

<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 21/06/2018	<b>Classification DECISION</b>	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  London Fields Primary School Play Ground, Westgate Street, E8 3RL	<b>Ward(s) affected</b>  London Fields	

## 1. SUMMARY

<b>Applicant(s)</b> The Spread Food Ltd	<b>In SPA No</b>
<b>Date of Application</b> 21/03/2018	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Supply of Alcohol (On and Off Premises)	
<b>Proposed hours of licensable activities</b> <b>Supply of Alcohol</b> <b>INDOOR:</b>	
	<b>Standard Hours:</b> Sat 10:00-16:00
<b>The opening hours of the premises</b> <b>INDOOR</b>	
	<b>Standard Hours:</b> Sat 10:00-16:00
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety)
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B — Representations from other persons C – Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Other Persons</li> </ul>

## 2. APPLICATION

- 2.1 **The Spread Food Ltd** has made an application for a premises licence under the Licensing Act 2003:
- To authorise the supply alcohol for consumption on and off the premises
- 2.2 The application is attached as Appendix A. The applicant has removed the request for longer summer hours.

### 3. CURRENT STATUS / HISTORY

3.1 The premises are not currently licensed for any activity. Temporary Event Notices have been given as follows:

Start date	End date	Start time	End time
13/01/2018	13/01/2018	10.00	16.00
20/01/2018	20/01/2018	10.00	16.00
27/01/2018	27/01/2018	10.00	16.00
03/02/2018	03/02/2018	10.00	16.00
10/02/2018	10/02/2018	10.00	16.00
17/02/2018	17/02/2018	10.00	16.00
24/02/2018	24/02/2018	10.00	16.00
03/03/2018	03/03/2018	10.00	16.00
10/03/2018	10/03/2018	10.00	16.00
17/03/2018	17/03/2018	10.00	16.00
24/03/2018	24/03/2018	10.00	16.00
31/03/2018	31/03/2018	10.00	16.00
07/04/2018	07/04/2018	10.00	16.00
14/04/2018	14/04/2018	10.00	16.00
21/04/2018	21/04/2018	10.00	16.00

### 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

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Environmental Health Authority (Environmental Enforcement)	Representation has been withdrawn with the agreed conditions as set out in para 8.1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

## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
7 representations received from and on behalf of local residents. (Appendices B1-B7)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, The Protection of Children from Harm and Cumulative Impact.

## 6. GUIDANCE CONSIDERATIONS

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

## 7. POLICY CONSIDERATIONS

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

## 8. OFFICER OBSERVATIONS

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

### Supply Of Alcohol (On/Both)

1. No supply of alcohol may be made under the premises licence:
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.  
  
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
  - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
    - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or

- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
- (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

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

5.5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.

5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

- (a) a holographic mark or
- (b) an ultraviolet feature

6. The responsible person must ensure that:

a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

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

b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

#### Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

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

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula -  $P = D + (D \times V)$

Where -

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

### **Door Supervision**

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

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

9. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

10. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.

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 record the following.

- a. All ejections of patrons
- b. Any complaints received.
- c. Any incidents of disorder.
- d. Seizure of drugs or offensive weapons.
- e. Any refusal of the sale of alcohol.
- f. Any visit by a relevant authority or emergency service.

12. Premises to operate zero tolerance policy to drugs and comply with Hackney Police and Council Community safety unit drugs and weapons policy where appropriate.

13. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

14. All traders selling alcohol shall have a full and complete understanding of the legislation relating to the sales of alcohol to underage persons and drunken persons. There shall be written records that are signed by both the trader and the DPS and these records kept by the DPS on site and made available to police upon request.

15. The licence holder shall maintain a dedicated telephone number of the Designated Premises Supervisor for use by any Responsible Authority or any person who may wish to make a complaint. This contact number shall be provided to licensing authority, police and to any local residents upon request.

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

17. All drinks sold on the premises will be served or decanted into plastic cups or containers.

18. All off sales of alcohol shall be in sealed containers and suitably packaged to take away.

19. Any music in the venue will be background music only which allows a normal face to face conversation.

20. The premises will have a written dispersal policy which will be kept on the premises and produced to police or authorised officer upon request.

