

# REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING

<b>LICENSING SUB-COMMITTEE:</b> 10/10/2019	<b>Classification</b> DECISION	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  The Dolphin, 165 Mare Street, E8 3RH	<b>Ward(s) affected</b>  London Fields	

## 1. SUMMARY

<b>Applicant(s)</b> Yasar Yildiz	<b>In SPA</b> Not Applicable
<b>Date of Application</b> 21/08/2019	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Indoor Sporting Events Live Music Recorded Music Other Entertainment Similar to Live or Rec Music or Dance Performance Supply of Alcohol (On Premises)	
<b>Proposed hours of licensable activities</b> <b>Indoor Sporting Events</b> <b>INDOOR:</b>	
<b>Standard Hours:</b> Mon 11:00-23:30 Tue 11:00-23:30 Wed 11:00-23:30 Thu 11:00-23:30 Fri 11:00-23:30 Sat 11:00-23:30 Sun 11:00-23:30	
<b>Live Music</b> <b>INDOOR:</b>	
<b>Standard Hours:</b> Mon 11:00-23:30 Tue 11:00-23:30 Wed 11:00-23:30 Thu 11:00-23:30 Fri 11:00-23:30 Sat 11:00-23:30 Sun 11:00-23:30	
<b>Recorded Music</b> <b>INDOOR:</b>	
<b>Standard Hours:</b> Mon 11:00-01:00 Tue 11:00-01:00 Wed 11:00-01:00 Thu 11:00-01:30 Fri 11:00-03:30 Sat 11:00-03:30	

Sun 11:00-01:00	
<b>Other Entertainment Similar to Live or Rec Music or Dance Performance</b>	<b>Standard Hours:</b> Mon 11:00-23:30 Tue 11:00-23:30 Wed 11:00-23:30 Thu 11:00-23:30 Fri 11:00-23:30 Sat 11:00-23:30 Sun 11:00-23:30
<b>INDOOR:</b>	
<b>Supply of Alcohol</b>	<b>Standard Hours:</b> Mon 11:00-01:00 Tue 11:00-01:00 Wed 11:00-01:00 Thu 11:00-01:30 Fri 11:00-03:30 Sat 11:00-03:30 Sun 11:00-01:00
<b>INDOOR:</b>	
<b>The opening hours of the premises</b>	
	<b>Standard Hours:</b> Mon 11:00-01:30 Tue 11:00-01:30 Wed 11:00-01:30 Thu 11:00-02:00 Fri 11:00-04:00 Sat 11:00-04:00 Sun 11:00-01:30
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP6 (External Areas and Outdoor Events)
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Existing Premises Licence D - Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Environmental Health Authority (Environmental Protection and Environmental Enforcement)</li> <li>• Police</li> <li>• Licensing Authority</li> </ul>

## 2. APPLICATION

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

### 3. CURRENT STATUS / HISTORY

3.1 The premises has an existing premises licence. The premises were in possession of a justice's licence prior to the introduction of the Licensing Act 2003 in 2005. Mr Yildiz has been the Premises Licence Holder since at least 2005. The licence was reviewed in 2008 following an application by the Pollution Team and Condition 15 on the licence was included as a result. The licence was again modified following a review application submitted by the Metropolitan Police in 2013 and further modified as a result of an appeal against the sub-committee's decision. A copy of the existing premises licence is attached (Appendix C)

3.2 Temporary Event Notice have been given in 2019 as follows:

Date of the event(s)	Hours
22-23/06/2019	00:01 – 04:00

### 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

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

### 5. REPRESENTATIONS: OTHER PERSONS

From	Details
Representation received from and on behalf of local	None

residents.	
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## **6. GUIDANCE CONSIDERATIONS**

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

## **7. POLICY CONSIDERATIONS**

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), 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 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. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of the 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 continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or any authorised officer of Hackney Borough Council. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times -when the premises are open to the public. This staff member shall be able to show Police or any authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.

10. An accident log shall be kept at the premises, and made available immediately on request to any authorised office of the Hackney Borough Council or the Police, which will record the following:

a. all crimes reported to the venue;

- b. any complaints received;
- c. any incidents of disorder;
- d. any faults in the CCTV system or searching equipment or scanning equipment;
- e. any refusal of the sale of alcohol;
- f. any visit by a relevant authority or emergency service.

