

For Consideration By	Licensing Sub-Committee
Meeting Date	28 July 2022
Type of Application	Application for a Premises Licence
Address of Premises	The Adam and Eve, 155 Homerton High Street, London E9 6AS
Classification	Decision
Ward(s) Affected	Kings Park
Director	Aled Richards

1. **Summary**

1.1. This is an application for a Premises Licence under the Licensing Act 2003:

- To provide live music
- To provide recorded music
- To provide performance of dance
- To provide anything of similar description
- To provide late night refreshment
- To authorise the supply alcohol for consumption on and off the premises

2. **Application**

2.1. Rose Seven Limited have made an application for a premises licence under section 17 of the Licensing Act 2003.

2.2. The applicant is applying for the following licensable activities and times:

Live Music	Standard Hours: Mon 10:00-23:00 Tue 10:00-23:00 Wed 10:00-23:00 Thu 10:00-23:00 Fri 10:00-00:00 Sat 10:00-00:00 Sun 10:00-23:00
Recorded Music	Standard Hours: Mon 10:00-23:00 Tue 10:00-23:00 Wed 10:00-23:00 Thu 10:00-23:00 Fri 10:00-00:00 Sat 10:00-00:00 Sun 10:00-23:00

Anything of a similar description	Standard Hours: Mon 10:00-23:00 Tue 10:00-23:00 Wed 10:00-23:00 Thu 10:00-23:00 Fri 10:00-00:00 Sat 10:00-00:00 Sun 10:00-23:00
Late Night Refreshment	Standard Hours: Mon 23:00-01:00 Tue 23:00-01:00 Wed 23:00-01:00 Thu 23:00-02:00 Fri 23:00-02:00 Sat 23:00-02:00 Sun 23:00-01:00
Supply of Alcohol	Standard Hours: Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-01:00 Fri 10:00-01:00 Sat 10:00-01:00 Sun 10:00-00:00
The opening hours of the premises	Standard Hours: Mon 10:00-01:00 Tue 10:00-01:00 Wed 10:00-01:00 Thu 10:00-02:00 Fri 10:00-02:00 Sat 10:00-02:00 Sun 10:00-02:00

2.3. The application is attached as Appendix A. The Non-standard hours have been removed from the application as agreed with the Police Authority .

3. **Current Status/History**

3.1. This is an application for a new Premises Licence. There is an existing premises licence in place(LBH-PRE-T- 0056) granted in November 2005. The current licence is attached as Appendix D.

3.2. The application was listed for a hearing in February 2022. However, following a resident meeting facilitated by the Licensing Authority. The meeting concluded with an agreement between all those present, that an adjournment would be in the best interests of all parties to try and narrow the issues further. A number of additional documents, were received following the meeting such as:

- Acoustic impact report
- Dispersal Policy
- Smoking policy

- 3.3. Temporary Event Notices for the premises have been given in 2022 are as follows:

Start date	end date	start time	end time
01/01/2022	01/01/2022	00:01am	03:00am.

4. **Representations: Responsible Authorities**

From	Details
Environmental Health Authority (Environmental Protection)	No representation received
Environmental Health Authority (Environmental Enforcement)	Representation withdrawn based on agreed conditions as set out in para 8.1 below
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	No representation received
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation to this application
Police Authority	Representation withdrawn based on removal of nonstandard hours and agreed conditions as set out in para 8.1 below
Licensing Authority Appendix B	Representation received on the grounds of The Prevention of Crime and Disorder and The Prevention of Public Nuisance
Health Authority	No representation received

5. **Representations: Other Persons**

From	Details
10 representations including 2 video clips have been received from and on behalf of local residents	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety and Prevention of Public Nuisance

6. **Guidance Considerations**

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

7. Policy Considerations

- 7.1. 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.
- 7.2. The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours) are relevant.

Officer Observations

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

Supply Of Alcohol (On/Both)

- 1.No supply of alcohol may be made under the premises licence:
- (a) At a time when there is no designated premises supervisor in respect of the premises licence.
- (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
- (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
- (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
- (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
- (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
- (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
- (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
- (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be

considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.

5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

- A. a holographic mark or
- B. an ultraviolet feature.

6. The responsible person shall ensure that:

a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider: 1/2 pint;
- gin, rum, vodka or whisky: 25ml or 35ml; and
- still wine in a glass: 125ml; and

a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

b. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

7.2 For the purposes of the condition set out in paragraph 7.1 above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(i) "permitted price" is the price found by applying the formula - $P = D + (D \times V)$ Where - 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;

(b) “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;

(c) “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

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

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

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

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

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. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime prevention officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officers throughout the preceding 31 day period. The CCTV system should be updated and maintained according to police recommendations.

10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested

11. SIA door supervisors shall be employed in accordance with a risk assessment. All door supervisors shall enter their full details in the premises daily register at the

commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number and the times they commence and conclude working. If the door supervisor is provided by an agency, the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or other authorised officers upon request.

12. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.

13. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 6 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.

14. A refusal book will be maintained at the premises, and made available to an officer of a responsible authority upon request.

15. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 6 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.

16. There shall be a written dispersal policy for the premises, which is to be shared with the Responsible Authorities (i.e. the Licensing Service and Police), a copy of which shall be kept on the premises and made available to police and/or other authorised officers upon request.

17. The outdoor areas shall be monitored by management or door staff (when employed) regularly when it is in use and signs shall be displayed asking customers to keep noise to a minimum.

18. An email address and phone number available to local residents so that they may report and resolve any issues relating to noise that may arise with a member of the management team.

19. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.

20. Notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate) advising customers:

- a. That CCTV & challenge 25 are in operation;
- b. Of the permitted hours for licensable activities & the opening times of the premises;
- c. Not to drink in the street;
- d. To respect residents, leave quietly, not to loiter outside the premises or in the vicinity and to dispose of litter legally

21. The use of the rear garden area shall cease at 2200hours

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

23. After 2200hours there shall be a maximum of 8 smokers allowed out the front of the premises.

Those temporarily allowed to leave the premises to smoke shall not be permitted to take drinks with them

24.. A first aid box will be available at the premises at all times.

25. Regular safety checks shall be carried out by staff.

26. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.

27. An incident log shall be kept at the premises, and made available on request to an authorised officer

of the council or the police, which will record the following.

- a) All crimes reported.
- b) All ejections of patrons
- c) Any complaints received.
- d) Any incidents of disorder.
- e) Seizure 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.

28. All instances of crime and disorder witnessed or reported to staff to be reported by the Designated

Premises Supervisor or responsible member of staff to police.

29.Noise from amplified music or voices shall not be such as to cause a statutory noise nuisance to occupants of nearby premises.

30. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a statutory noise nuisance.

31. There shall be no TVs used in the outdoor external space.

32. The external door to the kitchen shall remain closed at all times.

33. The premises licence holder shall invite nearby residents to a meeting at the premises to discuss any concerns at least once a quarter (or more frequently if requested to do so by any resident.)

34. Removal of the doors from the customer outdoor space to the outdoor area now marked 'no customer access' on the plan. Door opening to be blocked up and all gaps sealed with blockwork and plastered.

35. Acoustic seals or the replacement of the fire exit door with a new acoustic door set. Any door set should be fitted with neoprene/rubber compression or knife edge acoustic seal to head, jamb and threshold.

36. Notices will be positioned in the outdoor seating areas requesting that customers keep noise to a minimum and members of staff will draw their attention to these notices.

37. Moveable furniture placed on the terraces shall be fitted with rubber, cork or similar material on their feet/base to minimise noise when moved.

38. The outdoor area shall be monitored by management or door staff (when employed) regularly when it is in use.

39. Patrons who disregard the signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.

40. The fire exit door to the alleyway shall remain closed whilst the courtyard garden is in use except in case of emergency.

14. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.

42. Staff members (including door personnel when employed) will advise patrons to leave the courtyard garden area quickly and quietly out of respect for our neighbours.

43. Notices will be displayed at the exits requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.

44.. The pub manager and licensee shall provide an email address(es) and phone number(s) to local residents so that they may report and resolve any issues relating to noise that may arise with a member of the management team.

45. Following the receiving of a complaint, the licensee and pub management shall investigate the complaint and take appropriate action where necessary. Where substantiated by an authorised officer, they shall work with London Borough of Hackney's Licensing and Environmental Protection Teams to promote the prevention of public nuisance.

46. Doors and windows at the premises are to remain closed after 11pm save for access and egress.

47. There shall be a written dispersal policy and smoking policy for the premises, which is to be shared with the Responsible Authorities (i.e. the Licensing Service and Police), a copy of which shall be kept on the premises and made available to police and/or other authorised officer upon request. (see attached).

48. A "Challenge 25" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 25. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the "PASS" hologram.

49. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new

member of staff before they commence employment and all staff must receive refresher training every 6 months.

50. Notices advising what forms of ID are acceptable must be displayed.

51. Notices must be displayed in prominent positions indicating that the Challenge 25 policy is in force.

Conditions derived from the Responsible Authorities representation:

52. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime prevention officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officers throughout the preceding 31 day period. The CCTV system should be updated and maintained according to police recommendations.

53. 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 is open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage with the absolute minimum of delay when requested

54. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.

- a) All crimes reported.
- b) All ejections of patrons
- c) Any complaints received.
- d) Any incidents of disorder.
- e) Seizure 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.

55. All instances of crime and disorder witnessed or reported to staff to be reported by the Designated Premises Supervisor or responsible member of staff to police.

56. SIA door supervisors shall be employed in a risk assessment. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number and the times they commence and conclude working. If the door supervisor is provided by an agency, the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or other authorised officer upon request

57. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 6 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.

58. There shall be a written dispersal policy for the premises, which is to be shared with the Responsible Authorities (i.e. the Licensing Service and Police), a copy of

which shall be kept on the premises and made available to police and/or other authorised officers upon request.

59. The outdoor areas shall be monitored by management or door staff (when employed) regularly when it is in use and signs shall be displayed asking customers to keep noise to a minimum.

60. We will make an email address and phone number available to local residents so that they may report and resolve any issues relating to noise that may arise with a member of the management team.

61. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.

62. Notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate) advising customers: a. That CCTV & challenge 25 are in operation; b. Of the permitted hours for licensable activities & the opening times of the premises; c. Not to drink in the street; d. To respect residents, leave quietly, not to loiter outside the premises or in the vicinity and to dispose of litter legally

63. The use of the rear garden area shall cease at 2200 hours.

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

65. After 2200 hours there shall be a maximum of 8 smokers allowed out the front of the premises. Those temporarily allowed to leave the premises to smoke shall not be permitted to take drinks with them.

66. 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.

67. 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.

68. The Licensee's premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee's waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as his/her waste carrier arrives to collect the refuse.

69. 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.

70. 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.

71. 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 the Adam and Eve. 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

9. **Reasons for Officer Observations**

- 9.1. Conditions 9 to 51 are derived from the applicant's operating schedule. Conditions 52 to 65 have been proposed by the Police and conditions 66 to 71 have been proposed by the Environmental Enforcement. The applicant has agreed to all the proposed conditions.

10. **Legal Comments**

- 10.1. The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;

- The Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- The Protection of Children from Harm

- 10.2. It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. **Human Rights Act 1998 Implications**

- 11.1. There are implications to;
- **Article 6** – Right to a fair hearing
 - **Article 14** – Not to discriminate
 - Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individuals rights against the interests of the community at large.

