

REPORT OF THE GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 18/02/2020	Classification DECISION	Enclosure
APPLICATION TO VARY THE PREMISES LICENCE : Shoreditch Platform 1 Kingsland Road, E2 8AA	Ward(s) affected Hoxton East & Shoreditch	

1. SUMMARY

Applicant(s) Up Space Ltd		In SPA Yes
Date of Application 24 December 2019		Period of Application Permanent
Proposed variation: <ul style="list-style-type: none"> • To extend the licensing area to include the first floor area. • To increase capacity (by approximately 40 people) 		
Proposed hours for licensable activity		
Regulated Entertainment	Standard Hours: No change	
Supply of Alcohol	Standard Hours: No change	
The opening hours of the premises:		
Standard Hours: No change		
Current activities/hours: Premises Licence permitting <ul style="list-style-type: none"> • Plays • Films • Live Music • Recorded Music • Performance of Dance • Other Entertainment Similar to Live or Rec Music or Dance Performance • Supply of Alcohol 		
See Appendix C for detail		

Capacity: not known	
Policies Applicable	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), 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 – Current Premises Licence D – Location map
Relevant Representations	<ul style="list-style-type: none"> Licensing Authority

2. APPLICATION

- 2.1 Up Space Ltd has made an application vary their premises licence under the Licensing Act 2003:
- To extend the licensing area to include the first floor area.
 - To increase capacity by around 40 people.
- 2.2 The application is attached as Appendix A. The applicant has proposed some additional measures to address the licensing objectives.

3. CURRENT STATUS / HISTORY

- 3.1 The current premises licence was granted by Licensing Sub-Committee on 16th January 2014, with the hours described in para 1 and subject to conditions. The current licence is attached as Appendix C.
- 3.2 The premises have been operating on Temporary Event Notice since January 2014. The following Temporary Event Notices have been given over the past 12 months:

<u>Start.date</u>	<u>End.date</u>	<u>Start.time</u>	<u>End.time</u>
01/01/2019	01/01/2019	1.30	5.00
02/02/2019	03/02/2019	1.30	5.00
02/03/2019	03/03/2019	1.30	5.00
23/03/2019	23/03/2019	1.30	5.00
30/03/2019	31/03/2019	1.30	5.00
21/04/2019	21/04/2019	1.30	5.00
27/04/2019	28/04/2019	1.30	5.00
01/06/2019	02/06/2019	1.30	5.00
08/06/2019	08/06/2019	1.30	5.00
29/06/2019	30/06/2019	1.30	5.00
27/07/2019	28/07/2019	1.30	5.00
11/08/2019	11/08/2019	1.30	5.00
31/08/2019	01/09/2019	1.00	5.00
28/09/2019	29/09/2019	1.00	5.00
26/10/2019	27/10/2019	1.30	5.00
02/11/2019	02/11/2019	1.30	5.00
30/11/2019	30/11/2019	1.30	5.00

01/01/2020	02/01/2020	0.01	5.00
07/12/2019	07/12/2019	1.00	5.00
01/02/2020	02/02/2020	20.00	2.00
08/02/2020	09/02/2020	0.01	5.00

3.3 There is a separate licence in place for the ground floor of the premises.

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	No representation received
Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	Have confirmed no representation on this application
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	Have confirmed no representation on this application
Licensing Authority (Appendix B)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance and Special Policy Area.
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

Representation received from and on behalf of local residents.	None
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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) 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 operating schedule

1. No happy hours or special drink prices shall be offered at the premises.
2. Children shall be admitted only when accompanied by an adult and up to 11pm only
3. The access to the building will be restricted to pre-booked members only, and controlled with a smart membership card. Members shall register online and provide all their personal details, which will be kept in the system. A receptionist will be present at all times at the premises and guests are obliged to sign in and out at reception. Members shall be allowed to bring a maximum of two guests to the premises at any one time.

9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 Additional conditions 1 to 3 derive from the applicant's operating schedule. No additional conditions have been proposed the responsible authorities. The proposed increase in capacity will require an amendment to current condition 39.