11. There shall be "CCTV in Operation" signs prominently displayed.

12. All instances of crime or disorder are to be reported by the Designated Premises Supervisor or a responsible member of staff to an agreed police contact point, as agreed with the Police.

13. There shall be no promotional sales of alcohol at the premises.

14. Whenever the premises is trading past 23:00 hours, there shall be a minimum of 6 SIA registered door supervisors employed at the premises on Thursdays, Fridays and Saturday evenings. Additional SIA registered door supervisors will 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 addresses and contact telephone number, their SIA registration number, and the time they commenced 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 any Authorised Officer of Hackney Borough Council immediately upon their request

15. There shall be no glass, drinks or open containers outside the front of the premises at any time. Customers shall not be permitted to take glasses, drinks or open containers outside the front of the premises at any time, with the exception of water in plastic vessels.

16. The premises will also, in cooperation with the police, regularly facilitate a premises drug audit using the ion itemiser or similar device

17. The premises will operate an electronic identification scanning system (e.g. Club Scan) after 2100 hrs for customers entering the premises.

18. There shall be at least one male and one female member of staff operating as 'floorwalkers' at the premises on Thursday, Friday and Saturday nights from 2000 hours. The task of the floorwalkers shall to be move around the premises, identifying unattended property and minimising losses and thefts.

19. Door staff shall use "clickers" to monitor capacity at the premises.

20. A free cloakroom service shall be provided, and suitable signage displayed encouraging customers to use it.

21. There will be no more than 150 patrons in the garden area before 0200 hours. There will be no more than 1 00 patrons in the garden area between



0200 hours and 0300 hours. The garden area is as marked in red on the plan. The garden area is to be empty of patrons from 0300 hours.

22. All staff should receive training and have an awareness of the four licensing objectives.

23. All emergency exits will remain clearly marked at all times. Emergency escape routes will be kept free of obstruction at all times.

24. There will be no more than 520 patrons within both premises at any one time

25. The premises will display prominent signage by every entrance and exit, requesting customers to leave the premises quietly and respect local residents.

26. The premises will display and maintain appropriate signage advising customers of the contact details, including telephone contact numbers, of the Designated Premises Supervisor and the manager of the premises.

27. Refuse, including bottles, shall not be taken outside the premises between the hours of 2000 and 0800.

28. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care 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.

29. 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.

30. 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 unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

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

32. The Licensee shall erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct a member of staff to make regular checks of the area immediately outside and within 10 meters either side of 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.

34. 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.

35. A noise limiter will be fitted to the musical amplification system set at a level so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password and access shall only be by persons authorised by the Premises Licence holder. No additional sound generating electrical equipment shall be used on the premises without being routed through the sound limiter device.

36. The recommendations of a suitably qualified Acoustic Expert will be complied with and recommended works completed to the satisfaction of the Noise Pollution Officer before the provision of regulated recorded music at the premises.

37. Whenever regulated recorded music is being played. The rear lobby door is to remain closed except for access and egress.

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

9.1 Conditions 9 to 37 above are derived from the applicant's operating schedule. These largely replicate conditions on the current licence, although the wordings at 14 and 32 on the current licence have been amended (see paras 14 and 35-37 above). Conditions 16 (for reasons explained in the application) and 17 on the current licence have not been reproduced.

9.2 No conditions have been proposed by responsible authorities.

## **10. LEGAL COMMENTS**

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

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

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

## 11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

11.1 There are implications to;

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

## 12. MEMBERS DECISION MAKING

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

## 13. CONCLUSION

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

<b>Group Director, Neighbourhoods and Housing</b>	Kim Wright
<b>Lead Officer (holder of original copy):</b>	Sanaria Hussain Senior 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> The Dolphin, 165 Mare Street, E8 3RH	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 Mr Yasar Yildiz

(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 The Dolphin THE DOLPHIN 165 MARE STREET HACKNEY LONDON			
Post town	LONDON	Postcode	E8 3RH