12. **Members Decision Making**

12.1. **Option 1**

That the application be refused

12.2. Option 2

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

13. Conclusion

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

Appendices:

Appendix A: Application for a premises licence and supporting documents

Appendix B: Representations from responsible authorities

Appendix C: Representations from Other Persons

Appendix D: Current Premise Licence

Appendix E: Location map

Background documents

Licensing Act 2003

LBH Statement of Licensing Policy

Report Author	Name: <u>Sanaria Hussain</u> Title: Senior Licensing Officer Email: sanaria.hussain@hackney.gov.uk Tel: 02083562431
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

APPENDIX A

Hackney
LA01

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Rose Seven Limited

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description Adam and Eve 155 Homerton High Street Hackney			
Post town	London	Postcode	E9 6AS
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£0	

Part 2 - Applicant details

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

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |

- iv other (for example a statutory corporation) ☐ please complete section (B)
- c) a recognised club ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒
- I am making the application pursuant to a
- statutory function or ☐
- a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current residential address if different from premises address					
Post town			Postcode		

Daytime contact telephone number	
E-mail address (optional)	
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)	

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth			I am 18 years old or over <input type="checkbox"/> Please tick yes		
Nationality					
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name Rose Seven Limited

Address Adam and Eve The Enterprise 2 Haverstock Hill London NW3 2BL
Registered number (where applicable) 08536632
Description of applicant (for example, partnership, company, unincorporated association etc.) Private 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
07	12	2021

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)
Public house - This is an application for a premises licence for the Adam & Eve, which already has the benefit of a licence LBH-PRE-T-0056 This application is in similar terms to that licence in respect of the licensable activities and the hours during which they are permitted. The primary purpose of the application is to bring up to date the conditions attached to it, and amend the layout of the premises in accordance with the plan deposited with it.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

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

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

Provision of regulated entertainment (please read guidance note 2) Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
			State any seasonal variations for performing plays (please read guidance note 5)		
Wed					
Thur					
			Non-standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 6)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed			Non-standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			
Fri			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)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Wed					
Thur					
			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)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	10:00	23:00	Please give further details here (please read guidance note 4)		
Tue	10:00	23:00			
Wed	10:00	23:00	State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur	10:00	23:00			
Fri	10:00	00:00	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) St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police 10:00 to 00:00. Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve 10:00 to 00:00. On occasion of local national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police: 10:00 to 00:00.		
Sat	10:00	00:00			
Sun	10:00	23:00			

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)			
Mon	10:00	23:00				
Tue	10:00	23:00				
Wed	10:00	23:00				
Thur	10:00	23:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)			
Fri	10:00	00:00				
Sat	10:00	00:00				
Sun	10:00	23:00				
			Non-standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list (please read guidance note 6)			
			St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police 10:00 to 00:00.			
			Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve 10:00 to 00:00.			
			On occasion of local national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police: 10:00 to 00:00			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	10:00	23:00			
Tue	10:00	23:00			
			State any seasonal variations for the performance of dance (please read guidance note 5)		
Wed	10:00	23:00			
Thur	10:00	23:00			
			Non-standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 6) St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police 10:00 to 00:00. Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve 10:00 to 00:00. On occasion of local national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police: 10:00 to 00:00		
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	23:00			

H




Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors <input checked="" type="checkbox"/>
Mon	10:00	23:00		Outdoors <input type="checkbox"/>
				Both <input type="checkbox"/>
Tue	10:00	23:00	Please give further details here (please read guidance note 4)	
Wed	10:00	23:00		
Thur	10:00	23:00	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)	
Fri	10:00	00:00		
Sat	10:00	00:00	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) St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police 10:00 to 00:00. Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve 10:00 to 00:00. On occasion of local national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police: 10:00 to 00:00	
Sun	10:00	23:00		

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon	23:00	01:00			
Tue	23:00	01:00			
			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Wed	23:00	01:00			
Thur	23:00	02:00			
			Non-standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6) St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police. An additional hour to the standard hours.		
Fri	23:00	02:00			
Sat	23:00	02:00			
			Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve. An additional hour to the standard hours.		
Sun	23:00	01:00			
			On occasion of local national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police. An additional hour to the standard hours.		

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5)		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	01:00	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) St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police. An additional hour to the standard hours. Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve. An additional hour to the standard hours. On occasion of local national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police. An additional hour to the standard hours.		
Fri	10:00	01:00			
Sat	10:00	01:00			
Sun	10:00	00:00			

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):

Name Michael John Nicholas	
Date of birth	
Address 	
Postcode	
Personal licence number (if known) 	

Issuing licensing authority (if known)
Camden

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

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	10:00	01:00	
Tue	10:00	01:00	
Wed	10:00	01:00	
			Non-standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6) St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police. An additional hour to the standard hours.
Thur	10:00	02:00	
Fri	10:00	02:00	
Sat	10:00	02:00	Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve. An additional hour to the standard hours.
Sun	10:00	02:00	

			On occasion of local national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police. An additional hour to the Standard Hours.
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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)

Please refer to the attached Operating Schedule and policies.

b) The prevention of crime and disorder

Please refer to the attached Operating Schedule and policies.

c) Public safety

Please refer to the attached Operating Schedule and policies.

d) The prevention of public nuisance

Please refer to the attached Operating Schedule and policies.

e) The protection of children from harm

Please refer to the attached Operating Schedule and policies.

Checklist:

Please tick to indicate agreement


- I have made or enclosed payment of the fee. ☒
- I have enclosed the plan of the premises. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☒
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. ☒
- I understand that I must now advertise my application. ☒
- I understand that if I do not comply with the above requirements my application will be rejected. ☒
- ☒ [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15). ☐

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

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none">• [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 licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office right to work checking service which confirmed their right to work (please see note 15)
Signature	 FOR AND ON BEHALF OF KUT STEINART LEVY LLP.
Date	8/11/2021
Capacity	Solicitors and Authorised Agents

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.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)



Post town	Manchester	Postcode	M3 2RD
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Telephone number (if any)	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle 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

This is for information only and is not intended for precise dimensions. Do not scale from drawing for site purposes

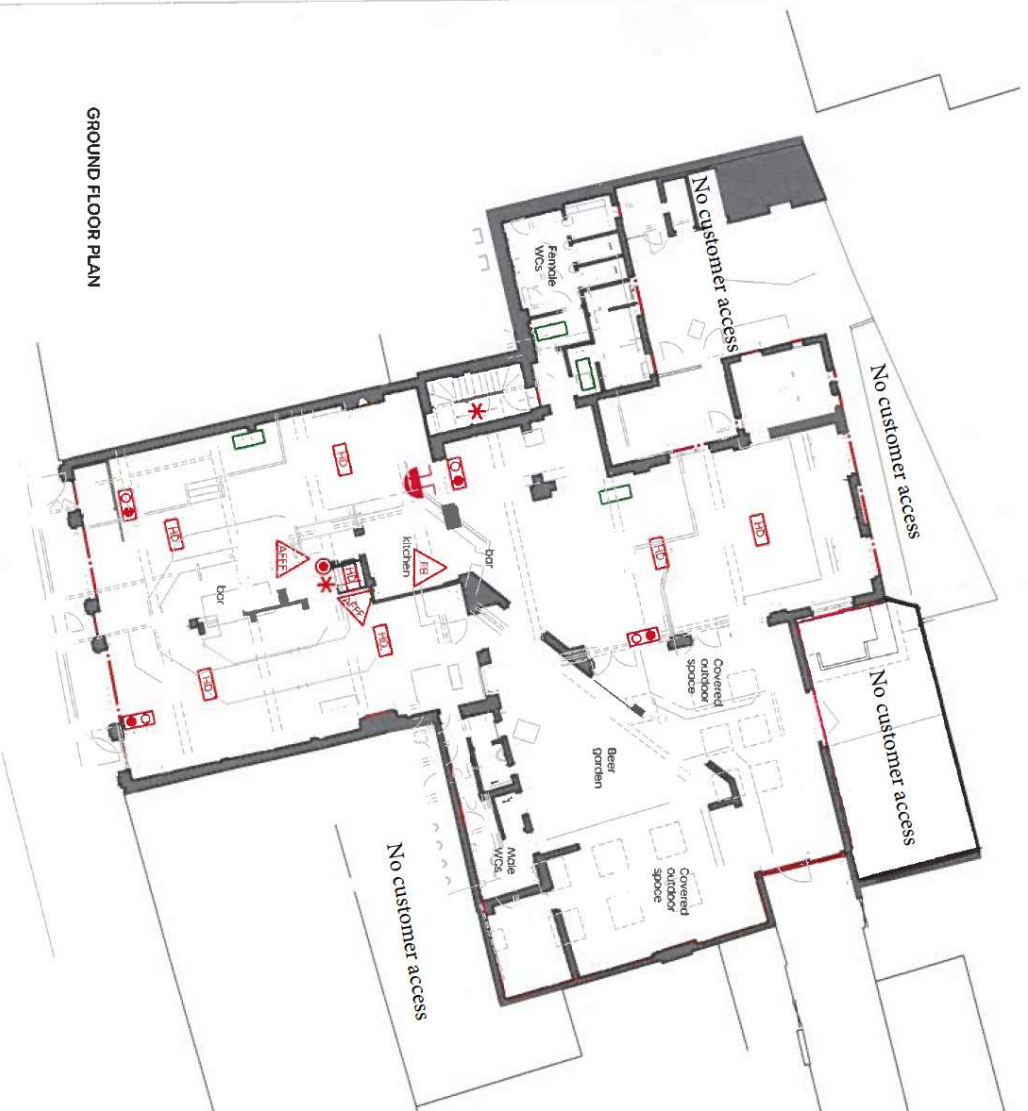
Scale bar:



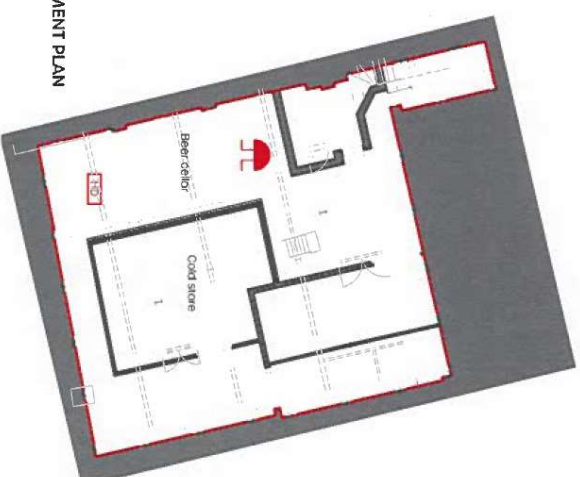
Revisions:	No	Date	Notes
1	25/07/2021	Amended boundary to rear.	
2	25/07/2021	Back gate amended	

KEY

- Illuminated exit sign
- Break Glass Fire Alarm Call Point
- Emergency light
- Heat Detector
- Smoke Detector
- Sounder
- AFFF Extinguisher 5lt Capacity
- Fire Blanket
- H01 Hour fire resisting self-closing door and frame



GROUND FLOOR PLAN



BASEMENT PLAN

Project

ADAM AND EVE

Address:

155 Tottenham High Street
London
E20 6AS

Client:

Rose Street Ltd

Drawn by:

CM

Date:

04/07/2021

Scale & of:

1:50

Title:

Ground and Cellar Plans

Dwg No:

15100-EDV-x-3-3-06-A-000

Rev:

1:01

Location:

Northumbria Office
The Kings Head
85 Bridge Street
Barn
Northumbria
NE24 3AE

Tel:

01670 201556

Email:

studio@edablearchitecture.co.uk

Edable
ARCHITECTURE

The Adam & Eve, Homerton High Street

Premises Licence Application

Conditions

A) The Prevention of Crime and Disorder

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime prevention officer. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorized officer throughout the preceding 31 day period. The CCTV system should be updated and maintained according to police recommendations.
2. 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 is open to the public. This staff member must be able to show a Police or authorized council officer recent data or footage with the absolute minimum of delay when requested
3. SIA door supervisors shall be employed in accordance with a risk assessment. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number and the times they commence and conclude working. If the door supervisor is provided by an agency, the name, registered business address and contact telephone number will also be recorded. This register will be made available to police or other authorised officer upon request
4. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.
5. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 6 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.
6. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.

7. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 6 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.
8. There shall be a written dispersal policy for the premises, which is to be shared with the Responsible Authorities (i.e. the Licensing Service and Police), a copy of which shall be kept on the premises and made available to police and/or other authorised officer upon request.
9. The outdoor areas shall be monitored by management or door staff (when employed) regularly when it is in use and signs shall be displayed asking customers to keep noise to a minimum
10. An email address and phone number available to local residents so that they may report and resolve any issues relating to noise that may arise with a member of the management team.
11. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
12. Notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate) advising customers:
 - a. That CCTV & challenge 25 are in operation;
 - b. Of the permitted hours for licensable activities & the opening times of the premises;
 - c. Not to drink in the street;
 - d. To respect residents, leave quietly, not to loiter outside the premises or in the vicinity and to dispose of litter legally
13. The use of the rear garden area shall cease at 2200hours
14. There shall be no glass drinks or open containers taken outside the front of the premises at any time
15. After 2200hours there shall be a maximum of 8 smokers allowed out the front of the premises. Those temporarily allowed to leave the premises to smoke shall not be permitted to take drinks with them

B) Public Safety

1. A first aid box will be available at the premises at all times.
2. Regular safety checks shall be carried out by staff.
3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
4. *An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.*
 - a) *All crimes reported.*
 - b) *All ejections of patrons*
 - c) *Any complaints received.*
 - d) *Any incidents of disorder.*
 - e) *Seizure 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.*
5. All instances of crime and disorder witnessed or reported to staff to be reported by the Designated Premises Supervisor or responsible member of staff to police.