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 individual’s 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):	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
Shoreditch Platform 1 Kingsland Road, E2 8AA	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 UPSPACE Ltd

(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
PL052681

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
SHOREDITCH PLATFORM
1 Kingsland Road
Hackney

Post town London

Postcode

E2 8AA

Telephone number at premises (if any)

Non-domestic rateable value of premises

£6930

Part 2 – Applicant details

Daytime contact
telephone number

E-mail address (optional)

Current postal address if
different from premises
address

Post town

Postcode

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Discussions have been held with senior licensing officers and police to discuss the variation and agree in principle the proposal that would satisfy all responsible authorities and the applicants.

This variation is simply to extend the licensing area to include the first floor area. It is anticipated that this extra space will allow a small increase in capacity of around 40 people.

There is no proposal for additional hours or any significant change in the operation of the premises.

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:

0

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 tick all that apply

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

Provision of late night refreshment (if ticking yes, fill in box I)

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) NO CHANGE		
Mon					
Tue			State any seasonal variations for performing plays (please read guidance note 4) NO CHANGE		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) NO CHANGE		
Mon					
			State any seasonal variations for the exhibition of films (please read guidance note 4) NO CHANGE		
Tue					
			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE		
Wed					
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3) NO CHANGE
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4) NO CHANGE
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) NO CHANGE		
Mon					
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4) NO CHANGE		
Tue					
			Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE		
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) NO CHANGE		
Mon					
Tue			State any seasonal variations for the performance of live music (please read guidance note 4) NO CHANGE		
Wed					
Thur			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 5) NO CHANGE		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) NO CHANGE		
Mon					
			State any seasonal variations for the playing of recorded music (please read guidance note 4) NO CHANGE		
Tue					
			Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE		
Wed					
Thur					
Fri					
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) NO CHANGE		
Mon					
Tue			State any seasonal variations for the performance of dance (please read guidance note 4) NO CHANGE		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE		
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing NO CHANGE		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3) NO CHANGE		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) NO CHANGE		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE		
Sun					

1

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) NO CHANGE		
Mon					
Tue			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) NO CHANGE		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) NO CHANGE		
Fri					
Sat					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) NO CHANGE					
Mon								
Tue								
Wed								
Thur						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 5) NO CHANGE		
Fri								
Sat								
Sun								

K

<p>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 8). NO CHANGE</p>

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) NO CHANGE
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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.
NO CHANGE

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 9)

- Well designed and approved, safe premises with good ventilation and safe access.
- Well trained staff and positive attitude to promoting safe use of premises to the public, for sale of alcohol and food.
- Management policy to ensure staff are well supervised and working to achieve licensing objectives.: eg no underage drinking, no use of drugs, no violent behaviour.
- Use of proof of age ID., staff to protect children from harm, at all times.
- Meetings held on site with licensing officers and police to agree safe working practice and agree suitable outline hours and appropriate conditions, regular liaison to ensure officers informed.

b) The prevention of crime and disorder

- Staff trained and aware of issues; effectively observing customers throughout hours of operation.; participation in Best Bar None, and Challenge 25 and similar schemes.
- CCTV installed in liaison with local police guidance.
- Sufficient registered door supervisors as necessary.
- No happy hours or special drink prices.
- Management policy of on-going training in effectively dealing with customers and preventing crime, senior management are to be members of the 'Pub Watch' scheme.

c) Public safety

- Well signed entrances and fire exits.; well lit rooms and exits and entrances.
- Building and services complies to all building regulations and fire safety.
- Staff well trained and aware of public safety.
- No overcrowding.
- Drinking water available.
- Good public transport route.
- Adoption of best practices.

d) The prevention of public nuisance

- Well trained and aware staff to prevent noise and disturbance to any resident.
- Regular visits by management to all parts of premises; Responsible management.
- Notices asking customers to leave quietly.
- Lobby doors used; Dispersal and exit policy in place and well supervised.
- Good licenced taxi firm in use.
- Obviously inebriated people not served, or allowed into the premises.

