

REPORT OF THE GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 14/11/2019	Classification DECISION	Enclosure
APPLICATION TO VARY THE PREMISES LICENCE : Patel & Sons, 101 Great Eastern Street, EC2A 3JD	Ward(s) affected Hoxton East & Shoreditch	

1. SUMMARY

Applicant(s) Vipinchandra Patel		In SPA Shoreditch
Date of Application 17 September 2019		Period of Application Permanent
Proposed variation: Supply of Alcohol (Off Premises)		
Proposed hours for licensable activity		
Supply of Alcohol INDOOR	Standard Hours: Mon 08:00-02:00 Tue 08:00-02:00 Wed 08:00-02:00 Thu 08:00-02:00 Fri 08:00-02:00 Sat 08:00-02:00 Sun 08:00-02:00	
The opening hours of the premises: INDOOR	Standard Hours: Mon 08:00-02:00 Tue 08:00-02:00 Wed 08:00-02:00 Thu 08:00-02:00 Fri 08:00-02:00 Sat 08:00-02:00 Sun 08:00-02:00	
Current activities/hours: See Appendix C		

Capacity: not known	
Policies Applicable	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP4 ('Off' Sales of Alcohol), LP10 (Special Policy Areas – Dalston and Shoreditch),
List of Appendices	A – Application for variation of premises licence and supporting documents B – Representations from responsible authorities C – Representations from 'other persons' D – Current Licence E - Location map
Relevant Representations	<ul style="list-style-type: none"> • Weights and Measures (Trading Standards) • Police • Licensing Authority • Other Persons

2. APPLICATION

- 2.1 Vipinchandra Patel has made an application vary their premises licence under the Licensing Act 2003:
- To extend hours for supply of alcohol for consumption **on** the premises

2.2 The application is attached as Appendix A.

3. CURRENT STATUS / HISTORY

3.1 The current premises licence was granted by Licensing Sub-Committee on 14 June 2018. The current licence is attached as Appendix D. The original application sought 24 hour opening with alcohol sales of 07:00 to 02:00 every day.

3.2 A previous premises licence, which permitted off sales of alcohol from 08:00 to 01:00 daily was revoked by Licensing Sub-Committee in 2016 following a review application submitted by the Licensing Authority. The grounds for review were:

- Alleged employment of illegal immigrant
- Alleged failure of test purchase
- Alleged unauthorised sale of alcohol.
- Alleged non-compliance with conditions on licence

3.2 No TENs have been submitted in respect of the premises in the current calendar year.

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	No representation received

Environmental Health Authority (Environmental Enforcement)	Have confirmed no representation on this application
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards) (Appendix B1)	Representation received on the grounds of The Prevention of Prevention of Public Nuisance and Protection of Children from Harm, Have proposed condition that would help allay concerns (see para 9.1 below)
Planning Authority	No representation received
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, Prevention of Public Nuisance, The Protection of Licensing Hours, Special Policy Area
Licensing Authority (Appendix B3)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance, Licensing Hours and Special Policy Area.
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

1 representation received from and on behalf of local residents. (Appendix C)	Representation received on the grounds of and Special Policy Area.
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6. GUIDANCE CONSIDERATIONS

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

7. POLICY CONSIDERATIONS

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP4 ('Off' Sales of Alcohol) and LP10 (Special Policy Areas – Dalston and Shoreditch) are relevant.

8. OFFICER OBSERVATIONS

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

Conditions derived from Responsible Authority representations

Between 2300 and the end of licenced hours a minimum of two members of staff shall be on the premises at all times while alcohol is sold, alcohol shall not be made available for sale if only one member of staff is on the shop floor.

9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 The additional condition above has been proposed by Trading Standards.

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.

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

LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

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

Description of document	Location
Patel & Sons 101 Great Eastern Street, EC2A 3JD	Hackney Service Centre Licensing Service 1 Hillman Street London E8 1DY

Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

APPENDIX A

Hackney
LA07

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Vipinchandra Patel

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

094774

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

101 GREAT EASTERN STREET
HACKNEY

Post town

LONDON

Postcode

EC2A 3JD

Telephone number at premises (if any)

Non-domestic rateable value of premises

£23250

Part 2 – Applicant details

Daytime contact telephone number

E-mail address (optional)

Current postal address if different from premises address

Post

Postcode

town			
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Part 3 – Variation

Please tick as appropriate	
Do you want the proposed variation to have effect as soon as possible?	Yes
If not, from what date do you want the variation to take effect?	
Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)	Yes
	<input checked="" type="checkbox"/> No