C) The Prevention of Public Nuisance

1. Noise from amplified music or voices shall not be such as to cause a statutory noise nuisance to occupants of nearby premises.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a statutory noise nuisance.
3. There shall be no TVs used in the outdoor external space.
4. The external door to the kitchen shall remain closed at all times.
5. The premises licence holder shall invite nearby residents to a meeting at the premises to discuss any concerns at least once a quarter (or more frequently if requested to do so by any resident.)
6. Removal of the doors from the customer outdoor space to the outdoor area now marked 'no customer access' on the plan. Door opening to be blocked up and all gaps sealed with blockwork and plastered.
7. Acoustic seals or the replacement of the fire exit door with a new acoustic door set. Any door set should be fitted with neoprene/rubber compression or knife edge acoustic seal to head, jamb and threshold.

8. Notices will be positioned in the outdoor seating areas requesting that customers keep noise to a minimum and members of staff will draw their attention to these notices.
9. Moveable furniture placed on the terraces shall be fitted with rubber, cork or similar material on their feet/base to minimise noise when moved.
10. The outdoor area shall be monitored by management or door staff (when employed) regularly when it is in use.
11. Patrons who disregard the signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
12. The fire exit door to the alleyway shall remain closed whilst the courtyard garden is in use except in case of emergency.
13. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
14. Staff members (including door personnel when employed) will advise patrons to leave the courtyard garden area quickly and quietly out of respect for our neighbours.
15. Notices will be displayed at the exits requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
16. The pub manager and licensee shall provide an email address(es) and phone number(s) to local residents so that they may report and resolve any issues relating to noise that may arise with a member of the management team.
17. Following the receiving of a complaint, the licensee and pub management shall investigate the complaint and take appropriate action where necessary. Where substantiated by an authorized officer, they shall work with London Borough of Hackney's Licensing and Environmental Protection Teams to promote the prevention of public nuisance.
18. Doors and windows at the premises are to remain closed after 11pm save for access and egress.
19. There shall be a written dispersal policy and smoking policy for the premises, which is to be shared with the Responsible Authorities (i.e. the Licensing Service and Police), a copy of which shall be kept

on the premises and made available to police and/or other authorised officer upon request. (see attached).

D) The Protection of Children From Harm

1. A "Challenge 25" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 25. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the "PASS" hologram.
 2. Staff training will include the Challenge 25 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.
 3. Notices advising what forms of ID are acceptable must be displayed.
 4. Notices must be displayed in prominent positions indicating that the Challenge 25 policy is in force.
-

SMOKING & AL FRESCO DINING POLICY

1. Any outside area used by customers wishing to dine, drink or smoke shall be clearly delineated and covered by the CCTV system which will be installed at the premises.
2. The outdoor areas shall be monitored by management or door staff (when employed) regularly when it is in use and signs shall be displayed asking customers to keep noise to a minimum.
3. The outdoor area will be cleaned regularly.
4. Suitable receptacles shall be provided for smokers to dispose of cigarette butts.
5. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
6. Open containers of alcohol shall not be permitted to be taken beyond the boundary of the outside area

DISPERSAL POLICY

The purpose of this Dispersal Policy is to ensure, so far as it is possible, that minimum disturbance or nuisance is caused to neighbours of The Adam and Eve public house and to ensure that the operation of the premises makes the minimum impact upon the neighbourhood in relation to potential nuisance and anti-social behaviour. This will be achieved by exercising pro-active measures towards and at the end of the evening.

By ensuring that this Dispersal Policy document is brought to the attention of Management and Staff we will seek to encourage the efficient, controlled and safe dispersal of our patrons during our closing period.

1. Notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate) advising customers:
 - a. That CCTV & challenge 25 are in operation;
 - b. Of the permitted hours for licensable activities & the opening times of the premises;
 - c. Not to drink in the street;
 - d. To respect residents, leave quietly, not to loiter outside the premises or in the vicinity and to dispose of litter legally
2. Management, staff and SIA registered door staff (when employed) will assist with the orderly and gradual dispersal of patrons onto Homerton High Street and then be encouraged to quietly make their way towards Homerton Overground Station, nearby bus routes and not to loiter outside neighbouring properties.
3. We will actively discourage our customers from assembling outside the premises on Homerton High Street at the end of the evening.
4. The outdoor areas shall be monitored by management or door staff (when employed) regularly when it is in use and signs shall be displayed asking customers to keep noise to a minimum.
5. We will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of consumption in any delineated external drinking area.)
6. Customers will be provided with assistance and details of taxi companies, bus routes and nearest tube stations if required. Customers will be encouraged to wait quietly, and where possible, wait inside, for their taxis.
7. Any customers who are intoxicated or in a vulnerable state on dispersal shall be assisted into a quiet part of the premises and a manager informed. The manager will assist them with their journey home or will inform the emergency services if required.



Licensing acoustic impact report

Adam & Eve PH

155 Homerton High Street

Hackney

London

E9 6AS

Author: Daniel O'Sullivan

Date: 6th March 2022

Signed: 

Executive summary

- DO Sound have been commissioned by Michael Nicholas of Rose Seven Limited to undertake an environmental noise impact assessment of the operation of the Adam & Eve public house
- Mr Michael Nicholas has a premises licence granted by London Borough of Hackney (LBH) for live and recorded music until 23:00 Sunday to Thursday and 01:00 on Fridays and Saturday.
- The Licensing team at LBH received complaints about noise from the open area at the rear of the venue. They have liaised with the venue management on the complaints and noise impacts of concern
- DO Sound have contacted LBH for their guidance and compiled a report addressing the licensing objective of prevention of public nuisance and to mitigate any potential noise nuisance
- The impacts from the licensed uses have been assessed and can be controlled.

Report competency

This report has been solely compiled by Daniel O'Sullivan. Mr O'Sullivan has worked in the field of acoustics within local authorities and as an acoustic consultant for 19 years. He holds a PG Dip in Acoustics & Noise Control, MSc in Environmental & Architectural Acoustics and is a full Member of the Institute of Acoustics. He holds particular experience in Planning, Licensing, concerts & events and construction noise.

Introduction

The Adam & Eve pub is located on Homerton High Street. There are records of a pub at this location since at least 1735, with the current front elevation having a date of 1915 inscribed above the Adam and Eve terracotta relief figures and pub sign. The building is set over three storeys with the pub on the ground floor only and ancillary residential above.

The Existing Licence

The operator, Rose Seven Limited, has a premises licence granted by the London Borough of Hackney on the 5th November 2018 for:

Sale of Alcohol:

Sunday to Wednesday 10:00 hours to 00:00 hours

Thursday to Saturday 10:00 hours to 01:00 hours

Regulated Entertainment consisting of Plays, Films, Live Music, Recorded Music and performance of Dance

Sunday to Thursday 10:00 hours to 23:00 hours

Friday and Saturday 10:00 hours to 00:00 hours

The opening hours of the pub are listed on their website as:

Mon - Weds: 4pm – 11pm

Thurs: 4pm - 12am

Fri - Sat: 12pm - 1am

Sun: 12pm - 12am

Local Authority perspective

DO Sound contacted David Tuitt, (Business Regulation Team Leader of the Licensing Team) and Ashraf Haque (Environmental Protection Manager) at the London Borough of Hackney, upon being engaged by the promotor. In addition, all parties met on site on 10th February 2022 to discuss the noise issues, management of the noise sources, the noise report required and potential noise mitigation measures.

This report focuses on assessing the noise impact of the venue in terms of statutory nuisance and promoting the licensing objective of prevention of public nuisance.

There are several conditions directly relating to noise and public nuisance on the current premises licence. These are conditions 11, 18, 19 & 27:

“11. Where a disc jockey is utilised, that disc jockey must ask that customers leave the premises quietly.

18. Additional patrols will take place by members of staff, internally and externally to limit any noise pollution when entertainment is being offered within the premises.

19. Where appropriate, notices will be displayed asking customers to respect neighbours when leaving the premises.

27. The installation of sound limiting devices (device type to be approved by the Pollution Team) to all music systems. The limiting devices should be set to ensure inaudibility in all residential premises , a certificate of calibration should be submitted to the Pollution Team.”

There is no relevant planning history for the site.

Site description

The venue is on the A102 Homerton High Street (see Figure 1 for area map below). This is a TfL red route with no stopping for vehicles allowed. There is a bus stop just to the east served by the 236, 276, 308, 488 and W15 services.

Homerton High Street is characterized by commercial premises on the ground floor with shops, bars, cafes, takeaways and hairdressers in close proximity and some residential on the upper floors. On the opposite side of Homerton High Street is Vivienne Cohen House, housing mental health services operated by the NHS.



Figure 1: Area map

There are residential premises with terraced properties to the north on Coopersale Road and Glyn Road. The soundscape is dominated by traffic noise and activity on Homerton High Street, with relatively high levels of sound here and lower background sound levels on the side roads of Coopersale Road and Glyn Road.

Pub layout

The pub is accessed by a single entrance on Homerton High Street. Two doors lead into the large main drinking area around both sides of the long circular bar. On the right hand side of the pub is the pool table, dartboard and bar area. At the rear the room has an unusual L-shaped pool table. The courtyard area at the rear is accessed by doors from both areas. The courtyard has a concrete floor and is enclosed by brick and blockwork walls with a glazed side end wall to the alleyway. The rear

area of the courtyard nearest the properties on Glyn Road is enclosed by a glazed roof structure and the main area of the courtyard is open.

At the rear of the courtyard area is an open garden area which was previously used for seating with a bar. The licensee confirmed that this area is not currently proposed to be used and is marked as having no customer access on the site plan.

At the rear of the bar area is a small kitchen currently operated by Krapow, serving Thai street food. This is served by a kitchen extraction system. This report does not specifically assess this sound source but there are no known complaints in relation to noise from this system and no significant noise was observed from the system on any of the visits to the premises. The kitchen operates 16:00 - 22:00 Monday to Saturday and noon – 2100 hours on Sunday. The site plan is included in Appendix B of the report.

Sound System

The licensee advises that there is no music played within the courtyard area. No music was observed in this area on any of the visits to premises.

Measurement Discussion

Initial Survey

The initial survey was undertaken on Friday 3rd September 2021. Measurements were taken at a height of 1.2-1.5m.

The weather was warm, clear and still. All measurements taken with a Norsonic Nor140 Class 1 sound level meter s/n 1403221. The meter was calibrated at 113.9dB @ 1kHz prior to and after the measurements and no drift was noted. The meter was calibrated in April 2021.

The rear area was busy in the peak time on a Friday night and could be considered a worst case scenario. All tables were occupied in the rear area. I took a 5 minute measurement in the rear area near to the rear door. This was a $L_{Aeq5 mins}$ of 83.4dBA. The perceived sound is wholly from the voices of customers within the space. The rear area has a concrete floor with hard brick walls and very little absorption. These hard reflective surfaces created a highly reverberative space. Introduction of more absorption within this space would reduce reflected sound and result in a better acoustic conditions for customers in this area.

Measurements were undertaken in the (currently closed) rear garden space. One metre from the rear doors to the garden, this was a $L_{Aeq5 mins}$ of 62.8dBA. The floor under these doors was not level (see Figure 2) and there were some gaps around the frame which result in some noise breakout. With the additional potential for noise breakout as the door is opened it is advised that mitigation was undertaken.

There is a glazed area with fire exit door to the alleyway at the rear side of the pub (see Figure 4). The glazed area has single wired glazing. There are gaps between the door, frame and floor resulting in significant break out from these gaps (you can see this in Figure 5).

Access was attempted at nearby receptors. It is noted that there was a small gathering in the garden of No. 5 Glyn Road – I spoke to them and they had no noise issues with the pub. I also visited the property at No.1A and took a 5 minute measurement in the rear garden and in the alleyway near to the side window of 1B & C. Pub patron noise was audible in the rear garden and an $L_{Aeq5mins}$ of

58.9dBA was recorded but it was not perceptible within the living room. At the side window pub patron noise was masked by the ambient sound levels here with passing traffic on Homerton High Street which was the dominant sound source. The resident at No.3 enquired the purpose of the survey whilst I was on site whilst passing and I advised them too.

Mitigation works to be carried out:

- Removal of the doors to the rear external area. Door opening to be blocked up and all gaps seals with blockwork and plastered.
- Fitting of acoustic seals/replacement of the fire exit door with a new acoustic door set. It is recommended that any door set should be fitted with neoprene/rubber compression or knife edge acoustic seal to head, jamb and threshold.