e) The protection of children from harm

- Children admitted only when accompanied by an adult, to 11pm only.
- Staff trained and aware of specific needs of children, and child protection requirements.
- Staff trained and aware of how to report concerns about the welfare of a child.
- Children must be accompanied by an adult.
- Children under 18 not served alcohol.
- Well ventilated premises.
- No gambling or drugs on premises. Proof of age ID required.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- 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, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	24 th December 2019
Capacity	Licensing 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 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)

Shaun Murkett Acoustic Consultants Ltd
1 Clissold Road
Stoke Newington
London

Post town	London	Post code	N16 9EX
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Telephone number (if any)	020 7923 7275
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
shaun@shaunmurkett-acoustics.co.uk

Additional information to accompany the Premises Licence Variation

On Shoreditch Platform Bar, 1 Kingsland Road, Shoreditch,

Hackney, London E2.

Shaun Murkett. 24th December 2019

1 This proposal is an outline of the variation for the licensed premises at Shoreditch Platform, at 1 Kingsland Road, Hackney. This proposal is simply for the premises licence currently granted for the Second floor to now include the First floor area. This premises has now been successfully operating for over twelve years by the owner without any major issues. This additional information will explain why this variation retains the exceptional use for the granted licence and also will show that the proposal will significantly reduce the negative impact in the community, in line with the four licensing objectives. There is no deliberate intention to increase hours, but rather to amend the layout of the premises and to reduce any potential impact, in a way that will satisfy the concerns of the responsible authorities and the licensing committee, and enable the business to operate in a safe and effective way that meets the four licensing objectives.

2 Detailed discussions have been held with senior officers of the Licensing Authority, with an open and frank understanding of the concerns of the local authority, and the proposal was discussed. A full fire safety risk assessment will be undertaken to allow for any additional capacity due to the extended use of the first floor as a licenced area. The recommended capacity which will be assessed is considered unlikely to be an additional capacity of any more than 40 people.

3 The Second floor will remain operating as existing, with no change. On the First floor customers will still have comfortable working stations, with basic office facilities. There will also be a daytime “pop up” radio station to interview local Hackney celebrities and business people, which will be broadcast on the internet. There will now be more comfortable seating and in addition it is proposed that there will be a new small cocktail bar servery, for drinks and to order food, for relaxed refreshments in the First floor area.

4 On the Second floor, which will remain unchanged, members will continue to have free “barista” coffee and tea, refreshments of food and drinks, creative breakout areas, and a guest area for informal meetings. This proposal is simply for the premises licence currently granted for the Second floor to now include the First floor area. Note that it is still considered that the premises licence is an ancillary to the office use, and is only for the members and their guests. This variation will offer the members more choice and flexibility for relaxing on each floor.

5 The access to the building is still carefully allowed to pre-booked members only, and controlled with a smart membership card. Members have to register online and provide all their personal details which will be kept in our system. A receptionist is still present at all times at the premises and guests are obliged to sign in and out at reception. Members are be allowed to bring two business guests to the premises at one time.

6 Any potential for negative cumulative impact will be significantly reduced by:

a Reducing the big rush at the end of licensing hours as it is anticipated some people from the second floor will relax more in the first floor and leave earlier, rather than all at the same time when the music finishes on the second floor.

b The reduction in the total number of Temporary Event Notices, “Tens”, for the building as a whole. By extending the premises licence to include the First floor, the number of Tens for the whole building will be reduced by 50%. (At present the Second floor and First floor are each legitimately and separately allocated, and allowed the usual permitted number of Tens).

