AUTHORITY | Licensing Authority |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Service <br> Hackney Service Centre <br> 1 Hillman Street <br> London <br> E8 1DY |
| CONTACT NAME | David Tuitt |
| TELEPHONE NUMBER | 0208356 4942 |
| E-MAIL ADDRESS | david.tuitt@hackney.gov.uk |

## APPLICATION PREMISES

|  | Unit 2 |
| :--- | :--- |
|  | 2 \& 4 Stage Plaza |
|  | London |
|  | EC2A 3NQ |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

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

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577. The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

## 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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed. It is also noted that the full restaurant condition will apply to alcohol sales taking place on the premises.

Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support

18 May 2022

## Appendix B3

## HHackney

RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003

## RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | London Borough of Hackney |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Community Safety <br> \& Enforcement Service <br> First Floor <br> Hackney Service Centre <br> 1 Hillman Street <br> London E8 1DY |
| CONTACT NAME | Jacey Frewin |
| TELEPHONE NUMBER | 020 8356 4567 |
| E-MAIL ADDRESS | jacey.frewin@hackney.gov.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | (The Bard Unit 2) <br> 2 \& 4 Stage Plaza <br> Curtain Road <br> London EC2A 3NQ |
| :--- | :--- |
| NAME OF APPLICANT | The Stage Shoreditch Limited |

## COMMENTS

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

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

## ENVIRONMENTAL LICENCE CONDITIONS IN RESPECT OF

Stage 6 Plaza<br>Curtain Road, London EC2A 3NQ

1. The Licensee shall ensure that all relevant 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.
2. 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.
3. 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.

4 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.
5. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
6. 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 Bard Unit 2. 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.

> We have received complaints in the past regarding littering and build-up of waste in the area. There have been instances in the past where Enforcement Officers have found evidence of the illegal disposal of waste from businesses in this area.
> Experience has also shown that there is the probability that there will be cigarette litter outside these premises due to the smoking ban.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
contact Jacey Frewin by email
Name: Jacey Frewin
Date: 11/05/2022


## Agenda Item 12

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Application for a Premises Licence |
| Address of Premises | The Stage, Shoreditch 1 Stage Plaza, Curtain Road, <br> London, EC2A 3NQ |
| Classification | Decision |
| Ward(s) Affected | Hoxton East \& Shoreditch |
| Director | Aled Richards |

1. Summary
1.1. This is an application for a Premises Licence under the Licensing Act 2003:

- To authorise supply of alcohol for consumption On and Off the premises
- For provision of late night refreshment.
- To provide regulated entertainment

2. Application
2.1. The Stage Shoreditch Limited have made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is applying for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: <br> Fri 23:00-00:00 <br> Sat 23:00-00:00 <br> Non Standard Hours <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| :---: | :---: |
| Live Music | Standard Hours: <br> Mon08:00-23:00 <br> Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 |


|  | Sun10:00 - 22:30 |
| :--- | :--- |
|  | Non Standard Hours |
|  | From the end of permitted hours on New Year's |
| Eve to the start of permitted hours on New |  |
| Year's Day. On Sundays prior to bank |  |
| holidays/public holidays 10:00 - 00:00 |  |


|  | Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 <br> Sun10:00-22:30 <br> Non Standard Hours <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| :---: | :---: |
| Anything of Similar description | Standard Hours: <br> Mon08:00-23:00 <br> Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 <br> Sun10:00-22:30 <br> Non Standard Hours <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| Supply of Alcohol On Premises | Standard Hours: <br> Mon 08:00-23:00 <br> Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-00:00 <br> Sat 08:00-00:00 <br> Sun 10:00-22:30 |
| Supply of Alcohol Off Premises | Standard Hours: <br> Mon 08:00-23:00 <br> Tue 08:00-23:00 <br> Wed 08:00-23:00 <br> Thu 08:00-23:00 <br> Fri 08:00-23:00 <br> Sat 08:00-23:00 <br> Sun 10:00-22:30 <br> Non Standard Hours <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| The opening hours of the premises | Standard Hours: <br> Mon 08:00-23:30 <br> Tue 08:00-23:30 |


|  | Wed 08:00-23:30 |
| :--- | :--- |
|  | Thu 08:00-23:30 |
|  | Fri 08:00-00:30 |
|  | Sat 08:00-00:30 |
|  | Sun 10:00-23:00 |
|  | Non Standard Hours |
|  | From the end of permitted hours on New Year's |
|  | Eve to the start of permitted hours on New |
|  | Year's Day. On Sundays prior to bank |
|  | holidays/public holidays 10:00 - 00:00 |

2.3. The application is attached as Appendix A.

## 3. Current Status/History

3.1. The premises are not currently licensed for any activity. The premises are located within the Shoreditch Special Policy Area(SPA).
3.2. No Temporary Event Notices have been submitted in this calendar year.
4. Representations: Responsible Authorities

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


| Health Authority | No representation received |
| :--- | :--- |

## 5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| Representation received <br> from and on behalf of local <br> 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. The 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 LP10 (Special Policy Areas - Dalston and Shoreditch) are relevant.

## 8. Officer Observations

8.1. If the Sub-Committee is minded to approve the application, the following conditions should be applied to 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 if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or
supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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;
(i) "permitted price" is the price found by applying the formula $-\mathrm{P}=$ $\mathrm{D}+(\mathrm{DxV})$ Where -P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) $\quad \mathrm{V}$ 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;
(b) "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;
(c) "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
(d) "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 8.2(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 $7.2(\mathrm{~b})$ 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.

## Exhibition Of Films

8. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -
(a) Recommendations made by the film classification body where the film classification body is specified in the licence, or (b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question. "film classification body" means person('s) designated under s4 of the Video Recordings Act 1984(c.39).

## Door Supervision

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

## Conditions derived from the operating schedule

10. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
11. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
12. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
13. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following:
(a) all crimes reported to the venue
(b) all ejections of patrons
(c) any complaints received
(d) any incidents of disorder
(e) seizures of drugs or offensive weapons
(f) any faults in the CCTV system or searching equipment or scanning equipment
(g) any refusal of the sale of alcohol
(h) any visit by a relevant authority or emergency service.
14. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
15. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals are to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
16. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
17. Substantial food shall be available at all times.
18. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers, requiring customers to leave the premises and the area quietly.
19. Waste collections shall be restricted to 23:00 and 08:00.
20. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.
21. A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council

## Conditions derived from theResponsible Authorities representations:

22. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
23. No drinks are to be taken outside.
24.Amendment to SIA condition to read: A minimum of 1 SIA door supervisor per 100 customers shall be employed from 2000hrs, until the venue has fully dispersed its customers from the venue. Additional SIA door supervisors shall be employed on a risk assessment basis. When employed, all SIA staff shall wear a high visibility armband or vest to be easily identifiable. They shall enter their name, address, SIA number and times they begin and finish their shift in a daily register. If employed by an agency all agency contact details shall be recorded also.
24. The Licensee shall ensure that all relevant 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.
25. 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.
26. 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.

28 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.
29. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
30. 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 Hewett. 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 10 to 21 are derived from applicants operating schedule. Conditions 22 to 24 have been proposed by the Police Authority and conditions 25 to 30 have been proposed by the Environmental Enforcement Authority.