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£23750

### Part 2 - Applicant details

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

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

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

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

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

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

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

<b>Title</b> Mr			
<b>Surname</b> Yildiz		<b>First names</b> Yasar	
I am 18 years old or over <input checked="" type="checkbox"/>			
<b>Date of birth</b> [REDACTED]			
<b>Nationality</b> [REDACTED]			
Current residential address if different from premises address		165 MARE STREET HACKNEY  UK-England	
Post town	LONDON	Postcode	E8 3RH
<b>Daytime contact telephone number</b>		[REDACTED]	
<b>E-mail address (optional)</b>	[REDACTED]		
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)			

**SECOND INDIVIDUAL APPLICANT** (if applicable)

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

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

#### **(B) OTHER APPLICANTS**

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

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

E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY

18-09-2019

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 currently has an existing premises licence for premises licence number LBH-PRE-T-0669. The Dolphin is an internationally acclaimed traditional pub and venue which has been trading for over 15 years and has attracted positive social media comments. It trades over one floor with an outside area and has a corridor leading to an associated restaurant with its separate Premises Licence. The pub is a listed building located in a mixed residential/commercial area.

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

N/A

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

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

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



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

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

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			<b>Please give further details</b> (please read guidance note 4) Indoor sporting events such as pool, darts, etc which have an audience
Day	Start	Finish	
Mon	11:00	23:30	
Tue	11:00	23:30	<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 5)
Wed	11:00	23:30	
Thur	11:00	23:30	<b>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</b> (please read guidance note 6)
Fri	11:00	23:30	
Sat	11:00	23:30	
Sun	11:00	23:30	

**E**

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)</b>	Indoors	<input checked="checked" type="checkbox"/>
				Outdoors	
Day	Start	Finish		Both	
Mon	11:00	23:30	<b>Please give further details here (please read guidance note 4)</b> Amplified and unamplified live music.		
Tue	11:00	23:30			
Wed	11:00	23:30	<b>State any seasonal variations for the performance of live music (please read guidance note 5)</b>		
Thur	11:00	23:30			
Fri	11:00	23:30	<b>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)</b>		
Sat	11:00	23:30			
Sun	11:00	23:30			

F

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 3)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4) The provision of recorded music controlled by the premises.			
Mon	11:00	01:00				
Tue	11:00	01:00				
			<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)			
Wed	11:00	01:00				
Thur	11:00	01:30				
			<b>Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 6) <i>An additional hour to the standard and non-standard times on the day when British Summer time commences</i>			
Fri	11:00	03:30				
Sat	11:00	03:30				
Sun	11:00	01:00				



## H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			<b>Please give a description of the type of entertainment you will be providing</b>		
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>	Indoors	<input checked="" type="checkbox"/>
Mon	11:00	23:30		Outdoors	
				Both	
Tue	11:00	23:30	<b>Please give further details here (please read guidance note 4)</b> Anything that is similar but does not fall within e, f and g		
Wed	11:00	23:30			
			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)</b>		
Thur	11:00	23:30			
Fri	11:00	23:30	<b>Non-standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)</b>		
Sat	11:00	23:30			
Sun	11:00	23:30			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	
				Both	
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	11:00	01:00			
Tue	11:00	01:00			
Wed	11:00	01:00			
Thur	11:00	01:30	<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) An additional hour to the standard and non standard times on the day when British Summer time commence.		
Fri	11:00	03:30			
Sat	11:00	03:30			
Sun	11:00	01:00			

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

<b>Name</b> Mr Yasar Yildiz	
<b>Date of birth</b> 	
<b>Address</b> 	
UK-England	
Postcode	E8 3RH
Personal licence number (if known) LBH-PER-T-0138	
Issuing licensing authority (if known) Hackney	

K

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

None

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	11:00	01:30	
Tue	11:00	01:30	
Wed	11:00	01:30	
Thur	11:00	02:00	
Fri	11:00	04:00	<b>Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</b> (please read guidance note 6) An additional hour to the standard and non standard times on the day when British Summer time commence.
Sat	11:00	04:00	
Sun	11:00	01:30	



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

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

The premises currently has an existing premises licence number LBH-PRE-T-0669. We are submitting a new application in similar terms, the applicant had consulted with the Environmental Protection Team in relation to the extension of recorded music to premises and we have also pre-consulted with the Licensing Department and the Police in relation to the conditions. These have been agreed as below.