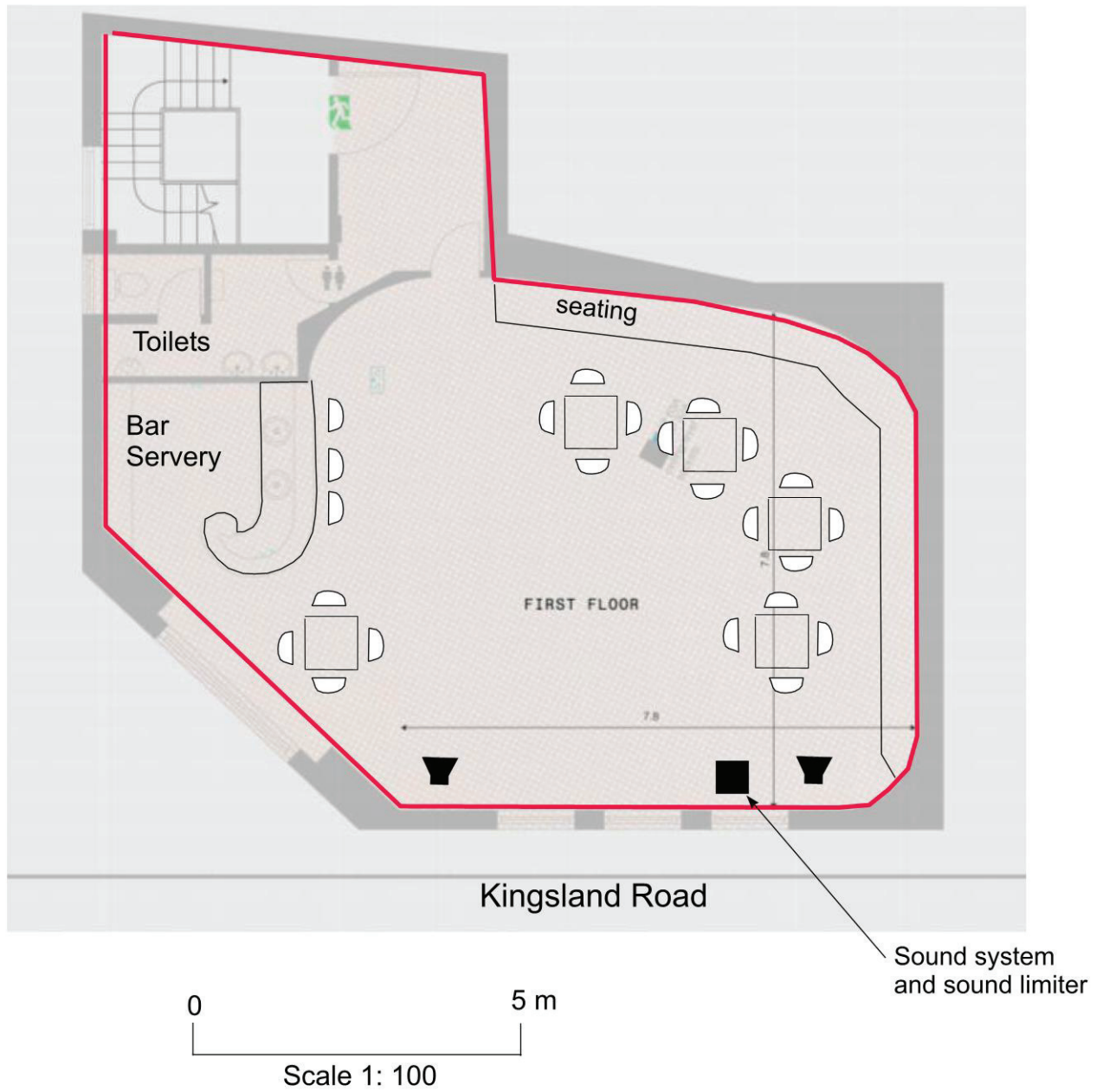
Extending the licence in this variation to include the First floor will thereby only allow one set of Tens to be issued, hence a 50% reduction in total number.

c This variation will support innovation and growth in the London Borough of Hackney by creating additional full time employment. These new staff will be pro-actively arranging minicabs and requesting any customers leaving late in the evening to respect the local residents and to leave quietly.

7 In paragraph 1.5 of the section 182 guidance from the Police and Social Responsibility Act 2011, that has reformed the Licensing Act 2003, it states:- *“Recognising the important role which pubs and other licensed premises play in our local communities by minimizing the regulatory burden on business, encouraging innovation, and supporting responsible premises.”*

This Shoreditch Platform premises, that has been successfully operating without any major issues for over twelve years, is therefore considered to be a “responsible premises”, and as such surely deserves support from the Local Authority, in terms of this Police and Social Responsibility Act 2011. The Police and licensing officers, and other responsible authorities, have been actively consulted about this proposal and have given their initial support.

The applicant welcomes any comments on the proposed variation.