Additional management controls are listed within the proposed operating schedule in Appendix C. In addition to this the following measures have been implemented:

- Confirmation that the rear open garden area nearest to the residential on Glyn Road is not to be used.
- Courtyard area to be closed by 2200 hours. Front footway area on Homerton High Street to be used after 2200 for accommodation of a limited number of smokers.
- TV screens to the walled open area have been turned off. Football will be shown inside the pub only.

Consideration was given to fitting of a solid barrier to the top of the wall to the rear courtyard area to aid the screening effect for the properties to the north on Glyn Road and Coopersale Road. This would require further investigation from a structural engineer on the feasibility of such a measure and falls outside the scope of the report.

Post works survey

Following completion of the mitigation works, a follow up survey was carried out on Saturday 5th March. The weather was still, cloudy, cold and dry during the survey with a light drizzle after measurements were undertaken. All measurements taken with a Norsonic Nor140 Class 1 sound level meter s/n 1403221. The meter was calibrated at 113.9dB @ 1kHz prior to and after the measurements and no drift was noted. The meter was calibrated in April 2021.

Measurements were taken at the position of the blocked up door and the rear fire exit to verify the effectiveness of the mitigation measures. The measurements are summarized in the results section and Table 1 below. This time access was attempted but not available or provided for any of the Glyn Road properties. I spoke with the resident at number 7 and advised of my survey and discussed the noise situation. They were concerned about pub noise to a children's bedroom but I was unable to access or assess the impact here.

During the follow up survey it is noted that the door was fully blocked up and sealed (see Figure 5). No sound was perceptible from the blocked up door area. It was also noted that the fire exit door had been effectively sealed (see Figure 6) and significantly less sound transmission was observed.

Results

Sound measurements were taken inside and outside the blocked up rear doors and side fire exit into the alleyway. These measurements are noted in Table 1.

	Position	L _{Aeq} 5mins	L _{A90}	L _{Amax}	L _{Aeq} inside/outside attenuation
19:37:00	inside door to garden	83.4	80	91.9	
19:50:17	outside garden door	62.8	60.6	70.9	20.6
19:58:29	Inside fire exit door	81.4	77.1	90	
20:22:37	Outside fire exit door	67.7	62.5	86	13.7
20:48:27	In rear garden of 1A	58.9	56	72.5	

Table 1: Initial sound measurements undertaken on Friday 3rd September 2021 (all measurements re 2×10^{-5} Pa)

Following the initial sound survey and carrying out of mitigation works as outlined, these measurements were repeated. The measurements at these positions are shown in Table 2 below:

	Position	L _{Aeq} 5mins	L _{A90}	L _{Amax}	L _{Aeq} inside/outside attenuation
20:02:30	inside former door to garden	77.2	72.7	84.4	
20:13:05	outside garden door	50.6	48	60	26.6
20:07:40	Inside fire exit door	76.9	71.9	90.1	
19:56:46	Outside fire exit door	55.6	53.4	64.5	21.3

Table 2: Follow up site survey measurements (all measurements re 2×10^{-5} Pa)

	Before works	After works	
	L _{Aeq} inside/outside attenuation	L _{Aeq} inside/outside attenuation	Difference
Fire exit	20.6	26.6	6
Blocked door	13.7	21.3	7.6

Table 3: Comparison of attenuation pre and post sound insulation works

Looking at the works in isolation, the results have shown an improvement of 6dB with the fire exit door works and an improvement of 7.6dB with the blocked up door to the rear.

Conclusion

The operation of the courtyard area and noise impacts have been assessed in line with LBH guidance. Areas of sound breakout have been identified, mitigation works carried out and have been shown to be effective. This report supports the promotion of the prevention of public nuisance as per the Licensing objective in operation of the venue.

Appendix A: Site images



Figure 2: Rear double doors



Figure 3: Newly blocked up rear double doors



Figure 4: Rear fire exit door



Figure 5: Gap under fire exit door



Figure 6: New threshold fitted to fire exit door

OPERATING SCHEDULE

Staff shall be trained in the requirements of the Licensing Act 2003 with regard to the Licensing Objectives.

A) The Prevention of Crime and Disorder

1. A CCTV system shall be maintained and operated at the premises with cameras positioned both internally and externally.
2. Recorded CCTV images will be maintained and stored for a period of twenty-eight days and shall be produced to the Police or Licensing Authority upon request.
3. CCTV will be in operation at any time a person is in the premises. Where CCTV is recorded onto a hard drive system, any DVDs subsequently produced will be in a format so it can be played back on a standard PC or DVD player.
4. Any person left in charge of the premises must be trained in the use of any such CCTV equipment, and be able to produce CCTV images to an officer from a responsible authority upon request.
5. SIA registered door staff shall be employed at the premises, in accordance with a risk assessment, to be carried out by the DPS. When employed, door staff will wear high visibility armbands.
6. When employed, a register of those door staff employed shall be maintained at the premises and shall include:
 - (i) the number of door staff on duty;
 - (ii) the identity of each member of door staff;
 - (iii) the times the door staff are on duty.
7. Open containers of alcohol shall not be removed from the premises, save for consumption in any delineated external area.
8. Staff will be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.
9. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.

B) Public Safety

1. A first aid box will be available at the premises at all times.
2. Regular safety checks shall be carried out by staff.
3. Management shall liaise with the Fire Authority as necessary to ensure compliance with all necessary fire regulations.
4. The premises shall maintain an Incident Log and public liability insurance.

C) The Prevention of Public Nuisance











1. Noise from amplified music or voices shall not be such as to cause a statutory noise nuisance to occupants of nearby premises.
2. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a statutory noise nuisance.
3. The exterior of the building shall be cleared of litter at regular intervals.
4. Notices will be positioned at the exits to the building requesting customers to leave in a quiet manner.
5. Notices will be positioned in the outdoor seating areas requesting that customers keep noise to a minimum and members of staff will draw their attention to these notices.
6. The outdoor areas shall be monitored by management or door staff (when employed) regularly when it is in use.
7. Patrons who disregard the signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
8. Doors and windows at the premises are to remain closed after 11pm save for access and egress.
9. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
10. Staff members (including door personnel when employed) will advise patrons to leave the premises quickly and quietly out of respect for our neighbours.
11. Notices will be displayed at the exits requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
12. We will actively discourage our customers from assembling outside the premises at the end of the evening.
13. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
14. We will make an email address and phone number available to local residents so that they may report and resolve any issues relating to noise that may arise with a member of the management team.

D) The Protection of Children From Harm

1. A "Challenge 21" Policy shall be implemented in full and appropriate identification sought from any person who appears to be under the age of 21. The only acceptable forms of ID are photographic driving licences, passports, HM forces warrant cards, EU/EEA national ID card or similar document or a form of identification with the "PASS" hologram.
2. Staff training will include the Challenge 21 Policy and its operation. In particular, staff shall be trained to take such action as is necessary to prevent the sale of alcohol to persons over the age of 18 where those customers are engaged in the distribution of alcohol to persons under the age of 18. The training must be given to a new member of staff before they commence employment and all staff must receive refresher training every 6 months.

3. Notices advising what forms of ID are acceptable must be displayed.
4. Notices must be displayed in prominent positions indicating that the Challenge 21 policy is in force.

KEY

-  Illuminated exit sign
-  Break Glass Fire Alarm Call Point
-  Emergency light
-  HBD Heat Detector
-  SD Smoke Detector
-  Sounder
-  AFFF Extinguisher alt capacity
-  Fire Blanket
-  FB Half hour fire resisting self-closing door and frame
-  *

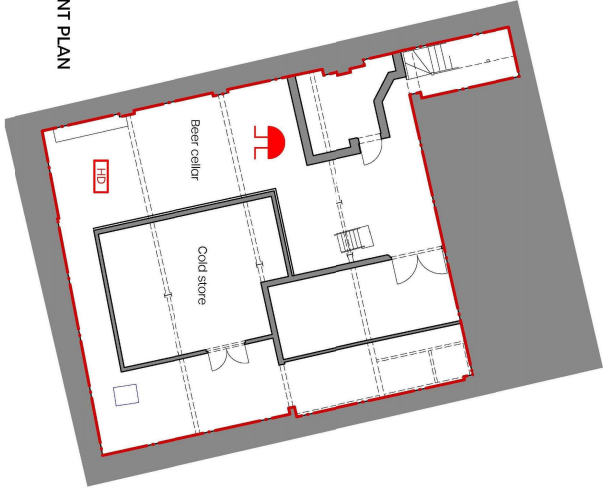
Scale bar:



Revisions:	No	Date	Notes
1	25/10/2021	Amended boundary to rear	
2	25/10/2021	Block gate amended	



GROUND FLOOR PLAN



BASEMENT PLAN

Project

ADAM AND EVE

Address:

YES Hornerton High Street
London
E9 6AS

Client:

Rose Seven Ltd

Drawn by:

CM

Date:

01/10/2021

Scale @ 1:100

Status:

LICENSING

Title:

Ground and Cellar Plans

Dwg No:

TS20-EDA-XX-XX-DR-A-0001

Rev:

P02

Location:

Northumberland Office
The Kings Head
85 Bridge Street
Blyth
Northumberland
NE24 3AE

Tel:

01670 361 856

Email:

studio@edablearchitecture.co.uk

APPENDIX B

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Licensing Service Hackney Service Centre 1 Hillman Street London E8 1DY
CONTACT NAME	David Tuitt
TELEPHONE NUMBER	020 8356 4942
E-MAIL ADDRESS	david.tuitt@hackney.gov.uk

APPLICATION PREMISES

Premises	Adam and Eve 155 Homerton High Street London E9 6AS
Applicant	Rose Nine Limited

COMMENTS

I make the following relevant representations in relation to the above application for a premises licence at the above address.

- | | | |
|----|--------------------------------------|---|
| 1) | the prevention of crime and disorder | |
| 2) | public safety | |
| 3) | the prevention of public nuisance | x |
| 4) | the protection of children from harm | |

Representations (which include comments and/or objections) in relation to:

I write in relation to the application for a new premises licence.

The Licensing Service has been in receipt of noise complaints for some months. The complaints relate to noise emanating from the conversion of a "Bottle Store" and "Covered Yard" into customer areas. These areas are shown on the plan attached to the existing licence (ref: LBH-PRE-T-0056)

The most recent series of complaints date back to December 2020. The Service raised this matter with the licensee prior to the third of the pandemic 'lockdowns' which commenced from December 2020.

Complaints resumed after the easing of lockdown restrictions were eased from April 2021. As a result visits were made to the site and it was found that additional seating had been installed in external areas abutting the boundary walls. The licensee was asked to cease the use of these areas and the "Bottle Store" and "Covered Yard" as a measure to prevent the noise nuisance. Whilst use of the external areas abutting the boundary walls ceased, it is unfortunate that the licensee was unwilling to restrict customer access to the additional areas, especially as they had been made aware that the use was causing noise nuisance to multiple neighbours.

The application now seeks to regularise the use of all areas with hours of use aligned to those of the internal spaces. I believe that the grant of the licence would lead to significant noise disturbance surrounding local residents who have been reporting issues for some time.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

The grant of a new licence would exacerbate existing problems, causing further public nuisance and in doing so, undermine the licensing objective. It is most disappointing that rather than use this application to address the issues the operator has been aware of for some time, they have instead sought to increase the footprint of the site to directly abut the perimeter wall. There is nothing in the new application that would address the existing problems. Furthermore, bearing in mind the existing issues, the generic "Dispersal Policy" and "Smoking & Al Fresco Dining Policy" have

































not even been tailored to the individual characteristics of this site. A simple internet search found identical documents submitted to Manchester City Council in support of an application for a premises licence at a restaurant.

I feel that the Licensing Sub-Committee will have no choice but to reject this application as the grant of a licence would only lead to a worsening of the current situation, further undermining the public nuisance objective.

