



<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 08/09/2020	<b>Classification DECISION</b>	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  Bohemia Place Market, 11 Bohemia Place, London, E8 1DU	<b>Ward(s) affected</b>  Hackney Central	

### 1. SUMMARY

<b>Applicant(s)</b> Jack Robinson	<b>In SPA No</b>
<b>Date of Application</b> 09/07/2020	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Plays Films Live Music Recorded Music Performance of Dance Other Entertainment Similar to Live or Rec Music or Dance Performance Supply of Alcohol (On and Off Premises)	
<b>Proposed hours of licensable activities</b>	
<b>Plays</b>	<b>Standard Hours:</b> Mon 10:00-22:45 Tue 10:00-22:45 Wed 10:00-22:45 Thu 10:00-22:45 Fri 10:00-22:45 Sat 10:00-22:45 Sun 10:00-22:45
<b>Films</b>	<b>Standard Hours:</b> Mon 10:00-22:45 Tue 10:00-22:45 Wed 10:00-22:45 Thu 10:00-22:45 Fri 10:00-22:45 Sat 10:00-22:45 Sun 10:00-22:45
<b>Live Music</b>	<b>Standard Hours:</b> Mon 10:00-22:45 Tue 10:00-22:45 Wed 10:00-22:45 Thu 10:00-22:45

	<p>Fri 10:00-22:45  Sat 10:00-22:45  Sun 10:00-22:45</p>
<b>Recorded Music</b>	<p><b>Standard Hours:</b>  Mon 10:00-22:45  Tue 10:00-22:45  Wed 10:00-22:45  Thu 10:00-22:45  Fri 10:00-22:45  Sat 10:00-22:45  Sun 10:00-22:45</p>
<b>Performance of Dance</b>	<p><b>Standard Hours:</b>  Mon 10:00-22:45  Tue 10:00-22:45  Wed 10:00-22:45  Thu 10:00-22:45  Fri 10:00-22:45  Sat 10:00-22:45  Sun 10:00-22:45</p>
<b>Other Entertainment Similar to Live or Rec Music or Dance Performance</b>	<p><b>Standard Hours:</b>  Mon 10:00-22:45  Tue 10:00-22:45  Wed 10:00-22:45  Thu 10:00-22:45  Fri 10:00-22:45  Sat 10:00-22:45  Sun 10:00-22:45</p>
<b>Supply of Alcohol</b>	<p><b>Standard Hours:</b>  Mon 10:00-22:45  Tue 10:00-22:45  Wed 10:00-22:45  Thu 10:00-22:45  Fri 10:00-22:45  Sat 10:00-22:45  Sun 10:00-22:45</p>
<b>The opening hours of the premises</b>	<p><b>Standard Hours:</b>  Mon 10:00-23:00  Tue 10:00-23:00  Wed 10:00-23:00  Thu 10:00-23:00  Fri 10:00-23:00  Sat 10:00-23:00  Sun 10:00-23:00</p>
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP4 ('Off' Sales of Alcohol), LP5 (Planning Status)
<b>List of Appendices</b>	<p>A – Application for a premises licence and supporting documents  B – Representations from responsible authorities  C – Location map</p>

<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Planning Authority</li> <li>• Police Authority</li> <li>• Licensing Authority</li> </ul>
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## 2. APPLICATION

2.1 **Jack Robinson** has made an application for a premises licence under the Licensing Act 2003:

- To authorise the supply alcohol for consumption **On and Off** the premises
- 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 are not currently licensed for any activity.

3.2 TENs have been submitted in the current calendar year as follows

Date of the event(S)	Hours
19/02/2020	19:00 to 23:00

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority Appendix B1	Representation received on the grounds of the prevention of public nuisance & LP1 (Planning)
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 3	Representation received on the grounds of The Prevention of Crime and Disorder, and Prevention of Public Nuisance.
Health Authority	No representation received

## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
Representation received from and on behalf of local residents.	None

## 6. GUIDANCE CONSIDERATIONS

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

## 7. POLICY CONSIDERATIONS

- 7.1 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), LP4 ('Off' Sales of Alcohol) and LP5 (Planning Status)

