

For Consideration By	Licensing Sub-Committee
Meeting Date	21 June 2022
Type of Notice	TEMPORARY EVENT NOTICE – COUNTER NOTICE
Address of Premises	119 Wallis Road, London E9 5LN
Classification	Decision
Ward(s) Affected	Hackney Wick
Director	Aled Richards

1. **Summary**

- 1.1. The Police has given the Licensing Authority and the premises user notice of objection to Temporary Event Notices for an event to be held on **25/06/2022** from **14:00** finishing on **26/06/2022** at **23:00** at above premises. The Licensing Authority must hold a hearing to decide whether or not to allow the event to proceed.

2. **Current Status/History**

- 2.1. The premises is not licensed under the Licensing Act 2003.

3. **TEMPORARY EVENT NOTICE FOR EVENT TO BE HELD 25/06/2022 - 26/06/2022**

- 3.1. A TEN has been submitted to allow licensable activities to take place on the premises. A copy of the Temporary Event Notice is attached as Appendix A.

4. **Objections**

- 4.1. The Police have objected to the TEN on the grounds of the prevention of crime and disorder, public safety and public nuisance. A copy of the objection is attached as Appendix B.

5. **Guidance Considerations**

- 5.1. That the Licensing Sub-Committee consider the issuing of counter notices if it is satisfied that any of the licensing objectives would be undermined if the premises were to be used in accordance with the temporary event notice.

6. **Policy Considerations**

6.1 When considering an objection to a TEN the Council will:

- Expect that any existing conditions will be maintained (where relevant) in circumstances where an event is to take place at a premises that has an existing authorisation.
- Assess any history of complaints as a result of licensable activity that may or may not have been authorised by a TEN.
- Consider the track record of the premises user

6.2 Consider any other control measures proposed to mitigate the objection

7. **Human Rights Act 1998 Implications**

7.1. **There are implications for;**

- **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.

8. **Members; Decision Making**

8.1. **Option 1**

That the Licensing Authority decides not to give a counter notice.

8.2. **Option 2**

That the Licensing Authority decides to give a counter notice, giving the reasons for the decision.

9. **Conclusion**

9.1. That Members decide whether or not to issue a counter notice for the event scheduled to take place on **25/06/2022** from **14:00** finishing on **26/06/2022** at **23:00** at location **above**.

Appendices:

Appendix A – Temporary Event Notice

Appendix B – Objection from the Metropolitan Police

Appendix C – Location Map

Report Author	Name: Suba Sriramana Title: Principal Licensing Officer Email: Subangini.Sriramana@hackney.gov.uk Tel: 020 8356 4915
Comments for the Group Director of Finance and Corporate Resources prepared by	Name Title Email Tel
Comments for the Director of Legal, Democratic and Electoral Services prepared by	Name Title Email Tel

Before completing this notice, please read the guidance notes at the end of the notice. If you are completing this notice by hand, please write legibly in block capitals. In all cases, ensure that your answers are inside the boxes and written in black ink or typed. Use additional sheets if necessary. You should keep a copy of the completed notice for your records. You must send at least one copy of this notice to the licensing authority and additional copies must be sent to the chief officer of police and the local authority exercising environmental health functions for the area in which the premises are situated. The licensing authority will give to you written acknowledgement of the receipt of the notice.

I, the proposed premises user, hereby give notice under section 100 of the Licensing Act 2003 of my proposal to carry on a temporary activity at the premises described below.

1. The personal details of premises user (Please read note 1)	
1. Your name	
Title	Mr
Surname	Rhys
Forenames	Rose
2. Previous names (Please enter details of any previous names or maiden names, if applicable. Please continue on a separate sheet if necessary)	
Title	Mr <input type="checkbox"/> Mrs <input type="checkbox"/> Miss <input type="checkbox"/> Ms <input type="checkbox"/> Other (please state)
Surname	
Forenames	
3. Your date of birth	██████/███/████
4. Your place of birth	██████████
5. National Insurance Number	██████████
6. Your current address (We will use this address to correspond with you unless you complete the separate correspondence box below)	
██████████ ██████████	
Post town	██████████
Postcode	██████████
7. Other contact details	
Telephone numbers	██████████
Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	████████████████████

