

<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 08/07/2021	<b>Classification DECISION</b>	<b>Enclosure</b>
<b>Application to Vary a Premises Licence</b> The Three Compasses 99 Dalston Lane E8 1NH	<b>Ward(s) affected</b>  Dalston	

### 1. SUMMARY

<b>Applicant(s)</b> Cox Johns Le Camus Ltd	<b>In SPA:</b> Dalston
<b>Date of Application</b> 05/05/2021	<b>Period of Application</b> Permanent
<b>Proposed variation:</b>  <ol style="list-style-type: none"> <li>1. To allow exhibition of films on Sundays</li> <li>2. To extend supply of alcohol for consumption On the premises on Sundays</li> <li>3. To remove condition 21 which states "The outside space and seating area at the front of the premises shall not be used after 22:00hrs".</li> </ol>	
<b>Proposed hours of licensable activities</b>	
<b>Films</b>	<b>Standard Hours:</b> Sun 20:00 to 22:00
<b>Supply of Alcohol On Sales</b>	<b>Standard Hours:</b> Sun 12.00 to 23:30

<b>The opening hours of the premises</b>	<b>Standard Hours:</b> Sun 10:00-23:30  <b>Non- Standard Hours:</b> New Year's Eve until 03:00 on New Year's Day
<b>Current activites/hours:</b> See current licence attached as Appendix D	
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours) and LP10 (Special Policy Areas – Dalston and Shoreditch)
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B – Representations from Responsible Authorities C – Representations from Other Persons D – Current Licence E – Location map

<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>● Police Authority</li> <li>● Other Persons</li> </ul>
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## 2. APPLICATION

2.1 Cox Johns Le Camus Ltd have made an application to vary their premises licence under the Licensing Act 2003:

- To allow exhibition of films on Sundays.
- To extend the hours for supply of alcohol for consumption On the premises on Sundays.
- To remove condition "The outside space and seating area at the front of the premises shall not be used after 22:00hrs

2.2 The application is attached as Appendix A.

## 3. CURRENT STATUS / HISTORY

3.1 The premises have been in possession of a premises licence since November 2005. The current premises licence is to authorise the supply of alcohol for consumption on and off the premises, The current licence is attached as Appendix D.

3.2 No TEN have been submitted in respect of the premises in this calendar year.

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

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

## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
One representation received from and on behalf of local residents. Appendix C	Representation received on the ground of the Prevention of Crime and Disorder, Public Safety and the Prevention of Public Nuisance.

## **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 No conditions have been proposed by the applicant and responsible authorities.

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

- 9.1 N/A

## **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.

<b>Acting Group Director, Neighbourhoods and Housing</b>	Ajman Ali
<b>Lead Officer (holder of original copy):</b>	Sanaria Hussain Senior Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 2431

### 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>
The Three Compasses 99 Dalston Lane E8 1NH	Hackney Service Centre Licensing Service 1 Hillman Street London E8 1DY

Printed matter  
Licensing Act 2003  
LBH Statement of Licensing Policy

**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 Cox Johns Le Camus 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**

LBH-PRE- T-0373

**Part 1 – Premises Details**

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

Post town London

Postcode E8 1NH

Telephone number at premises (if any)

[REDACTED]

Non-domestic rateable value of premises

£37400

**Part 2 – Applicant details**

Daytime contact telephone number

[REDACTED]

E-mail address (optional)

[REDACTED]

Current postal address if different from premises address

[REDACTED]

Post town

[REDACTED]

Postcode

[REDACTED]

**Part 3 – Variation**

Please tick as appropriate	
Do you want the proposed variation to have effect as soon as possible?	<input checked="" type="checkbox"/> Yes
	<input type="checkbox"/> No

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

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

<p><b>Please describe briefly the nature of the proposed variation</b> (Please see guidance note 2)</p> <p>The three variations we are proposing are as follows: Permission to show films on a Sunday night To extend our opening hours and trading hours to 23:30 on Sundays To allow customers to drink outside until 23:00 seven days a week</p> <p>Approximately seven years ago when we applied to extend our trading hours, a condition was applied to our license which states that customers must not drink in our terrace area after 10pm. To my knowledge, there was no specific reason for this condition to have been imposed - if I recall it was merely a negotiation so that we would be allowed slightly extended trading hours for the pub in general.</p> <p>In light of Covid and the restrictions placed on our business, as well as the positive health implications of being seated outside, we would like to now have the option of letting customers drink outside until 23:00. We are a small venue, so restrictions on the hours we can trade really make a big difference to our business being viable. We only have space for 40 customers outside, so it's not a large rowdy beer-garden, but an extra hour of trading each day would make a massive difference to the survival of the pub.</p> <p>I don't feel that this will have a negative effect on any interested parties, and would make opening viable for us under such restrictive circumstances. We would use our utmost dilligence to ensure that customers are quiet and respectful of neighbours at all times. Many customers would feel safer being able to sit outside due to better ventilation to avoid Covid infection.</p> <p>We would also like to start hosting an independent film night at the pub on a Sunday. We feel that this would benefit the local community, and be an excellent showcase of local talent, with such talented film makers living in Hackney. For this reason, we'd like to apply to have slightly later closing times on a Sunday: to stop trading at 23:30 as opposed to 22:30. We'd also like to have the approval to show films. We'll of course source the correct licenses for each film.</p>
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If your proposed variation would mean that 5,000 or more 