21. There shall be no open containers, i.e. cups, bottles etc, containing alcohol taken from the premises onto the street at any time.

22. There shall be a maximum of 5 traders selling alcohol at any one time.

23. Anyone who is deemed to cause a repeated public nuisance will be refused the sale of alcohol. This will be recorded in the refusals book.

24. Off sales of alcohol shall be restricted to sealed bottles of wine or beer

25. Minimum unit pricing – as such that any sales of alcohol shall be charged at no less than 50p per unit of alcohol

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

27. 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.

28. 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.

29. The Licensee shall instruct member 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.

30. 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 22 have been proposed by the Police, 23 by Licensing, 24 and 25 by Public Health and 26 to 30 by Environmental Enforcement. All proposed conditions have been accepted by the applicant.

## **10. LEGAL COMMENTS**

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

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

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

## 11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

11.1 There are implications to;

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

## 12. MEMBERS DECISION MAKING

A. Option 1

**That the application be refused**

B. Option 2

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

## 13. CONCLUSION

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

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



## LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

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

Description of document	Location
<b>Office File:</b> London Fields Primary School Play Ground, Westgate Street, E8 3RL	Licensing Service 1 Hillman Street London E8 1DY

### Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

# APPENDIX A

**Hackney**  
LA01

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

## PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We     The Spread Food Limited      
*(Insert name(s) of applicant)*

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

### Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description London Fields Primary School LONDON FIELDS PRIMARY SCHOOL WESTGATE STREET HACKNEY LONDON			
<b>Post town</b>	<b>LONDON</b>	<b>Postcode</b>	<b>E8 3RL</b>

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 appropriate

Please tick

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

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

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

Please tick yes

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

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

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

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

**SECOND INDIVIDUAL APPLICANT** (if applicable)

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

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

**(B) OTHER APPLICANTS**

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

Name The Spread Food Limited
Address 115 MARE STREET HACKNEY LONDON  E8 4RU UK-England
Registered number (where applicable) 09929699
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD MM YYYY  
21-04-2018

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

DD MM YYYY

Please give a general description of the premises (please read guidance note 1)  
The premises is a school playground that is used as a weekly farmers market with 30 stalls. We want two or three of our traders to be able to sell local wines and beers.

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)

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

In all cases complete boxes K, L and M

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	
				Off the premises	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5) We would like the option to stay open later from May-October on Saturdays 10:00 to 21:30		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat	10:00	16:00			
Sun			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6) 		

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

<b>Name</b> Mr Oliver Maitland Hundson	
<b>Date of birth</b> ██████████	
Address ██████████ ██████████ ██████████	
Postcode	██████████
Personal licence number (if known) ██████████	
Issuing licensing authority (if known) ██████████ k	

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).

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5) We would like the option to stay open later from May-October on Saturdays 10:00 to 21:30
Day	Start	Finish	
Mon			<b>Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6)
Tue			
Wed			
Thur			
Fri			
Sat	10:00	16:00	
Sun			



**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)

Alcohol will not be served to anyone who is deemed to be intoxicated or disorderly  
Our site manager will be on the premises at all times and monitor the sale of alcohol  
We will have written guidelines on the sale of alcohol that our traders will have to sign  
We will have a refusals book that will be shared with our traders and updated regularly  
We will have weekly meetings with anyone selling alcohol to ensure responsible and legal sale and consumption  
We will adhere to the challenge 25 policy  
We will conduct risk assessments prior to every market and sale of alcohol  
No vehicles will be permitted on site during open hours  
No alcohol will be served in glass  
Our market manager will be first aid trained and have a fully stocked first aid kit  
We will have fire blankets and extinguishers on site at all times  
We have an evacuation procedure and safe meeting point  
No one who looks under the age of 25 will be served alcohol without an ID check  
Lost child meeting point

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

We will have a limited number of stalls serving local beers and wines for the customers of our market. We have a market manager on site at all times who will be briefed to monitor the sale of alcohol that is consumed on site.