8. Alternative address for correspondence (If you complete the details below, we will use this address to correspond with you)

Post town	Postcode

9. Alternative contact details (if applicable)

Telephone numbers: Daytime	
Evening (optional)	
Mobile (optional)	
Fax number (optional)	
E-Mail address (if available)	

2. The premises

Please give the address of the premises where you intend to carry on the licensable activities or, if it has no address, give a detailed description (including the Ordnance Survey references)
(Please read note 2)

119 WALLIS ROAD
HACKNEY
LONDON
E9 5LN

Does a premises licence or club premises certificate have effect in relation to the premises (or any part of the premises)? If so, please enter the licence or certificate number below.

Premises licence number

Club premises certificate number

If you intend to use only part of the premises at this address or intend to restrict the area to which this notice applies, please give a description and details below.
(Please read note 3)

Tens Space 1 as shown in the site plan "119 Wallis Road floor plan and tens spaces"

Please describe the nature of the premises below. (Please read note 4)

Licensable activities will only take place in tens space 1 with music in the top left corner, this is a well sound insulated space with another storey above and brick walls on three sides. The other areas of the ground floor will be used to provide chill out area, cloakroom, additional wc facilities etc.

I have applied for sale of alcohol to be both on and off the premises in order to allow guests to take drinks into the chill out area, all drinks served will be prevented from leaving the greater event site and no drinks (open or closed) will be permitted to leave the site to the public highway. We are happy to discuss off street queuing, dispersal plans and any other concerns you may have.

Further to our meeting with the police after our second trial event I have updated the noise management plan, security site instructions and the emergency evacuation plan there are attached to this application. I can provide evidence of staff training for first aid, wave & ask for angeas alongside out staff training handbook if required

Please describe the nature of the event below. (Please read note 5)

This tens application represents the third test event for a series of planned weekends of events with dates to be confirmed after the successful running of the test event. I am the Operations Specialist for the the successful Tottenham events venues “Costa del Tottenham” & “The Cause”

Our time as a late night music venue has come to an end on our current site at Ashley Road and we are hoping to relocate to another large multi room venue by the middle of next year. In the interim I intend to use Wallis Road as a short term pop up allowing us to continue to employ our hard working & experienced Operations and Security teams whilst the correct planning & licences are gained and refurbishment of the next venue takes place.

I am a highly experienced venue operator having produced over 300 events with over 100,000 attendees since April 2018 at “The Cause” alone. I would be operating the 119 Wallis Road space using my current well trained events operations team and our S.I.A. registered and approved security provider Twinings. Our approach to upholding the four licensing objectives is to work closely with all of the responsible authorities and to take on board any and all concerns, address them and consistently improve procedures to rectify any issues, we would ask that you contact our local Police licensing team directly for their views, Monika.Malecka@met.police.uk & derek.h.ewart@met.police.uk.

At present I do not know exactly which events will be booked in for the proposed operating times on this notice and can only reassure you that the events we book in will be the best in terms of crowd and general behaviour from our pool of hundreds of events that we have produced, we really need this project to work to keep our team in employment so we will be 100% committed to working with you to achieve this.

3. The licensable activities	
Please state the licensable activities that you intend to carry on at the premises (please tick all licensable activities you intend to carry on). (Please read note 6)	
The sale by retail of alcohol	<input checked="" type="checkbox"/>
The supply of alcohol by or on behalf of a club to, or to the order of, a member of the club	<input type="checkbox"/>
The provision of regulated entertainment (Please read note 7)	<input checked="" type="checkbox"/>
The provision of late night refreshment	<input checked="" type="checkbox"/>
Are you giving a late temporary event notice? (Please read note 8)	<input type="checkbox"/>