## 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.

### **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).

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

9. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain

on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

10. 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.
11. 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.
12. 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.
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 and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor or duty manager.
15. The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.
16. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.
17. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain

on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

18. 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.
19. 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.
20. 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.
21. During the Covid-19 pandemic all Government regulations will be Adhered to. For example:
  - All tables and chairs to be spaced out to current guidelines (1m+rule)
  - Staff to wear PPE
  - Disposable cups used only
  - Taking customers contact details in case of any issue
22. There shall be no glass, drinks or open containers taken outside of the premises at any time.
23. Arch 11 fire capacities. Capacity by floor space. This is calculated taking into account that the space usage is proposed to be multi-function. A generic occupancy of 2 people per meter squared has been chosen as an absolute maximum. Each new use should have a capacity recalculation suitable to the usage and layout.

Music room,  $74.52\text{m}^2 \times 2 = 149$   
Hall,  $68.62\text{m}^2 \times 2 = 137$   
Max capacity by floor space is 286. Final capacity, at present the maximum capacity is 182 people.
24. There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.
25. 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.



26. All staff will be given refresher training every twelve 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.

## 9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 Conditions 9 to 26 above are derived from the applicant's operating schedule. No additional conditions have been proposed by the 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>	Ajman Ali
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<b>Lead Officer (holder of original copy):</b>	Sanaria Hussain Senior Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4973
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### **LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT**

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

<b>Description of document</b>	<b>Location</b>
<b>Office File:</b> Bohemia Place Market, 11 Bohemia Place, London, E8 1DU	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 Jack Robinson

*(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

11 BOHEMIA PLACE  
HACKNEY  
LONDON

**Post town** LONDON

**Postcode** E8 1DU

Telephone number at premises (if any)

██████████

Non-domestic rateable value of premises

£19250.00

### Part 2 - Applicant details

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

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> Robinson		<b>First names</b> Jack	
I am 18 years old or over			<input checked="" type="checkbox"/>
<b>Date of birth</b> [REDACTED]			
<b>Nationality</b> British			
Current residential address if different from premises address		[REDACTED] UK-England	
Post town	LONDON	Postcode	N5 1XF
<b>Daytime contact telephone number</b>		[REDACTED]	
[REDACTED]	[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

E-mail address (optional)

### Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY

01-08-2020

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)  
Railway arch site in Hackney Central on a very quiet non residential street. All neighbouring buildings are commercial tenants.

The premises will be used ancillary to Bohemia Place Market which I also run, serving coffee, mulled wine, beers and wine, plus providing important toilet facilities if required.

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

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

	<b>Provision of regulated entertainment (please read guidance note 2)</b>	<b>Please tick all that apply</b>
a)	plays (if ticking yes, fill in box A)	<input checked="" type="checkbox"/>
b)	films (if ticking yes, fill in box B)	<input checked="" type="checkbox"/>
c)	indoor sporting events (optional, fill in box C)	--
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	--
e)	live music (optional, fill in box E)	<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 checked="" 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"/>

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

..

**Supply of alcohol** (if ticking yes, fill in box J)



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

**A**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
				Both	
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 4)		
Mon	10:00	22:45			
Tue	10:00	22:45	<b>State any seasonal variations for performing plays</b> (please read guidance note 5)		
Wed	10:00	22:45			
Thur	10:00	22:45	<b>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</b> (please read guidance note 6)		
Fri	10:00	22:45			
Sat	10:00	22:45			
Sun	10:00	22:45			



**B**

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
Day	Start	Finish		Both	
Mon	10:00	22:45	<b>Please give further details here</b> (please read guidance note 4)		
Tue	10:00	22:45			
Wed	10:00	22:45	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)		
Thur	10:00	22:45			
Fri	10:00	22:45	<b>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</b> (please read guidance note 6)		
Sat	10:00	22:45			
Sun	10:00	22:45			

**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</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
				Both	
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon	10:00	22:45			
	-----	-----			
Tue	10:00	22:45			
	-----	-----			
Wed	10:00	22:45			
	-----	-----			
			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)		
Thur	10:00	22:45			
	-----	-----			
			<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</b> (please read guidance note 6)		
Fri	10:00	22:45			
	-----	-----			
Sat	10:00	22:45			
	-----	-----			
Sun	10:00	22:45			
	-----	-----			