<p>Please describe briefly the nature of the proposed variation (Please see guidance note 2)</p> <p>Extension of hours</p>

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

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Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- | Provision of regulated entertainment (Please see guidance note 3) | Please tick all that apply |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | .. |
| c) indoor sporting events (if ticking yes, fill in box C) | .. |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | .. |
| e) live music (if ticking yes, fill in box E) <input type="checkbox"/> | .. |
| f) recorded music (if ticking yes, fill in box F) | .. |
| g) performances of dance (if ticking yes, fill in box G) | .. |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | .. |
| <u>Provision of late night refreshment</u> (if ticking yes, fill in box L) | .. |
| Sale by retail of alcohol (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |
| In all cases complete boxes K, L and M | |

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	
				Off the premises	<input checked="" type="checkbox"/>
				Both	
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6)		
Mon	08:00	02:00			
	-----	-----			
Tue	08:00	02:00			
	-----	-----			
Wed	08:00	02:00			
	-----	-----			
Thur	08:00	02:00			
	-----	-----			
Fri	08:00	02:00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7) Default.LicesableActivitiesJ_plays_non_s»		
	-----	-----			
Sat	08:00	02:00			
	-----	-----			
Sun	08:00	02:00			
	-----	-----			

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 10).

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	08:00	02:00	Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)
Tue	08:00	02:00	
Wed	08:00	02:00	
Thur	08:00	02:00	
Fri	08:00	02:00	
Sat	08:00	02:00	
Sun	08:00	02:00	

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

All current conditions to be carried forward

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence ..

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

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Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected. ..

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

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	B NAKUM
Date	16/9/2019
Capacity	Duly authorised agent

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant’s solicitor or other authorised agent (please read guidance note 14). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	16/9/2019

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

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	London Borough of Hackney
ADDRESS OF AUTHORITY	Trading Standards First Floor Hackney Service Centre 1 Hillman Street London E8 1DY
CONTACT NAME	David Hunt
TELEPHONE NUMBER	020 8356 7682
E-MAIL ADDRESS	David.hunt@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	101 Great Eastern Street Hackney London EC2A 3JD
NAME OF APPLICANT	Vipinchandra Patel

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:

Increase in licenced hours past midnight to 0200.

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

Due to the area in which the premises are situated and the number of licence venue in the near locality, there are issues around pre loading before attending venues and purchase of extra alcohol when leaving venues

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

Additional condition to ensure sufficient staff on premises to prevent sales to intoxicated customers and ensure the sale to under 18's is prevented.
Condition to be added
Between 2300 and the end of licenced hours a minimum of two members of staff shall be on the premises at all times while alcohol is sold, alcohol shall not be made available for sale if only one member of staff is on the shop floor.”

Name: David Hunt

Date: 20/09/2019

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

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 3691CE Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Patel & Sons 101 Great Eastern Street London EC2A 3JD
NAME OF PREMISES USER	Mr Vipinchandra Patel

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 objections in relation to the application to vary the Premises Licence at PATEL & SONS, 101 GREAT EASTERN STREET, LONDON, EC2A for the following reason(s):

This premises is on a very busy stretch of a main road that runs through the centre of Shoreditch and lies within the Shoreditch Special Policy Area. This particular part of the SPA is very busy at all times of the day and night and this shop in particular sees a steady stream of customers right up until they close their doors.

The hours authorised on the current licence for the sale of alcohol are 11 - midnight and these hours are already outside of the core hours laid out in LBH Statement of Licensing Policy. LP4 states 'Hours for the supply of alcohol will generally be restricted to between 0800hrs and 2300hrs'. Despite this, the applicant seeks to extend the hours for the sale of alcohol for an extra 5 hours everyday.

The streets of Shoreditch are extremely busy at all times of the day and night. The evenings and early hours of the morning see a huge footfall as thousands of people make their way to Shoreditch to visit the pubs, clubs, restaurants etc. A large proportion of the people on the streets at night have consumed varying quantities of alcohol. Many of these people are drunk and looking for more alcohol to consume either inside a venue or outside on the street. An off licence selling alcohol until 0200hrs is just exacerbating the issue. Alcohol and the consuming of alcohol on the street has a direct impact on the rising number of incidents involving violence, anti social behaviour, crime and disorder. Having had personal experience of working on the streets during the night in Shoreditch, it is clear that most people buying an alcoholic drink from an off licence during the early hours are going to consume it on the street. The empty container often then gets discarded as litter or used as a weapon. The drunkenness increases and in turn so does the ASB with urinating, vomiting, fighting and other crime and disorder.