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

6 December 2021

LEGEND

- | | |
|---|------------------------------------|
|  | Approved COT type |
|  | Approved COT type |
|  | Steel (based on the value 420 MPa) |
|  | Reinforced (by the value 420 MPa) |
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EXISTING FLUOR APPLA	44
222. (existing and new) wiring & electronic	45
223. Power line, (transformer, bus, equipment)	46
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277. Power line, (transformer, bus, equipment)	100

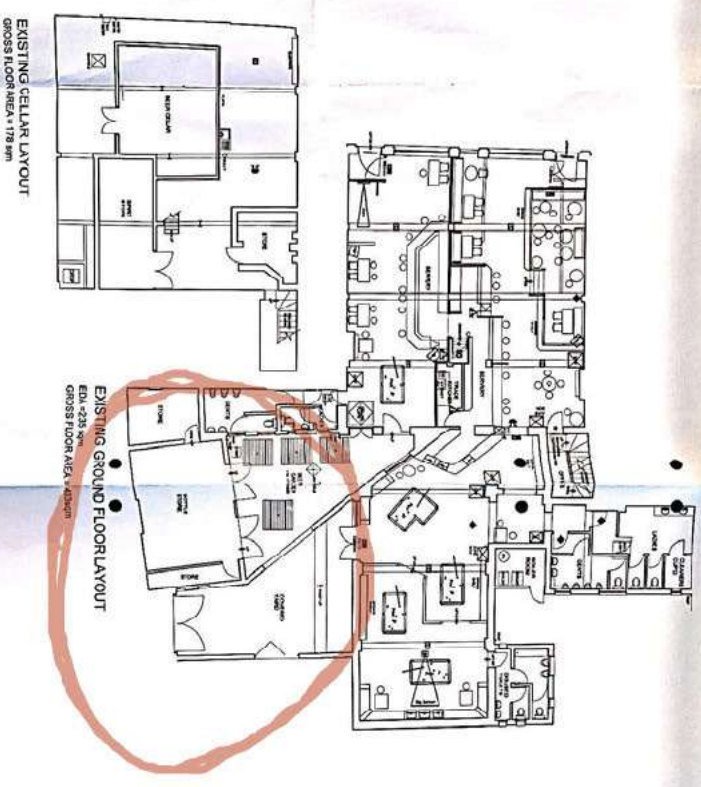
Environ

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The Ideas Company
ARCHITECTURAL
INTERIOR DESIGN CONSULTANTS
Buckley Hall, Conington Lane, Leam, 154 9LE
T. 0115 274 6577 F. 0115 274 6566

Job Title	ACAA & EVE
Address	151 HOMERSTON-HIGH STREET LONDON E9 6AS
Drawing Title	Licensing Layout
Sheet 1 of 100 (A1)	Drawing No.
1 220 101	M2562
Date	Scale
Sept. 01	1:50
Drawn by	Checked by
LS/CAF	

An eye level starts at marked stress and comply with the following regulations applicable at the line constraints, with a maximum rate of 150mm.





Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

Fwd: 155 Homerton High Road - The Adam and Eve

1 message

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

6 December 2021 at 07:58

Kind Regards,

APPENDIX C1

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

----- Forwarded message -----

From: [REDACTED]
Date: Sun, 5 Dec 2021 at 19:23
Subject: [155 Homerton High Road](#) - The Adam and Eve
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>

Dear Colleagues

I am one of the 3 ward councillors in King's Park and am writing to object to the application from the Adam and Eve Public House for a music and dance licence until midnight on Fridays and Saturdays, and for refreshments until 1am Sunday to Wednesday and 2am Thursday to Saturday, and to authorise the supply of alcohol on and off the premises until midnight Sunday to Wednesday and till 1am on Thursdays to Saturdays.

As ward councillors we have received numerous complaints about the unruly behaviour that has been ongoing for months by the publicans of Adam and Eve who have been flouting their licence and have made numerous promises to stop and curtail the noise, which is causing extreme problems and distress to local residents who are being kept awake and whose children are waking up in the night because of the noise. We have no option to object to this: the publicans have no regard whatsoever for the rights of local residents to a peaceful existence and if the late night licences were granted they would simply make more noise with impunity.

I believe granting the licence would flout LP3 - keeping children from harm: the children in nearby properties in Glyn Road and Coopersale Road are being woken at night and are caused anxiety and distress from the noise. It's like living in the shadow of a football stadium.

LP6 by allowing the outside area to be used this is the principle source of the aforementioned noise, so its continued use for the consumption of alcohol and for entertainment is completely unacceptable: this is what ward councillors have been trying to address for most of this year with the publicans. The outdoor area backs on to peoples' houses and gardens and granting a licence would simply endorse the inconsiderate conduct of the publicans. We are not talking about chitter chatter in the outside garden but loud cheering and chanting while watching sporting events, shouting, swearing, in response to the TV in the outside area. Residents have been forced to keep their windows shut during the hot weather (which is not good for their health and wellbeing) just to dampen the noise.

LPG - the users of the public house have no consideration for those living adjacent to the outdoor area and the publicans if anything encourage them. Residents can't hear their own TV's and radios - only the TV in the pub garden.

So in sum, I would ask the Council to refuse the application completely. Ideally I would like any use of the outdoor space to be taken away or at the very least that the use of a TV in the outdoor space is prohibited so residents can get a bit of peace and quiet when they need it, in addition to rejecting the application to licence the proposed use.

Thank you.

[REDACTED]
[REDACTED] Lynne Troughton
King's Park Ward
Tel [REDACTED]



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

Fwd: Ojection to Licence for the Adam and Eve Pub 155 Homerton High Street E9 6AS

1 message

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

6 December 2021 at 07:59

Kind Regards,

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

APPENDIX C2

----- Forwarded message -----

From: [REDACTED]
Date: Sun, 5 Dec 2021 at 18:29
Subject: Ojection to Licence for the Adam and Eve Pub [155 Homerton High Street E9 6AS](#)
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>, David Tuitt <David.Tuitt@hackney.gov.uk>, [REDACTED]
[REDACTED]

Adam and Eve 155 Homerton High Street E9 6AS***Application for a New Licence Objection From Cllr Sharon Patrick***

Grounds for Objection I urge you not to grant this Licence for the reasons set out below as this licence application is seeking to make legal the offence that the Adam and Eve have been operating outside there licence,

I object to this licence as Ward Councillor as since the Spring of 2021 I have been assisting Resident with there compliance about Noise and disturbance from the Adam and Eve especially form Outside areas Rear Yard and Storage Area that are not licensed for the Sale of Alcohol But have consistently in used by the Pub. These areas back straight onto the Gardens and back of the houses in Glyn Road and Coopersdale Road. This licence is to make these areas legal that are causing noise and distress to local residents

LP3 Keeping Children from Harm the noise keeps resident children awake at night and stops them sleeping causing Harm and distress to the Children who complain to their Parents about the Noise which hurt their ears.

LP6 External Areas and Outdoor Events

I object to the licensing of the Outdoor Space which is the area of the Pub causing the noise problems. This application seeks to cover this area by the New Licence. Which has been illegal used by the by Pub. Council Officer have visited the Pub and they have been instructed the Pub to to stop using these area. Which are outside of its licensed. But the Pub have discarded Council Officers and carried on using these unlicensed area. But the noise come from all the outside areas into the homes of the resident to the back of the Pub The the noise consistent of Shouting swearing and chanting and Sound from the TV's that are place in the Pub Garden. Which cause maximum disturbance when Football and sport is being Shown especially as it was this spring and summer. When resident could be expected to have their window open to ventilate there homes.

LPG Prevention of Public Nuisance

Nuisance form the Pub using an unlicensed area is stop resident enjoying the Comfort of there own homes. Not being able to hear there own TV Radios above the Noise with Window Closed and is and Would be a Statutory nuisance if Council Noise officer were able to witness noise in Resident Homes.

[REDACTED]

Adam and Eve

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



END VIOLENCE AGAINST WOMEN AND GIRLS

 You are in Hackney. Here men and boys should help keep women and girls safe. If you see harassment or violence, get help.
In an emergency call **999** or report to the police on **101**

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In an emergency call **999** or report to the police on **101**

Hackney
Safer
Neighbourhood
Board

Hackney



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

Fwd: Application for a new premises licence - "The Adam and Eve", 155 Homerton High Street, London E9 6AS

1 message

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

6 December 2021 at 07:59

Kind Regards,

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

APPENDIX C3

----- Forwarded message -----

From: [REDACTED]
Date: Sun, 5 Dec 2021 at 11:40
Subject: Application for a new premises licence - "The Adam and Eve", 155 Homerton High Street, London E9 6AS
To: <licensing@hackney.gov.uk>

Dear licensing,

I would like to object to the license application for:

Adam and Eve
155 Homerton High Street
London
E9 6AS

on the basis of the prevention of public nuisance.

As a resident of Glyn Road, I have frequently experienced high levels of noise from the Adam and Eve pub. I am concerned that this application would make this problem significantly worse, creating significant public nuisance in a residential area. While facing onto Homerton High Street, the outside area of the pub is in an entirely residential area - it backs directly on to the gardens and homes of Glyn Road and Coopersale Road. Its use is impacting on the households and families surrounding it. Granting this licence would extend the foot print of the outdoor space of the pub, meaning that it directly backed on to the gardens of Glyn Road, and would mean that there was space for even more people using the outdoor space, creating even more noise and public nuisance. The application puts forward no meaningful measures to address this. Even with measures, it is not conceivable how the noise generated from this new licence could be sufficiently addressed. It should be rejected on the basis of the creation of public nuisance.

Best wishes

[REDACTED]

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



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

Fwd: Objections for Adam and Eve License Application (in November 2022 applications)

1 message

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

6 December 2021 at 07:59

Kind Regards,

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

APPENDIX C4

----- Forwarded message -----

From: [REDACTED]
Date: Sat, 4 Dec 2021 at 22:43
Subject: Objections for Adam and Eve License Application (in November 2022 applications)
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>
Cc: [REDACTED]

Dear Licencing,

Please find attached our objection (on behalf of my partner, [REDACTED], and me, both of [REDACTED] [Glyn Road](#)) to the new licence from the Adam and Eve pub, of [155 Homerton High Street](#), made by Rose Seven Ltd.

You will see from the objection that there are ongoing issues of significant noise and public nuisance caused by the pub which would be made significantly worse if this application were granted.

I'd be grateful if you could confirm receipt of this email and its attached objection.

Many thanks,

[REDACTED]

[REDACTED]

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


END VIOLENCE AGAINST WOMEN AND GIRLS

 You are in Hackney. Here men and boys should help keep women and girls safe. If you see harassment or violence, get help.
In an emergency call 999 or report to the police on 101



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Board



 **Adam and Eve.docx**
18K

To whom it may concern.

Re - Adam and Eve Pub, 155 Homerton High Street

I'm writing to object, in the strongest terms, to the application for a new licence for the Adam and Eve pub on 155 Homerton High Street. Granting this licence would cause a significant increase in public nuisance and noise, which is unacceptable in a residential area. Doing so would be counter to the consideration of the requirement to prevent public nuisance and harm to children which should be of primary concern to Hackney's licensing committee.

Current noise and public nuisance

Local residents have long raised significant concerns about the noise and public nuisance resulting from the Adam and Eve pub. Ongoing concerns resulting from misuse of the pub's current licence, and poor management practice by the pub, already result in significant noise disturbance throughout the week. This application would significantly exacerbate this situation by extending the footprint of the "garden" area of the pub and the number of drinkers using the outdoor space.

The Adam and Eve backs directly on to residential homes and gardens of Glyn Road and Coppersale Road. As a result, noise from drinkers using outdoor space travels directly into the residential homes in these streets.

As residents of 9 Glyn Road we are frequently disturbed by significant and unacceptable noise coming from the Adam and Eve pub and its "garden" / outdoor space. This noise occurs every day of the week and frequently reaches unacceptable levels on any particular day. It is particularly problematic on Thursday, Friday, Saturday and Sundays. This problem noise has regularly been reported to the Hackney noise pollution control team, who have acknowledged and agreed with the problem but, to date, have been unable to do anything to control it.

This noise is clearly audible in our house even when all (triple glazed) windows and doors are shut. Noise levels frequently reach such a level that it is audible in the front room of our home, despite this being the furthest part of the house from the pub. At night the noise is clearly audible in our family bedrooms and interrupts our children's bedtime; our three year old daughter has regularly asked "what is that noise", stating that it stops her getting to sleep. It is clear that the noise from the pub risks harm to children. During the day, the noise prevents us using our garden; on a daily basis noise levels are unacceptably loud creating a feeling of being in the middle of a very loud beer garden, making use of the garden incredibly unpleasant.

Type of noise

Loud noise and public nuisance results from both noise from the indoor of the premises and use of the outdoor space. Due to the proximity of the outdoor space to our home (and other residential properties in our and neighbouring streets) even small numbers, eg a table of four people, using the pub's outdoor space results in loud, unacceptable noise levels and generates significant public nuisance in a residential area.