**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	
Day	Start	Finish		Both	
Mon	10:00	22:45	<b>Please give further details here</b> (please read guidance note 4)		
Tue	10:00	22:45	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)		
Wed	10:00	22:45	<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)		
Thur	10:00	22:45			
Fri	10:00	22:45			
Sat	10:00	22:45			
Sun	10:00	22:45			

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	10:00	22:45	<b>Please give further details here</b> (please read guidance note 4)		
Tue	10:00	22:45	<b>State any seasonal variations for the performance of dance</b> (please read guidance note 5)		
Wed	10:00	22:45	<b>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</b> (please read guidance note 6)		
Thur	10:00	22:45			
Fri	10:00	22:45			
Sat	10:00	22:45			
Sun	10:00	22:45			

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</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
Mon	10:00	22:45		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10:00	22:45	<b>Please give further details here</b> (please read guidance note 4)		
Wed	10:00	22:45			
Thur	10:00	22:45	<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 5)		
Fri	10:00	22:45			
Sat	10:00	22:45	<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</b> (please read guidance note 6)		
Sun	10:00	22:45			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	
				Off the premises	
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	10:00	22:45			
Tue	10:00	22:45			
Wed	10:00	22:45			
Thur	10:00	22:45			
Fri	10:00	22:45			
Sat	10:00	22:45			
Sun	10:00	22:45			
			<b>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 6)		

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

<b>Name</b> Mr Stuart Glen	
<b>Date of birth</b> [REDACTED]	
<b>Address</b> [REDACTED] WRENS PARK HOUSE WARWICK GROVE HACKNEY LONDON	
UK-England	
<b>Postcode</b>	[REDACTED]
Personal licence number (if known) LBH-PER-N-1898	
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).

No adult entertainment.

**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	10:00	23:00	<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)
Tue	10:00	23:00	
Wed	10:00	23:00	
Thur	10:00	23:00	
Fri	10:00	23:00	
Sat	10:00	23:00	
Sun	10:00	23:00	

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

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

The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.

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.

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.

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.

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.

The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor or duty manager.

The premises shall adhere to Hackney Police Weapons and Drugs Policies and any updates thereof.

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

The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.



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.

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.

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.

### **c) Public safety**

Please note: during the Covid-19 pandemic all Government regulations will be adhered to.

For example:

- All tables and chairs to be spaced out to current guidelines (1m+ rule)
- Staff to wear PPE
- Disposable cups used only
- Taking customers contact details in case of any issue

There shall be no glass, drinks or open containers taken outside of the premises at any time.

Arch 11 fire capacities

Capacity by floor space.

This is calculated taking into account that the space usage is proposed to be multi function. A generic occupancy of 2 people per meter squared has been chosen as an absolute maximum. Each new use should have a capacity recalculation suitable to the usage and layout.

Music room,  $74.52\text{m}^2 \times 2 = 149$

Hall,  $68.62\text{m}^2 \times 2 = 137$

Max capacity by floor space is 286.

Capacity by exit width

This is calculated using the 5mm per person rule, taking into account the short distance of travel and simple direct nature of the exit routes to the outside.

Front door 3480mm / 5 = 696 people (discounted as per rules)

Rear door 910mm / 5 = 182 people

Max capacity by exit width is 182 people

Following guidance on safe capacity calculation the smallest number dictates the final capacity, at present the maximum capacity is 182 people.

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

There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.

#### **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.

All staff will be given refresher training every twelve 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.

#### **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>
Signature	Jack Robinson
Date	3/7/2020
Capacity	Applicant

**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	3/7/2020
Capacity	

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

### Notes for Guidance

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

Jack Robinson

████████████████████  
London

N5 ██████████

Dear licensing

In support of my premises license application I wanted to give some background on my experience and intentions.

I currently run Bohemia Place Market on the private street of which the premises are. The market features small, independent local businesses such as food, artisan and fashion, with a focus on vegan/sustainable/ethical products.

I have worked in hospitality for 15 years, hosting events with Lambeth council for 20000 people, the city of Reykjavik to produce the biggest event in the country's history with artists such as Radiohead and Massive Attack.