Additional First Floor, Licenced area, in red = 109 m²



Layout of Shoreditch Platform Bar, First Floor
1 Kingsland Road, Shoreditch
Hackney, London E2 8AA

© Shaun Murkett
Acoustic Consultants Ltd.

tel 020 7923 7275

APPENDIX B

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

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	Shoreditch Platform 1 Kingsland Road London E2 8AA
NAME OF APPLICANT	Upspace Ltd

COMMENTS

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

- 1) the prevention of crime and disorder **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 Special Policy Area (SPA) in Shoreditch. 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 proposed variation increases the capacity of the premises by up to 40 persons, which represents a 40% change in the maximum number in the premises which now operates as an event space. This could then 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.

The Licensing Act 2003, Statement of Licensing Policy 2018-2023 and S182 Guidance issued by the Home Office.

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

Discussion in relation to the following existing conditions:

14. Alcohol will be sold at pre-booked events only, including photo shoots, and these events will be for members and their guests only.

38. There shall be no more than 100 pre-booked events per year. These events are limited to patrons who are members or a guest of a member.

Also, clarification in relation to the planning status of the site.

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

Date: 21/01/2020



This premises licence has been issued by:

Licensing Service
2 Hillman Street
London E8 1FB

PART A – PREMISES LICENCE

Premises Licence Number

052681

Part 1 – Premises details

Shoreditch Platform
2nd Floor
1 Kingsland Road
Hackney
London
E2 8AA
020 7613 0545

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Plays
Films
Live Music
Recorded Music
Performance of Dance
Other Entertainment Similar to Live or Rec Music or Dance Performance
Supply of Alcohol

The times the licence authorises the carrying out of Licensable activities

Plays	Standard Hours:
	Mon 08:00-23:30
Primary:	Tue 08:00-23:30
	Wed 08:00-23:30
	Thu 08:00-00:30
	Fri 08:00-01:30
	Sat 08:00-01:30
	Sun 08:00-23:30

Films
Standard Hours:
Mon 08:00-23:30
Primary: Tue 08:00-23:30
Wed 08:00-23:30
Thu 08:00-00:30
Fri 08:00-01:30
Sat 08:00-01:30
Sun 08:00-23:30

Live Music
Standard Hours:
Mon 08:00-23:30
Primary: Tue 08:00-23:30
Wed 08:00-23:30
Thu 08:00-00:30
Fri 08:00-01:30
Sat 08:00-01:30
Sun 08:00-23:30

Recorded Music
Standard Hours:
Mon 08:00-23:30
Primary: Tue 08:00-23:30
Wed 08:00-23:30
Thu 08:00-00:30
Fri 08:00-01:30
Sat 08:00-01:30
Sun 08:00-23:30

Performance of Dance
Standard Hours:
Mon 08:00-23:30
Primary: Tue 08:00-23:30
Wed 08:00-23:30
Thu 08:00-00:30
Fri 08:00-01:30
Sat 08:00-01:30
Sun 08:00-23:30

Other Entertainment Similar to Live or Rec Music or Dance Performance
Standard Hours:
Mon 08:00-23:30
Primary: Tue 08:00-23:30
Wed 08:00-23:30
Thu 08:00-00:30
Fri 08:00-01:30
Sat 08:00-01:30
Sun 08:00-23:30

Supply of Alcohol

Primary:

Standard Hours:

Mon 08:00-23:30
Tue 08:00-23:30
Wed 08:00-23:30
Thu 08:00-00:30
Fri 08:00-01:30
Sat 08:00-01:30
Sun 08:00-23:30

The opening hours of the premises

Standard Hours:

Mon 08:00-00:00
Tue 08:00-00:00
Wed 08:00-00:00
Thu 08:00-01:00
Fri 08:00-02:00
Sat 08:00-02:00
Sun 08:00-00:00

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

Up Space Ltd
19-20 Bourne Court
Southend Road
Woodford Green
Essex
IG8 8HD

Registered number of holder, for example company number, charity number (where applicable)

9676707

Name, address and telephone number of designated premises supervisor where the premises authorises the supply of alcohol

Ms Yuval Hen

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: 16 January 2014

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. (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 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
 - a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - b. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
7.2 For the purposes of the condition set out in paragraph 7.1 above -
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula - $P = D + (D \times V)$
Where -
 - (i) P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,
(ii) the designated premises supervisor (if any) in respect of such a licence, or
(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

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

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

7.3 Where the permitted price given by Paragraph 8.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

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

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

Exhibition Of Films

8. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -
- (a) Recommendations made by the film classification body where the film classification body is specified in the licence, or
 - (b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question.

