

For Consideration By	Licensing Sub-Committee
Meeting Date	8th September 2022
Type of Application	Premises Licence
Address of Premises	Black Rock Rooms, Basement, 9 Christopher Street
Classification	Decision
Ward(s) Affected	Hoxton East and Shoreditch
Group Director	Rickardo Hyatt

1. Summary

- 1.1. This is an application for a premises licence to allow authorisation for recorded music, late night refreshment and supply of alcohol for consumption On and Off the Premises from Monday to Sunday.
- Black Rock Rooms Limited has made an application for a premises licence under section 17 of the Licensing Act 2003.
- 1.3. The premises are not located within the Special Policy Area (SPA).
- 1.4. The applicant is seeking authorisation for the following licensable activities and times:

Recorded Music	Standard Hours:	
	Mon 12:00-00:00	
	Tue 12:00-00:00	
	Wed 12:00-00:00	
	Thu 12:00-02:00	
	Fri 12:00-02:00	
	Sat 12:00-02:00	
	Sun 12:00-22:30	
Late Night	Standard Hours:	
Refreshment	Mon 23:00-00:00	
	Tue 23:00-00:00	
	Wed 23:00-00:00	
	Thu 23:00-02:00	
	Fri 23:00-02:00	
	Sat 23:00-02:00	
Supply of Alcohol	Standard Hours:	
	Mon 12:00-00:00	
	Tue 12:00-00:00	

	Wed 12:00-00:00 Thu 12:00-02:00 Fri 12:00-02:00 Sat 12:00-02:00 Sun 12:00-22:30
The opening hours of the premises	Standard Hours: Mon 12:00-00:00 Tue 12:00-00:00 Wed 12:00-00:00 Thu 12:00-02:00 Fri 12:00-02:00 Sat 12:00-02:30 Sun 12:00-22:30

1.5. The application is attached as Appendix A. The applicant has proposed measures that could be converted to conditions (see paragraph 8.1 below).

2. <u>Current Status/History</u>

- 2.1. The premises are not currently licensed for any activity. A previous licence issued in respect of the site lapsed under s27 of the Licensing Act 2003 following the holder (Fluid Movement Limited) being dissolved at Companies' House on 28 February 2022.
- 2.2. Temporary event notices have been given in respect of this premises during this calendar year as follows:

Date of the events

Hours

26/07/2022	to 30/07/2022	17:00	to 01:00
02/08/2022	to 06/08/2022	17:00	to 01:00
09/08/2022	to 13/08/2022	17:00	to 01:00

3. Representations: Responsible Authorities

From	Details
Environmental Health Authority (Environmental Protection)	Representation withdrawn following agreed conditions see Para 8.1 below
Environmental Health Authority (Environmental Enforcement)	Representation withdrawn following agreed conditions see Para 8.1 below
Environmental Health	No representation received

Authority (Health & Safety)	
Weights and Measures (Trading Standards)	No representation received
Planning Authority	Have confirmed no representation to this application
Area Child Protection Officer	No representation received
Fire Authority	No representation received
Police	Representation withdrawn following agreed conditions see Para 8.1 below
Licensing Authority	No representation received
Health Authority	No representation received

4. Representations: Other Persons

From	Details
5 representations have been received from and on behalf of local residents. Appendices B1 to B5	Representation received on the grounds of the prevention of crime and disorder, public safety, the prevention of public nuisance and the protection of children from harm.

5. **Guidance Considerations**

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

6. **Policy Considerations**

- 6.1. The 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.
- 6.2. 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 LP4 ('Off' Sales of Alcohol) are relevant.

7. Officer Observations

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

Mandatory Condition -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.

- 5.1. 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
 - 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+(DxV) 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 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.

Door Supervision

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

Conditions derived from operating schedule

- 9. All staff and private areas to be kept locked at all times.
- 10 Metal shutters to be closed and locked outside of opening hours.
- 11. Key management to be trained in the maintenance of the CCTV system. A CCTV trained member of staff is on the premise during all open hours.

12. No admission will be allowed for children at any time.

Conditions derived from Responsible Authority representations

- 13. The premises shall install and maintain a comprehensive CCTV system. 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 the Police or authorised officer throughout the preceding 31 day period.
- 14. An incident log shall be kept at the premises, it will be in a hardback durable format handwritten at the time of the incident or as near to as is reasonable and made available on request to the Police. The log will record the following:
 - a. all crimes reported to the venue
 - b. all ejections of customers
 - c. any complaints received
 - d. any incidents of disorder
 - e. seizures of drugs or offensive weapons
 - f. any faults in the CCTV system
 - g. any refusal of the sale of alcohol
 - h. any visit by a relevant authority or emergency service.
- 15. A secure seizures box is to be installed at the venue. Any confiscated items, which are, or are believed to be, drugs or offensive weapons are to be placed into this box. Any such seizures are to be entered into the incident log. This log will record the following details
 - The/date and location of the seizure
 - The member of staff seizing the item
 - The name or description of the customer from whom the item was taken.
 - Only the DPS and one other nominated member of staff will be authorised to access the seizures box in accordance with this condition.
- 16. All toilets will be checked every hour by a member of staff from 20:00 hours onwards.
- 17. Any customer or member of staff found using, possessing or supplying illegal drugs (of whatever quantity) on the premises is to be permanently excluded from the premises. A record of such exclusions is to be entered into the