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people are expected to attend the premises at any one time,  
please state the number expected to attend:

#### Part 4 Operating Schedule

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

**Provision of regulated entertainment (Please see guidance note 3)**

**Please tick all that apply**

- a) plays (if ticking yes, fill in box A)
- 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)

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

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



**B**

<b>Films</b> Standard days and timings (please read guidance note 8)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<p><b>Please give further details here</b> (please read guidance note 5)</p> <p>We would show films on our projector screen. We would not charge an entry fee. Our seated capacity for films would be around 80 people. We may also have a Q&amp;A with people associated with the film after the viewing. The events are likely to be monthly at the most</p> <p><b>State any seasonal variations for the exhibition of films</b> (please read guidance note 6)</p> <p>We will not show films on bank holiday Sundays</p> <p><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 7)</p>		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun	20:00	22:00			

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<p><b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)</p> <p>I have only listed in the column the hours that we are wishing to vary, rather than listing all of our hours which might have been confusing. Just to clarify, we are looking to extend our trading hours on a Sunday from 22:30 to 23:30. This will allow us to run our film nights which might occur once a month.</p> <p><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 7)</p>		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun	12:00	23:30			

**K**

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children** (please read guidance note 10).

It might be that some of the films we show could be an 18 certificate, and therefore not suitable for children. However, we do not allow children in the pub in the evenings so this will not be a problem.

**L**

<p><b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)</p>			<p><b>State any seasonal variations</b> (please read guidance note 6)</p> <p>In the column I have listed the hours we are currently allowed to be open, except for Sunday where I have listed our proposed opening time.</p>
Day	Start	Finish	<p>We would like to stay open late on New Year's Eve until 03:00 on New Year's Day</p> <p><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 7)</p> <p>On the 31<sup>st</sup> Decemebr each year, we would like to stay open until 03:00 the following morning.</p>
Mon	10:00	23:00	
Tue	10:00	00:00	
Wed	10:00	00:00	
Thur	10:00	00:30	
Fri	10:00	00:30	
Sat	10:00	00:30	
Sun	10:00	23:30	

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. There is a condition on our license that states that customers must not drink outside after 10pm, and we would like this conditin to be removed as it is a seven year old condition and was imposed without any reason known to myslef. Allowing guests to drink outside for longer rather than inside would make our business more viable in light of Covid restrictions and would also help ease the speading of the virus. We will

ensure that customers keep all sound levels to a minimum whilst outside the pub, and that all customers leave the vicinity in a quiet and considerate manor.

Please tick as appropriate

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

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

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

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

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

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

We will ensure that customers do not drink too much alcohol. Anyone who is drunk will not be served any more alcohol, but be asked to drink some water before being asked to leave the venue safely.

We have CCTV that is monitored as a deterrent for any crime or antisocial behaviour, and on busy shifts we have doorstaff who make sure that no weapons are brought into the premises, no drugs are on site and that no violence or antisocial behaviour is allowed.

Staff are diligent in monitoring the bar and terrace to make sure customers are safe as well as being mindful in detecting thieves, pickpockets, drug use etc

**c) Public safety**

As mentioned in section b) our staff are extremely diligent in ensuring that all customers are safe. Staff won't allow any excessive consumption of alcohol, aggressive behaviour, drug use etc.

On busy shift our door staff will provide extra security in ensuring the safety of our customers and staff.

**d) The prevention of public nuisance**

We will continue to ensure that customers are quiet when seated outside on our terrace. Staff and door staff monitor sound levels to ensure that voices are kept to an acceptable level. No recorded or live music will be played outside to ensure the sound levels are minimal.

Staff and door staff also ask customers to disperse and move away from the premises quietly, especially at closing time.

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

We don't allow children in the pub or terrace after 19:00. This is to ensure the safety of minors. We will continue to enforce this rule.