“film classification body” means person(s) designated under s4 of the Video Recordings Act 1984(c.39).

Door Supervision

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

Annex 2 – Conditions consistent with the Operating Schedule

None

Conditions derived from Responsible Authority representations

10. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas and all entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.
11. 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.
12. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - a. 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.
13. 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.
14. Alcohol will be sold at pre-booked events only, including photo shoots, and these events will be for members and their guests only.
15. Male and Female SIA registered door supervisors to be employed on an operational risk assessment basis. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the door supervisor was provided by an agency the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or authorised officer immediately upon request.
16. There shall be no glass or open containers allowed outside the premises at any time.

17. There shall be no more than 8 people outside smoking at any one time. This shall be monitored by staff.
18. Any queues for events will be monitored by door staff to ensure that there is no obstruction to the footway.
19. 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.
20. Premises to operate a zero tolerance policy to drugs and comply with
 - a) Weapons Policy where appropriate
 - b) Hackney Police Theft Reduction Policy 2011
 - c) Or any subsequent reviews of these policies.
21. The premises will display prominent signage by every entrance and exit requesting customers to leave the premises quietly and respect local residents.
22. All staff should receive training and have an awareness of the four licensing objectives.
23. The applicant will ensure that all amplified recorded and live music played within the premises, is subject to the control of a noise limiter so noise and vibration is inaudible in the nearest noise sensitive premises between the hours of 23:00 and 07:00 on any day and does not cause nuisance at all other times anytime.
24. All amplified music will be played via an in house system associated with the noise limiter that shall be set and calibrated by an Acoustic Consultant, registered with a recognised regulating authority on an annual basis to meet condition 1. A copy of certificate(s) of compliance is to be forwarded to the Pollution Control Team prior to regulated entertainment taking place and annually updated from there on.
25. All live music that cannot be controlled by a noise limiter will cease between the hours of 23:00 and 08:00 on any day.
26. The noise limiter should be kept in a secure, lockable cupboard or similar location. The system is to be completely independent of control by persons other than the Licensee.
27. All conditions will apply where temporary events are taking place and in the case where alternative music systems are to be used, it shall be routed via the noise limiter and calibrated by an Acoustic Consultant, registered with a recognised regulating authority to comply with condition 23 above.
28. The Designated Premises Supervisor or nominated door staff, if

applicable, shall monitor the nature and number of customers to ensure good order is maintained and that the maximum permitted occupancy is not exceeded. The DPS shall ensure that capacity is determined based on the nature and type of each event, the fittings and fixtures in the room and the location of these fittings and fixtures.

29. Suitable drinking vessels for the service of drinks must be provided based on a suitable and sufficient risk assessment of each event.
30. 10 days prior to any restaurant activities taking place in the licensable area, they must be notified to the Environmental Health Department, detailing the type of food that will be served, the food business operator for the restaurant and the duration of those restaurant activities.
31. The DPS or nominated door staff, if applicable, shall prevent customers from accessing the stairs in the licensable area (unless the person is accompanied by a member of staff).
32. Any special effects or mechanical installations shall be arranged and stored so as to minimise any risk to the safety of those using the premises. The following special effects will only be used on 10 days prior notice being given to the Environmental Health Department, where consent has not previously been given.
 - dry ice and cryogenic fog
 - smoke machines and fog generators
 - pyrotechnics including fire works
 - firearms
 - lasers
 - explosives and highly flammable substances.
 - real flame.
 - strobe lighting.
 - hypnotism.
33. 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.
34. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by its 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 its waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

35. 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 its waste carrier arrives to collect the refuse.
36. The Licensee shall erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct 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.