- incident log. All reasonable steps must be taken to ensure all staff and door staff are aware of the identity of excluded persons.
- 18. At least one SIA registered door supervisor will be on the premises from 20.00 hours until closing on Thursday Saturdays.
- 19. Policy, procedures and training will be provided to staff to identify drunk and drug impaired customers.
- 20. Notices will be displayed at the entrance to the premises, and in prominent positions throughout the premises, advising that CCTV is in operation.
- 21. Notices will be displayed at the entrance to the premises, and in prominent positions throughout the premises, stating that drug abuse will not be tolerated in the premises and that the Police will be called if any drugs are found.
- 22. A Designated Premises Supervisor or Personal Licence Holder or nominated person will be on the premises at all times.
- 23. Staff will routinely check the premises during opening hours to ensure that the premises are clean and tidy.
- 24. Empty glasses will be regularly collected and any spillage dealt with as soon as practicable.
- 25. Adequate and appropriate First Aid equipment will be available.
- 26. Any music played at the premises will be of a background volume.
- 27. All off sales of alcohol shall be sold in sealed containers.
- 28. With the exception of alcohol sold in sealed containers to be consumed off the premises, there shall be no drink, glass or open containers taken outside the premises at any time.
- 29. There shall be no off sales of alcohol after 23:00.
- 30. At the time the delivery order is placed a declaration will be required from the person placing the order to confirm they are over 18 years of age.
- 31. Customers are reminded it is a criminal offence for a person under 18 years to purchase or attempt to purchase alcohol and that it is also an offence to purchase alcohol on behalf of a person aged under 18 years.
- 32. ID verification will be made when orders containing alcohol are delivered (no ID no delivery) acceptable proof of age shall include identification bearing

- the customer's photograph, date of birth and integral holographic mark or security measure.
- 33. Full training is provided to all staff relating to age verification, using Challenge 25 and the law relating to the sale of alcoholic products. Refresher training should be provided annually.
- 34. Staff making the deliveries must be at least 18 years old.
- 35. Alcohol can only be delivered to a residential or business address and not to a public place / delivery staff will not deliver to any person anywhere other than at the residential / business address given when the order was placed.
- 36. Deliveries will not be made between the hours of 23:00 and 07:00.
- 37. No more than five (5) patrons will be permitted in the designated smoking area at any one time located at the entrance to the stairwell to the venues after 22:00 hours.
- 38. All music to be inaudible one metre from the facade of the nearest noise sensitive premises after 23.00.
- 39. No outside drinking allowed in the smoking area.
- 40. Signs requesting customers to use the designated smoking area quietly should be placed in the stairwell to the venue.
- 41. The licensee shall ensure that all amplified music/voices does not cause nuisance to the occupiers of noise sensitive properties.
- 42. The Licensee shall ensure that all relevant staff are fully trained and made aware of the legal requirement of businesses to comply with their responsibility as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
- 43. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.
- 44. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe

within which it may expect its waste carrier to collect is adhered to.

- 45. The Licensee shall instruct members of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.
- 46. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacles being carefully placed so as not to cause an obstruction or trip.
- 47. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in Black Rock Rooms. This should remain unobstructed at all times and should clearly identify:-
 - the name of the registered waste carrier
 - the date of commencement of trade waste contract
 - the date of expiry of trade waste contract
 - the days and times of collection
 - the type of waste including the European Waste Code

8. Reasons for Officer Observations

8.1. Conditions 9 to 12 are derived from the applicant's operating schedule. Conditions 13 to 36 have been agreed with the Police Authority. Conditions 37 to 41 have been agreed with the Environmental Protection Authority and conditions 42 to 47 have been agreed with the Environmental Enforcement Authority.

9. **Legal Comments**

- 9.1. 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 licensing objectives;
 - The Prevention of Crime and Disorder
 - Public Safety
 - Prevention of Public Nuisance
 - The Protection of Children from Harm
- 9.2. 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.

10. Human Rights Act 1998 Implications

- 10.1. 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.

11. Members Decision Making

11.1. Option 1

That the application be refused

11.2. Option 2

That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

12. Conclusion

12.1. That Members decide on the application under the Licensing Act 2003.

Appendices:

Appendix A: Application for a premises licence and supporting documents

Appendix B: Representation from Other Persons

Appendix C: Location map

Background documents

Licensing Act 2003 LBH Statement of Licensing Policy

Report Author	Name: Sanaria Hussain
	Title: Senior Licensing Officer
	Email: sanaria.hussain@hackney.gov.uk
	Tel: 020 8356 2431

HHackney LA01

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

you a	re co s ens	mpleting this form please read the ompleting this form by hand please sure that your answers are inside to sheets if necessary.	write	elegib	ly in block ca	apitals. In all
You	may	wish to keep a copy of the comple	ted fo	rm for	your record	S
apply prem appli secti	(Inside	ack Rock Rooms Limited ert name(s) of applicant) a premises licence under section described in Part 1 below (the point to you as the relevant licensing of the Licensing Act 2003 Premises details	premi	ises) a	nd I/we are	making this
des Ba	cripti	ent floor, 9 Christopher Stree		e surve	Postcode	EC2A 2BS
			- , -	20.43		1
Tele	epho	ne number at premises (if any)	02	0 724	7 4580	
Nor	-don	nestic rateable value of premises	£	21,500		
Pleas		pplicant details ate whether you are applying for a ate	prem	ises li	cence as	Please tick as
a)	an	individual or individuals *			please cor (A)	nplete section
b)	ap	person other than an individual *				
	i	as a limited company/limited liab partnership	ility	\boxtimes	please cor (B)	nplete section
	ii	as a partnership (other than limit	ed		please cor	nplete section
	liability) iii as an unincorporated association or				(B) please cor (B)	nplete section