On top of the loud noise levels generated through regular conversation when the outdoor space is in use, we are frequently subjected to chanting, cheering, shouting, fights and arguments between people using the pub. Even when there are only small numbers of people involved this chanting, cheering and arguing causes significant nuisance and the owners of the Adam and Eve have shown no willingness or ability to manage or tackle the problem (see below).

This noise happens during the day and night and on all days of the week. It is made even worse on days when the pub shows football and other (sporting) events, which the pub specifically advertises to draw large crowds for these events.

Impact of licence

Granting this new licence would significantly exacerbate this situation and the public nuisance experienced by local residents. The council has clarified that areas of the outdoor space marked in the plans attached to the current licence as "bottle stores" and "covered yards" are not, in the council's view, covered by the current licence and should not be used by the pub. Despite this they are in daily use by the pub; they form part of the pub's outdoor space with no distinction between these areas and the area of outdoor seating marked on the map attached to the current licence. This licence application would formally extend the licence to cover these areas, ensuring that the current noise and public nuisance that we and other local residents continues.

More significantly, it would significantly increase the footprint of the outdoor space to include a yard at the rear of the property which is not covered by the current licence. Not only would this significantly increase the disturbance caused by noise as a result of an increase in the number of people using the outdoor space and it being even closer to our homes - this yard back *directly* on to Glyn Road. It is only three houses away from our own garden and home.

Despite this yard not being covered by the current licence, this yard has previously been used by the owners of the pub resulting in significant disturbance. Use of this space by customers of the pub resulted in extreme noise, with little or no management from the pub staff. Eventually, after intervention by Hackney Council, the owners of the pub agreed that this space would not be used. This licence application would revert back to this completely unacceptable position.

Management of the Adam and Eve

Problems with noise from the Adam and Eve started with the change of management (to the current owners) and have got significantly worse over time. As a former Cllr for the ward, and local resident, I have long been aware of the extent of the problems and the impact on residents. Problems have reached their worst over the past few years; following a brief respite during the COVID-19 pandemic when the pub / outdoor space was not in use, the noise problems again reached completely unacceptable levels over the summer of 2021. I have not personally logged complaints with the council prior to this summer as I did not want to do so on a

personal basis due to a perception of a conflict of interest as I was also a Councillor for the Kings Park ward.

Following discussions with me and other local residents, officers from Hackney Council have recently intervened to seek to address the problems of noise and public nuisance caused by the Adam and Eve pub. Following discussions with local residents and the owners of the pub, council officers have agreed that the noise created by the use of the outdoor space which would result from this application is unacceptable. Prior to this application, council officers had informed the pub that their intention was to bring forward a review of the current licence to clarify that the outdoor spaces currently in use were not covered by the licence and should not be used. Granting this new licence would be counter to this.

The owners of the Adam and Eve have continually failed to act in good faith. The council has recently facilitated discussions between the owners of the pub and me and other local residents. During these discussions the owners of the Adam and Eve acknowledged the extent and unacceptability of the noise problems caused by the pub and the use of the outdoor space. The owners promised long term action to address the problem (by building a new building) and short term measures to address the cause of the problem. Despite repeated reassurances no meaningful long term plans were ever presented and no action was either taken by the pub or communicated to local residents to show how the problem would be addressed in the short term. Instead the owners have applied for this new licence which will make worse all of the problems experienced by local residents.

This application must be rejected in full. It will make longstanding issues of noise and public nuisance that we and other local residents experience even worse. This problem is compounded by the actions of the owners of the Adam and Eve who have repeatedly shown disregard to the experiences of local residents and the impact of unacceptable noise from the pub.



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

Fwd: Objection to licensing application

1 message

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

6 December 2021 at 08:00

APPENDIX 5

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: [REDACTED]
Date: Fri, 3 Dec 2021 at 21:32
Subject: Objection to licensing application
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>

Dear licensing,

I would like to object to the license application for:

Adam and Eve
[155 Homerton High Street](#)
London
E9 6AS

on the basis of the prevention of public nuisance.

I have concerns about the level of disturbance the premises have been causing residents in neighbouring properties and their continued failure to address these. We have received increasingly distressed emails from residents about this, desperate for a resolution. The Adam and Eve has been acting outside of the existing terms of its license and this brings into question the extent to which the application and reassurances around any mitigating actions can be taken in good faith. While facing onto Homerton High Street, the outside area of the pub is in an entirely residential area and its use is impacting on the households and families surrounding it.

Best wishes,

Cll [REDACTED]

--
[REDACTED] (Kings Park)

If you would like to hear about what we are doing as your Kings Park Labour councillors, you can sign up to our ward newsletter [here](#).

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



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

Fwd: Objections for Adam and Eve License Application (in November 2022 applications)

1 message

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

6 December 2021 at 17:09

Kind Regards,

APPENDIX C6

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

----- Forwarded message -----

From: [REDACTED]
Date: Sat, 4 Dec 2021 at 16:51
Subject: Objections for Adam and Eve License Application (in November 2022 applications)
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>
Cc: [REDACTED]

Dear Licensing,

Please find attached our objections to the License Application made by Rose Seven Ltd to Hackney Council for Adam and Eve, [155 Homerton High Street, London](#).

There are two objections from two different households - my own and that of my neighbours.

Please confirm receipt of our two separate objections before the deadline of 6 December 2021.

[REDACTED]

[REDACTED] apply, for full details see: <https://hackney.gov.uk/email-disclaimer>

**2 attachments**

Objection from 6 Coopersale Road re Adam and Eve license.pdf
86K

Objection for Licensing Application Adam and Eve.pdf
366K

**Objection to Licensing Application, submitted by Rose Seven Ltd to Hackney Council,
for Adam and Eve, 155 Homerton High Street, London**

Made by [REDACTED] Coopersale Road, London, E9 [REDACTED]

As a resident who lives [REDACTED] to the above premises, I strongly object on the grounds of the highly negative effect granting this license will have on local residents living adjacent to the premises in question.

This is based on my lived experience, since November 2020, as evidenced by multiple emails and reports, to address constant public nuisance caused by the Adam and Eve as a result of attempting to operate outside of their current license.

Background

In November 2020, the licensee erected a marquee across parts of the premises that were not covered by their license. In April, when restrictions were lifted and the pub reopened, so then did the marquee space, as well as the Rear yard and Side garden, as outdoor spaces for drinking and socialising, despite not being covered by their license. I reported the public nuisance this caused – very amplified noise, sound – to Hackney Council on 12 April as it was unbearable at 8.10pm. I contacted the Adam and Eve to ask them how they would resolve this and I was told that the garden would close at 10pm. However, they continued to use these areas, and because of their direct proximity to local residents – the marquee was attached to the garden wall of No. 3 Glyn Road – the noise was unacceptable by 9.30pm. If I looked through my garden fence, I was eye level with half-filled pint glasses. I was very surprised to see this, given that these parts of the premises that were in use were never used before and I thought the local residents would have been consulted on this beforehand.

I emailed my local Councillor Sharon Patrick and Hackney Licensing about this on 1 May. I also emailed the Adam and Eve. They replied, saying that Hackney Licensing had accepted the variation to their licensing and so I contacted Sharon Patrick and Hackney Licensing again on 2 May to ask them why we had not been consulted on their variation application. I was told that another resident had raised concerns and that Hackney Licensing were now aware that the licensee was using parts of the premises not on the original drawing annexed to their license (see Figure 1 and 2).

On 11 May, I emailed Licensing because on 10 May, customers in the Adam and Eve became very aggressive towards those living at No.3 Glyn Road. The staff at the Adam and Eve moved the customers to other parts of the premises but not before the situation was unacceptable for local residents. Also, there were no signs asking customers to be quiet and respectful nor any social distancing.

On 13 May, Hackney Licensing informed me that the premises had been served a closure notice for 7 days, after which an application could be made for another closure notice.

Since then, the Adam and Eve has remained open and while it has gradually stopped using some parts of the premises that are directly adjacent to local residents, it has continued to produce amplified noise and done nothing to prevent public nuisance for those living nearby. I reported it to

Hackney Council in May, August, September and October 2021. I have sent numerous emails to Hackney Licensing and Sharon Patrick regarding noise levels and seeking clarification regarding the legality of the licensee, given that parts of the premises internally were still being used despite not being covered by their license arrangement.

Proposed drawing of premises to accompany license application

This application seeks to make amendments to the layout of the premises based on the drawing/plan attached. However, it assumes that certain aspects of the layout are already designated for licensing activities when, in actual fact, they are not.

This is the second attempt by the licensee to submit a drawing of the premises, as part of the license application, that does not reflect the current licensing arrangement. In April 2021, it was suggested by Hackney Licensing that the licensee was using parts of the premises that were not submitted in the drawing of the site with their first license application. In early May, with reference to the Rear yard, the Side garden and the Covered outdoor space as outlined in the drawing submitted with this current application, Hackney Licensing confirmed that these were not covered by the licensee's license and they would need to seek a variation. The licensee removed the marquee and stopped using SOME of the Covered outdoor space but not all of it. This current application suggests that those areas are already accepted as such e.g. Beer garden, Covered outdoor space. However, they are not as there has been no licence granted to cover them ever. This suggests an attempt by the licensee to consolidate the layout in such a way as to obscure from both Hackney Council and local residents the actual boundaries of the premises they are able to use for licensing activities.

Operating Schedule

With respect to the submitted operating schedule, it is not only not only minimal but also does not cover how the proposed licensing of the beer garden will be undertaken in such a way as to ensure that all the residents neighbouring the premises will not be unreasonably disturbed. My response to each section is below:

The Prevention of Crime and Disorder

The application does not provide necessary detail for how CCTV will be used externally, not least because it is proposed to use areas that are not covered by their current license and which they have continued to use illegally.

Similarly, it is not clear how disorder in the external areas will be dealt with at the time of occurrence. Earlier this year, when residents spoke to staff about disorder amongst customers in the illegally used external areas, staff responded by inviting residents into the pub rather than addressing the disorderly behaviour of their customers. As it stands, this schedule does not do enough to address how disorder will be dealt with on site that could endanger other customers or local residents. This is most apparent with the reference to door staff, given that the entrance to the pub is some distance from the external areas. Exact locations for the door staff, as well as numbers, needs to be detailed here if prevention of crime and disorder are to be properly addressed.

Public safety

No mention of where the first aid box will be nor whether more than one is required, given the size of the premises and the fact that any incident in the rear yard would require someone to go a great distance to get a first aid box.

The Prevention of Public Nuisance

There is no detail here on how noise from amplified music or voices will be contained, especially as the proposed license refers to locations where the boundary wall is shared with local residents (see the Beer garden with BBQ, Covered Outdoor Space, Rear Yard and Side garden on the submitted plan). What is not clear is to what extent will noise be measured and assessed so as to not become a public nuisance. An inclusion of a Sounder on the proposed drawing is insufficient, given the large areas designated as covered outdoor space which may or may not be used for amplified music. However, as Hackney Council are already aware, those spaces as well as the one described as Beer garden including a BBQ are currently not covered by the license and, if used, would invite rather than prevent public nuisance given their proximity to the occupancy of local residents.

This is of great concern, given that local residents have consistently reported noise levels as a public nuisance to both the pub and the Council since November 2020. Personally, I have written many emails to Hackney Licensing detailing the noise levels and their impact on local residents since April 2021. I have also made 6 reports regarding noise nuisance to the Noise Team at Hackney Council via Report A Problem site since April 2021. This is in addition to all those made by other local residents affected by the pub's unlicensed activities. More recently, I have noticed that noise levels are particularly bad on Tuesdays and Wednesdays, which currently are not covered by the Noise Team in terms of which days you can report noise nuisance. I have documented this in emails to Hackney Licensing and my local Councillors.

It was these reports which, in April 2021, alerted local residents and the Council to the fact that the pub was operating parts of the premises that were not covered by the drawing annexed with their license. This then led to the pub being issued with a closure notice under s19 of the Criminal Justice and Police Act 2001 in May 2021. Since then, the pub has continued to use parts of their premises that are not covered by the current license, as witnessed by local residents and various Council bodies (local councillor, noise team, Hackney Licensing). The local residents believed that the pub would apply for a variation to their license but, instead, they have applied for a whole new license – this one – assuming that the parts of the premises in question are already in use.

The suggestion that outdoor areas will be monitored is questionable, given that this was already said to be in place yet has not made any positive impact on current noise levels.

With regards to closing doors and windows, how will this be addressed with the outdoor areas? Not least because, currently, the proposal suggests there will be noisy activity taking place adjacent to the homes of local residents.

There is no detail given around what the pub will do if contacted by local residents about noise levels. This is particularly important, given that local residents have contacted the pub on numerous occasions this year only to be ignored or told that current operations are justified.