The trading hours remain as existing, the changes to the existing Premises Licence for the pub are to add the provision of recorded music so that this can be properly regulated by an Acoustic Consultant and by the Authorities Noise Team. This will be controlled appropriately, and the applicant will work with the Authorities. As a result of the request for recorded music, condition 32 on the current Premises Licence is to be amended in line with the proposed conditions in Box M d) conditions 8 and 9.

The proposal is for current condition 14 on the existing Premises Licence, is to be amended this to read as detailed in Box M b) condition number 6.

Condition 14 on the current Premises Licence puts an undue financial burden on the Applicant, especially on Thursdays, when the premises is not busy. Up until 23:00 hours, the premises does not warrant 6 SIA registered door supervisors prior to that time.

In relation to existing condition 16 on the current Premises Licence, the proposal is to delete this. The condition relates to a restriction on using the corridor between The Dolphin Pub and the Wine Bar. This means that the only door to be used at the premises are the main doors of the Public House. This causes a number of issues, especially with a congregation of people entering and leaving the premises at the same time. This makes use of the scanning equipment extremely difficult and causes issues in relation to dispersal.

The use of the corridor entrance would create a much larger space and would allow free flow of customers and security as well as providing easier access to the cloak rooms.

We seek the addition of British Summertime to the sale of alcohol and recorded music. There is no amendments to the terminal times for the sale of alcohol or the closing time and all other conditions on the current Premises Licence remain as existing.

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

1. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of the 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 continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or any authorised officer of Hackney Borough Council. A staff

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

2. An accident log shall be kept at the premises, and made available immediately on request to any authorised office of the Hackney Borough Council or the Police, which will record the following:

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

3. There shall be "CCTV in Operation" signs prominently displayed.

4. All instances of crime or disorder are to be reported by the Designated Premises Supervisor or a responsible member of staff to an agreed police contact point, as agreed with the Police.

5. There shall be no promotional sales of alcohol at the premises.

6. Whenever the premises is trading past 23:00 hours, there shall be a minimum of 6 SIA registered door supervisors employed at the premises on Thursdays, Fridays and Saturday evenings. Additional SIA registered door supervisors will 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 addresses and contact telephone number, their SIA registration number, and the time they commenced 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 any Authorised Officer of Hackney Borough Council immediately upon their request

7. There shall be no glass, drinks or open containers outside the front of the premises at any time. Customers shall not be permitted to take glasses, drinks or open containers outside the front of the premises at any time, with the exception of water in plastic vessels.

8. The premises will also, in cooperation with the police, regularly facilitate a premises drug audit using the ion itemiser or similar device

9. The premises will operate an electronic identification scanning system (e.g. ClubScan) after 2100 hrs for customers entering the premises.

10. There shall be at least one male and one female member of staff operating as 'floorwalkers' at the premises on Thursday, Friday and Saturday nights from 2000 hours. The task of the floorwalkers shall to be move around the premises, identifying unattended property and minimising losses and thefts.

11. Door staff shall use "clickers" to monitor capacity at the premises.

12. A free cloakroom service shall be provided, and suitable signage displayed encouraging customers to use it.

13. There will be no more than 150 patrons in the garden area before 0200 hours. There will be no more than 100 patrons in the garden area between 0200 hours and 0300 hours. The garden area is as marked in red on the plan. The garden area is to be empty of patrons from 0300 hours.

#### **c) Public safety**

1. All staff should receive training and have an awareness of the four licensing objectives.

2. All emergency exits will remain clearly marked at all times. Emergency escape routes will be kept free of obstruction at all times.

3. There will be no more than 520 patrons within both premises at any one time

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

1. The premises will display prominent signage by every entrance and exit, requesting customers to leave the premises quietly and respect local residents.

2. The premises will display and maintain appropriate signage advising customers of the contact details, including telephone contact numbers, of the Designated Premises Supervisor and the manager of the premises.

3. Refuse, including bottles, shall not be taken outside the premises between the hours of 2000 and 0800.

4. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care 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.

5. 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.

6. 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 unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

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

8. The Licensee shall erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct a member of staff to make

regular checks of the area immediately outside and within 10 meters either side of the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.