Please state the dates on which you intend to use these premises for licensable activities. (Please read note 9)		
25/06/2022 & 26/06/2022		
Please state the times during the event period that you propose to carry on licensable activities (please give times in 24 hour clock). (Please read note 10)		
14:00 – 23:59 25/06/2022 00:00 – 04:00 26/06/2022 13:00 – 23:00 26/06/2022		
Please state the maximum number of people at any one time that you intend to allow to be present at the premises during the times when you intend to carry on licensable activities, including any staff, organisers or performers. (Please read note 11)		499
If the licensable activities will include the sale or supply of alcohol, please state whether these will be for consumption on or off the premises, or both (please tick as appropriate). (Please read note 12)	On the premises only	<input type="checkbox"/>
	Off the premises only	<input type="checkbox"/>
	Both	<input checked="" type="checkbox"/>

<p>Please state if the licensable activities will include the provision of relevant entertainment. If so, please state the times during the event period that you propose to provide relevant entertainment (including, but not limited to lap dancing and pole dancing). (Please see note 13)</p> <p>none</p>
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4. Personal licence holders (Please read note 14)		
Do you currently hold a valid personal licence? (Please tick)	Yes <input checked="" type="checkbox"/>	No <input type="checkbox"/>
If "Yes" please provide the details of your personal licence below.		
Issuing licensing authority	██████████	
Licence number	██████████	
Date of issue	██████████	
Any further relevant details		

5. Previous temporary event notices you have given (Please read note 15 and tick the boxes that apply to you)		
Have you previously given a temporary event notice in respect of any premises for events falling in the same calendar year as the event for which you are now giving this temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the number of temporary event notices (including the number of late temporary event notices, if any) you have given for events in that same calendar year		

Have you already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
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6. Associates and business colleagues (Please read note 16 and tick the boxes that apply to you)		
Has any associate of yours given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your associate(s) have given for events in the same calendar year.		
Has any associate of yours already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
Has any person with whom you are in business carrying on licensable activities given a temporary event notice for an event in the same calendar year as the event for which you are now giving a temporary event notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>
If answering yes, please state the total number of temporary event notices (including the number of late temporary event notices, if any) your business colleague(s) have given for events in the same calendar year.		
Has any person with whom you are in business carrying on licensable activities already given a temporary event notice for the same premises in which the event period: a) ends 24 hours or less before; or b) begins 24 hours or less after the event period proposed in this notice?	Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>

7. Checklist (Please read note 17)	
I have: (Please tick the appropriate boxes, where applicable)	
Sent at least one copy of this notice to the licensing authority for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the chief officer of police for the area in which the premises are situated	<input checked="" type="checkbox"/>
Sent a copy of this notice to the local authority exercising environmental health functions for the area in which the premises are situated	<input checked="" type="checkbox"/>
If the premises are situated in one or more licensing authority areas, sent at least one copy of this notice to each additional licensing authority	<input checked="" type="checkbox"/>
If the premises are situated in one or more police areas, sent a copy of this notice to each additional chief officer of police	<input checked="" type="checkbox"/>

Appendix B

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 Stoke Newington London N16 8DS
CONTACT NAME	PC590GD Hunwick
TELEPHONE NUMBER	0207 275 3146
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	119 Wallis Road London E9 5LN
NAME OF PREMISES USER	Rhys Rose

COMMENTS

I make the following relevant representations in relation to the above application to the TEN 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 object to the granting of this TEN for the 25th/26th June 2022 on the grounds of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm for the following reason(s):

The TEN states that this is the third in a series of test events however, the second event did not go well causing several noise complaints from local residents. The event was also run in areas of the building that were not licensed on the TEN and there was little or no dispersal when the event finished. One of the SIA doubled up as a medic which reduced the security for the event whenever they were needed as a medic and they also stated that they were dealing with a lot of drug issues. With regards to the drugs that were seized, Police discovered that there was no audit trail showing where the drugs went for disposal or indeed even if they were disposed of.

All of this causes us concerns with regards to this event being held at this location which is already a bottle neck for the licensed venues on Wallis Road which is a dead end street.