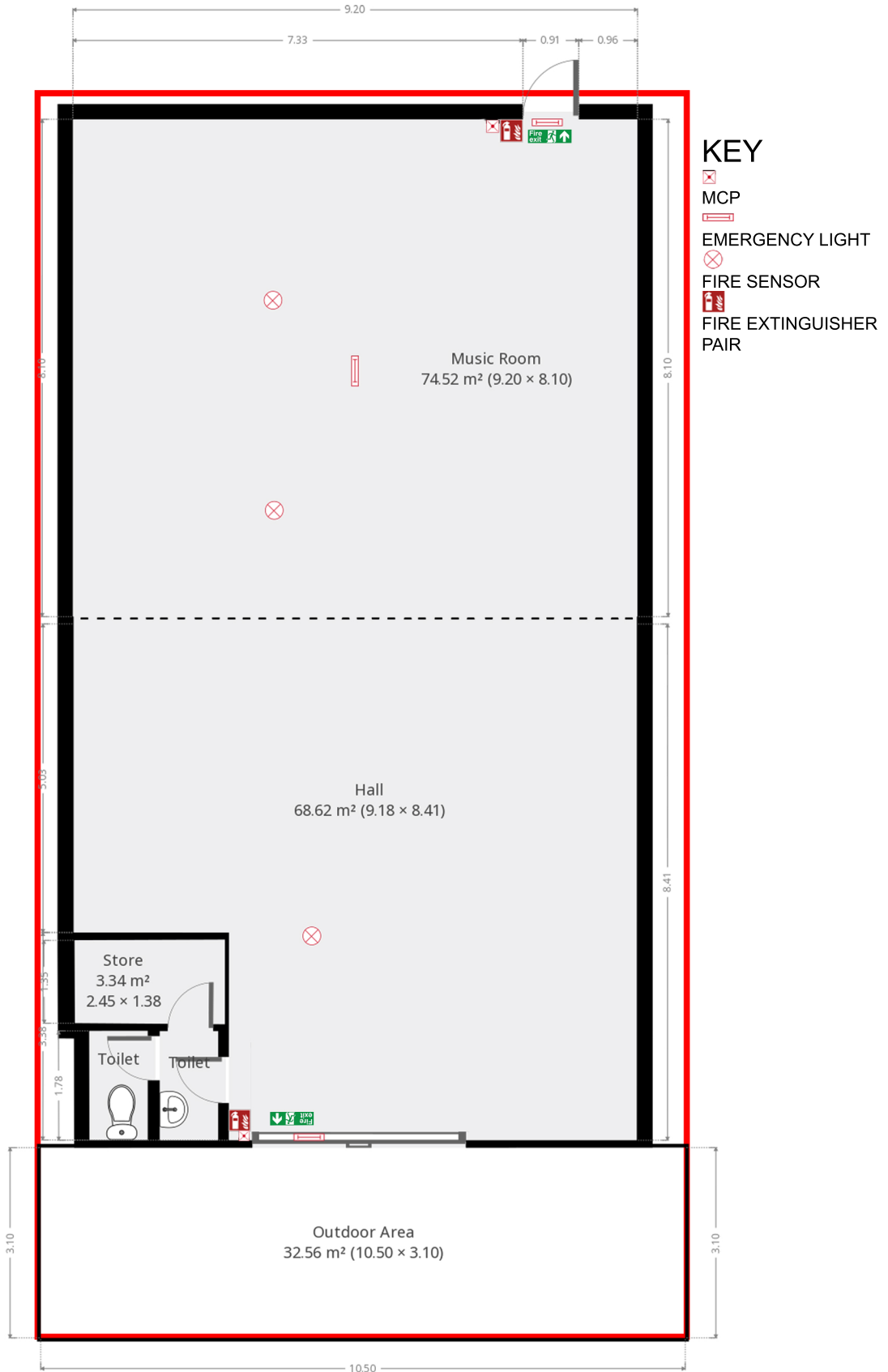
This is a small project to support my market. We wish to trade daytime only and will follow any Covid-19 guidelines necessary to ensure a safe environment.

Any questions please feel free to contact myself of my colleague / DPS Stuart Glen.