9. 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.

10. 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.

11. A noise limiter will be fitted to the musical amplification system set at a level so as to ensure that no noise nuisance is caused to local residents or businesses. The operational panel of the noise limiter shall then be secured by key or password and access shall only be by persons authorised by the Premises Licence holder. No additional sound generating electrical equipment shall be used on the premises without being routed through the sound limiter device.

12. The recommendations of a suitably qualified Acoustic Expert will be complied with and recommended works completed to the satisfaction of the Noise Pollution Officer before the provision of regulated recorded music at the premises.

13. Whenever regulated recorded music is being played. The rear lobby door is to remain closed except for access and egress.

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

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

#### **Checklist:**

**Please tick to indicate agreement**

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

· requirements my application will be rejected.

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

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

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

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

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

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



Date	21/8/2019
Capacity	Agent

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

Signature	
Date	21/8/2019
Capacity	

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

Steve Burnett

7 PANCRAS SQUARE

UK-England

Post town	LONDON	Postcode	N1C 4AG
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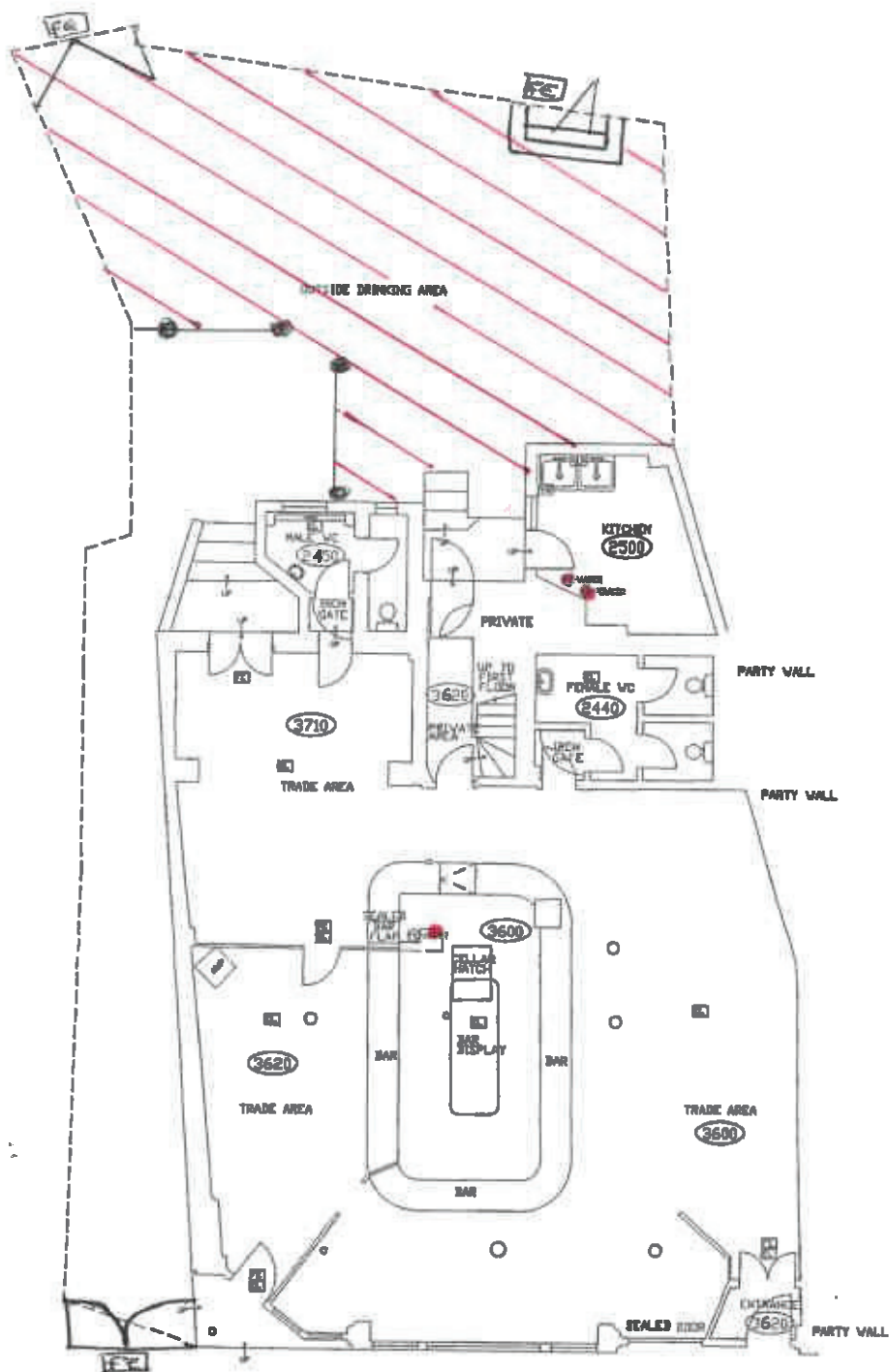
Telephone number (if any) [REDACTED]