Section 3.3 of LBH's Statement of Licensing Policy states '*The applicant will need to demonstrate in their operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives*'. The applicant has not included anywhere in this application, what policies and procedures they would consider implementing to ensure that the increase of hours for the sale of alcohol from their premises would not have a negative effect on the cumulative impact and add to the existing problems currently being experienced in Shoreditch.

Having considered the above, police are unable to support this application, but welcome contact from the applicant to discuss further.

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

Application submitted.

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

Signed
PC 3691CE RYAN
(By E-mail)

Name (printed)

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

B3

RESPONSIBLE AUTHORITY DETAILS

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

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Patel and Sons 101 Great Eastern Street London EC2A 3JD
NAME OF APPLICANT	Vipinchandra Patel

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 **x**
- 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 this application as the premises is located within the Shoreditch Special Policy Area (SPA). The SPA is area that has been identified as suffering from the negative cumulative impact of the concentration of licensed premises in the area. The increased availability of alcohol for consumption off the premises could lead to a negative impact on the promotion of the licensing objectives, in particular, the prevention of crime and disorder and the prevention of public nuisance. It should be noted that **LP10** (Special Policy Areas – Dalston and Shoreditch) of the Council's Statement of Licensing Policy states:

LP10 Special Policy Areas – Dalston and Shoreditch

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

It should also be noted that the;

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

May not be in itself sufficient.

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

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

Statement of Licensing Policy, Licensing Act 2003, Guidance issued by the Home Office under s182 of the Licensing Act 2003

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

None.

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

Date: 09/10/2019



APPENDIX C

Licensing (Shared Mailbox) <licensing@hackney.gov.uk>

Re: Licence Application Patel and Sons 101 Great Eastern Street London EC2A 3JD

1 message

[Redacted]
To: Licensing <Licensing@hackney.gov.uk>

27 September 2019 at 15:42

Dear Licensing, I object to this extension. The premises are in the SPA and the last thing we need is another place for people to buy alcohol to (illegally) drink on the street. This will increase disorder, nuisance and noise. I further object on cumulative impact.

[Redacted] [Pitfield st, London N1](#) [Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

[Redacted]

APPENDIX D



This premises licence has been issued by:

Licensing Service
1 Hillman Street
London E8 1DY

PART A – PREMISES LICENCE

Premises Licence Number

094774

Part 1 – Premises details

Patel & Sons
101 Great Eastern Street
Hackney
London
EC2A 3JD

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

Supply of Alcohol

Standard Hours:

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

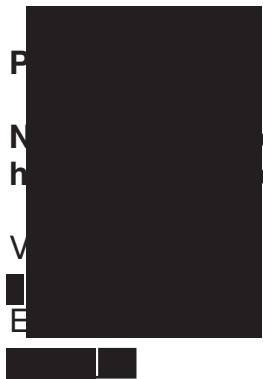
The opening hours of the premises

Standard Hours:

Mon 07:00-00:00
Tue 07:00-00:00
Wed 07:00-00:00
Thu 07:00-00:00
Fri 07:00-00:00
Sat 07:00-00:00
Sun 07:00-00:00

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

Off Premises



(d) address, telephone number and e-mail (where relevant) of
es licence

ue

**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**

Vipinchandra Patel

**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: 14 June 2018

Signed:

**David Tuitt
Team Leader - Licensing**

Annex 1 - Mandatory Conditions

Supply of Alcohol

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3.
 - 3.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
 - 3.2. The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
 - 3.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark or
 - (b) an ultraviolet feature.

Minimum Drinks Pricing

4.
 - 4.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - 4.2 For the purposes of the condition set out in paragraph 4.1 above -
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula -
$$P = D + (D \times V)$$

Where -

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

alcohol, and

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

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

(i) the holder of the premises licence,

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

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

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

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

4.3 Where the permitted price given by Paragraph 4.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

4.4 (1) Sub-paragraph 4.4(2) below applies where the permitted price given by Paragraph 4.2(b) above on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

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

Annex 2 – Conditions consistent with the Operating Schedule

5. The premises license holder, DPS or a Personal license holder shall be present at the premises at all times during the permitted hours for the sale of alcohol.
6. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises.
7. All recordings shall be stored for a minimum period of 31 days

with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

8. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
9. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. any complaints received
 - c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any refusal of the sale of alcohol
 - f. any visit by a relevant authority or emergency service.
 - g. any lost property
 - h. all ejections of customers
10. There shall be CCTV in Operation signs prominently displayed.
11. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.
12. All alcohol shall be sold in sealed containers. They shall not be opened or consumed in or within the immediate vicinity of the premises.
13. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.
14. The premises will display prominent signage by every entrance and exit requesting customers to leave the premises quietly and respect local residents.
15. The premises will display signs by the entrance clearly stating that there shall be no loitering or drinking outside the premises.
16. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
17. All staff will be given refresher training every six months on the legislation relating to the sales of alcohol to underage persons

and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.