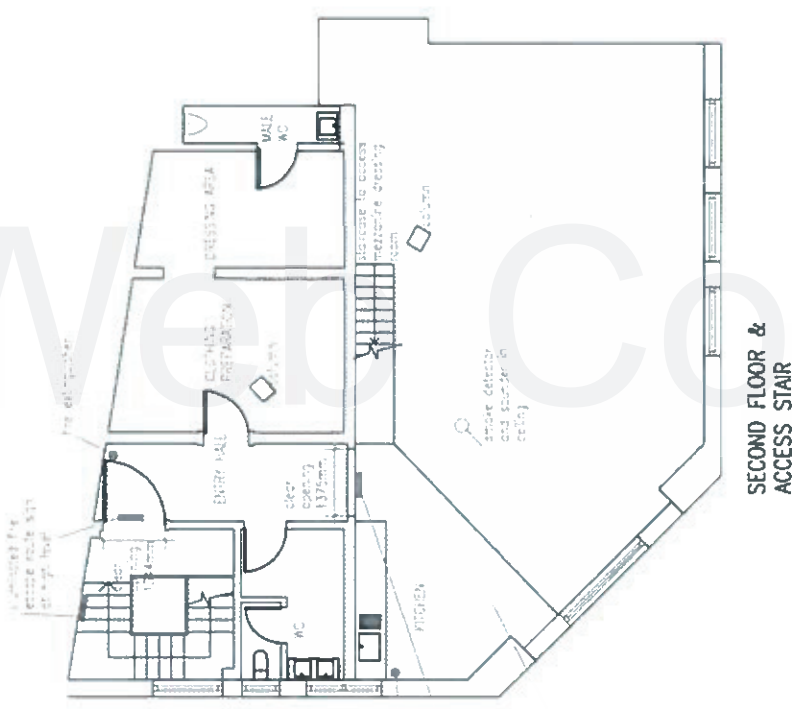
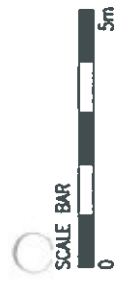
Annex 3 – Conditions attached after a hearing by the licensing authority

37. The premises shall install and maintain a computer based identification entry system. The details of all persons, including members, staff and guests are to be recorded by the system prior to being permitted entry to the premises. The provision and maintenance of such equipment shall be to the satisfaction of the Metropolitan Police Service. The details of persons recorded by the system shall be made immediately available to police upon request for the purpose of preventing and detecting crime.
38. There shall be no more than 100 pre-booked events per year. These events are limited to patrons who are members or a guest of a member.
39. There shall be no more than 100 patrons on the premises at any one time.
40. A SIA registered door supervisor shall be employed, one for up to a 100 customers and a further door supervisor for each additional 100 customers or part thereof. Additional SIA door supervisors to be considered on an operational risk assessment basis. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the door supervisor was provided by an agency the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or authorised officer immediately upon request.