## 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
12.1. Option 1

That the application be refused
12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents Appendix B: Representations from responsible authorities Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Sanaria Hussain <br> Title: Senior Licensing Officer <br> Email: sanaria.hussain@hackney.gov.uk <br> Tel: <br> 02083562431 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email <br> Tel |
| Comments for the Director <br> of Legal, Democratic and <br> Electoral Services prepared <br> by | Name <br> Title <br> Email <br> Tel |

## Appendix A

## HHackney Application for a premises licence to be granted under the

LA01 Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.
I/We The Stage Shoreditch Limited
(Insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | $£ 0$ |

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as
Please tick as appropriate
a) an individual or individuals *please complete section (A)
b) a person other than an individual *
i as a limited company/limited liability partnership
ii as a partnership (other than limited liability)
iii as an unincorporated association orplease complete section (B)please complete section (B)please complete section
(B)

iv \begin{tabular}{l}
other (for example a statutory <br>
corporation)

$\quad \square$

please complete section <br>
(B)
\end{tabular}

c) a recognised club
d) a charity
e) the proprietor of an educational establishmentplease complete section (B)please complete section (B)
f) a health service body
g) a person who is registered under Part 2
of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
ga)
a person who is registered under Chapter 2 of Part 1 of the Health and Social Careplease complete section (B)please complete section
(B)please complete section
(B)
please complete section (B)

Act 2008 (within the meaning of that Part) in an independent hospital in England
h) the chief officer of police of a police force in England and Wales
please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
I am making the application pursuant to a
statutory function or
a function discharged by virtue of Her Majesty's prerogative
(A) INDIVIDUAL APPLICANTS (fill in as applicable)

| Mr $\square$ Mrs $\square$ | Miss $\square \quad$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square \quad$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

## Daytime contact telephone

 numberE-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

(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.

| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Event Space - The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 \begin{tabular}{l}
Please tick all <br>
2）

 

that apply
\end{tabular}

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

Provision of late night refreshment（if ticking yes，fill in box I）
Supply of alcohol（if ticking yes，fill in box J）
In all cases complete boxes K，L and M

## A

| Plays <br> Standard days and timings (please read guidance note 7) |  |  | Will the performance of a play take place indoors or outdoors or both please tick (please read guidance note 3) | Indoors | 区 |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Outdoors | $\square$ |
| Day | Start | Finish |  | Both | $\square$ |
| Mon | 08:00 | 23:00 |  | Please give further details here (please read guidance note 4) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 | State any seasonal variations for performing plays (please read guidance note 5) |  |  |
| Thur | 08:00 | 23:00 |  |  |  |  |  |  |
| Fri | 08:00 | 00:00 | Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |  |  |
| Sat | 08:00 | 00:00 |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
| Sun | 10:00 | 22:30 |  |  |  |

B


C

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

D


E


## 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 | Q |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Outdoors | $\square$ |
| Day | Start | Finish |  | Both | $\square$ |
| Mon | 08:00 | 23:00 |  | Please give further details here (please read guidance note 4) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 | State any seasonal variations for the playing of recorded music (please read guidance note 5) |  |  |
| Thur | 08:00 | 23:00 |  |  |  |  |  |  |
| Fri | 08:00 | 00:00 | Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |  |  |
| Sat | 08:00 | 00:00 |  |  |  |  |  |  |
|  |  |  |  |  |  |  |  |  |
| Sun | 10:00 | 22:30 |  |  |  |

G


H

| Anything of a similar description to that falling within (e), (f) or (g) <br> Standard days and timings (please read guidance note 7) |  |  | Please give a description of the type of entertainment you will be providing |  |  |
| :---: | :---: | :---: | :---: | :---: | :---: |
| Day | Start | Finish | Will this entertainment take place indoors or outdoors or both - please tick (please read guidance note 3) | Indoors | ® |
| Mon | 08:00 | 23:00 |  | Outdoors | $\square$ |
|  |  |  |  | Both | $\square$ |
| Tue | 08:00 | 23:00 | Please give further details here (please read guidance note 4) |  |  |
| Wed | 08:00 | 23:00 |  |  |  |
| Thur | 08:00 | 23:00 | State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5) |  |  |
| Fri | 08:00 | 00:00 |  |  |  |
| Sat | 08:00 | 00:00 | Non-standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |  |  |
| Sun | 10:00 | 22:30 |  |  |  |
|  |  |  |  |  |  |



| Supply of alcohol Standard days and timings (please read guidance note 7) |  |  | Will the supply of alcohol be for consumption - please tick (please read guidance note 8) | On the premises | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Off the premises | $\square$ |
| Day | Start | Finish |  | Both | ® |
| Mon | 08:00 | 23:00 |  | State any seasonal variations for the supply of alcohol (please read guidance note 5) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 |  |  |  |  |
| Thur | 08:00 | 23:00 | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. |  |  |
| Fri | 08:00 | 00:00 |  |  |  |  |  |  |
| Sat | 08:00 | 00:00 | On Sundays prior to bank holidays/pub | ays 10:00-00:0 |  |
| Sun | 10:00 | 22:30 | *Off Sales will be restricted to Monday to 08:00 to 23:00 and Sundays 10:00 to 22:30 |  |  |

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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- |
| Date of birth |
| Address |
|  |
| Postcode |
| Personal licence number (if known) <br> TBC |
| Issuing licensing authority (if known) <br> TBC |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| Thur | 08:00 | 23:30 |  |
| Fri | 08:00 | 00:30 |  |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

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

|  | -[Applicable to individual applicants only, including those in a <br> partnership which is not a limited liability partnership] I <br> understand I am not entitled to be issued with a licence if I <br> do not have the entitlement to live and work in the UK (or if <br> I am subject to a condition preventing me from doing work <br> relating to the carrying on of a licensable activity) and that <br> my licence will become invalid if I cease to be entitled to live <br> and work in the UK (please read guidance note 15). <br> Declaration-The DPS named in this application form is entitled to work in <br> the UK (and is not subject to conditions preventing him or <br> her from doing work relating to a licesable activity) and I <br> have seen a copy of his or her proof of entitlement to work, <br> or have conducted an online right to work check using the <br> Home Office right to work checking service which confirmed <br> their right to work (please see note 15) <br> Signature <br> Date <br> Chomas and Thomas Partners LLP <br> Capacity Solicitors on behalf of the Applicant |
| :--- | :--- |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)


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 .
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets


## Application for Premises Licence

## The Stage, Shoreditch <br> 1 Stage Plaza, Curtain Road, LONDON EC2A 3NQ - Event Space APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol On and Off Sales | Monday - Thursday : 08:00-23:00 <br> Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00-22:30 <br> *Off Sales will be restricted to Monday to Saturday 08:00 to 23:00 and Sundays 10:00 to 22:30 |
| :---: | :---: |
| Late Night Refreshment: | Friday and Saturday: 23:00-00:00 |
| Live Music | Monday - Thursday : 08:00-23:00 Friday and Saturday: 08:00-00:00 Sunday: 10:00-22:30 |
| Recorded Music | Monday - Thursday : 08:00-23:00 Friday and Saturday: 08:00-00:00 Sunday: 10:00-22:30 |
| Performance of Plays | Monday - Thursday : 08:00-23:00 <br> Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00-22:30 |
| Films | Monday - Thursday : 08:00-23:00 Friday and Saturday: 08:00-00:00 Sunday: 10:00-22:30 |
| Performance of Dance | Monday - Thursday : 08:00-23:00 <br> Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00-22:30 |
| Anything of Similar description | Monday - Thursday : 08:00-23:00 Friday and Saturday: 08:00-00:00 Sunday: 10:00-22:30 |
| Opening Hours | Monday - Thursday : 08:00-23:30 <br> Friday and Saturday: 08:00-00:30 <br> Sunday: 10:00-23:00 |
| Non-standard hours | From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:0000:00 |

Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP

## Companies House Reg No: OC399149

Premises Address: (Building 7) 1 Stage Plaza, Curtain Road, LONDON EC2A 3NQ

Description:- Event Space -The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

Proposed DPS: Brock Ninian Sanderson Bergius
Proposed Conditions

1. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
3. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
4. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons ( $f$ ) any faults in the CCTV system or searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
5. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
6. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
7. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
8. Substantial food shall be available at all times.
9. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
10. Waste collections shall be restricted to 23:00 and 08:00.
11. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.
12. A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.