We will be drawing up guidelines with our stall holders about the sale of alcohol and each trader who sells alcohol will adhere to the Challenge 25 Policy. Anyone traders in breach of this will be removed from our market.

Alcohol will not be sold to anyone who is intoxicated. We will have a refusal book to keep record of any customers who have been turned away in the event of an disorderly behaviour and this will be shared with all traders at the beginning of each trading day and throughout the day as necessary. Anyone who is acting in a disorderly manner will be asked to leave the site. In the unlikely event of any disorderly behaviour escalating, the authorities will be immediately notified.

We will have weekly meetings with our stall holders who sell alcohol to ensure these guidelines are being adhered to and to ensure that there are no issues that need to be addressed relating to the sale of alcohol.

**c) Public safety**

Public safety is of priority importance for our markets as they rely on being a pleasant and safe environment to come and spend the day. We have weekly meetings with our market manager to discuss all aspects of public safety and ensure it continues to be of primary importance.

Our market manager performs a daily risk assessment of the site to ensure it is a safe place for members of the public to shop/ eat/ relax.

No vehicles will be permitted on site within the opening hours of the market or while members of the public are present. No traders will be permitted to serve alcohol in glass. Our market manager will diligently ensure the site is clean at all times and the bins are emptied frequently.

Our market manager will be first aid trained and this will be kept up to date for the duration of our their employment. We have a well stocked first aid kit on site at all times. As part of our market manager safety kit we also have fire extinguishers and blankets in the unlikely event of a fire.

Our market manager is briefed on an evacuation procedure for the site and a meeting point in a safe area off site. Our market manager will be briefed to alert the relevant authorities in the unlikely event of a risk to public safety that cannot be simply resolved in house.

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

Alcohol will not be served to anyone who is deemed to be causing a public nuisance or is intoxicated.

Anyone causing a public nuisance will be asked to leave the site.

Anyone who is deemed to cause a repeated public nuisance will be barred entry/ barred from alcohol sales and this will be recorded in our refusals book.

Our market manager will ensure that noise is kept to a minimum and that the site continues to provide a safe and friendly atmosphere where the public are welcome and come and spend the day.

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

Anyone who looks under the age of 25 will be asked to show a valid ID adhering to the Challenge 25 Policy.

Our markets have a lost child meeting point and the market manager is briefed on child safety.

No alcohol will be allowed to be consumed from glass on site.

We will add a child safety point to our in house risk assessment so that the protection of children from harm is focused on diligently at all times by our market manager.

**Checklist:**

**Please tick to indicate agreement**

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

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

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

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

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

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

	the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	Michael Norledge
Date	21/3/2018
Capacity	Company Owner