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

Police National Computer (PNC) data, Criminal Intelligence Reports, personal knowledge

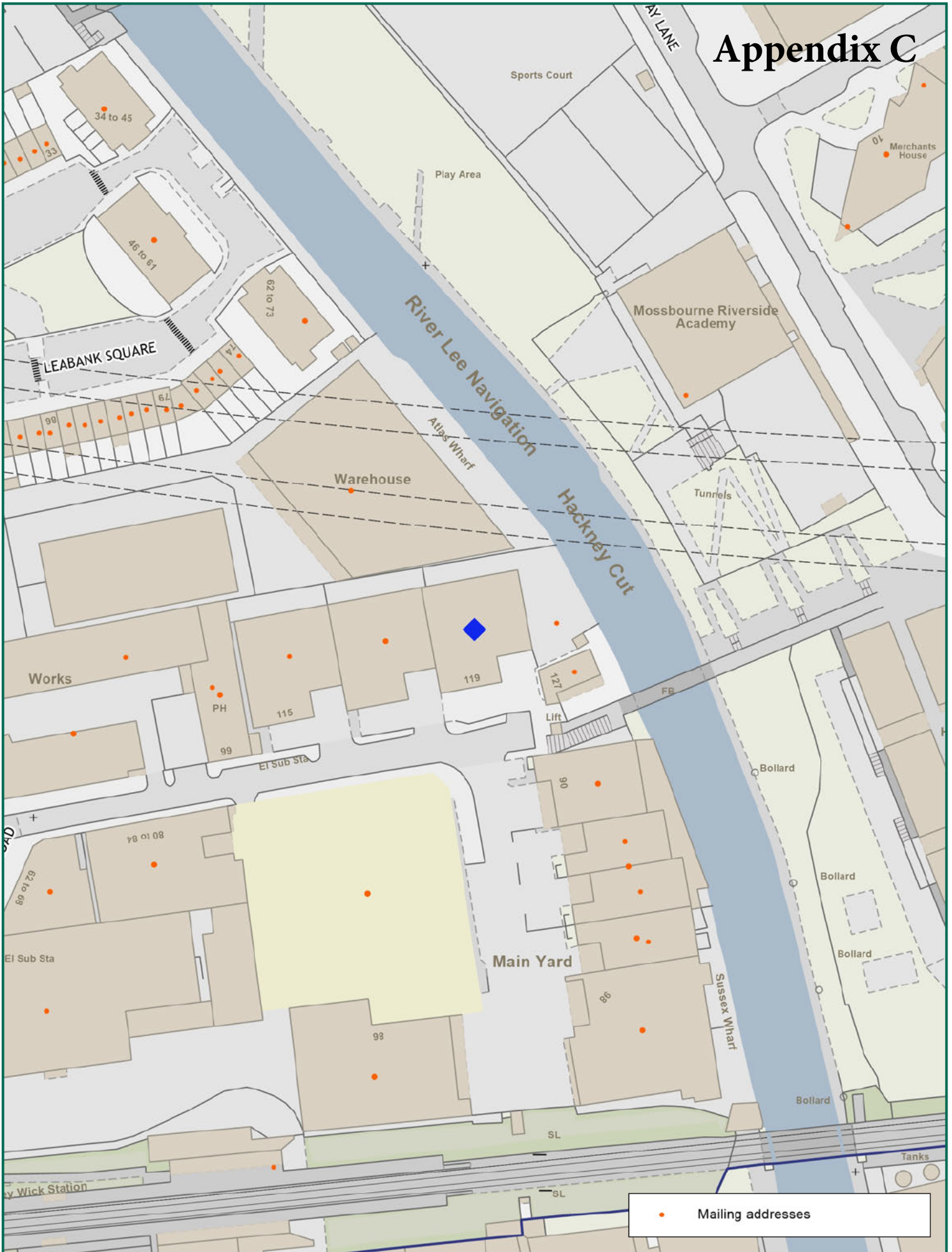
Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Details as requested

Signed PC590GD HUNWICK (By E-mail)

Name PC590GD HUNWICK (Printed)

Appendix C



• Mailing addresses



Scale: 1:1250 at A4

119 Wallis Road, London E9 5LN



Ref:
Friday, June 17, 2022

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