	iv other (for example a s	statutory		please com (B)	plete section
c)	a recognised club				plete section
d)	a charity				plete section
e)	the proprietor of an educational			please com	plete section
f)	establishment a health service body			(B) please com (B)	plete section
g)	a person who is registered of the Care Standards Act respect of an independent Wales	2000 (c14) in		• •	plete section
ga)	a person who is registered 2 of Part 1 of the Health a Act 2008 (within the mean in an independent hospita	nd Social Care ing of that Part)		please com (B)	plete section
h)	the chief officer of police of in England and Wales	of a police force		please com (B)	plete section
yes to	ou are applying as a person to one box below): carrying on or proposing to e premises for licensable act making the application pure statutory function or	carry on a busing ctivities; or suant to a	ess w	hich involves	
/A \ INI	a function discharged by	•	•	prerogative	
(A) IN	DIVIDUAL APPLICANTS (tili in as applicadi			
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B) OTHER A	APPLICA	NTS			
ppropriate other joint vo	please g enture (d	ive any regist	tered number. ody corporate	applicant in ful In the case of e), please give th	a partnership or
Name Blac	ck Rock	Rooms Lim	ited		

Address
152-160 City Road, London, EC1V 2NX
Registered number (where applicable)
12214341
Description of applicant (for example, partnership, company, unincorporated association etc.)
Limited Company
Telephone number (if any)
E-mail address (optional)
Part 3 Operating Schedule
When do you want the premises licence to start? DD MM YYYY 0 1 0 8 2 0 2 2
If you wish the licence to be valid only for a limited period, when do you want it to end?
Please give a general description of the premises (please read guidance note 1) Black Rock is a basement whisky bar that has operated since 2016. The premise consiste of approximately 420 square feet of seated space with a capacity of 30 guests. It has one entrace/exit, two toilets and a kitchen preparation space. We operate a 100% seated policy with approximately 80% of our guests booking to visit. The reason for this application is due to our previous license being dissolved with our old company Fluid Movement Limited. We were unaware until recently that our previous license was dissolved therefore to continue trading we have been forced to reapply in the hope of reinstating a license to the premise on the same terms as the previous one.
If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

Wha	t licensable activities do you intend to carry on from the premis	ses?		
(Plea	ase see sections 1 and 14 and Schedules 1 and 2 to the Licen	sing Act	2003))
Pro 2)	vision of regulated entertainment (please read guidance note	Please that app		all
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)			\boxtimes
g)	performances of dance (if ticking yes, fill in box G)			
h)	anything of a similar description to that falling within (e), (f) o (if ticking yes, fill in box H)	r (g)		

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In all cases complete boxes K, L and M $\,$

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

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

timing	ays andard days and nings (please read uidance note 7)		Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
guidai	ice note 7)		Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guida note 4)		e
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thur					
Fri			Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sat					
Sun					

timing	Ims andard days and nings (please read uidance note 7)		Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
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Indoor sporting events Standard days and timings (please read guidance note 7)		nd ead	Please give further details (please read guidance note 4)
Day	Start	Finish	
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Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			Non-standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
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enter Stand	oxing or wrestling ntertainments tandard days and nings (please read		Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
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Thur					
Fri			Non-standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list (please read guidance note 6)		
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Stand timing	music dard days and ags (please read ance note 7)		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
guldai	ice note i	,	guidance note 3)	Outdoors	
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Thur					
Fri			Non-standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 6)		
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Standa timing	orded music dard days and gs (please read ance note 7)		Will the playing of recorded music take place indoors or outdoors or both – please tick (please read	Indoors	\boxtimes
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			The playing of ambient background	music durir	ng
Tue	12.00	00.00	the hours of service only.		
Wed	12.00	00.00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Thur	12.00	02.00			
Fri	12.00	02.00	Non-standard timings. Where you inter premises for the playing of recorded me times to those listed in the column on t	usic at differ	ent
Sat	10.00	00.00	list (please read guidance note 6)		
	12.00	02.00			
Sun	12.00	22.30			

dance Stand	erformances of Ince andard days and nings (please read		Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ings (please read dance note 7)		note 3)	Outdoors	
Day	Start	Finish		Both	
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Wed			State any seasonal variations for the performance dance (please read guidance note 5)		e of
Thur					
Fri			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, pleas list (please read guidance note 6)		nt
Sat					
Sun					

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please	Indoors	
Mon			tick (please read guidance note 3)	Outdoors	
				Both	
Tue			Please give further details here (please read guidance note 4)		
Wed			- -		
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			Non-standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		tion
Sun					

Late night refreshment Standard days and timings (please read			Will the provision of late night refreshment take place indoors or outdoors or both – please tick	Indoors	\boxtimes
	s (piease nce note 7		(please read guidance note 3)	Outdoors	
Day	Start	Finish		Both	
Mon	12.00	00.00	Please give further details here (please note 4)	read guidan	се
			We will have abailable to our guest	ts hot food	
Tue	12.00	00.00	to be comsumed on the premise, diring our designated opening hours.		
Wed	12.00	00.00	State any seasonal variations for the provision of la night refreshment (please read guidance note 5)		ate
Thur	12.00	02.00			
Fri	12.00	02.00	Non-standard timings. Where you integrated in the	t refreshmer	nt
			at different times, to those listed in the left, please list (please read guidance no		tne
Sat	12.00	02.00			
Sun	12.00	10.30			

Stand	ly of alco	consumption – please tick (please premises read guidance note 8)			
	nce note 7		read guidance note o)	Off the premises	
Day	Start	Finish		Both	\boxtimes
Mon	12.00	00.00	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Tue	12.00	00.00			
Wed	12.00	00.00			
Thur	12.00	02.00	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6)		nes
Fri	12.00	02.00			
Sat	12.00	02.00			
Sun	12.00	10.30			

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):



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).