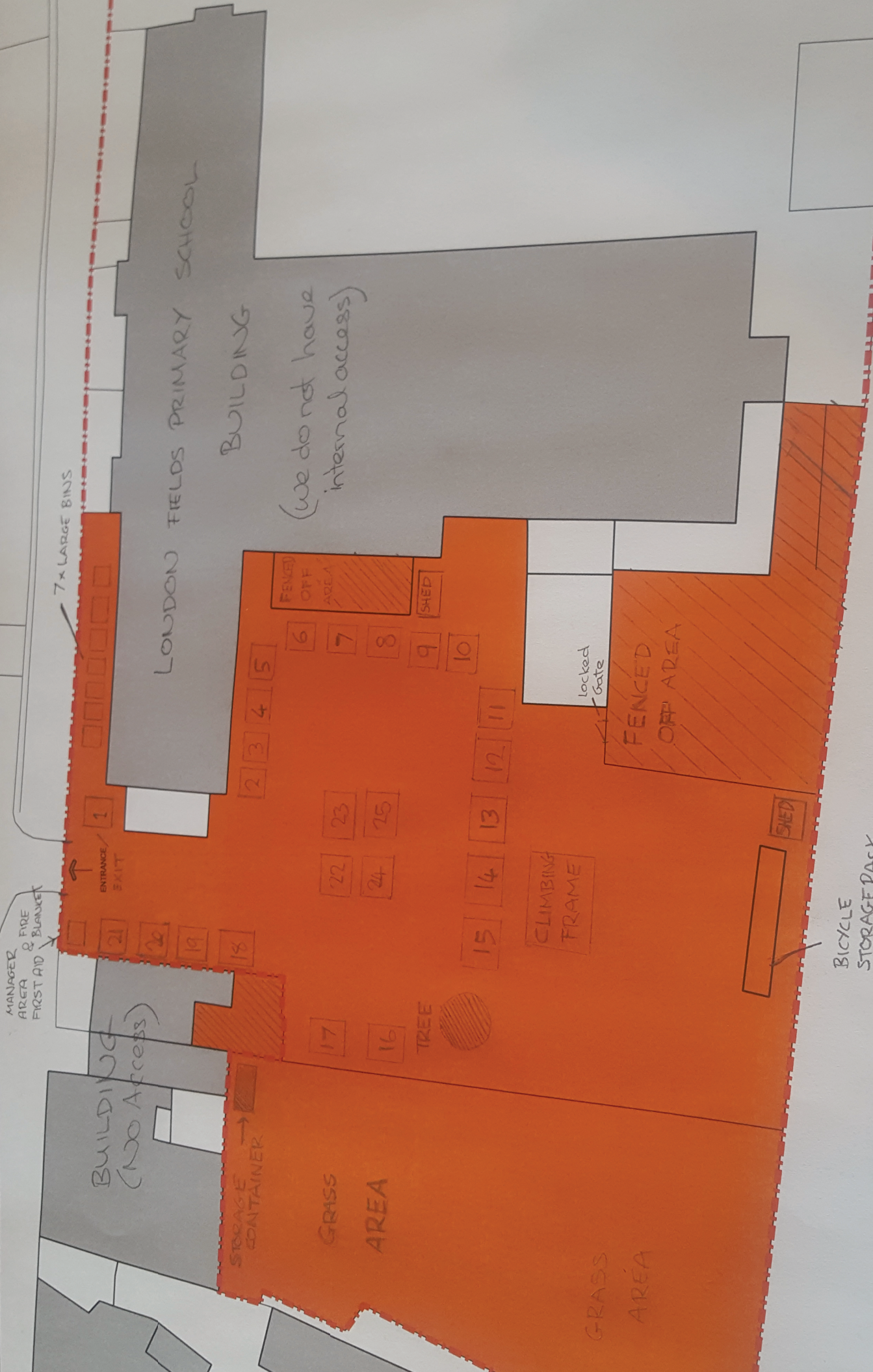
**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	21/3/2018
Capacity	

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

**Notes for Guidance**

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



SITE LOCATION

- NUMBERS

1-25 = GAZEBO PITCHES





PROJECT TITLE		London Fields Primary School, Hackney	
SPREAD MARKET		SPREAD MARKET	
DRAWING TITLE	SCALE	DRAWING NUMBER	REVISION
Site Layout	1:100 @ A0	(00)AP100	-
PROJECT NUMBER	DATE	DRAWING NUMBER	REVISION
	02.03.18		

PROJECT TITLE	DATE
London Fields Primary School, Hackney	

DRAWING TITLE	DATE
Site Layout	

DRAWN / CHECKED	DATE

DRAWN / CHECKED	DATE


 SITE LOCATION

ENTRANCE

SCALE  
0 2.5 5 Metres



**From:** [REDACTED]  
**Sent:** 18 April 2018 16:06  
**To:** Licensing  
**Subject:** OBJECTION to Application Number 094676

Dear Hackney Licensing,

Spread Food Limited has applied for a Premises license till 9.30pm at night for the London Fields Primary School Yard, Westgate Street E8 3RL under Application Number 094676.