## Appendix B1

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

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER | hackneylicensing@met.police.uk |
| E-MAIL ADDRESS |  |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | 1 Stage Plaza (Building 7) <br> Curtain Road <br> London <br> EC2A 3NQ |
| :--- | :--- |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 1 Stage Plaza (Building 7) Curtain Road, London, EC2A 3NQ for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be an event space with an approx. 400 person capacity in the basement.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police require more information about the type of events and frequency of events that would take place in this space. Will the space be open when there are no specific events being held?

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.
1.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussion with applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. No drinks are to be taken outside.

Amendment to SIA condition to read:
A minimum of 1 SIA door supervisor per 100 customers shall be employed from 2000hrs, until the venue has fully dispersed its customers from the venue.
Additional SIA door supervisors shall be employed on a risk assessment basis. When employed, all SIA staff shall wear a high visibility armband or vest to be easily identifiable. They shall enter their name, address, SIA number and times they begin and finish their shift in a daily register. If employed by an agency all agency contact details shall be recorded also.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT

# Appendix B2 

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

| NAME OF AUTHORITY | Licensing Authority |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Service <br> Hackney Service Centre <br> 1 Hillman Street <br> London <br> E8 1DY |
| CONTACT NAME | David Tuitt |
| TELEPHONE NUMBER | 0208356 4942 |
| E-MAIL ADDRESS | david.tuitt@hackney.gov.uk |

## APPLICATION PREMISES

| Premises | 1 Stage Plaza <br> Curtain Road <br> London <br> EC2A 3NQ |
| :--- | :--- |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

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

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577. The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

## 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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The premises is described as an event space so further detail on the nature of events would aid this process. The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed.

Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support

18 May 2022

## Appendix B3

RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003

## RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | London Borough of Hackney |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Community Safety <br> \& Enforcement Service <br> First Floor <br> Hackney Service Centre <br> 1 Hillman Street <br> London E8 1DY |
| CONTACT NAME | Jacey Frewin |
| TELEPHONE NUMBER | 020 8356 4567 |
| E-MAIL ADDRESS | jacey.frewin@hackney.gov.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | 1 Stage Plaza <br> Curtain Road <br> London EC2A 3NQ |
| :--- | :--- |
| NAME OF APPLICANT | The Stage Shoreditch Limited |

## COMMENTS

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

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

## ENVIRONMENTAL LICENCE CONDITIONS IN RESPECT OF

Stage 1 Plaza<br>Curtain Road, London EC2A 3NQ

1. The Licensee shall ensure that all relevant 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.
2. 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.
3. 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.

4 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.
5. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
6. 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 Stage 1 Plaza. This should remain unobstructed at all times and should clearly identify:-

[^1]The above representations are supported by the following evidence and information.

> We have received complaints in the past regarding littering and build-up of waste in the area. There have been instances in the past where Enforcement Officers have found evidence of the illegal disposal of waste from businesses in this area.
> Experience has also shown that there is the probability that there will be cigarette litter outside these premises due to the smoking ban.

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

## contact Jacey Frewin by email

Name: Jacey Frewin
Date: 11/05/2022


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## Agenda Item 13

## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Application | Application for a Premises Licence |
| Address of Premises | (Building 4) 6 Stage Plaza, Curtain Road, London <br> EC2A 3NQ |
| Classification | Decision |
| Ward(s) Affected | Hoxton East \& Shoreditch |
| Director | Aled Richards |

1. Summary
1.1. This is an application for a Premises Licence under the Licensing Act 2003:

- To authorise supply of alcohol for consumption On and Off the premises
- For provision of late night refreshment.

2. Application
2.1. The Stage Shoreditch Limited have made an application for a premises licence under section 17 of the Licensing Act 2003.
2.2. The applicant is applying for the following licensable activities and times:

| Late Night Refreshment | Standard Hours: <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br>  <br> Fai 23:00-00:00 23:00-00:00 <br>  <br> Non Standard Hours <br> From the end of permitted hours on New Year's <br> Eve to the start of permitted hours on New <br> Year's Day. On Sundays prior to bank <br> holidays/public holidays 10:00-00:00 |
| :--- | :--- |
| Supply of Alcohol | Standard Hours: |
| On Premises | Mon 08:00-23:00 |
|  | Tue 08:00-23:00 |
|  | Wed 08:00-23:00 |
|  | Thu 08:00-23:00 |
|  | Fri 08:00-00:00 |
|  | Sat 08:00-00:00 |
|  | Sun 10:00-22:30 |
| Supply of Alcohol | Standard Hours: |


| Off Premises | 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 10:00-22:30 |
|  | Non Standard Hours |
|  | From the end of permitted hours on New Year's |
|  | Eve to the start of permitted hours on New |
|  | Year's Day. On Sundays prior to bank |
| holidays/public holidays 10:00 - 00:00 |  |

2.3. The application is attached as Appendix A.

## 3. Current Status/History

3.1. The premises are not currently licensed for any activity. The premises are located within the Shoreditch Special Policy Area(SPA).
3.2. No Temporary Event Notices have been submitted in this calendar year.

## 4. Representations: Responsible Authorities

| From | Details |
| :--- | :--- |
| Environmental Health <br> Authority <br> (Environmental Protection) | No representation received |
| Environmental <br> Health Authority <br> (Environmental Enforcement) <br> Appendix B3 | Representation received on the grounds of <br> The Prevention of Public Nuisance |
| Environmental Health <br> Authority (Health \& Safety) | No representation received |


| Weights and Measures <br> (Trading Standards) | No representation received |
| :--- | :--- |
| Planning Authority | No representation received |
| Area Child Protection Officer | No representation received |
| Fire Authority | Have confirmed no representation on this <br> application |
| Police Authority | Representation received on the grounds of <br> The Prevention of Crime and Disorder and <br> The Prevention of Public Nuisance |
| Licensing Authority <br> Appendix B2 | Representation received on the grounds of <br> The Prevention of Crime and Disorder and <br> The Prevention of Public Nuisance |
| Health Authority | Representation withdrawn following <br> agreement of conditions. See Para 8.1 <br> below |