It is not our intention to offer any adult entertainment or services whatsoever.

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	12.00	00.00	
Tue	12.00	00.00	
Wed	12.00	00.00	
			Non-standard timings. Where you intend the
Thur	12.00	02.00	premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
Fri	12.00	02.00	
Sat	12.00	00.00	
Sun	12.00	22.30	

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)

All staff are to be trained on the locensing objectives and the importance

of licensing law. Training will be provided on specific Black Rock Rooms Limited policies on the responsible sale of alcohol.

Written records will be lept of all staff members trained and made available to police and licensing authorities. Management to be provided with qualifications in personal liicensing from BII

b) The prevention of crime and disorder

All staff and private areas to ge kept locked at all times.

Metal shutters to be closed and locked outside of opening hours.

Real time CCTV installed on the premise and access to be made available to police

and licensing authorities on request.

Key management to be trained in the maintenance of the CCTV system.

A CCTV traoned member of staff on the premise during all open hours.

Daily security briefings to take place to ifentify potential dangers and remedies i

Implemented.

Entry to persons considered to be intoxicated or aggressive will be refused entry. An incident log willl be kept on thr premise at all times.

All patrons will be encouraged to be seated and the capacity kept at a level to allow for extra space abd movement,

Operating a zero tolerance policy on drugs, a sign to be displayed in the entrance.

c) Public safety

A risk assessment taking into account public safety to be carried out and made availableto all staff.

Fist aid boxes will ve available on sote and maintained to ensure they are lept within date. A recognised qualification in first aid to ve held by a key memberr of staff..

Other staff ti be provided basic first aid training with records kept of who has been trained.

Perimeter check to take place to ensure any glassware and bottles are collevted and brought inside.

All staff to ve made aware of glass collection policy.

Spillages abd broken glass to be collected immediately.

Bottle bins to be placed out of public domaine.

Evacuation responsibilities and rolesto be defined and displayed in staff areas to include exitss and evacuation route.

A copy jof thr fire risk assessment to be lept on the premise and made available for inspection by the fire and license authority Staff training in fire safetyto be provided. Records will be kept of date and persons trained

d) The prevention of public nuisance

All stagg will be trained on the music levels and style to wnsure ir is kept at an ambient level with no music heard

Doors to be lept closed diring operating hours to prevent noice breakout.

A customer dispersal policy will ensure a gradual change in music volume along with increased lighting.

Notices ti be placed near exits ti encourage leaving quietly

Commercial deliveies, collections and disposal of waste will be resticted to normal working hours between 8am and 6pm

Procedures to be implemented to promote the collection of street litter and cigarette butts.

A wall mounted cigarette bin will be provided on the exterior of the premise for smokers.

e) The protection of children from harm

In accordance with the license, no admission will be allowed for childeren at any time. We will operate a strict no ID, no sale policy gor persons appearing under the age of 21.

Only passport and drivers license will be accepted as a form of ID.

Keep a refusals book to contain the date and time of the persons refused sale of alcohol,

The book will be reviewd regularly to monitor emerging payterns.

Staff training will be provided in the age related secrions of the 2003 licensing actto include the ability to competently check the customers identification where necessary.

A record will be lept of thr date and time of the person trained.

Checklist:

Please tick to indicate agreement

•	I have made or enclosed payment of the fee.	\times
•	I have enclosed the plan of the premises.	\boxtimes
•	I have sent copies of this application and the plan to responsible authorities and others where applicable.	\boxtimes
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	\boxtimes
•	I understand that I must now advertise my application.	\times
•	I understand that if I do not comply with the above requirements my application will be rejected.	\boxtimes
	[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).	\boxtimes

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.

Declaration	 [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). 	
	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 licesable 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)	
Signature		
Date	18/07/2022	
Capacity	Director	

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signatur	re							
Date								
Capacity	У							
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)								
Post town	London	Postcod e						

Telephone number (if	any)	Ì
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Notes for Guidance

- 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 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.
 - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
 - a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets

consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.

- Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
- 3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
- 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
- 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
- 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

- 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
- 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
- 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
- 10. Please list here steps you will take to promote all four licensing objectives together.
- 11. The application form must be signed.
- 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
- 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
- 14. This is the address which we shall use to correspond with you about this application.

15. Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have the right to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensing activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified) or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the
 passport as the child of the holder, is a British citizen or a citizen of the UK
 and Colonies having the right of abode in the UK [please see note below about
 which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.

- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A current Biometric Immigration Document (Biometric Residence Permit)
 issued by the Home Office to the holder indicating that the person named is
 allowed to stay indefinitely in the UK, or has no time limit on their stay in the
 UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A current Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A full birth or adoption certificate issued in the UK which includes the name(s)
 of at least one of the holder's parents or adoptive parents, when produced in
 combination with an official document giving the person's permanent
 National Insurance number and their name issued by a Government agency
 or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, when
 produced in combination with an official document giving the person's
 permanent National Insurance number and their name issued by a
 Government agency or a previous employer.
- A current passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.
- A current Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.

- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A current Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity when produced in combination with an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, less than 6 months old, issued by the Home
 Office under regulation 17(3) or 18A (2) of the Immigration (European
 Economic Area) Regulations 2006, to a person who is not a national of a
 European Economic Area state or Switzerland but who is a family member of
 such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary
 their permission to be in the UK with the Home Office such as the Home
 Office acknowledgement letter or proof of postage evidence, or reasonable
 evidence that the person has an appeal or administrative review pending on
 an immigration decision, such as an appeal or administrative review reference
 number.
- Reasonable evidence that a person who is not a national of an EEA state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:
 - o evidence of the applicant's own identity such as a passport,
 - evidence of their relationship with the EEA family member e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the EEA national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii)studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv)self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

Original documents must not be sent to licensing authorities. If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at https://www.gov.uk/prove-right-to-work) which, along with the applicant's date of birth (provided within his application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code form the service should submit copy documents as set out above.

WHISKY ME WM_LOGO_BLACK@10x copy 2.png



19 August 2022 at 14:35

To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk> Cc:

Hi Sanaria,

Following on from our conversation on the phone, I will to publish the following statement.

I wish first to address the objection on the basis if this is an extension to a previously held license "This application seeks to extend the time for sales until 2.00am from Thursday to Saturday and to extend the sale hours for the other days of the week." This alone is an untruth as per the attached license that had been held at the site since 28th July 2017. I attach the evidence which Shows the exact same opening hours as per the application. It also has to be noted that we have been the occupier of 9 Christopher Street since April 2016, in which time the premise has been licensed and operated with zero complaints from any of the registered authorities, the police, environmental health included. In addition, we have received zero complaints in relation to noise pollution, disruption nor any adverse affect on the local residents in the area which we reside. Although this licence has been applied for as a 'new' license, the reality is that we were forced to apply due to the previous licence not being transferred to the new occupiers of the premise, a technicality for which we are paying the price for. Our previous company that held the license had to be liquidated during the COVID 19 pandemic leading to us having to realign and restart our business from scratch, during which the previously held license was dissolved - leading to this 're' application. The fact is that the site in question has held a license since around 1994 when the landlord operated a bar in the basement and since that date nothing has changed. The proposed license application therefore poses no change whatsoever to the Shoreditch nightlife and the statement below from the objector therefore cannot hold objective grounds for refusal.

This extension would lead to **further** overcrowding of the Shoreditch area late at night, when noise pollution, anti-social behaviour, drinking in the streets, nitrous oxide consumption, and other behaviours (including criminal offences such as assaults and sexual offences) are already disrupting residents' ability to sleep and creating a threatening atmosphere. Allowing any additional sales on or off venue will only add to these issues, which are currently slipping out of control again, after a few months of improvement between late 2021 and June 2022. In particular sales for consumption off-premises directly encourage groups to congregate and loiter in residential streets drinking through the night.

I highlight **further**, because it shows a complete misunderstanding of the fact we have operated at the same site for the last six years, something that has not been taken into consideration by the objector. This alone needs to be a serious consideration in the viability of such a representation, one which has the potential to put make our business insolvent. On a more subjective note, the truth is that without an expedient resolution to this situation, it may the loss of jobs, the business and an establishment that has built a solid reputation as one the WORLDS best whisky bars. As such I implore you to make a quick decision on this matter so that we can continue providing hospitality to the community in Shoreditch and Hackney.

I hope this statement allows any objectors to understand the impact said objection can have on not just business but individuals too.

Kind regards.

↔ Hackney

Licensing Service Hackney Council 1 Hillman Street London E8 1DY

020 8356 4957 ashton.liburd@hackney.gov.uk

Thomas Aske

9 Christopher Street Hackney London EC2A 2BS

28 July 2017

Dear Mr Aske,

LICENSING ACT 2003: Application for a Premises Licence RE: 9 Christopher Street, Hackney, London, EC2A 2BS

I write to confirm that your application for a premises licence under the above Act has been successful. Details, including mandatory conditions laid down in the Act, are set out below; your actual licence document will be dispatched in the near future. It is your responsibility to ensure the details below are correct.

Please keep this letter in a safe place. It should be produced upon request as evidence of your licence until it is sent to you. The Police and other enforcing agencies are aware that your new licence is in the process of being issued and will accept this letter as evidence that you have a licence.

Details

Licence Number: LBH-PRE-T-0307

Date of Grant: 24/11/2005





Approved activities/hours:

Supply of Alcohol

Standard Hours:

Premises

Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-01:00 Thu 10:00-02:00 Fri 10:00-02:00 Sat 10:00-02:00 Sun 10:00-22:30

Non-Standard Hours:

Christmas Day: 12:00 to 15:00 and 9:00 to 22:30

Good Friday:

12:00 to 22:30

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the

following day.

Opening hours:

Premises

Standard Hours:

Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-01:00 Thu 10:00-02:00 Fri 10:00-02:00 Sat 10:00-02:00 Sun 10:00-22:30

Non-Standard Hours:

Christmas Day:

12:00 to 15:00 and 9:00 to 22:30

Good Friday:

12:00 to 22:30

On New Year's Eve from the end of permitted hours on New Year's Eve to the start of permitted hours on the

following day.



Alcohol sales type: On and Off Premises

Where the licence is time limited the dates: N/A

This licence is subject to the following conditions:

Mandatory Conditions:

Supply Of Alcohol (On/Both)

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.

- Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
- (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:

↔ Hackney

- (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.
- 5.1. 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 customers is made aware that these measures are available.

Hackney

Minimum Drinks Pricing

- 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+(DxV) 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.



Conditions derived from operating schedule

- 8. Substantial food and beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
- 9. The Basement area at the Premises shall not be used for any licensable activities.

Conditions derived from Responsible Authority representations

- 10. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.
- 11. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
- 12. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. any complaints received
 - c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any refusal of the sale of alcohol
 - f. any visit by a relevant authority or emergency service.
- There shall be "CCTV in Operation" signs prominently displayed.
- 14. 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.