I understand that the Police and Hackney Enforcement team have submitted an objection to this application. In consultation with the London Fields Safer Neighbourhood Ward Panel, the London Fields User Group strongly object to the proposal to increase the opening hours of the London Fields School Yard Market run by Spread Food Ltd. and to commence serving of alcohol up to 21:30 on Saturdays during the summer.

There is now a saturation of licensed premises and shops selling alcohol on Broadway Market and issues of anti-social behaviour (ASB) and late night volume of people, especially in the summer months, are now widespread and pressing. No more licensing should be allowed in the area.

Specifically, the proposed license is not acceptable for these reasons:

Procedurally, the end date of the objection period advertisement on the school gates conflicts with the end date for the consultation period or the licensing application register (18/04/08 on the Register vs 19/04/08 on the advertisement).

The proposed later opening of the market, combined with the sale of alcohol will contribute to increased anti-social behaviour.

There are already issues with barbecues, noise and alcohol consumption on London Fields. The late opening of the School Market will contribute further to these problems.

Music and crowd noise from the proposed extended market will also contribute to noise for residents of Broadway Market and surrounding streets. Music noise is already an issue with live music in the schoolyard

already louder than that on the street side, which has on occasion caused distress to residents. Though acceptable during the day, this is untenable in the evenings.

If the market hours are to be extended \*only occasionally\* then the TEN system which would be beneficial as it would likely place a more sensible restriction on the numbers involved than a premises license and ensure the use of the space was limited.

The premises are surely under the D1 planning use class for school premises and a planning application would be required.

It will further encourage the aggressive begging which already takes place in the local area.

We note that a key criteria of the Licensing Act 2003 is protection of children: Given the potential for drunkenness and anti-social behaviour which will be brought into the school grounds from the local area through the afternoon and early evening - a time when children may visit for school activities - this should not be acceptable under the Act.

Please reject this application.

Yours sincerely,

██████████ Chair of and on behalf of the London Fields User Group

██████████  
██████████  
████████████████████████████████████████  
████████████████████████████████████████



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**From:** [REDACTED]  
**Sent:** 18 April 2018 17:03  
**To:** Licensing  
**Subject:** License for LF schoolyard.

Spread Food by virtue of It's title implies the sale of food and only food, not alcoholic beverages. To suggest the sale of alcohol on school premises suggests to me that this firm does not understand the word school and the reasons for it's existence. This application should be rejected out of hand and the company should be sent back to school for a proper education.

[REDACTED]

Get [Outlook for Android](#)

**From:** [REDACTED]  
**Sent:** 18 April 2018 17:29  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** OBJECTION to Application Number 094676

Dear Hackney Licensing,

Spread Food Limited has applied for a Premises license till 9.30pm at night for the London Fields Primary School Yard, Westgate Street E8 3RL under Application Number 094676.

I understand that the Police and Hackney Enforcement team have submitted an objection to this application. In consultation with the London Fields User Group and London Fields Safer Neighbourhood Panel – which includes our London Fields SNT Police, we strongly object to the proposal to increase the opening hours of the London Fields School Yard Market run by Spread Food Ltd. and to commence serving of alcohol up to 21:30pm on Saturdays during the summer.

There is now a saturation of licensed premises and shops selling alcohol on Broadway Market and issues of anti-social behaviour (ASB) and late night volume of people, excessive noise nuisance from both Music and sheer volume of people especially in the summer months are now widespread and pressing. No more licensing should be allowed in the area.

Specifically, the proposed license is not acceptable for these reasons:

Procedurally, the end date of the objection period advertisement on the school gates conflicts with the end date for the consultation period or the licensing application register (18/04/08 on the Register vs. 19/04/08 on the advertisement).

The proposed later opening of the market, combined with the sale of alcohol will contribute to increased anti-social behaviour and noise nuisance.

There are already issues with barbecues, noise and alcohol consumption on Broadway Market and London Fields. The late opening of the School Market will contribute further to these problems.

Music and crowd noise from the proposed extended market will also contribute to noise for residents of Alden House and Broadway Market and surrounding streets. Music noise is already an issue with live music in the schoolyard already louder than that on the street side, which has on occasion caused distress to residents. Though acceptable during the day, this is untenable in the evenings.