## 5. Representations: Other Persons

| From | Details |
| :--- | :--- |
| Representation received <br> from and on behalf of local <br> 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. The 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), LP10 (Special Policy Areas - Dalston and Shoreditch) and LP6 (External Areas and Outdoor Events) are relevant.
8. Officer Observations
8.1. If the Sub-Committee is minded to approve the application, the following conditions should be applied to 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 if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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;
(i) "permitted price" is the price found by applying the formula $-\mathrm{P}=$ $\mathrm{D}+(\mathrm{DxV})$ Where -P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) $\quad \mathrm{V}$ 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;
(b) "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;
(c) "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
(d) "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 8.2(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. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
9. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.
10. The licence holder shall ensure that any queue to enter the premises which forms outside the premises is orderly and supervised by door staff.
11. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police, which will as a minimum record the following: (a) all crimes reported to the venue (b) all ejections of patrons (c) any complaints received (d) any incidents of disorder (e) seizures of drugs or offensive weapons (f) any faults in the CCTV system or searching equipment or scanning equipment (g) any refusal of the sale of alcohol (h) any visit by a relevant authority or emergency service.
12. The licensee shall operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate. Prominent signage shall be displayed by every entrance and exit detailing the drugs and weapons policies.
13. A record shall be kept detailing all refused sales of alcohol. The refusals book will be maintained at the premises and will be available for immediate inspection upon request by a representative of the statutory authorities upon request. Such refusals book to is to be inspected and signed by the DPS or, in the absence of the DPS, by an alternative member of store management at intervals not exceeding seven days. All occasions when persons have been refused service shall be recorded and kept at the premises for not less than 12 months after the last entry recorded.
14. No entertainment, performance, service or exhibition involving nudity or sexual stimulation which would come within the definition of a sex establishment as defined in Schedule 3 of the Local Government (Miscellaneous Provisions) Act 1982 as amended by the Police and Crime Act 2009, shall be provided.
15. Substantial food shall be available at all times.
16. Clear and prominent notices shall be displayed and maintained at all exits in a place where they can be seen and easily read by customers requiring customers to leave the premises and the area quietly.
17. Waste collections shall be restricted to 23:00 and 08:00
18. No refuse and/or bottles are to be placed in external receptacles or in areas outside the premises between 23:00 and 08:00.
19. A minimum of 1 Security Industry Authority door supervisor shall be employed from 20:00 hours until all the customers have left the premises on the following morning, unless previously agreed with the Metropolitan Police Licensing department for Hackney Council.
20. The external area will not be used after 23.00 hours and persons shall only be permitted to use the area for smoking after that time

Conditions derived from Responsible Authority representations:
21. A dispersal plan that covers the entire site as well as the individual
premises is provided to police.
22. Any outside areas to close at 2200hrs
23. No drinks are to be taken outside except to those seated in designated outside areas.
24.Amendment to SIA condition to read: A minimum of 1 SIA door supervisor per 100 customers shall be employed from 2000hrs, until the venue has fully dispersed its customers from the site. Additional SIA door supervisors shall be employed on a risk assessment basis. When employed, all SIA staff shall wear a high visibility armband or vest to be easily identifiable. They shall enter their name, address, SIA number and times they begin and finish their shift in a daily register. If employed by an agency all agency contact details shall be recorded also
25. The Licensee shall ensure that all relevant 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.
26. 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.
27. 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.

28 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.
29. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
30. 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

Hewett. 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

31. The service of alcohol from 8am to 11am ancillary to food.
32. Reasons for Officer Observations
9.1. Conditions 8 to 20 are derived from applicants' operating schedule. Conditions 21 to 24 have been proposed by the Police Authority and conditions 25 to 30 have been proposed by the Environmental Enforcement Authority. Condition 31 has been proposed by the Public Health Authority and agreed 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


#### Abstract

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

### 12.1. Option 1 <br> That the application be refused

12.2. 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.

## Appendices:

Appendix A: Application for a premises licence and supporting documents Appendix B: Representations from responsible authorities Appendix C: Location map

## Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

| Report Author | Name: Sanaria Hussain <br> Title:Senior Licensing Officer <br> Email: sanaria.hussain@hackney.gov.uk <br> Tel: <br> 02083562431 <br> Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by <br> Comments for the Director <br> of Legal, Democratic and <br> Electoral Services prepared <br> by <br> Name <br> Title <br> Email <br> TelName <br> Title <br> Email <br> Tel |
| :--- | :--- |

## Appendix A

HHackney Application for a premises licence to be granted under the
LA01 Licensing Act 2003

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

You may wish to keep a copy of the completed form for your records.
I/We The Stage Shoreditch Limited
(Insert name(s) of applicant)
apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 - Premises details

| Postal address of premises or, if none, ordnance survey map reference or <br> description <br> 6 Stage Plaza, Curtain Road <br>  <br> Post town London | Postcode | EC2A 3NQ |
| :--- | :--- | :--- | :--- |


| Telephone number at premises (if any) |  |
| :--- | :--- |
| Non-domestic rateable value of premises | £0 |

## Part 2 - Applicant details

Please state whether you are applying for a premises licence as
Please tick as appropriate
a) an individual or individuals *please complete section (A)
b) a person other than an individual *
i as a limited company/limited liability partnership
ii as a partnership (other than limited liability)
iii as an unincorporated association orplease complete section
(B)please complete section
(B)please complete section
(B)

iv \begin{tabular}{l}
other (for example a statutory <br>
corporation)

$\quad \square$

please complete section <br>
(B)
\end{tabular}

c) a recognised club
d) a charity
e) the proprietor of an educational establishmentplease complete section (B)please complete section (B)
f) a health service body
g) a person who is registered under Part 2
of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
ga)
a person who is registered under Chapter 2 of Part 1 of the Health and Social Careplease complete section (B)please complete section
(B)please complete section
(B)
please complete section (B)

Act 2008 (within the meaning of that Part) in an independent hospital in England
h) the chief officer of police of a police force in England and Wales
please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
I am making the application pursuant to a
statutory function or
a function discharged by virtue of Her Majesty's prerogative
(A) INDIVIDUAL APPLICANTS (fill in as applicable)

| Mr $\square$ Mrs $\square$ | Miss $\square \quad$ Ms $\square$ | Other Title (for example, Rev) |  |
| :---: | :---: | :---: | :---: |
| Surname | First names |  |  |
| Date of birth | I am 18 years old or over $\quad \square \quad$ Please tick yes |  |  |
| Nationality |  |  |  |
| Current residential address if different from premises address |  |  |  |
| Post town |  | Postcode |  |

## Daytime contact telephone

 numberE-mail address (optional)
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)

SECOND INDIVIDUAL APPLICANT (if applicable)

(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.

| Address <br> 116 Upper Street, London, England, N1 1QP <br>  <br> Registered number (where applicable) <br> OC399149 <br> Description of applicant (for example, partnership, company, unincorporated <br> association etc.) <br> Private Limited Company <br> Telephone number (if any) <br> E-mail address (optional) |
| :--- |

## Part 3 Operating Schedule

When do you want the premises licence to start?


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


Please give a general description of the premises (please read guidance note 1) Bar. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

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 Please tick all 2) that apply
a) plays (if ticking yes, fill in box A)
b) films (if ticking yes, fill in box B)
c) indoor sporting events (if ticking yes, fill in box C)
d) boxing or wrestling entertainment (if ticking yes, fill in box $D$ )
e) live music (if ticking yes, fill in box E)
f) recorded music (if ticking yes, fill in box F)
g) performances of dance (if ticking yes, fill in box G)
h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H )

Provision of late night refreshment (if ticking yes, fill in box I)
Supply of alcohol (if ticking yes, fill in box J) $\boxtimes$
In all cases complete boxes K, L and M

## A



## B



C

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

D


E

| Live music <br> 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 | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Outdoors | $\square$ |
| Day | Start | Finish |  | Both | $\square$ |
| 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