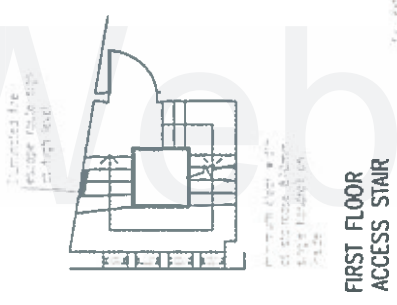
Annex 4 – Plans

PLAN/052681/141113

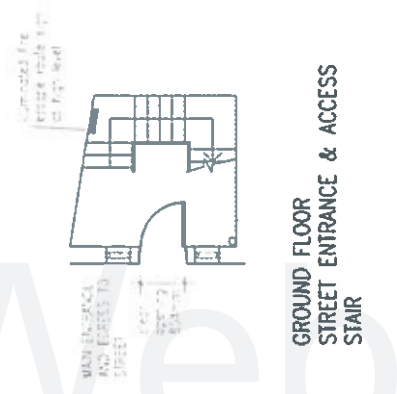
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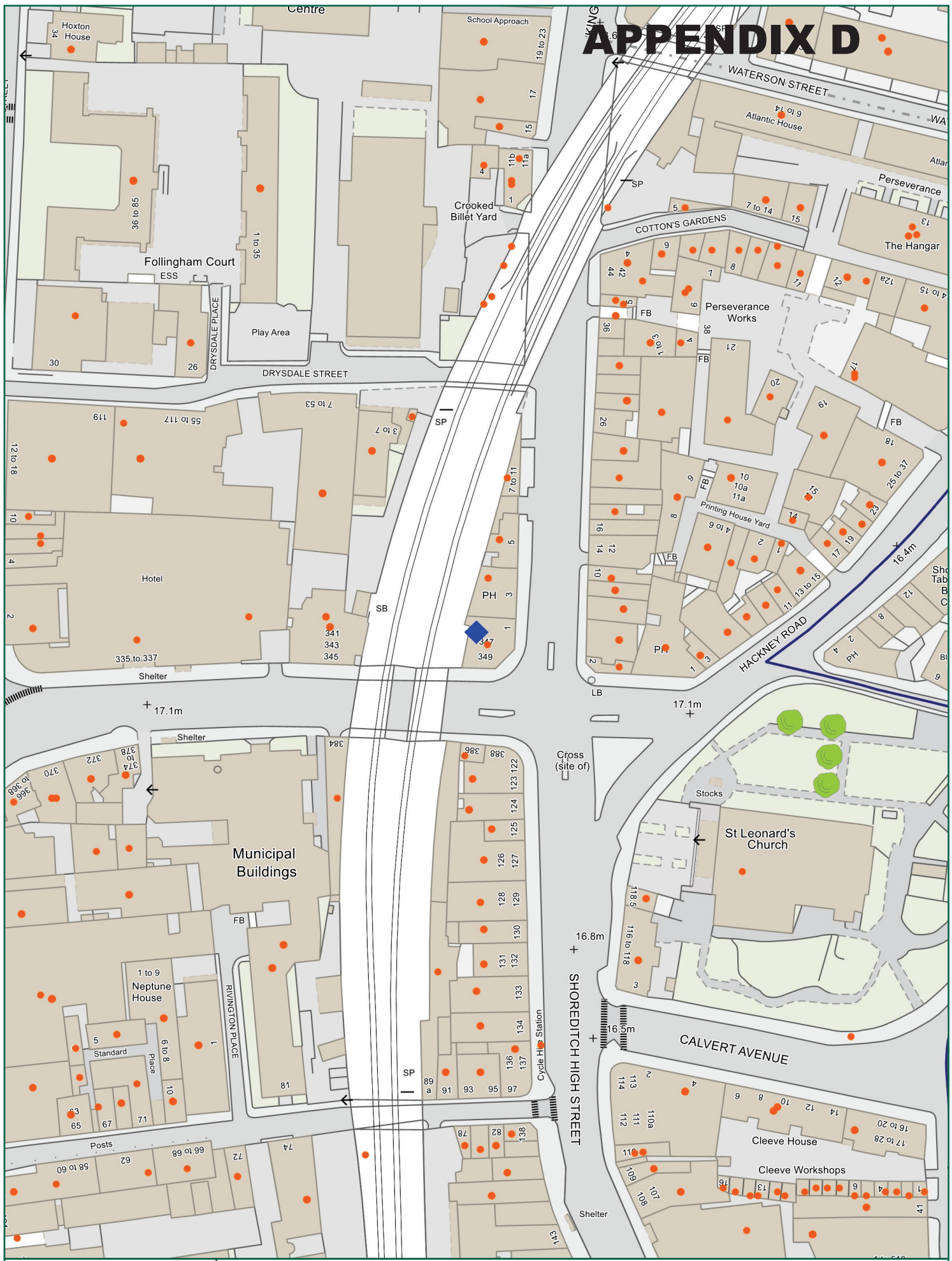
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 10117 BERLIN

SURVEY OF SECOND FLOOR AND ACCESS STAIR SHOWING FIRE PROTECTIVE

Rev	Rev#	Date
AS	CB	MAR 14

Drawing No: SP-100
 Scale: 1:100
 Date: 14/03/2014

APPENDIX D



Scale: 1:1250 at A4



Ref:
10 February 2020

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