The Protection of Children From Harm

This seems adequate except for the fact that there are minimal staff that work at this pub, despite its size, so when it says that staff will be trained in this area, who will that be and will they also be the same people trained in preventing crime and disorder?

Conclusion

There is no evidence to support the proposed license nor operating schedule, given that the Adam and Eve has made no consistent effort to work with local residents or shown any interest in resolving the public nuisance issues that they purposely created in order to maximise their operations. This proposed license suggests that it is an effort to bring their existing licence up to date but the proposed drawing does not match the drawing annexed with the existing license.

Furthermore, the proposed license is now asking to be able to do live music, something that is not currently offered at the premises. I do not support this at all, given that there is no sense of how that noise will be measured and contained. Nor is it clear where that would take place on the premises.

I am extremely concerned about the drawing attached to this proposed license, given that it is not an accurate representation of their current license.

In terms of actions I want to be taken, I want this license to be rejected and I would not accept any license application concerning the Adam and Eve until they were able to present a correct representation of their premises, how that is used and that they had put in place measurable and acceptable means to contain noise (with the full involvement of local residents) in advance of applying for a variation on their license. I would not accept a license application from the Adam and Eve that requested the ability to have live music on the premises.

[illegible]

Figure 2 – My mapping of the areas that were being used but not identified in the drawing submitted with LBH-PRE-T-0056



**Objection to Licensing Application, submitted by Rose Seven Ltd to Hackney Council,
for Adam and Eve, 155 Homerton High Street, London**

**Made by [REDACTED] and [REDACTED] Coopersale Road, London, E9
6BA on 4/12/21**

As a resident who lives [REDACTED] to the above premises, We strongly object on the grounds of the highly negative effect granting this license will have on local residents living adjacent to the premises in question.

This is based on our lived experience, since November 2020, when a constant public nuisance caused by the Adam and Eve as a result of attempting to operate outside of their current license

I, [REDACTED], suffer from clinical depression and PTSD. I have felt overwhelmed by the problems with the pub that began in In November 2020, when the licensee erected a marquee across parts of the premises that were not covered by their license. I have lived in my premises for 31 years and have never before had any problems with noise from the Adam and Eve Pub however, when In April, when restrictions where lifted and the pub reopened, so then did the marquee space, as well as the Rear yard and Side garden, as outdoor spaces for drinking and socialising, despite not being covered by their license. My neighbour at number [REDACTED] Coopersale Rd has reported the public nuisance this caused – very amplified noise, sound – to Hackney Council on numerous occasions on my behalf as I have been too unwell to manage this. The continued use of the external space (which has never been used for punters before, and was as I understood according to the plans to be used for storage only) disturbed my sleep on numerous occasions and during the spring and summer of 2021

In addition the Adam and Eve pub began to have very loud music during the evenings on weekdays, and in particularly on a Friday night and weekends. The noise level was so unbearable that I was not able to open my bedroom windows due to the noise in the sweltering summer of 2021 and eventually I had to sleep in my sitting room which is at the front of my property on the sofa where I could still hear the thud thud of the base sound. My flatmate Tiffany, a teaching assistant, needs to go to sleep from 8-9pm due to extremely early work start time, has been particularly disturbed during mid week by the loud music and the

drunk and disorderly behaviour "its like a party is happening in your house and all you want to do is go to sleep" I, [REDACTED] e, work from home which includes working in the evenings and had my zoom conferencing disturbed and in addition my sleep is frequently disturbed.. The noise level is unacceptable, and lack of sleep is affecting my mental health. We both are disturbed when there is late night football and noise comes from both the inside and outdoor areas. The Adam and Eve have inadequate soundproofing (single glazed windows at the rear and in the toilet block that back onto the rear yard, non sound proofed doors) and have the doors to the rear spaces open, including the door off the kitchen which is permanently open. We are very concerned that the license application is for live music, recorded music, performance of dance, anything of similar description is to run from 10:00 to 23:00 Sun to Thurs, and then with a finish time at 01.00-0200 later in the week and with alcohol being authorized for consumption off the premises.

My neighbour has repeatedly liaised with my local Councillor Sharon Patrick and Hackney Licensing about it on our behalf since the first of May and emailed Adam and Eve Pub. I understand that the noise level is affecting many neighbours both in Coopersale Road and in Glyn Road and that numerous complaints to the Councils noise prevention team have been made. There have been instances of verbal aggression between Punters towards residents from [REDACTED] Road (notably 10h May) and at closing time between punters in Coopersale Road who are drunk and have shouting matches as they leave. We are concerned that despite the licensee removing the marquee and reducing the use of the covered outdoor space, noise continues, and the music from the internal space continues to disturb regularly at night .

APPENDIX C8

Objection to Licensing Application, submitted by Rose Seven Ltd to Hackney Council,
for Adam and Eve, 155 Homerton High Street, London

Submitted by [REDACTED]
[REDACTED] Coopersale Rd, E9 6BA
5th December 2021

I endorse [REDACTED] Objection in full.

I would also like to highlight from our observations some of her points.

We would be very concerned if the Adam and Eve were to gain ***Deemed Consent for any currently unauthorised use of their licensed premises.***

It is our observation that, in addition to **noise nuisance**, which regularly wakes us on Saturday nights, **public disorder** and what appears to be ***criminal activity*** ensues at chucking out time in our street. We have regularly witnessed drunken arguments between groups of people take place outside the house. We have seen evidence of drug purchase and, possibly, dealing in the street.

Live music would draw many new players into the area, who will park in Coopersale Rd. and Glyn Road, and, where crime comes along with it, it is carried out in plain view on our residential streets.

The pub cannot, and does not, police this behaviour. This is a highly populated, residential area, and this application is not in the interests of residents.



Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

Fwd: Fw: Objection for licence Adam & Eve Pub Homerton High Street E9 6AS

2 messages

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

6 December 2021 at 17:10

Kind Regards,

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

APPENDIX C9

----- Forwarded message -----

From: [REDACTED]
Date: Mon, 6 Dec 2021 at 10:26
Subject: Fw: Objection for licence Adam & Eve Pub Homerton High Street E9 6AS
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>

Dear Licences,

I write to object for a licence for pub **Adam and Eve Homerton High Street E9.EAS**

My name is [REDACTED] I live at no [REDACTED] **Glyn Road E5 0JB** and what was my much loved pub as become my worst nightmare. My Property backs onto the pub what was previously a barrel garden. The property of land in-between us was put there for a reason to separate residents from the pub, which is shown on our the property deeds. The new Manager has now turned it into a beer garden where many people gather and the doors are wide opened load music and people talking and laughing on a daily basis day and night. Even when the pub closes staff are outside laughing and chatting.

I have been making complaints to the licensing department for about 6 years which they have on the records and nothing has never been done.

On numerous occasion I have pleading with the Manager just to keep the doors shut , and they agreed that that customers will only go outside to have a cigarette and would limit the amount of people, but this goes all on deaf ears. I have also contacted the environmental department and the police on numerous occasion but still nothing is getting resolved. I have had to take abuse from the punters when I have complained about them scaling the wall to look into my garden and hurling abuse. My Bedroom , kitchen and my bathroom [REDACTED] onto my garden and is literally about 5 feet from the party wall . On a occasion I was in my shower naked and customers was looking over my wall and I had to call the police. Also laughing and sticking up 2 fingers how I can this be okay. I am currently work permanently from home if they reopened and are granted a licence this will have an adverse affect on my my mental health and I fair that I will lose my job or my life . I cannot sleep at night as the noise sometimes continues up till 1pm in the morning. On numerous occasion I have tried to go sleep and been awoken by the loud noises and at times I have had to get out of bed and go to the pub at 12.00 and plead with them to stop the noise.

Over the pass 30 years I have never had a problem with the Adam and Eve pub this has always been my local pub that have ate and drink in , and had a good relationship with previous landlords. The new landlord seems to have no

regards for the neighbours.

The first lockdown the noise was really bad and I had to revisit the pub to complain once again. On my arrival no checks was done and I was just let in the pub and the back emergency door was left opened for anybody to enter, they did not follow known of the rules. I brought this to their attention and Justin promised me again that she would speak with the Manager Micheal.

When lock down was lifted the noise started back again , I noticed they put up a Marquee and Heaters placed outside . I went to the pub to speak with the supervisor of the pub and she advised me that she had spoken with the manager Michael and he is not prepared to close the doors as they have lost to much money due to the current situation and that customers want to eat outside. **I said I understand that they have a business to run but all myself and neighbours are asking for is for them to keep the doors shut to reduce the noise and for customers not to make too much noise when outside, surely that is a reasonable request . I have absolutely no privacy if I want to have family and friends around or any family events in my own garden it would be impossible .** I explained to Justin if myself or neighbours' was to have friends and family in their garden every night eating, drinking and singing up till 1 pm, I can guaranteed the environmental noise and Police would attend our properties and she had to agreed so how can they justify this. I don't see how a pub can have the right to make such noise backing onto private gardens and to use an area that is illegal and have no licences to do so.

I am extremely anxious about this situation as this is affecting my mental health and I have a medical history of anxiety attacks, and if I become really ill I will not be able to work.

Please find attached videos footage of what I have had to endure and neighbours on a daily basis, surely this cannot be right. My self and other neighbours that have lived here for many years have always respected each other and if we were to have a gathering would notify our neighbours. As a result of the pub noise several neighbours have resulted in selling their property.

I live with my nephew who suffers from mental health and a sister that as a medical illness that is increasingly getting worst. This is having an adverse effect on my whole family which is really unfair. I am currently on anti depression as just the thought of the Adam and Eve pub getting a licence I feel I might as well end my life because I will have no life because I will no longer have a home hearing that noise every day and night will drive me insane. Just Imagine what I am enduring if my neighbours that live doors away are complaining. It feels like I am living in Hell how can that be right our homes are supposed to be a place for tranquility and peace.

Regards

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APPENDIX

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Sent from my iPad

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



----- Forwarded message -----

From: [Redacted]

To: [Redacted]

Cc:

Bcc:

Date: Wed, 9 Dec 2020 14:31:54 +0000

Subject: Adam & Eve Noise

CAUTION - External email

Sent from my iPad

3 attachments

B2C79B82-7172-467C-8CD9-593A578CF2DB.MOV
2104K

Untitled
2887K

Fwd Adam Eve Pub Homerton.msg

 6435K

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

6 December 2021 at 17:10

[Quoted text hidden]

----- Forwarded message -----

From:

Cc:

Bcc:

Date: Wed, 9 Dec 2020 14:31:54 +0000

Subject: Adam & Eve Noise

CAUTION - External email

Sent from my iPad

3 attachments



B2C79B82-7172-467C-8CD9-593A578CF2DB.MOV
2104K



Untitled
2887K

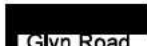




Fwd Adam Eve Pub Homerton.msg
6435K



APPENDIX C10

licensing@hackney.gov.uk


Glyn Road
London
E5 



4th December 2021

To whom it may concern

Ref: **OBJECTION to New Licensing Application, submitted by Rose Seven Ltd for Adam & Eve,
153-155 Homerton High Street, Hackney, E9 6AS**

I write to strongly object to the new Licence Application for Rose Seven Ltd for the Adam and Eve Public House. I am deeply concerned that if this new licence is granted it would have devastating impact on myself, my family and neighbours because the new proposal would substantially increase public noise/disruption and nuisance, making an already bad situation worst.

The new proposal would extend the Adam & Eve's licence to cover areas not covered by their current licence and would technically overwrite their current licensing agreement, which they have been in breach of from 2016. The application presences as though the premises currently already hold a licence for a '**Beer Garden**', which in fact is a '**Concrete Yard**' leading out to the alleyway. The part of alleyway which ran directly behind the pub has been covered to create the '**Covered Yard**' and the, '**Bottles Stores**', are being used to seat customers. To further exacerbate the situation the new proposal intends to include live music, recorded music and performance of dance which would give the Adam & Eve Public House further opportunity to create even more noise/ disruption and public nuisance.