→ Hackney

- 15. 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.
- 16. There shall be no glass, drinks or open containers taken outside of the premises except for a maximum of 15 people in the designated areas.
- 17. After 10pm there shall be a maximum of 10 smokers outside the premises in the designated areas which will be monitored by staff.
- 18. There shall be no glass, drinks or open containers taken outside of the premises after 10pm.
- 19. The capacity of the first floor will be 30 people (excluding staff) who will be all seated with waiter/waitress service.
- 20. The capacity of the ground floor will be 40 people (excluding staff)
- The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor/Duty Manager.
- 22. 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.
- Substantial food shall always be available whenever alcohol is being sold.
- 24. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.
- 25. Any music played at the premises will be at background level allowing a face to face conversation at normal speech level.
- 26. There shall be a written dispersal policy at the premises, a copy of which will be kept at the premises and produced to a police officer or other authorised officer upon request.
- 27. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in

↔ Hackney

writing and displayed in a prominent place where is can be referred to at all times by staff.

- 28. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.
- 29. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe within which it may expect its waste carrier to collect is adhered to.
- 30. The Licensee shall erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct member of staff to make regular checks of the area immediately outside and within 10 metres either side of the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.
- 31. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.
- 32. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in 9 Christopher Street. This should remain unobstructed at all times and should clearly identify:-

the name of the registered waste carrier

the date of commencement of trade waste contract

the date of expiry of trade waste contract

the days and times of collection the type of waste including the European Waste Code

The premises licence shall run until it is surrendered or revoked and will lapse upon the death, incapacity or insolvency of the licence holder, (but may be reinstated if an application for transfer is made within 28 days).

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I confirm that, if you are aggrieved by any term, condition or restriction attached to this decision, you have the right to appeal to Thames Magistrates at Thames Magistrates Court, 58 Bow Road, London E3 4DJ within 21 days of the date of this letter.

If you have any queries, please do not hesitate to contact me.

Yours faithfully,

Ashton Liburd

Ashlor Lburd



APPENDIX B1

Fwd: Black Rock Rooms, Basement, 9 Christopher Street, I

1 message

Licensing (Shared Mailbox) < licensing@hackney.gov.uk> To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

12 August 2022 at 08:39

Kind Regards.

Licensing Service London Borough of Hackney Tel: 020 8356 2431 Email: licensing@hackney.gov.uk www.hacknev.gov.uk/licensing

Forwarded message

From:

Date: Sun, 7 Aug 2022 at 18:30

Subject: Black Rock Rooms, Basement, 9 Christopher Street, London EC2A 2BS

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

To Whom it may concern,

We are writing to oppose the application by Black Rock Rooms, Basement, 9 Christopher Street, London EC2A 2BS for permission to sell late night alcohol and refreshments on and off premises. This application seeks to extend the time for sales until 2,00am from Thursday to Saturday and to extend the sale hours for the other days of the week,

This extension would lead to further overcrowding of the Shoreditch area late at night, when noise pollution, antisocial behaviour, drinking in the streets, nitrous oxide consumption, and other behaviours (including criminal offences such as assaults and sexual offences) are already disrupting residents' ability to sleep and creating a threatening atmosphere. Allowing any additional sales on or off venue will only add to these issues, which are currently slipping out of control again, after a few months of improvement between late 2021 and June 2022. In particular sales for consumption off-premises directly encourage groups to congregate and loiter in residential streets drinking through the night.

We oppose the application on the following specific grounds:

The premises are located in the Shoreditch Special Policy Area, We are not aware of any information provided by the applicant as to how this application avoids any negative impact on this area. We understand that it is the applicant's responsibility to demonstrate why the license should be granted. Arguments based on concerns about recent increases in prices, pressures on customers due to inflation, etc. apply to all hospitality business of this kind and do not therefore constitute an acceptable reason to extend any individual licence.

The prevention of crime, disorder, anti-social behaviour and noise pollution ought to be the top priority in Shoreditch, which is heavily residential and where a proper balance needs to be struck between the Council's duty to its residents and the wishes of late night economy venues. Additional late night hours will by definition contribute to the cumulative impact on crime, disorder, anti-social behaviour and noise pollution, and risks undermining the SPA/saturation zones in the area. Selling more alcohol over longer hours both on and off venue will deepen the problems already being experienced.

Public safety is also at risk with this new application. The neighbourhood already has significant issues with violence, vomiting, urination, defecation and drug use late into the night, presenting real safety, security and nuisance issues. This is not limited to the immediate vicinity of any venue, but spreads to the streets such as ours where groups gather throughout the night.

This extension of hours will only add to the crowding issue. Consumption of alcohol and refreshments on and off premises will create significant noise from the venue, the noise created by groups coming and going, and drunk and disorderly crowds gathering underneath bedroom windows.

The protection of residents, including children, from harm is an important consideration. Residents cannot be expected to put up with the disruption caused by extended hours, as the existing amount of venues, alcohol and refreshments consumed are already stretching the resources of the police and Hackney enforcement to manage and control the late night economy to breaking point. We have just submitted a report to the police about the situation over the last two weekends in our street, which reflects the deterioration already occurring this summer (CAD reference 4989 07/08/2002; BOS-33494-22-0101-B2). Adding to this will only make a difficult situation worse.

We can be contacted at the address below. We wish to be notified of any hearing. We do not consent to the release of any personally identifiable information.