Best regards

Jack Robinson

# Arch 11 Bohemia Pl, E8 1DU, Site plan and redline



# APPENDIX B1

## Planning Authority Representation: Application under the Licensing Act 2003

Details of Authority	2 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Ashley Rogers
Officer telephone number	020 8356 7914
Officer's email address	ashley.rogers@hackney.gov.uk

### APPLICATION PREMISES

Name and address of premises	Bohemia Place Market, Arch 11 (Unit 11), Bohemia Place, E8 1DU
Applicant name	Mr Jack Robinson

### COMMENTS

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

- Prevention of crime and disorder
- Public safety
- Prevention of public nuisance
- Protection of children from harm

#### **Please supply any relevant evidence/information to support the above representation.**

The application proposes for a new premises license for use as use class A4 Drinking establishments under the Licensing Act 2003

The following licensable activities proposed are:

Plays,  
Films,  
Live Music,  
Recorded Music,  
Performances of Dance,  
Supply of Alcohol,

**Hours premises are open to the public:  
Mon-Sun 10:00 to 23:00**

The proposed use is unlawful under granted planning permission reference:

2017/0307 - Change of use of railway arch numbers 4-13 (excluding arches 9, 10 and 11), 16 + 20 from B2 to A1/B1; **arches 10 & 11 from B1 to A1/B1**; arch 9 from sui generis to A1/B1; arches 3, 14, 15 and 18 from B2 to A3/A4; arch 17 from B2 to A1/A3/A4/B1; arch 21 from B2 to A1/A3/B1; and arch 187 from B2 to A3 together with the erection of 11 micro A1 retail units, the creation of a new tunnel feature under the arch at the corner of Bohemia Place and Nursery Road, the erection of gates at either end of Bohemia Place and associated waste storage and street furniture.

The proposed hours exceed the hours of operation permitted under the planning consent.

Condition 8 The A1 uses hereby approved shall only be operated between the hours of 10am and 8pm Monday to Saturday and between 10am and 6pm on Sunday.

Please provide the following information (if applicable)

Area (that permission applies to)	Ground Floor
Permitted use	N/A
Permitted hours	N/A
Specific/restrictive conditions	N/A
Recent applications	N/A
Decisions	N/A
Pending Decisions	N/A
Reasons for refusal	N/A
Relevant Conditions/discharges	N/A

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

**No representation with informative**

A search of Council's planning records has found no planning approval for the usage of the premises as lawful. If the applicant would like formal confirmation from Council that the usage of the premises is lawful, it is recommended that they seek planning permission.

The applicant is reminded that licensing approval does not grant planning approval. Operation of the premises without appropriate planning approval is unlawful and may result in enforcement action.

The applicant is advised that these comments do not represent a formal decision of the Local Planning Authority as to the acceptability or otherwise of the proposed use and that the decision of the Licensing Authority is not prejudicial to the determination of any subsequent planning application.

Signed	
Name	Gareth (South Team Leader)
Date	



# 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>11 Bohemia Place London E8 1DU</b>
NAME OF PREMISES USER	<b>Jack Robinson</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 submit the following representation a for the new premises licence at 11 Bohemia Place, E8 1DU.

The venue applying a licence is located in Bohemia place which is a gallery of railway arches previously used as repair garages. A majority of these arches are now occupied by night time economy venues.

The application is seeking both on and off sales Monday to Sunday 1000hours to 2245 hours and in addition allowing for a 15 minute window until closing at 2300hours for customers to finish their drinks. The application states that the premises will be used as an ancillary to the Bohemia place market which until this date has a number of TENS in order to facilitate the sale of alcohol at the Market. The capacity within the operating schedule is listed as 182.

On speaking with the applicant, they have stated that they would like to make use of the venue and the licence if granted on occasions when the market is not in operation.

Bohemia Police suffers from Anti-Social Behaviour issues such as urination, Vomiting, Littering, drunkenness. Police are concerned that the area will also see an increase in crime and disorder as an increase of use in the vicinity will make it an attractive target for balloon sellers and thieves who make their way there to target intoxicated members of the public.

Police would ask what steps the applicant intends to take in order to mitigate any risks and how they would look to promote and not undermine the licensing objectives.

Police look forward to hearing from the applicant

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**

**APPENDIX 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	Bohemia Place Market 11 Bohemia Place London E8 1DU
NAME OF APPLICANT	Jack Robinson

**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:**

The plan submitted contains very little detail and it is not clear how the premises will operate. This could lead to a detrimental impact on the promotion of the licensing objectives, in particular, the prevention of crime and disorder and the prevention of public nuisance. It is also noted that the max capacity is 182 yet there is only one toilet provided on the plan. The applicant may wish to refer to the relevant British Standard for toilet provision.