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

[REDACTED]

#### Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.



FE - Fire Exit.

EL - Emergency Lighting

• - Fire Extinguisher

BUILDING SURVEYED AREA = 190.2 SQ. M

■ LOCATED AS SURVEYED AND IN CELLAR

■ LOCATED AS SURVEYED

SCALE 1:100  
GROUND FLOOR





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

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**Fwd: Application for a premises licence at The Dolphin, 165 Mare Street, London, E8 3RH**

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**APPENDIX B1**

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

From: **Ashraful Haque** <ashraful.haque@hackney.gov.uk>

Date: Wed, 18 Sep 2019 at 16:41

Subject: Fwd: Application for a premises licence at The Dolphin, 165 Mare Street, London, E8 3RH

To: Licensing (Shared Mailbox) &lt;licensing@hackney.gov.uk&gt;, David Tuitt &lt;david.tuitt@hackney.gov.uk&gt;, Gaville Charles &lt;graville.charles@hackney.gov.uk&gt;

Dear Licensing,

Please find below my comments regarding the premises license application for '**The Dolphin, 165 Mare Street, London, E8 3RH**'.

**Comment:**

The Environmental Protection Team will be **objecting** to this premises license application in respect of '**The Dolphin, 165 Mare Street, London, E8 3RH**'.

**Reason:**

Require further clarification on noise mitigation methods applied so that all regulated activities do not undermine the licensing objective of 'Public Nuisance'. I will be inviting the applicant and their legal representative to address this matter and also discuss imposing further noise conditions on the license.

Kind regards,

**Ashraful Haque**

Principal Environmental Protection Officer

Environmental Protection Team

Environmental Health

Business Regulation

Public Realm

London Borough of Hackney

Hackney Service Centre

1 Hillman Street

London

E8 1DY

## APPENDIX B2

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

#### RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 1505CE Dave ATKINS
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

#### APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	<b>The Dolphin</b> <b>165 Mare Street</b> <b>London</b> <b>E8 3RH</b>
NAME OF PREMISES USER	<b>Yasar Yildiz</b>

#### COMMENTS

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

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

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

Police make the following representations in respect of the new premises licence for The Dolphin, 165 Mare Street.

Police have had cause to visit the Dolphin on several occasions over the past months and on each occasion have found them to be in breach of their premises licence leading to concerns around the way in which the venue has been managed and how incidents are dealt with.

The breaches on the current licence that have previously been identified have included insufficient SIA, music consistently played above 'Background level', failure to use the ID Scan, trading after hours and failure to uphold the objectives namely crime and disorder and public safety.

We are aware that the venue has since installed a new ID scanner due to issues with the previous device but have been made aware that this new device has been offline for the last 3 months, which is a breach of their contract and means that the information is not stored on the main system.

On a number of occasions when both police and council have attended, they have noted that members of the management team have been heavily intoxicated.

On one occasion when officers attended they witnessed a member of public be searched by a SIA door supervisor employed at the premises, and when an item was located it was handed back to the customer before they were refused entry. Police subsequently searched this individual again and the item was discovered to be cannabis. Police dealt with the individual and the drugs were seized – as they should have been by the door supervisor finding them and handed over to be put into a secure cupboard or drugs cabinet to hand over to police at a later date as per the Hackney Police Drug Policy.