G

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


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



| Supply of alcohol Standard days and timings (please read guidance note 7) |  |  | Will the supply of alcohol be for consumption - please tick (please read guidance note 8) | On the premises | $\square$ |
| :---: | :---: | :---: | :---: | :---: | :---: |
|  |  |  | Off the premises | $\square$ |
| Day | Start | Finish |  | Both | ® |
| Mon | 08:00 | 23:00 |  | State any seasonal variations for the supply of alcohol (please read guidance note 5) |  |  |
| Tue | 08:00 | 23:00 |  |  |  |  |
| Wed | 08:00 | 23:00 |  |  |  |  |
| Thur | 08:00 | 23:00 | Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) <br> From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. |  |  |
| Fri | 08:00 | 00:00 |  |  |  |  |  |  |
| Sat | 08:00 | 00:00 | On Sundays prior to bank holidays/pub | ays 10:00-00:0 |  |
| Sun | 10:00 | 22:30 | *Off Sales will be restricted to Monday to 08:00 to 23:00 and Sundays 10:00 to 22:30 |  |  |

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

| Name <br> Brock Ninian Sanderson Bergius |
| :--- | :--- |
| Date of birth |
| Address |
|  |
|  |

K

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

L

| Hours premises are open to the public Standard days and timings (please read guidance note 7) |  |  | State any seasonal variations (please read guidance note 5) |
| :---: | :---: | :---: | :---: |
| Day | Start | Finish |  |
| Mon | 08:00 | 23:30 |  |
| Tue | 08:00 | 23:30 |  |
| Wed | 08:00 | 23:30 |  |
|  |  |  | Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) From the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day. <br> On Sundays prior to bank holidays/public holidays 10:00-00:00 |
| Thur | 08:00 | 23:30 |  |
| Fri | 08:00 | 00:30 |  |
| Sat | 08:00 | 00:30 |  |
| Sun | 10:00 | 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)
Please see attached summary and proposed conditions which address the four licensing objectives and the LP10 Special Policy.

## b) The prevention of crime and disorder

As above and attached.

## c) Public safety

As above and attached.
d) The prevention of public nuisance

As above and attached.
e) The protection of children from harm

| As above and attached. |
| :--- |
|  |
|  |
|  |
|  |

## Checklist:

Please tick to indicate agreement

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

| Declaration | - [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). <br> - 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 licesable 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) |
| :---: | :---: |
| Signature | Thomas and Thomas Partners LLP |
| Date | 20.04.22 |
| Capacity | Solicitors on behalf of the Applicant |

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

| Signature |  |
| :--- | :--- |
| Date |  |
| Capacity |  |

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)


| Post <br> town | London | Postcod <br> e | WC2H 9EP |
| :--- | :--- | :--- | :--- |



## 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.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports - defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts - are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
- a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500 .
- a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
- a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets
consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
- any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
- any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500 . However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
- any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
- any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
- any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
- any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that
(a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

## APPLICATION SUMMARY

Proposed Hours

| Sale of Alcohol <br> On and Off Sales | Monday to Thursday: 08:00 - 23:00 <br> Friday and Saturday: 08:00-00:00 <br> Sunday: 10:00 - 22:30 |
| :--- | :--- |
|  | *Off Sales will be restricted to Monday to Saturday <br> $08: 00$ to 23:00 and Sundays 10:00 to 22:30 |
| Late Night Refreshment: | Friday and Saturday: 23:00 - 00:00 |
| Opening Hours | Monday to Thursday: 08:00 - 23:30 <br> Friday and Saturday: 08:00 - 00:30 <br> Sunday: 10:00 - 23:00 |
| Non-standard hours | From the end of permitted hours on New Year's Eve to the <br> start of permitted hours on New Year's Day. |
|  | On Sundays prior to bank holidays/public holidays 10:00 - |
| $00: 00$ |  |

## Applicant: The Stage Shoreditch Limited

Registered Address: 116 Upper Street, London, England, N1 1QP
Companies House Reg No: OC399149

Premises Address: (Building 4) 6 Stage Plaza, Curtain Road, LONDON EC2A 3NQ

Description: Bar. The application is follows pre-application consultation with the Metropolitan Police and the Licensing Authority. The development has on site security a Central Servicing Provision.

## Proposed DPS: Brock Ninian Sanderson Bergius

## Proposed Conditions

1. The licensee shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan 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 as a minimum 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 provided immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. No less than one member of staff who is able to operate the CCTV system shall be on the premises at all times.




## Appendix B1

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

| NAME OF AUTHORITY | Metropolitan Police service |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Unit, <br> Stoke Police Station <br> 33 Stoke Newington High Street <br> London <br> N16 8DS |
| CONTACT NAME | PC 3288CE Amanda GRIGGS |
| TELEPHONE NUMBER | 07796 183078 |
| E-MAIL ADDRESS | hackneylicensing@met.police.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | 6 Stage Plaza (Building 4) <br> Curtain Road <br> London <br> EC2A 3NQ |
| :--- | :--- |
| NAME OF PREMISES USER | The Stage Shoreditch 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
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 6 Stage Plaza (Building 4) Curtain Road, London, EC2A 3NQ for the following reason(s);

The premises is part of The Stage Shoreditch Development and is to be a bar with an approx. 200 person capacity inside and an additional 150 persons on the roof terrace.

Police would like to reduce the use of both the roof terrace and any outside seating area with them closing at 2200 hrs as per LP6 of the Council's licensing policy. There is a substantial amount of residential premises in close proximity and as part of the site, closing outside areas at 2200hrs would minimise the impact on them.

The site is in the Shoreditch Special Policy Area. Police believe at this time that the applicant has not adequately demonstrated how the operation of the premises will not add to the cumulative impact on the area. There needs to be a comprehensive dispersal policy covering the entire site that shows how the leaving customers will not negatively impact on already saturated area.

Police would ask that off sales are removed from the licence as well as any nonstandard hours.

Police have asked that some additional/ amended conditions are added to any licence issued - please see below.
1.

The above representations are supported by the following evidence and information.
Personal knowledge of the local area and issues in the area.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.
Discussions with the applicant and agreement of conditions

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

1. A dispersal plan that covers the entire site as well as the individual premises is provided to police.
2. Any outside areas to close at 2200 hrs
3. No drinks are to be taken outside except to those seated in designated outside areas.

Amendment to SIA condition to read:
A minimum of 1 SIA door supervisor per 100 customers shall be employed from 2000hrs, until the venue has fully dispersed its customers from the site.
Additional SIA door supervisors shall be employed on a risk assessment basis. When employed, all SIA staff shall wear a high visibility armband or vest to be easily identifiable. They shall enter their name, address, SIA number and times they begin and finish their shift in a daily register. If employed by an agency all agency contact details shall be recorded also.

## *** ADDITIONAL CONDITIONS MAY BE ADDED FURTHER TO DISCUSSIONS WITH THE APPLICANT

## Appendix B2

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

| NAME OF AUTHORITY | Licensing Authority |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Licensing Service <br> Hackney Service Centre <br> 1 Hillman Street <br> London <br> E8 1DY |
| CONTACT NAME | David Tuitt |
| TELEPHONE NUMBER | 0208356 4942 |
| E-MAIL ADDRESS | david.tuitt@hackney.gov.uk |

## APPLICATION PREMISES

| Premises | 6 Stage Plaza <br> Curtain Road <br> London <br> EC2A 3NQ |
| :--- | :--- |
| Applicant | The Stage Shoreditch Limited |

## COMMENTS

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

1) the prevention of crime and disorder X
2) public safety
3) the prevention of public nuisance

X
4) the protection of children from harm

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

I write in relation to the application for a premises licence. The premises is a vacant unit that forms part of a major development scheme, comprising a mix of retail, residential and office uses. The development is set around the remains of William Shakespeare's 'Curtain Theatre' which is said to date back to 1577. The site is located within the Shoreditch Special Policy Area (SPA) which is an area highlighted as suffering from the cumulative impact caused by the concentration of licensed premises in the area. The applicant has made reference to pre-application correspondence and has supplied an additional submission in order to rebut the Special Policy at LP10 of the Council Licensing Statement which states:

## 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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The applicant has made a supporting submission which sets out a rationale addressing the cumulative impact policy. This document is welcomed. However, it is noted that the application proposes use of external areas until 23:00 which is beyond the hours set out in LP6 (External Areas and Outdoor Events).