If the market hours are to be extended \*only occasionally\* then the TEN system which would be beneficial as it would likely place a more sensible restriction on the numbers involved than a premises license and ensure the use of the space was limited.

The premises are surely under the D1 planning use class for school premises and a planning application would be required.

It will further encourage the aggressive begging which already takes place in the local area.

We note that a key criteria of the Licensing Act 2003 is protection of children: Given the potential for drunkenness and anti-social behaviour which will be brought into the school grounds from the local area through the afternoon and early evening - a time when children may visit for school activities - this should not be acceptable under the Act.

Please reject this application.

Yours sincerely,

[REDACTED] Chair of and on behalf of London Fields Safer Neighbourhood Panel

--

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

**From:** [REDACTED]  
**Sent:** 18 April 2018 17:38  
**To:** Licensing  
**Subject:** OBJECTION to Application Number 094676

Dear Hackney Licensing,

Spread Food Limited has applied for a Premises license till 9.30pm at night for the London Fields Primary School Yard, Westgate Street E8 3RL under Application Number 094676.

We understand that the Police and Hackney Enforcement team have submitted an objection to this application. We strongly object to the proposal to increase the opening hours of the London Fields School Yard Market run by Spread Food Ltd. and to commence serving of alcohol up to 21:30pm on Saturdays during the summer.

There is now a saturation of licensed premises and shops selling alcohol on Broadway Market and issues of anti-social behaviour (ASB) and late night volume of people, excessive noise nuisance from both Music and sheer volume of people especially in the summer months are now widespread and pressing. No more licensing should be allowed in the area.

Specifically, the proposed license is not acceptable for these reasons:

Procedurally, the end date of the objection period advertisement on the school gates conflicts with the end date for the consultation period or the licensing application register (18/04/08 on the Register vs. 19/04/08 on the advertisement).

The proposed later opening of the market, combined with the sale of alcohol will contribute to increased anti-social behaviour and noise nuisance.

There are already issues with barbecues, noise and alcohol consumption on Broadway Market and London Fields. The late opening of the School Market will contribute further to these problems.

Music and crowd noise from the proposed extended market will also contribute to noise for residents of Alden House and Broadway Market and surrounding streets. Music noise is already an issue with live music in the schoolyard already louder than that on the street side, which has on occasion caused distress to residents. Though acceptable during the day, this is untenable in the evenings.

The premises are surely under the D1 planning use class for school premises and a planning application would be required.

It will further encourage the aggressive begging which already takes place in the local area.

We note that a key criteria of the Licensing Act 2003 is protection of children: Given the potential for drunkenness and anti-social behaviour which will be brought into the school grounds from the local area through the afternoon and early evening - a time when children may visit for school activities - this should not be acceptable under the Act.

Please reject this application.

Yours sincerely,

█

Residents of █ Croston Street, █

reference MAU094676

**B5**

██████████  
██████████ Broadway Market,  
London,  
E8 ██████████  
18/04/18

Re: Licensing Application – London Field's School

As a nearby resident I strongly object to the proposal to increase the opening hours of the School yard market and to commence serving of alcohol up to 21:30 on Saturdays during the summer a number of reasons which are outlined below.

The proposed license is not acceptable for a number of reasons;