Checklist:

**Please tick to indicate agreement**

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

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

**Part 5 – Signatures** (please read guidance note 12)

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

Signature	
Date	29/4/21
Capacity	License Holder

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

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application** (please read guidance note 15)

**Post town**

**Post code**

**Telephone number (if any)**

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

### Notes for Guidance

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

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

**If you 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	07796 183078
E-MAIL ADDRESS	hackneylicensing@met.police.uk

**APPLICATION PREMISES**

NAME & ADDRESS OF PREMISES	<b>Three Compasses 99 Dalston Lane London E8 1NH</b>
NAME OF PREMISES USER	<b>Cox Johns Le Camus Ltd</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 representations for the premises licence variation at 99 Dalston Lane.

The venue is a public house situated on a busy road in a residential area. They are seeking to vary the licence to extend the supply of alcohol on Sundays until 2300hours Monday – Sunday, permission to show films on a Sunday and to amend to condition 21 to read the outside space and seating area at the front of the premises shall not be used after 23:00hrs.

As previously mentioned this is a residential area. Police are concerned that the extension of hours for the external area will have an impact on the local residents due to noise levels. It should also be noted that LP6 of the London borough of Hackneys Statement of Licensing policy states *'The Licensing Authority will normally restrict external areas and outdoor activity to between 08:00 and 22:00 unless the applicant can demonstrate that comprehensive control measures have been implemented that ensure the promotion of the licensing objectives, in particular the public nuisance objective.'*

The applicant is also seeking to extend their hours for supply of alcohol to 2330hours LP3 of the aforementioned policy gives the cores hours for Sunday as 1000-2230hours.

Police would ask the following of the applicant

- what provisions does the applicant intend to put in place in order to offset any negative effect that the proposed variations may have on the licencing objectives and limit any effect that there may be on local residents?

Police believe that without sufficient measures in place the proposed will undermine the licensing objectives namely public nuisance.

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)



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

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## 99 Dalston Lane E8

1 message

18 May 2021 at 16:00

To: [REDACTED] <licensing@hackney.gov.uk>

Dear Licensing,

This application would cause nuisance and crime in the locality.

Regards,

[REDACTED]

The Three Compasses

99 Dalston Lane

London

E8 1NH

Dalston Cox Johns

Le Camus

Ltd

Application for variation of premises licence include films on 20:00 to 22:00 Sun, to extend supply of alcohol for on sales to 23:30 Sun and to remove condition "The outside space and seating area at the front of the premises shall not be used after 22:00hrs".

05/06/2021



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

Licensing Service  
1 Hillman Street  
London E8 1DY

## **PART A – PREMISES LICENCE**

### **Premises Licence Number**

LBH-PRE-T-0373

### **Part 1 – Premises details**

The Three Compasses  
99 Dalston Lane  
London  
E8 1NH

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

Not Applicable

### **Licensable activities authorised by the licence**

Supply of Alcohol

### **The times the licence authorises the carrying out of licensable activities**

#### **Supply of Alcohol      Standard Hours:**

<b>On Sales</b>	Mon 10:00-23:00
	Tue 10:00-00:00
	Wed 10:00-00:00
	Thu 10:00-00:30
	Fri 10:00-00:30
	Sat 10:00-00:30
	Sun 12:00-22:30

#### **Supply of Alcohol      Standard Hours:**

<b>Off Sales</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 12:00-22:00

**The opening hours of the premises**

**Standard Hours:**

Mon 10:00-23:00  
Tue 10:00-00:00  
Wed 10:00-00:00  
Thu 10:00-00:30  
Fri 10:00-00:30  
Sat 10:00-00:30  
Sun 10:00-22:30

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

On & Off Premises

**Part 2 –**

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

Cox Johns Le Camus Limited  
The Three Compasses  
99 Dalston Lane  
London  
E8 1NH

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

07730377

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

Sarah Patricia Jones

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

**Date of Grant:** 24 November 2005

**Signed:**

**David 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.

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

None

### **Conditions derived from Responsible Authority representations**

8. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31-day period.
9. There shall be a staff member from the premises who is conversant with the operation of the CCTV system on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage when requested.
10. Signs will be prominently displayed at all exit points reminding customers to leave quietly and respect local residents.
11. Signs will be prominently displayed in any smoking areas reminding



customers to leave quietly and respect local residents.

12. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.
13. There shall be a personal licence holder on duty whenever alcohol is being sold.
14. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.
  1. All crimes reported:
  2. All ejections of patrons
  3. Any complaints received.
  4. Any incidents of disorder.
  5. Seizure of drugs or offensive weapons.
  6. Any faults in the CCTV system or searching equipment or scanning equipment.
  7. Any refusal of the sale of alcohol.
  8. Any visit by a relevant authority or emergency service.
15. The premises will have a written dispersal policy that ensures that all patrons exiting the venue are encouraged to leave the area quickly and quietly.
16. Premises to operate zero tolerance policy to drugs and comply with Hackney Police Drugs, Weapons and Theft policy where appropriate.
17. 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. There shall be written records kept which can be produced to a police officer or other authorised officer upon request.
18. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
19. No waste or recyclable materials including bottles, shall be moved, removed from or placed in outside areas between 2300hrs and 0800hrs on the following day.
20. Patrons will not be allowed to take drinks, glass or open containers outside of the building at any time, except for those customers sat in the designated seating area at the front of the premises.
21. The outside space and seating area at the front of the premises shall not be used after 22:00hrs.
22. All 'off sales' of alcohol will be sold in sealed containers to be taken and consumed away from the premises.