18. There shall be no sales of beers, lagers, ales or ciders with an ABV of 6.5% or above.
19. All spirits shall be kept behind the counter and all other alcohol must be displayed in line of sight of the counter.
20. There shall be no sales of miniature 50cl bottles of spirits.
21. All employees' shall provide photographic identification, a copy of which shall be kept by the licensee as part of the staff records and produced to a police officer or other authorised officer within a reasonable time. Confirmation of each employee's immigration status shall be signed and dated by both employer and employee and stored with each employee's record.
22. The premises license holder must be able to produce to a police officer or Home Office / UK Boarder Agency immigration officer, proof of compliance with the Home Office full guide for employees on preventing illegal working in the UK, October 2013 issue. This proof is to be provided within 24 hours.
23. To maintain on the premises a contemporaneous written record of the hours worked by all persons subject to immigration control.
24. Such a record shall as a minimum cover the previous four (4) working weeks and must be produced on demand, to a police officer or Home Office / UK Boarder agency immigration officers.
25. Details of all employees National Insurance Numbers plus copies of a document confirming all employees name and address and immigration status shall be kept in their employment file.
26. All displays of alcohol must be specifically covered by CCTV at all times.
27. All displays of alcohol shall be covered by a lockable screen outside of permitted hours.
28. All alcohol not on display will be stored in a lockable store room.
29. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.