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

Licensing Act 2003, Home of Guidance, Licensing Policy

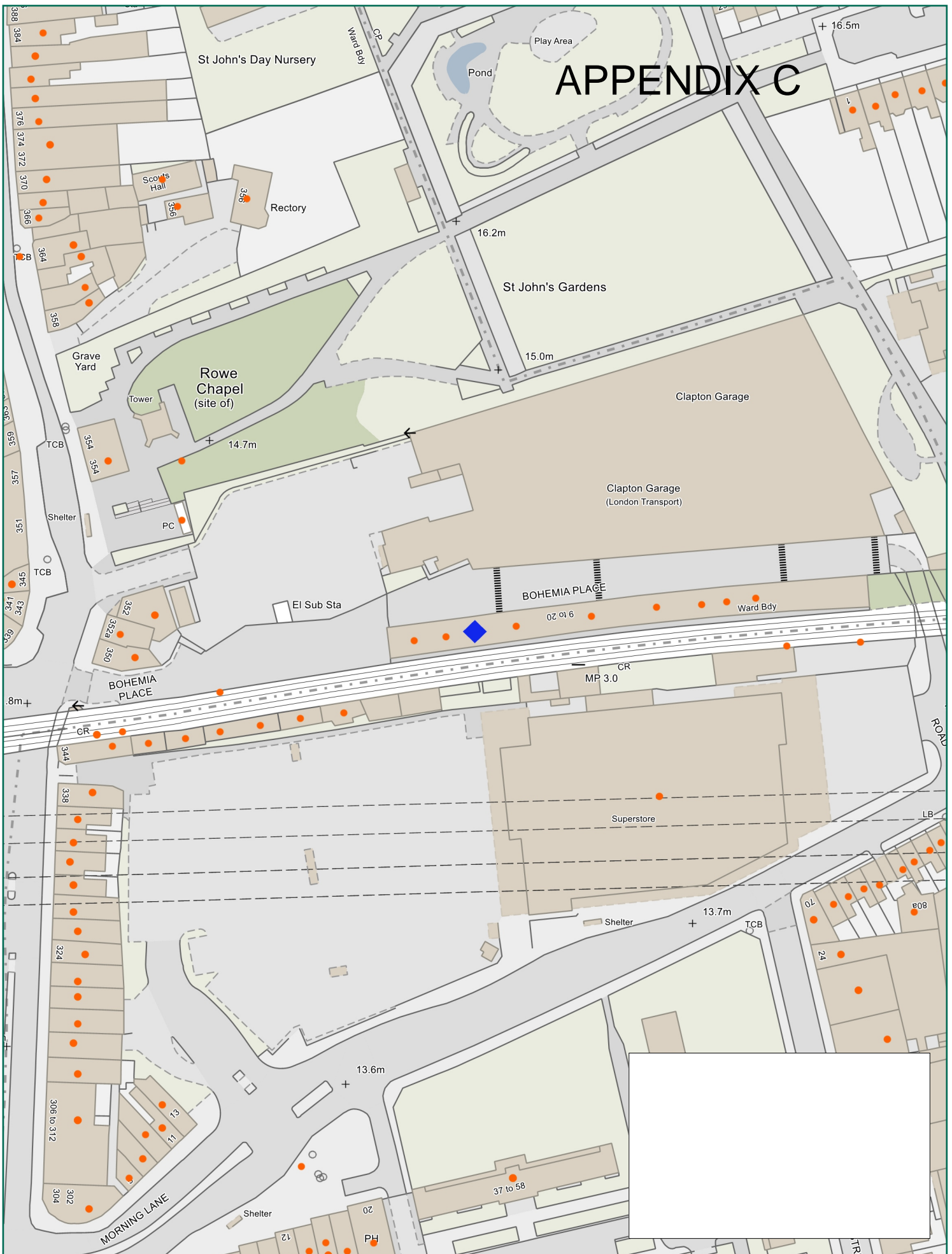
Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Details on proposed use, internal arrangement of the premises and increase toilet provision.

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

**Date:** 04/08/2020

# APPENDIX C



Scale: 1:1250 at A4

## 11 Bohemia Place



Ref:  
26 August 2020

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