Name: David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support

18 May 2022

Appendix B3
RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003

## RESPONSIBLE AUTHORITY DETAILS

| NAME OF AUTHORITY | London Borough of Hackney |
| :--- | :--- |
| ADDRESS OF AUTHORITY | Community Safety <br> \& Enforcement Service <br> First Floor <br> Hackney Service Centre <br> 1 Hillman Street <br> London E8 1DY |
| CONTACT NAME | Jacey Frewin |
| TELEPHONE NUMBER | 020 8356 4567 |
| E-MAIL ADDRESS | jacey.frewin@hackney.gov.uk |

## APPLICATION PREMISES

| NAME \& ADDRESS OF PREMISES | 6 Stage Plaza <br> Curtain Road <br> London EC2A 3NQ |
| :--- | :--- |
| NAME OF APPLICANT | The Stage Shoreditch Limited |

## COMMENTS

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

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

## ENVIRONMENTAL LICENCE CONDITIONS IN RESPECT OF

Stage 6 Plaza<br>Curtain Road, London EC2A 3NQ

1. The Licensee shall ensure that all relevant 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.
2. 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.
3. 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.

4 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.
5. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
6. 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 Stage 6 Plaza. 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.

> We have received complaints in the past regarding littering and build-up of waste in the area. There have been instances in the past where Enforcement Officers have found evidence of the illegal disposal of waste from businesses in this area.
> Experience has also shown that there is the probability that there will be cigarette litter outside these premises due to the smoking ban.

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

## contact Jacey Frewin by email

Name: Jacey Frewin
Date: 11/05/2022


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## HHackney

|  |  |
| :--- | :--- |
| For Consideration By | Licensing Sub-Committee |
| Meeting Date | 19 July 2022 |
| Type of Notice | TEMPORARY EVENT NOTICE - COUNTER NOTICE |
| Address of Premises | U7 Lounge, 2-4 Orsman Road, London N1 5FB |
| Classification | Decision |
| Ward(s) Affected | Hoxton East and Shoreditch |
| Director | Aled Richards |

## 1. Summary

1.1. The Environmental Protection has given the Licensing Authority and the premises user notice of objection to Temporary Event Notices for an event to be held on 31/07/2022 from 00:00 finishing on 31/07/2022 at 03:00am at above premises. The Licensing Authority must hold a hearing to decide whether or not to allow the event to proceed.

## 2. Current Status/History

2.1. The premises is licensed under the Licensing Act 2003 and the licence document is attached as Appendix C .
3. TEMPORARY EVENT NOTICE FOR EVENT TO BE HELD 31/07/2022 31/07/2022
3.1. A TEN has been submitted to allow licensable activities to take place on the premises. A copy of the Temporary Event Notice is attached as Appendix A.

## 4. Objections

4.1. The Environmental Protection have objected to the TEN on the grounds of the prevention of public nuisance. A copy of the objection is attached as Appendix B.

## 5. Guidance Considerations

5.1. That the Licensing Sub-Committee consider the issuing of counter notices if it is satisfied that any of the licensing objectives would be undermined if the premises were to be used in accordance with the temporary event notice.

## 6. Policy Considerations

6.1 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
6.2 Consider any other control measures proposed to mitigate the objection

7. Human Rights Act 1998 Implications

### 7.1. There are implications for;

- 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.


## 8. Members; Decision Making

### 8.1. Option 1

That the Licensing Authority decides not to give a counter notice.

### 8.2. Option 2

That the Licensing Authority decides to give a counter notice, giving the reasons for the decision.

## 9. Conclusion

9.1. That Members decide whether or not to issue a counter notice for the event scheduled to take place on 31/07/2022 from 00:00 finishing on 31/07/2022 at 03:00am at location above.

## Appendices:

Appendix A - Temporary Event Notice
Appendix B - Objection from the Environmental Protection
Appendix C - Current Premises Licence

Appendix D - Location Map

| Report Author | Name: Suba Sriramana <br> Title: Principal Licensing Officer <br> Email: Subangini.Sriramana@hackney.gov.uk <br> Tel: 020 8356 4915 |
| :--- | :--- |
| Comments for the Group <br> Director of Finance and <br> Corporate Resources <br> prepared by | Name <br> Title <br> Email |
| Tel |  |
| Comments for the Director <br> Ofegal, Democratic and <br> Electoral Services <br> prepared by | Name <br> Title |

## Appendix A

## HHackney <br> LA98

## Temporary Event Notice

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

| 1. The personal details of premises user (Please read note 1) |  |  |
| :---: | :---: | :---: |
| 1. Your name |  |  |
| Title <br> Surname <br> Forenames | Mrv TE | Other (p |
| 2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary) |  |  |
| Title <br> Surname <br> Forenames | Mr $\square$ Mrs $\square$ Miss $\square$ Ms $\square$ Other (please state) |  |
| 3. Your date of birth |  |  |
| 4. Your place of birth |  |  |
| 5. National Insurance Number |  |  |
| 6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below) |  |  |
| Post town |  | Postcode |
| 7. Other contact details |  |  |
| Telephone numbers |  |  |
| Evening (optional) |  |  |
| Mobile (optional) |  |  |
| Fax number (optional) |  |  |
| E-Mail address (if available) |  |  |
| 8. Alternative address for correspondence (If you complete the details below, we will |  |  |


| use this address to correspond with you) |  |
| :--- | :--- |
|  |  |
| Post town | Postcode |
| 9. Alternative contact details (if applicable) |  |
| Telephone numbers: <br> Daytime <br> Evening (optional) <br> Mobile (optional) |  |
| Fax number (optional) |  |
| E-Mail address <br> (if available) |  |

## 2. The premises

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references)
(Please read note 2)
U7 LOUNGE, 2-4 ORSMAN ROAD, LONDON N1 5FB

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below. NO

| Premises licence number | PREM/2021/0014 |
| :--- | :--- |
| Club premises certificate number |  |
| If you intend to use only part of the premises at this address or intend to restrict the <br> area to which this notice applies, please give a description and details below. <br> (Please read note 3) |  |

Please read note 3

Please describe the nature of the premises below. (Please read note 4)
LICENSED CAFÉ BAR WORKSPACE

Please describe the nature of the event below. (Please read note 5)
BIRTHDAY PARTY.