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

N/A

Annex 4 – Plans

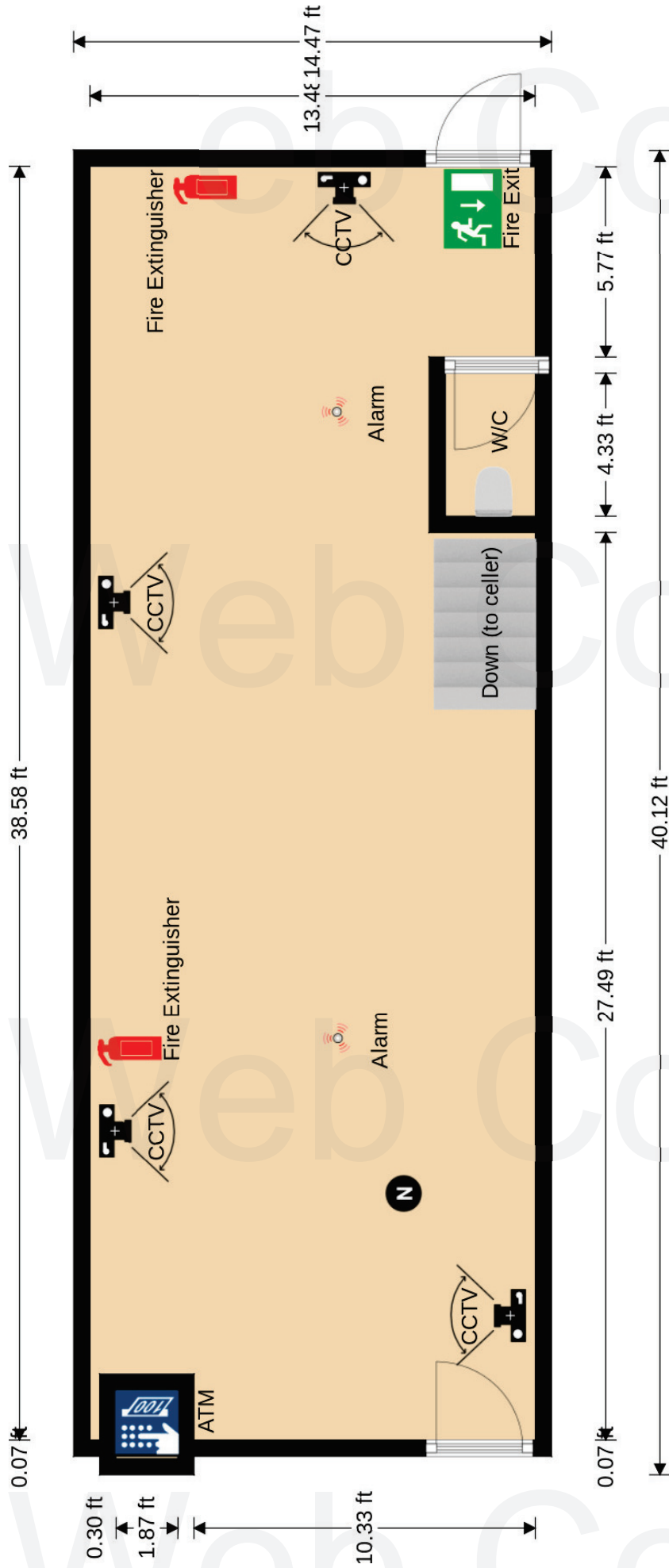
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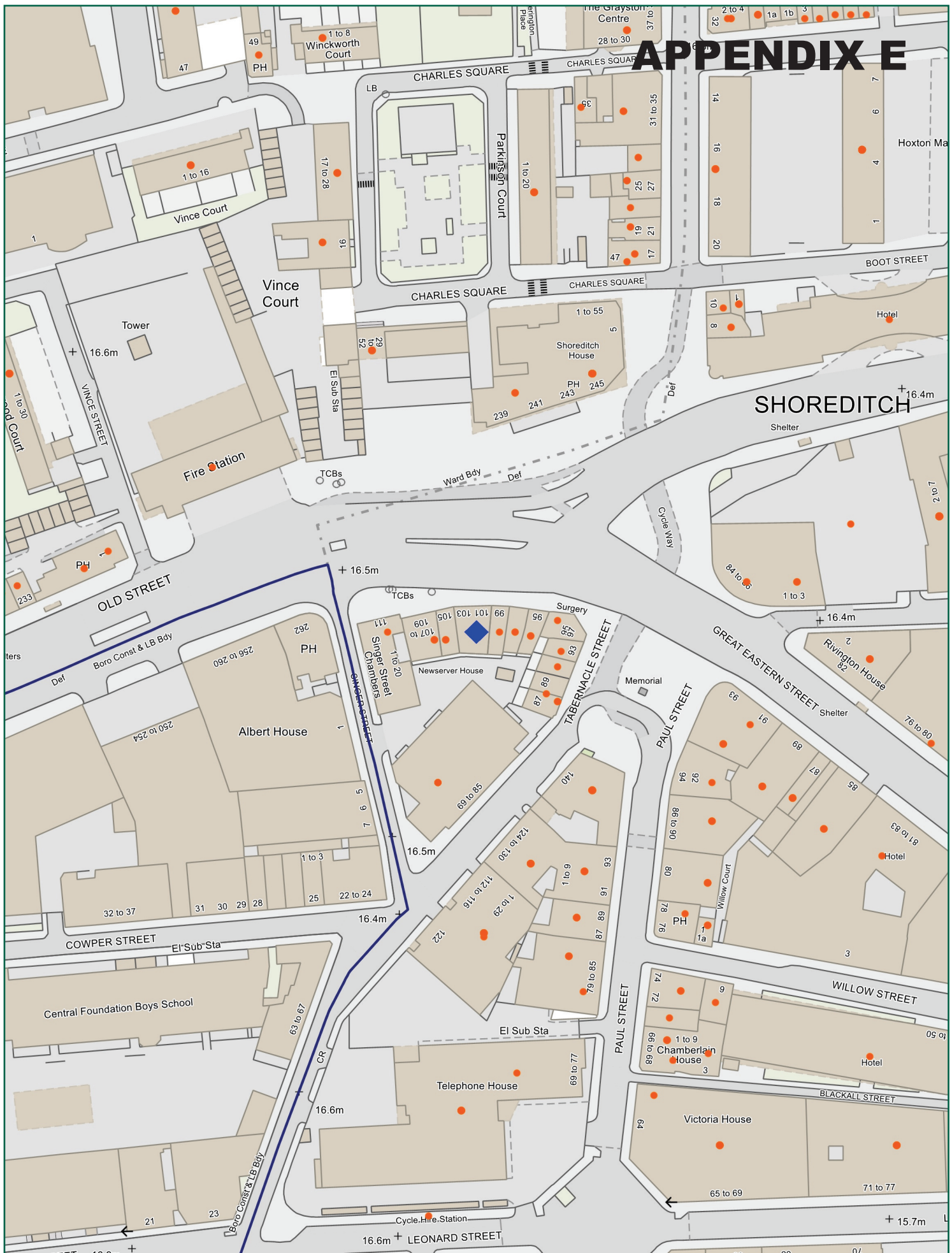
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101 Great Eastern Street
 London
 London


Ground

APPENDIX E




NORTH

Scale: 1:1250 at A4



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