One issue that was raised to the venue was exposed wiring on a hand dryer in the male toilets, which was brought to the attention of management. This was clearly not a new issue as a review on Trip advisor dated 16th December 2017 shows a negative review of the venue with an accompanying picture of a hand dryer that had a temporary repair using duct tape. Police feel that this shows clear neglect of public safety and as such falls foul of the licensing objectives

On 4th May 2019 officers attended the Dolphin on this occasion the venue was operating despite their licence being suspended due to non-payment of the licensing fees. The premises licence holder on this occasion was spoken to who seemed completely unaware of this.

Whilst police recognise that this new application applies for hours that mirror those that the venue currently operates under. This is a new application and subsequently should be treated as such. Police identify that the proposed hours far exceed the core hours as detailed in LP3 of the London Borough of Hackneys statement of licensing policy.

If the subcommittee are mindful to grant this application police would request that the current licence LBH-PRE-T-0669 be surrendered immediately

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

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

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

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

**RESPONSIBLE AUTHORITY DETAILS**

**APPENDIX B3**

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

**APPLICATION PREMISES**

NAME & ADDRESS OF PREMISES	The Dolphin 165 Mare Street London E8 3RH
NAME OF APPLICANT	Yasar Yildiz

**COMMENTS**

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

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

**Representation in relation to:**

I write to make a representation in relation to the prevention of public nuisance. The application seeks to add activities not currently authorised by the existing licence as well as effectively amend/remove conditions. This could have a negative impact on the promotion of the objective.

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

Licensing Act 2003, Guidance issued by the Home Office, Statement of Licensing Policy

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

Discussion/meeting with the applicant/Solicitor in relation to the concerns raised.

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

**Date:** 16/09/2019

## APPENDIX C



**This premises licence has been issued by:**

Licensing Service  
2 Hillman Street  
London E8 1FB

### **PART A – PREMISES LICENCE**

**Premises Licence Number**

LBH-PRE-T-0669

**Part 1 – Premises details**

The Dolphin  
165 Mare Street  
London E8 3RH

020 8985 3727

**Where the licence is time limited the dates**

Not Applicable

**Licensable activities authorised by the licence**

Indoor Sporting Events

Live Music

Recorded Music

Other Entertainment Similar to Live or Recorded Music or Dance Performance

Supply of Alcohol

**The times the licence authorises the carrying out of Licensable activities**

**Indoor Sporting  
Events**

**Standard Hours:**

Mon 11:00-23:30

Tue 11:00-23:30

**Premises:**

Wed 11:00-23:30

Thu 11:00-23:30

Fri 11:00-23:30

Sat 11:00-23:30

Sun 11:00-23:30

**Live Music**

**Standard Hours:**

Mon 11:00-23:30

**Premises:**

Tue 11:00-23:30

Wed 11:00-23:30

Thu 11:00-23:30

Fri 11:00-23:30

Sat 11:00-23:30

Sun 11:00-23:30

**Recorded Music**  
**Premises:**  
**Standard Hours:**  
Mon 11:00-23:30  
Tue 11:00-23:30  
Wed 11:00-23:30  
Thu 11:00-23:30  
Fri 11:00-23:30  
Sat 11:00-23:30  
Sun 11:00-23:30

**Other  
Entertainment  
Similar to Live or  
Recorded Music or  
Dance  
Performance**  
**Premises:**  
**Standard Hours:**  
Mon 11:00-23:30  
Tue 11:00-23:30  
Wed 11:00-23:30  
Thu 11:00-23:30  
Fri 11:00-23:30  
Sat 11:00-23:30  
Sun 11:00-23:30

**Supply of Alcohol**  
**Premises:**  
**Standard Hours:**  
Mon 11:00-01:00  
Tue 11:00-01:00  
Wed 11:00-01:00  
Thu 11:00-01:30  
Fri 11:00-03:30  
Sat 11:00-03:30  
Sun 11:00-01:00

**The opening hours of the premises**  
**Premises**  
**Standard Hours:**  
Mon 11:00-01:30  
Tue 11:00-01:30  
Wed 11:00-01:30  
Thu 11:00-02:00  
Fri 11:00-04:00  
Sat 11:00-04:00  
Sun 11:00-01:30