Cleeve House, Calvert Avenue, London E2 7JJ

Disclaimers apply, for full details see: https://hackney.gov.uk/email-disclaimer



APPENDIX B2

Fwd: BLACK ROCK ROOMS, Basement, 9 Christopher Street

1 message

Licensing (Shared Mailbox) < licensing@hackney.gov.uk> To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

12 August 2022 at 08:41

Kind Regards,

Licensing Service London Borough of Hackney Tel: 020 8356 2431 Email: licensing@hackney.gov.uk www.hackney.gov.uk/licensing

Forwarded message -

From:

Date: Fri. 5 Aug 2022 at 16:42

Subject: BLACK ROCK ROOMS, Basement, 9 Christopher Street, London EC2A 2BS

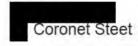
To: licensing@hackney.gov.uk <licensing@hackney.gov.uk>

I write to oppose the application by BLACK ROCK ROOMS, Basement, 9 Christopher Street, London EC2A 2BS for late night alcohol on and off premises. This application will see people spilling out into the already over-crowded streets as late as 2am. It is inappropriate.

I oppose the application on the following specific grounds:

- The premises is located in the Shoreditch Special Policy Area, and should be rejected. No evidence has been submitted with the application indicating exceptional circumstances. It is the applicant's responsibility to demonstrate why the license should be granted, and they have not done so.
- The prevention of crime and disorder is paramount in Shoreditch, which has amongst the highest crime rates in London, heavily related to the late-night economy. Additional late night venues will by definition contribute to the cumulative impact on crime, and risks undermining the SPA/saturation zones in the area. More alcohol has been shown to cause more problems.
- Public safety is at risk with this new application. The neighbourhood already has significant issues with violence, vomiting, urination, defecation and drug use late into the night, presenting real safety, security and nuisance issues.
- This additional late night license contributes to the public nuisance via overwhelming crowds. A late night licence will enable significant noise from the venue, and the nuisance of people coming and going, with drunk and disorderly crowds gathering underneath bedroom windows.
- The protection of children from harm is vital. Evenings regularly attract violent people. illicit acts and vile behaviour, as confirmed by the police. The addition of another late-night establishment will contribute to the impact on the numerous children in the neighbourhood.

I can be contacted at the address below. I wish to be notified of any hearing.



N1 6HD

(I do not consent to the release of any personally identifiable information.)

Disclaimers apply, for full details see: https://hackney.gov.uk/email-disclaimer



APPENDIX B3

Fwd: BLACK ROCK ROOMS, Basement, 9 Christopher Stree

1 message

Licensing (Shared Mailbox) licensing@hackney.gov.uk
To: Sanaria Hussain sanaria.hussain@hackney.gov.uk

12 August 2022 at 08:41

Kind Regards,

Licensing Service London Borough of Hackney Tel: 020 8356 2431

Email: licensing@hackney.gov.uk www.hackney.gov.uk/licensing

Forwarded message

From:

Date: Fri, 5 Aug 2022 at 13:35

Subject: BLACK ROCK ROOMS, Basement, 9 Christopher Street, London EC2A 2BS

To: licensing@hackney.gov.uk <licensing@hackney.gov.uk>

Ladies and Gentlemen,

I write to oppose the application by BLACK ROCK ROOMS, Basement, 9 Christopher Street, London EC2A 2BS for late night alcohol on and off premises. This application will see people spilling out into the already over-crowded streets as late as 2am. It is inappropriate.

I oppose the application on the following specific grounds:

- The premises is located in the Shoreditch Special Policy Area, and should be rejected. No evidence has been submitted with the application indicating exceptional circumstances. It is the applicant's responsibility to demonstrate why the license should be granted, and they have not done so.
- The prevention of crime and disorder is paramount in Shoreditch, which has amongst the highest crime rates in London, heavily related to the late-night economy. Additional late night venues will by definition contribute to the cumulative impact on crime, and risks undermining the SPA/saturation zones in the area. More alcohol has been shown to cause more problems.
- Public safety is at risk with this new application. The neighbourhood already has significant issues with violence, vomiting, urination, defecation and drug use late into the night, presenting real safety, security and nuisance issues.
- This additional late night license contributes to the public nuisance via overwhelming crowds. A late night licence will enable significant noise from the venue, and the nuisance of people coming and going, with drunk and disorderly crowds gathering underneath bedroom windows.
- The protection of children from harm is vital. Evenings regularly attract violent people, illicit acts and vile behaviour, as confirmed by the police. The addition of another late-night establishment will contribute to the impact on the numerous children in the neighbourhood.

I can be contacted at the address below. I wish to be notified of any hearing.

Batemans Row, London EC2A 3HH

(I do not consent to the release of any personally identifiable information.)



Fwd: License application - BLACK ROCK ROOMS, Basemer Street, London EC2A 2BS

1 message

Licensing (Shared Mailbox) < licensing@hackney.gov.uk> To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

12 August 2022 at 08:41

Kind Regards.

Licensing Service London Borough of Hackney Tel: 020 8356 2431 Email: licensing@hackney.gov.uk www.hackney.gov.uk/licensing

Forwarded message -

From:

Date: Fri, 5 Aug 2022 at 13:16

Subject: License application - BLACK ROCK ROOMS, Basement, 9 Christopher Street, London EC2A 2BS

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

BLACK ROCK ROOMS, Basement, 9 Christopher Street, London EC2A 2BS

Dear Hackney Licensing,

I would like to object to the licensing application from the above premises.

Shoreditch is completely over-saturated with bars and nightclubs and is increasingly noisy, unpleasant and infected with rising levels of anti-social behaviour. This may not be the responsibility of any particular venue but rather the cumulative effect since the Licensing Act of 2003. The only way to reverse this tide is to start restricting the endless expansion of the hours and these clubs and bars.