| 3. The licensable activities |  |
| :--- | :--- |
| Please state the licensable activities that you intend to carry on at the premises <br> (please tick all licensable activities you intend to carry on). (Please read note 6) |  |
| The sale by retail of alcohol | $\square \sqrt{ }$ |
| The supply of alcohol by or on behalf of a club to, or to the order of, a <br> member of the club | $\square$ |
| The provision of regulated entertainment (Please read note 7) | $\square \sqrt{ }$ |
| The provision of late night refreshment | $\square$ |
| Are you giving a late temporary event notice? (Please read note 8) | $\square$ |
| Please state the dates on which you intend to use these premises for <br> licensable activities. (Please read note 9) |  |
| 31/07/2022 |  |
| Please state the times during the event period that you propose to carry on <br> licensable activities (please give times in 24-hour clock). (Please read note 10 ) |  |
| 31/07/2022 - 00:00-03:00 |  |
| Please state the maximum number of people at any one time that you <br> intend to allow to be present at the premises during the times when <br> you intend to carry on licensable activities, including any staff, <br> organisers or performers. (Please read note 11) | 100 |
| If the licensable activities will include the <br> sale or supply of alcohol, please state <br> whether these will be for consumption on or <br> off the premises, or both (please tick as <br> appropriate). (Please read note 12) | Onf the premises only |
|  | $\square \sqrt{ }$ |

> Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)
> DJ playing

| 4. Personal licence holders (Please read note 14) |  |  |
| :--- | :--- | :--- |
| Do you currently hold a valid personal licence? <br> (Please tick) | Yes |  |
| If "Yes" please provide the details of your personal licence below. |  |  |
| Issuing licensing authority |  |  |


| Licence number |  |
| :--- | :--- |
| Date of issue |  |
| Any further relevant details |  |


| 5. Previous temporary event notices you have given (Please read note 15 <br> and tick the boxes that apply to you) |  |  |  |
| :--- | :--- | :--- | :--- |
| Have you previously given a temporary event notice in respect of any <br> premises for events falling in the same calendar year as the event for <br> which you are now giving this temporary event notice? | Yes <br> $\square$ | No <br> $\square V$ |  |
| If answering yes, please state the number of temporary event notices <br> (including the number of late temporary event notices, if any) you <br> have given for events in that same calendar year |  |  |  |
| Have you already given a temporary event notice for the same <br> premises in which the event period: <br> a) ends 24 hours or less before; or <br> b) begins 24 hours or less after <br> the event period proposed in this notice? | Yes | No <br> $\square V$ <br> $\square$ |  |


| 6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you) |  |  |
| :---: | :---: | :---: |
| Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? | Yes | $\begin{aligned} & \text { No } \\ & \square \sqrt{ } \end{aligned}$ |
| If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year. |  |  |
| Has any associate of yours already given a temporary event notice for the same premises in which the event period: <br> a) ends 24 hours or less before; or <br> b) begins 24 hours or less after the event period proposed in this notice? | Yes | $\begin{aligned} & \text { No } \\ & \square \sqrt{ } \end{aligned}$ |
| Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice? | Yes <br> $\square$ | $\begin{aligned} & \text { No } \\ & \square \sqrt{ } \end{aligned}$ |
| If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year. |  |  |
| Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: <br> a) ends 24 hours or less before; or <br> b) begins 24 hours or less after the event period proposed in this notice? | Yes | $\begin{aligned} & \text { No } \\ & \square \sqrt{ } \end{aligned}$ |



| 7. Checklist (Please read note 17) |  |
| :--- | :--- |
| I have: (Please tick the appropriate boxes, where applicable) |  |
| Sent at least one copy of this notice to the licensing authority for the area in <br> which the premises are situated | $\square$ |
| Sent a copy of this notice to the chief officer of police for the area in which <br> the premises are situated | $\square$ |
| Sent a copy of this notice to the local authority exercising environmental <br> health functions for the area in which the premises are situated | $\square$ |
| If the premises are situated in one or more licensing authority areas, sent at <br> least one copy of this notice to each additional licensing authority | $\square$ |
| If the premises are situated in one or more police areas, sent a copy of this <br> notice to each additional chief officer of police | $\square$ |
| If the premises are situated in one or more local authority areas, sent a <br> copy of this notice to each additional local authority exercising <br> environmental health functions | $\square$ |
| Made or enclosed payment of the fee for the application | $\square$ |
| Signed the declaration in Section 9 below | $\square \sqrt{ }$ |

## 8. Condition (Please read note 18)

It is a condition of this temporary event notice that where the relevant licensable activities described in Section 3 above include the sale or supply of alcohol that all such supplies are made by or under the authority of the premises user.

| 9. Declarations (Please read note 19) |
| :--- |
| The information contained in this form is correct to the best of my knowledge and <br> belief. <br> I understand that it is an offence: <br> (i) to knowingly or recklessly make a false statement in or in connection with this <br> temporary event notice and that a person is liable on summary conviction for such <br> an offence to a fine of any amount; and <br> (ii) to permit an unauthorised licensable activity to be carried on at any place and <br> that a person is liable on summary conviction for any such offence to a fine of any <br> amount, or to imprisonment for a term not exceeding six months, or to both. |
| Signature |
| Date |
| Name of <br> Person |

## Re: TEN's 30th July 2022 - TEN/310722/24ORS <br> 1 message

Gurch Patti [gurch.patti@hackney.gov.uk](mailto:gurch.patti@hackney.gov.uk)
To: "Licensing (Shared Mailbox)" [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk),
Cc: HackneyLicensingUnit-GN@met.police.uk, Subangini Sriramana [Subangini.Sriramana@hackney.gov.uk](mailto:Subangini.Sriramana@hackney.gov.uk)

## TEN - OBJECTION

Dear Licensing Team,

Please see comments from the Environmental Protection Team below.

In respect to the temporary event notice scheduled for:

Start Date : 31-07-2022
End Date : 31-07-2022
Start time: 00:00 End Time: 03:00

The Environmental Protection Team objects to the above Temporary Event Notice.

## Grounds of Objection

## The Prevention of Public Nuisance:

This premises has a history of complaints from nearby residents alleging disturbances from music and patrons. Environmental Protection (EP) have concerns with the addition of regulated entertainment this event could amount to a statutory noise nuisance hence undermining the licensing objective (Public Nuisance). Environmental Protection would like to see evidence of a noise management plan and dispersal policy in relation to this TEN. EP also has concerns regarding the late hours requested.

Kind regards,
Gurch

On Wed, 25 May 2022 at 15:36, Licensing (Shared Mailbox) <licensing@hackney.gov_uk> wrote:
Attached TEN for your comments.
Kind Regards,
Licensing Service
London Borough of Hackney
Tel: 02083562431
Email: licensing@hackney.gov.uk www.hackney.gov.uk/licensing

## HHackney

This premises licence has been issued by:
Licensing Service
1 Hillman Street
London
E8 1DY

| Premises licence number | PREM/2021/0014 |
| :--- | :--- |

## Part 1 - Premises Details

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

Unit 7
2-4 Orsman Road

| Post town | London | Postcode | N1 5FB |
| :--- | :--- | :--- | :--- |
| Telephone number |  |  |  |

Where the licence is time limited the dates
Not applicable

## Licensable activities authorised by the licence

Plays
Films
Live Music
Recorded Music
Anything of a smilira description
Late Night Refreshment
Supply of Alcohol