- Procedurally, the end date of the objection period advertisement on the school gates conflicts with the end date for the consultation period or the licensing application register (18/04/08 on the Register vs 19/04/08 on the advertisement).
- The proposed later opening of the market, combined with the sale of alcohol will contribute to increased anti-social behaviour. There are already social problems associated with the nearby off-licenses which routinely breach license terms by opening bottles for customers.
- There are already issues with barbecues, noise and alcohol consumption on London Fields. The late opening of the Market will contribute further to these problems.
- It will contribute to noise for residents of Broadway Market. Because of the significant break-out noise from the Cat & Mutton and Off Broadway combined with outside drinker's behaviour on Broadway Market we value the quiet to the rear of the street. The only windows that can happily be opened on a warm summer evening are those to the rear and this would certainly be disrupted by music and crowd noise from the proposed extended market throughout the summer months. Are we supposed to keep all windows closed in the Summer? This would be unbearable.
- Music noise is already an issue with live music in the schoolyard already louder than that on the street side, which has on occasion caused distress. We accept this during the day, however it may cause distress in the evenings.
- If the market hours are to be extended only occasionally then the TEN system which would be beneficial as it would likely place a more sensible restriction on the numbers involved than a premises license.
- Assumedly the premises are under the D1 planning use class for school premises and a planning application would be required.
- It will further encourage the aggressive begging which already takes place in the local area.
- I would note that a key criteria of the licensing act 2003 is protection of children - Given the level of drunkenness and anti-social behaviour which will be brought into the school grounds from the local area, through the afternoon and early evening - a time when children may visit - is this really acceptable. At very least it should not be acceptable to the school or Hackney council.

I would expect this application to be rejected for the numerous reasons set out above.

Yours Sincerely,

██████████  
██████████

London Borough of Hackney	
<b>Hackney</b>	
LICENSING SERVICE	
18 APR 2018	
Duty Officer Demi	Acknowledged

**From:** [REDACTED]  
**Sent:** 18 April 2018 19:43  
**To:** Licensing; Pollution Support  
**Subject:** London Fields School  
**Attachments:** School Objection.docx

Dear Sirs

Re an application for London Fields School

I absolutely agree with everything stated by my neighbor [REDACTED] Email enclosed.

I am [REDACTED] at [REDACTED] Broadway Market. Owner of freehold property and my home. I strongly object to this application. We have noise and drunks constantly and the police are called on a regular basis. This school started As a Vegan market now it wants to open until 9.30 pm selling alcohol. More loud crowds more antisocial behavior. What about the residents? The crowds in the barbecue area will just congregate and drink and it will be an out of control party. We have as residents such a miserable time with the over granting of licenses to so many premises on Broadway Market. The highest in the whole of London.

Please Hackney for once think of us residents and the children and the local people.

I strongly object to this license being granted and agree with every word of the enclosed email from Mr. [REDACTED]

Yours faithfully

[REDACTED]

Sent from my iPad

**From:** [REDACTED]  
**Sent:** 18 April 2018 21:13  
**To:** Licensing  
**Subject:** Application for licence at London Field's School

Re: Licensing Application No. 094676 – London Field's Primary School

I have just heard of this application today and as local residents my family and I are completely against any more licenses being given out in this area. There are already enough places selling booze, we don't need any more.

During the summer months we are bombarded with anti social behaviour - the noise, nuisance and mess from London Fields BBQ's, and all the drinking going on around the Broadway and spilling into the surrounding streets.

The amount of places now selling alcohol in this area must surely now be at saturation level.

We have people vomiting, urinating and worse in the street, and there doesn't seem any limit to the times the corner shops are allowed to sell alcohol - different to the pubs which at least clear up after their customers and provide toilets.

When these people leave all their mess it looks like a war zone, and I don't know why we have to pay for the clean up out of our Council Tax, we don't make the mess. Whoever is making money out of allowing all these licenses is no help to us.

We - long standing residents - just get the nuisance of it and I don't see why the Council allows all these licences.

The amount of people coming into this area also attract aggressive begging, drug taking and all sorts of crime and muggings.

If London Fields School is also licensed it will mean just more noise and nuisance in the area.

Also, Lansdowne Drive/Westgate Street often comes to a complete stop at the crossing (with a lot of hooting involved and the buses can't get along either) now with people wandering across the road, so the last thing we need is something

attracting more people into this area.

Surely local residents deserve some peace and quiet during the summer months without all the mess and noise, so please reject this application.



Yours sincerely

[REDACTED]



# APPENDIX C



 <p>NORTH</p>			
<p>Scale: 1:1250 at A4</p>	<p>Ref:</p>	<p>Produced by: unspecified</p>	<p>please specify copyright statement</p>
	<p>08 May 2018</p>	<p>email:</p>	