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

**On Premises**



**Part 2 –**

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

Mr Yasar Yildiz  
The Dolphin  
165 Mare Street  
Hackney  
London  
E8 3RH

Mrs Nuvit Yildiz  
The Dolphin  
165 Mare Street  
Hackney  
London  
E8 3RH

**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 authorises the supply of alcohol**

Mr Yasar Yildiz

**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:** 24 November 2005

**Signed:**

David Tultt  
Team Leader - Licensing

## **Annex 1 - Mandatory Conditions**

### **Supply of Alcohol**

1. No supply of alcohol may be made under the premises licence:
  - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
  - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
4. The responsible person shall ensure that no alcohol is dispensed 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).
5. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
- 6.1. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sales or supply of alcohol.
- 6.2. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
7. 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: 25ml or 35ml; and
    - still wine in a glass: 125ml; and
  - b) customers are made aware of the availability of these measures.

### **Door Supervision**

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

## **Annex 2 – Conditions consistent with the Operating Schedule**

N/A

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

9. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of the 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 continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or any authorised officer of Hackney Borough Council. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times -when the premises are open to the public. This staff member shall be able to show Police or any authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.

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

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

11. There shall be "CCTV in Operation" signs prominently displayed.

12. All instances of crime or disorder are to be reported by the Designated Premises Supervisor or a responsible member of staff to an agreed police contact point, as agreed with the Police.

13. There shall be no promotional sales of alcohol at the premises.

14. There shall be a minimum of 6 SIA registered door supervisors employed at the public house and restaurant on a Thursday, Friday and Saturday evenings from 2000 hours. Additional 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 any authorised officer of Hackney Borough Council immediately upon request.

15 There shall be no glass, drinks or open containers outside the front of the

premises at any time. Customers shall not be permitted to take glasses, drinks or open containers outside the front of the premises at any time, with the exception of water in plastic vessels.

16. Entry and exit to the premises shall be through the front main entrance directly into the premises and not the access way between the restaurant at 163 Mare Street and the Dolphin Bar at 165 Mare Street, except after 0000hours Sunday to Thursday

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

18. The premises will also, in cooperation with the police, regularly facilitate a premises drug audit using the ion itemiser or similar device

19. The premises will display prominent signage by every entrance and exit, requesting customers to leave the premises quietly and respect local residents.

20. The premises will display and maintain appropriate signage advising customers of the contact details, including telephone contact numbers, of the Designated Premises Supervisor and the manager of the premises.

21. Refuse, including bottles, shall not be taken outside the premises between the hours of 2000 and 0800.

22. All staff should receive training and have an awareness of the four licensing objectives.

23. All emergency exits will remain clearly marked at all times. Emergency escape routes will be kept free of obstruction at all times.

24. There will be no more than 520 patrons within both premises at any one time

25. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care 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.

27. 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 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 erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct a member of staff to make regular checks of the area immediately outside and within 10 metres either side of 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.

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. All devices capable of playing music in either premises shall be operated through a sound limiting device. The sound limiting device shall be installed within the premises and set at a level determined by and to the satisfaction of an authorised officer of the Noise Pollution Service to allow no more than background music after 2330 hours. The operational panel of the noise limiter shall be secured to the satisfaction of the officer. The keys securing the device shall be held by the Designated Premises Supervisor or another responsible member of staff, and the device shall not be accessed via any other person. The limiter shall not be altered without prior agreement with the Noise Pollution Service

33. The premises will operate an electronic identification scanning system (e.g. ClubScan) after 2100 hrs for customers entering the premises.

34. There shall be at least one male and one female member of staff operating as 'floorwalkers' at the premises on Thursday, Friday and Saturday nights from 2000 hours. The task of the floorwalkers shall to be move around the premises, identifying unattended property and minimising losses and thefts.

35. Door staff shall use "clickers" to monitor capacity at the premises.

36. A free cloakroom service shall be provided, and suitable signage displayed encouraging customers to use it.

37. There will be no more than 150 patrons in the garden area before 0200 hours. There will be no more than 100 patrons in the garden area between 0200 hours and 0300 hours. The garden area is as marked in red on the plan. The garden area is to be empty of patrons from 0300 hours.

**Annex 4 – Plans**

**PLAN/LBH-PRE-T-0669/250705**