The times the licence authorises the carrying out of licensable activities
Plays Standard Hours:
Mon 10:00-23:00
Tue 10:00-23:00
Wed 10:00-23:00
Thu 10:00-23:00
Fri 10:00-00:00
Sat 10:00-00:00
Sun 10:00-22:30

| Films | Standard Hours: <br> Mon 10:00-23:00 <br> Tue 10:00-23:00 <br> Wed 10:00-23:00 <br> Thu 10:00-23:00 <br> Fri 10:00-00:00 <br> Sat 10:00-00:00 <br> Sun 10:00-22:30 |
| :---: | :---: |
| Live Music | Standard Hours: <br> Mon 10:00-23:00 <br> Tue 10:00-23:00 <br> Wed 10:00-23:00 <br> Thu 10:00-23:00 <br> Fri 10:00-00:00 <br> Sat 10:00-00:00 <br> Sun 10:00-22:30 |
| Recorded music | Standard Hours: <br> Mon 10:00-23:00 <br> Tue 10:00-23:00 <br> Wed 10:00-23:00 <br> Thu 10:00-23:00 <br> Fri 10:00-00:00 <br> Sat 10:00-00:00 <br> Sun 10:00-22:30 |
| Performance of dance | Standard Hours: <br> Mon 10:00-23:00 <br> Tue 10:00-23:00 <br> Wed 10:00-23:00 <br> Thu 10:00-23:00 <br> Fri 10:00-00:00 <br> Sat 10:00-00:00 <br> Sun 10:00-22:30 |
| Anything of a similar description | Standard Hours: <br> Mon 10:00-23:00 <br> Tue 10:00-23:00 <br> Wed 10:00-23:00 <br> Thu 10:00-23:00 <br> Fri 10:00-00:00 <br> Sat 10:00-00:00 <br> Sun 10:00-22:30 |
| Late Night Refreshment | Standard Hours: <br> Fri 23:00-00:00 <br> Sat 23:00-00:00 <br> Sun 23:00-23:30 |


| Supply of Alcohol On premises | Standard Hours: <br> Mon 10:00-23:00 <br> Tue 10:00-23:00 <br> Wed 10:00-23:00 <br> Thu 10:00-23:00 <br> Fri 10:00-00:00 <br> Sat 10:00-00:00 <br> Sun 10:00-22:30 |
| :---: | :---: |
| Supply of Alcohol Off premises | Standard Hours: <br> Mon 10:00-23:00 <br> Tue 10:00-23:00 <br> Wed 10:00-23:00 <br> Thu 10:00-23:00 <br> Fri 10:00-23:00 <br> Sat 10:00-23:00 <br> Sun 10:00-22:30 |

## The opening hours of the premises

## Standard Hours:

Mon 10:00-23:30
Tue 10:00-23:30
Wed 10:00-23:30
Thur 10:00-23:30
Fri 10:00-00:30
Sat 10:00-00:30
Sun 10:00-23:00

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

On and Off Premises

## Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Haci Ozturk
10 Westmorland Road
Walthamstow
E17 8JA

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

N/A

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

Alican Tilkidagi

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

Date of grant: 22/04/2021

David Tuitt<br>Team Leader - Licensing

## Annex 1 - Mandatory Conditions <br> 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 if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
A. a holographic mark or
B. an ultraviolet feature.
6. The responsible person shall ensure that:
a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider:1/2 pint;
- gin, rum, vodka or whisky: 25 ml or 35 ml ; and
- still wine in a glass: 125 ml ; and
a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
b. 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 $-\mathrm{P}=$ D+(DxV) Where -
(i) P is the permitted price,
(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of
the alcohol;
(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
(i) the holder of the premises licence,
(ii) the designated premises supervisor (if any) in respect of such a licence, or
(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.
7.3 Where the permitted price given by Paragraph 8.2(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.

## Mandatory Condition - Door Supervision

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

## Mandatory Condition - Exhibition Of Films

9. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -
(a) Recommendations made by the film classification body where the film classification body is specified in the licence, or
(b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question.
"film classification body" means person('s) designated under s4 of the Video Recordings Act 1984 (c.39).

## Annex 2 - Conditions consistent with the Operating Schedule

10. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of a Police or authorised officer.
11. 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.
12. An incident log shall be kept at the premises and made available immediately to an authorised officer of the Hackney Borough Council or the Police which will record the following:
a) Any crimes reported to the venue
b) Any complaints received
c) Any incidents of disorder
d) Any faults in the CCTV system
e) Any refusal of the sale of alcohol
f) Any visit by a relevant authority or emergency service
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. The movement of bins and rubbish outside the premises will be kept to a minimum after 11.00pm.
15. Adequate waste receptacles for use by customers will be provided in the local vicinity.
16. "Challenge 25 " to operate at premises with signage displayed advertising that anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving licence or a passport) if they wish to buy alcohol.
17. The applicant shall adequately ventilate the premises to allow doors and windows to remain closed during licensed entertainment.
18. The applicant shall close all entrance doors and windows when regulated entertainment takes place except for immediate access and egress of persons.
19. The applicant shall install a sound limiter device set by a registered member of the Institute of Acoustics and maintain to ensure that the music does not give rise to a nuisance to nearby residents and in the vicinity.
20. The applicant shall prominently display clearly legible signage at all patron exits requesting that patrons leave the premises in a quiet and orderly manner that is respectful to the neighbours.
21. The applicant shall keep all the highway and public spaces in the immediate vicinity of the premises free from litter emanating from the premise while the premises are open.
22. There shall be no deliveries or collection between 22:00-07:00 hours MondaySunday.
23. The applicant shall properly present and place out all waste for collection no earlier than 30 minutes before collection times.
24. Light installation at the premises shall not give rise to light nuisance to nearby residents.
25. The extract system at the premises shall not give rise to noise and odour nuisance to nearby residents.
26. The rear outside area shall not be used after 2100 hours save for a maximum of 5 Smokers.
27. The smoking area is to be situated at the rear of the premises. The front of the venue is not to be used for smokers.
28. There shall be no glass, drinks or open containers taken outside the front of the premises at any time.
29. A staff member from the premises who is conversant with the operation of CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
30. There shall be "CCTV in Operation" signs prominently displayed.
31. All instances of crime or disorder to be reported by the Designated Premises Supervisor or responsible member of staff to an agreed Police contact point as agreed with the Police.
32. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor/Duty Manager.
33. All staff will be given refresher training every twelve months on the legislation relating to the sale of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to the Police
or other authorised officers upon request.
34. The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.
35. When the licensable area is being used for licensable activities, the capacity, including the rear outside area, be restricted to a maximum of 95 patrons at any one time.
36. The premises will implement a written dispersal policy and will provide a copy of the police to the Police, Licensing Authority and Environmental Health. All staff will be trained in the implementation of the dispersal policy.
37. The Premises Licence Holder shall undertake a risk assessment prior to any prebooked function, to determine whether they require a registered door supervisor(s). If required the premises licence holder, in consultation with the door security provider, shall determine the commensurate levels, timings and location of door supervision to be deployed.
38. The risk assessment shall be recorded in writing and retained for a minimum of 31 days and be made available to the Police or officers of the Council immediately upon request.
39. When engaged all security staff shall be clearly identifiable at all times and all door supervisors shall enter their full details in the premises daily register at the commencement of their work, including their SIA registration number.
40. If the door supervisor is provided by an agency the name, registered business address and contact telephone number of the agency shall be recorded and will be made available to police or authorised officers immediately upon request.
41.The Licensee shall ensure that all relevant 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.
41. 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.
42. 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.
43. 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.
44. 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.

## Annex 3 - Conditions attached after a hearing by the licensing authority

46. Hande Sezgin shall be excluded from the premises and shall not undertake any activities related to the management of the business. This shall include but shall not be limited to any directorship, shareholding, direct employment, employment as a contractor, advisor or supplier.
47.The applicant to hold and publicise quarterly liaison meetings with local councillors to address any concerns or complaints about the premises from local residents.

## Annex 4 - Plans

PLAN/PREM/2021/0014/22042021


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[^0]:    Name
    The Stage Shoreditch Limited

[^1]:    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