**Annex 3 – Conditions attached after a hearing by the licensing authority**  
Not Applicable

**Annex 4 – Plans**

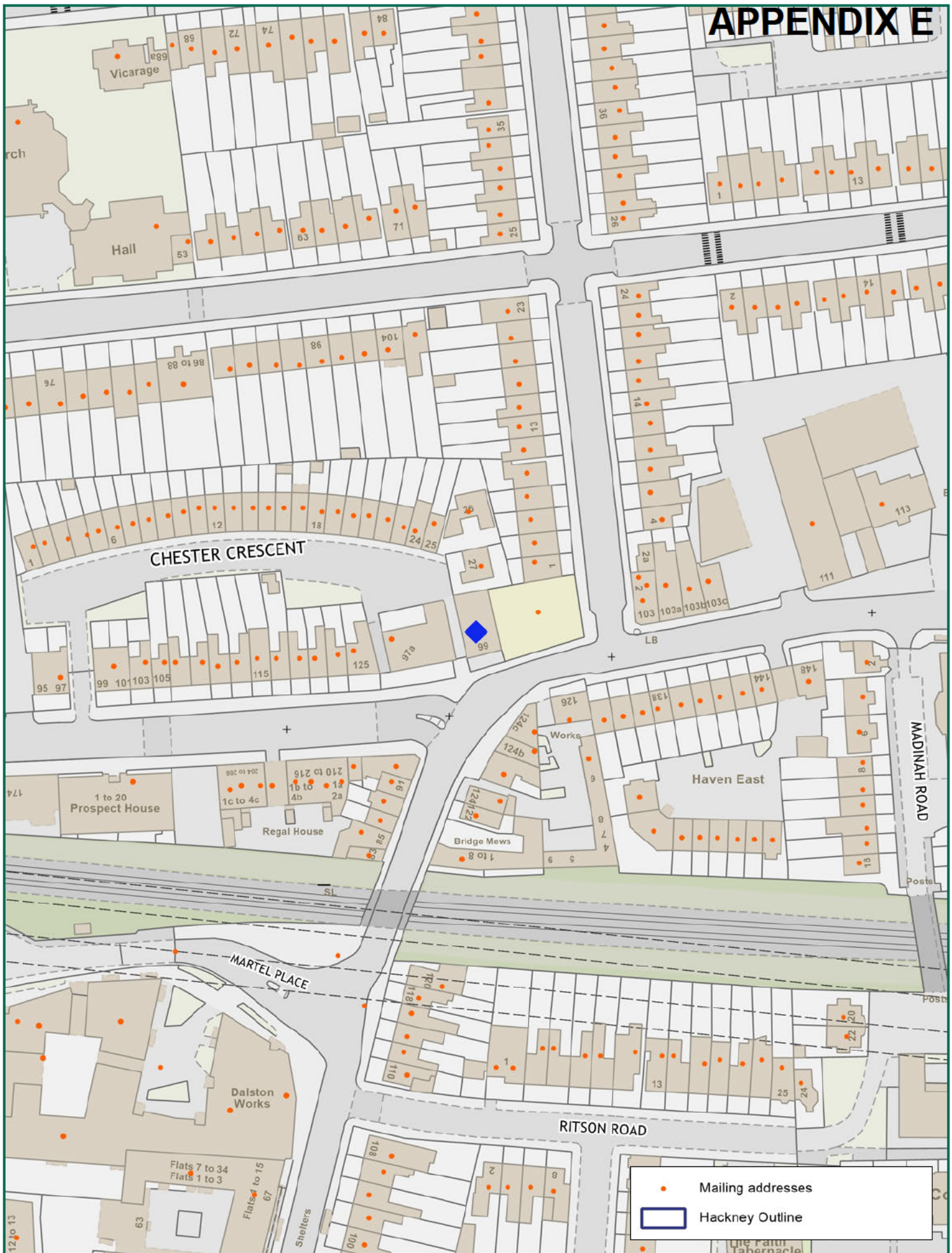
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# APPENDIX E



- Mailing addresses
- Hackney Outline

NORTH

Scale: 1:1250 at A4

**Hackney**

**99 Dalston Lane**

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Monday, June 28, 2021	email:	