Regards.



(I do not consent to the release of any personally identifiable information.)

Disclaimers apply, for full details see: https://hackney.gov.uk/email-disclaimer



APPENDIX B5

Fwd: Objection to licensing application at Black Rock Room Street, EC2A 2BS

2 messages

Licensing (Shared Mailbox) < licensing@hackney.gov.uk> To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

12 August 2022 at 08:40

Kind Regards,

Licensing Service London Borough of Hackney Tel: 020 8356 2431 Email: licensing@hackney.gov.uk www.hackney.gov.uk/licensing

Forwarded message

From:

Date: Fri, 5 Aug 2022 at 17:30

Subject: Objection to licensing application at Black Rock Rooms, 9 Christopher Street, EC2A 2BS

To: licensing@hackney.gov,uk < licensing@hackney.gov,uk>

Dear Sir/Madam,

RE: Black Rock Rooms extension of licensing hours

I am writing to object strongly to the above application for the following reasons.

Prevention of public nuisance:

Shoreditch is increasingly a problematic area in respect of the night economy. The increasing abuse of public spaces and streets by drinkers and clubbers and create an extremely negative impact on residents, their health and amenity. Longer hours at the venue will exacerbate the cumulative impact of public nuisance including anti-social behaviours not only in the area of the premises but further along in other streets as patrons disperse and congregate further in other areas in Shoreditch.

Protection of children from harm:

The applicant requests off site sale of alcohol. This area of Shoreditch has seen numerous underage people drinking in the street and creating a public nuisance. There is already a saturation of off-site alcohol sale in the area and this would further exacerbate the issues.

Crime prevention:

Crime statistics for the area, show that crime has been increasing as new licenced premises have been added to the area.

Same for ambulance services, which have seen increased demand in the area. The crime and medical issues are usually prevalent after late closing time until about 3am. There is plenty of evidence of illegal substance usage in the surrounding streets and additional night time licences will only increase this considerable impact on everyone and on already stretched police and emergency services.

Public safety:

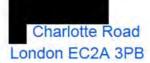
The increase of drinking patrons in the area is very threatening for local residents. Contrary to intention, having more people discharged from licenced premises into the streets does not lead to a safer environment in this area of Shoreditch. As a female resident I feel very threatened by the behaviour of some patrons or groups of drunken people roaming late at night. People coming out of bars are urinating or vomiting regularly on our doorsteps and this is also a public health hazard.

Moreover, noise in itself is a threat to health and safety. There is ample evidence of harm created by sleep interruption due to noise. Many residents suffer from sleep interruption due to noisy premises, loud music, or patrons being discharged in the streets.

I therefore request that the application is refused.

Please keep my details confidential. Please keep me informed of any decision or development regarding this application.

Yours sincerely,



Sent from my iPad

Disclaimers apply, for full details see: https://hackney.gov.uk/email-disclaimer

Licensing (Shared Mailbox) < licensing@hackney.gov.uk> To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

15 August 2022 at 09:30

Kind Regards,

Licensing Service London Borough of Hackney Tel: 020 8356 2431 Email: licensing@hackney.gov.uk

www.hackney.gov.uk/licensing

Forwarded message -----

Date: Tue, 9 Aug 2022 at 21:02

Subject: Re: Objection to licensing application at Black Rock Rooms, 9 Christopher Street, EC2A 2BS

To: licensing@hackney.gov.uk licensing@hackney.gov.uk>

First sent on 5 August. Sending again as I have not received an acknowledgment email. I want to make sure you have received it. Many thanks.

Sent from my iPhone

On 5 Aug 2022, at 18:30,

Dear Sir/Madam,

RE: Black Rock Rooms extension of licensing hours

I am writing to object strongly to the above application for the following reasons.

Prevention of public nuisance:

Shoreditch is increasingly a problematic area in respect of the night economy. The increasing abuse of public spaces and streets by drinkers and clubbers and create an extremely negative impact on residents, their health and amenity. Longer hours at the venue will exacerbate the cumulative impact of public nuisance including antisocial behaviours not only in the area of the premises but further along in other streets as patrons disperse and congregate further in other areas in Shoreditch.

Protection of children from harm:

The applicant requests off site sale of alcohol. This area of Shoreditch has seen numerous underage people drinking in the street and creating a public nuisance. There is already a saturation of off-site alcohol sale in the area and this would further exacerbate the issues.

Crime prevention:

Crime statistics for the area, show that crime has been increasing as new licenced premises have been added to the area.

Same for ambulance services, which have seen increased demand in the area. The crime and medical issues are usually prevalent after late closing time until about 3am. There is plenty of evidence of illegal substance usage in the surrounding streets and additional night time licences will only increase this considerable impact on everyone and on already stretched police and emergency services.

Public safety:

The increase of drinking patrons in the area is very threatening for local residents. Contrary to intention, having more people discharged from licenced premises into the streets does not lead to a safer environment in this area of Shoreditch. As a female resident I feel very threatened by the behaviour of some patrons or groups of drunken people roaming late at night. People coming out of bars are urinating or vomiting regularly on our doorsteps and this is also a public health hazard.

15/08/2022, 10:25

Moreover, noise in itself is a threat to health and safety. There is ample evidence of harm created by sleep interruption due to noise. Many residents suffer from sleep interruption due to noisy premises, loud music, or patrons being discharged in the streets.

I therefore request that the application is refused.

Please keep my details confidential. Please keep me informed of any decision or development regarding this application.

Yours sincerely,



Sent from my iPad

[Quoted text hidden]