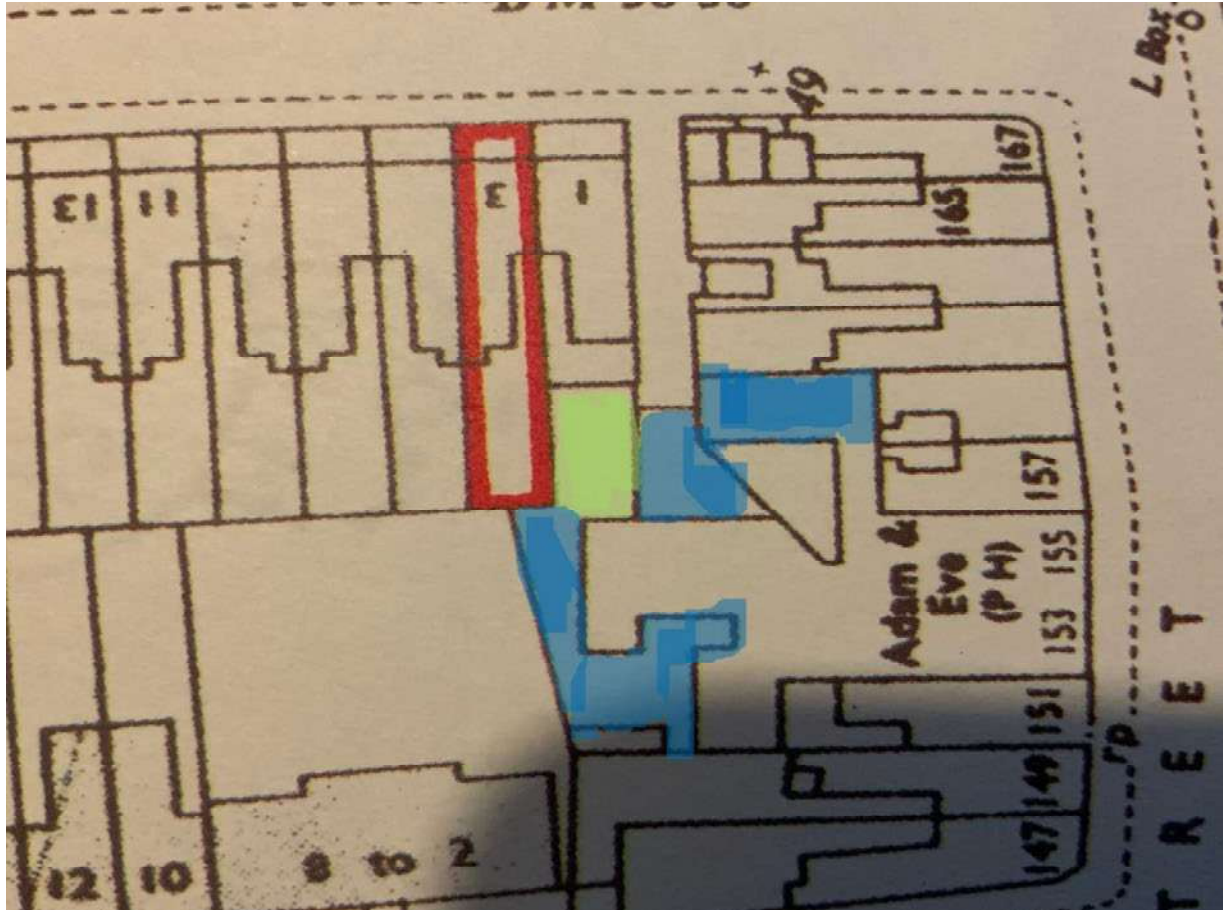
History of pub site

Our garden shares the wall to a pocket of land which was acquired by the Adam & Eve sometime in the early 1900's from the property of No. 1 Glyn Road. This pocket of land gives access to the extension at the back of the pub. The extension replaced the original pub's yard. Planning permission was last granted to the Adam and Eve pub in 1936 for that said extension and the licence issued alongside at that time is still existing today. The extension is large and too close so in my opinion the licence put in place was/is to protect and create some space/separation between neighbouring domestic residence.

Red-Boundaries

Blue-Area's never covered by licence

Green-Pocket of land with
(Restrictive Covenant)



Over the past 5 years the Adam & Eve has shown a clear disregard for my family and neighbours/others who are directly affected by the constant unbearable NOISE. As a resident of Glyn Road for many years, with our property directly adjacent to the pocket of land referred to on our property deeds, (marked in green) we have been most affected. My family and I have regularly been subjected to verbal abuse from intoxicated customers, customers climbing up on the fence looking

over into our private garden and when have complained we have experienced aggression by some members staff/management of the pub.

During 2015 the Landlord of Adam & Eve increase the footprint of the pub by enclosing and covering part of the alley at back of pub (from alleyway of Glyn Road E5 0JB), without consultation or planning permission. The pocket of land (concrete yard) in above picture highlighted in green was converted into garden, without consultation or planning. During lockdown 2020 management of the pub erected a marquee in yard and extended along the strip of land around back of pub going eastwards towards Coopersale Road installing booths/tables and chairs, along the boundary fence of 2-8 Coopersale Road, once again without consultation or planning.

My first complaint 2016

Sent from my iPhone

Begin forwarded message:

From: [REDACTED]
Date: 6 May 2016 at 16:59:02 BST
To: "licensing@thehackney.gov.uk" <licensing@thehackney.gov.uk>
Subject: Adam & Eve Pub, Homerton - Old License No. lbh-t-0056 New License No. 57298

Further to telephone conversation of 04/05/16 relating to the disturbance from the Adam and Eve Pub, Homerton. The Pub's yard shares the dividing wall to our garden at [REDACTED] Road, E5 0JB.

I am writing to make a request for the licensing department to look into the matter of the legality of the change of use, of the pub yard. The yard, which for over 50 years as only ever been used for the storage of barrels as been converted to a public space (Beer garden, eating/smoking area), which is sometimes accommodating up to 30 or more people at time, is this Legal. My family has owned our property from 1960 and at no time ever have received any notice from the planning department for any proposed changes to the pub yard.

I would greatly appreciate if this matter could be looked into with some urgency, as the maddening noise disturbance is seven days a week, randomly throughout the day and up until late evening and is extremely distressing.

I look forward to your earliest response to this matter.

Thank you

Sent from my iPhone

Concerns from 2016

Continuous loud noise from Adam & Eve Pub between between the hours of 2pm – 12pm (sometimes up until 1.00am), 7 days a week. (Which can be heard as far as 20 Coopersale Rd)
Frequency of noises varied, randomly loud to extremely loud between 2pm – 12pm, 7 days a week.

Virtually all area's of our property is affected by, shouting, cheering, chanting, swearing, stamping, fighting, crashing of glass and bottles, many loud voices emanating from the pub, etc. Our property is affected significantly by the noise as our

garden is [REDACTED] to the pub yard. The two rear bedrooms, kitchen/living room, bathroom and 1st floor passage, are all affected even whilst windows are closed.

The impact of this continuous horrendous noise is having a devastating affect on my family's well being and mental health and this I feel should not be occurring on a day to day basis in one's private residential dwelling, HOME. My son mental health has deteriorated and he often has to leave the home to seek refuge from the horrendous disturbance. This situation is surely not right or fair, my family and I feel we are slowly going mad because of constant noise and disagreement with the pub.

Landlord and Management of the Adam & Eve have little or no regard for the valid concerns raised by us their Neighbours and refuse to acknowledge the negative impact that their LOUD activities are having on us. It sad to say, that they have demonstrated that their only real concerns are/is to maximise profits for their business.

I have complained repeatedly in writing/email/verbally directly to the Landlord/Management asking them to shut the doors to the yard. However, the Landlord and Management of the pub have only ever offered bribes, i.e., payment of money, free drinks or food, which is totally unacceptable.

During the December 2020 Covid restrictions the Landlord and Management suggested that they would keep the door to the yard adjacent to the gardens CLOSED. During COVID-19 restriction placed on all pubs in relation social distancing it was observed that management of the Adam & Eve allowed their customers/patrons to break all the rules. On April 12th 2021, when pub gardens were allowed to open, as usual the Landlord/management went back on their word with fragrant disregard for the residence in close proximity, only to open back the doors to the yard, to the customers/patrons.

Conclusion

The Adam & Eves pub is destroying the joy of our home and garden, Our homes should be a sanctuary not a place of mental torture. The Management of Adam & Eve are blatant and cannot be trusted to keep their word or adhere to their licensing agreement, as they have demonstrated even when served with closure notice section s19 in May '21, they still continue to breach their licence. So, I believe strongly this application must be rejected.

Kind regard

[REDACTED]

P/s please see video's



This premises licence has been issued by:

Licensing Service

1 Hillman Street

London

E8 1DY

Premises licence number

LBH-PRE-T-0056

Part 1 - Premises Details

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

Adam and Eve

155 Homerton High Street

Post town

London

Postcode

E9 6AS

Telephone number

Where the licence is time limited the dates

N/A

Licensable activities authorised by the licence

Live music

Recorded music

Supply of Alcohol:

Performances of dance

Entertainment of a similar description to live music, recorded music and performances of dance

Late night refreshment

Supply of alcohol

The times the licence authorises the carrying out of licensable activities

Live music

Mon 10:00-23:00

Tue 10:00-23:00

Wed 10:00-23:00

Thu 10:00-23:00

Fri 10:00-00:00

Sat 10:00-00:00

Sun 10:00-23:00

Recorded music

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

Performances of dance

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

Entertainment of a similar description to live music, recorded music and performances of dance

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

Late night refreshment

Mon 23:00-01:00
Tue 23:00-01:00
Wed 23:00-01:00
Thu 23:00-02:00
Fri 23:00-02:00
Sat 23:00-02:00
Sun 23:00-01:00

Supply of alcohol

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

Non-standard timings

An additional hour to the standard hours on St David's Day, St Patrick's Day, St George's Day and St Andrew's Day subject to giving the police 7 days notice and agreement with the police.

An additional hour to the standard hours on Statutory Bank Holiday weekend periods (Friday, Saturday, Sunday and Monday) and for the Thursday before Good Friday and for Christmas Eve.

An additional hour to the standard hours on occasions of local, national or international significance or for charitable events, limited to 12 per year, subject to giving the Police 14 days notice and agreement with the Police.

The opening hours of the premises

Mon 10:00-01:00

Tue 10:00-01:00

Wed 10:00-01:00

Thu 10:00-02:00

Fri 10:00-02:00

Sat 10:00-02:00

Sun 10:00-01:00

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

On and off sales

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Rose Seven Limited
The Enterprise
2 Haverstock Hill
London
NW3 2BL

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

08536632

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

Michael John Nicholas

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

N/A

Date of grant: 24 November 2005

David Tuitt

Team Leader - Licensing

Annex 1 - Mandatory Conditions

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 time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5.
 - 5.1 The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
 - 5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark or
 - (b) an ultraviolet feature
6. The responsible person must ensure that:
 - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - beer or cider: 1/2 pint;
 - gin, rum, vodka or whisky: 25ml or 35ml; and
 - still wine in a glass: 125ml; and
 - (b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.
7.
 - 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - 7.2 For the purposes of the condition set out in paragraph 7.1 above
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula $-P = D + (D \times V)$ Where -
 - (i) P is the permitted price,
 - (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

- (c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;
- (d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

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

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

Annex 2 - Conditions consistent with the Operating Schedule

- 9. To maintain and comply with the Spirit Group's Approach to Responsible Drinking and current policies on this.
- 10. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.
- 11. Where a Disc Jockey is utilised, that Disc Jockey must ask that customers leave the premises quietly.
- 12. Where CCTV systems are installed on the premises, they will operate for the duration of the operation of the premises and displays will be kept and maintained highlighting this.
- 13. All instances of crime and disorder will be reported to the Police.

14. An crime and disorder incident book will be kept and main tained in the premises,
15. Free drinking water will be available at all times the premises is open to the public.
16. The premises will comply with the Spirit Group#s policy on Health and Safety.
17. All management and staff are to be trained to th e standards required by relevant legislation.
18. Additional patrols will take place by members of staff, internally and externally to limit any noise pollution when entertainment is being offered within the premises.
19. Where appropriate, notices will be displayed asking customers to respect neighbours when leaving the premises.
20. Where already used, text/radio pagers will continue to be used for the additional hours of trading and will be monitored buy an appointed member of staff.
21. Soft drinks and non alcoholic drinks are to be made available where the premises remains open between the cessation of the supply of alcohol and the closure of the premises
22. When children are permitted on the premises, any entertainment offered within the premises will be suitable for young persons.
23. Children will be required to be accompanied by an adult at all times.
24. A no smoking area will be provided.
25. A recognised proof of age policy will be enforced.
26. Soft drinks and non alcoholic drinks will be made available on the premises.
27. The installation of sound limiting devices (device type to be approved by the Pollution Team) to all music systems. The limiting devices should be set to ensure inaudibility in all residential premises. A certificate of compliance should be submitted to the Pollution Team.

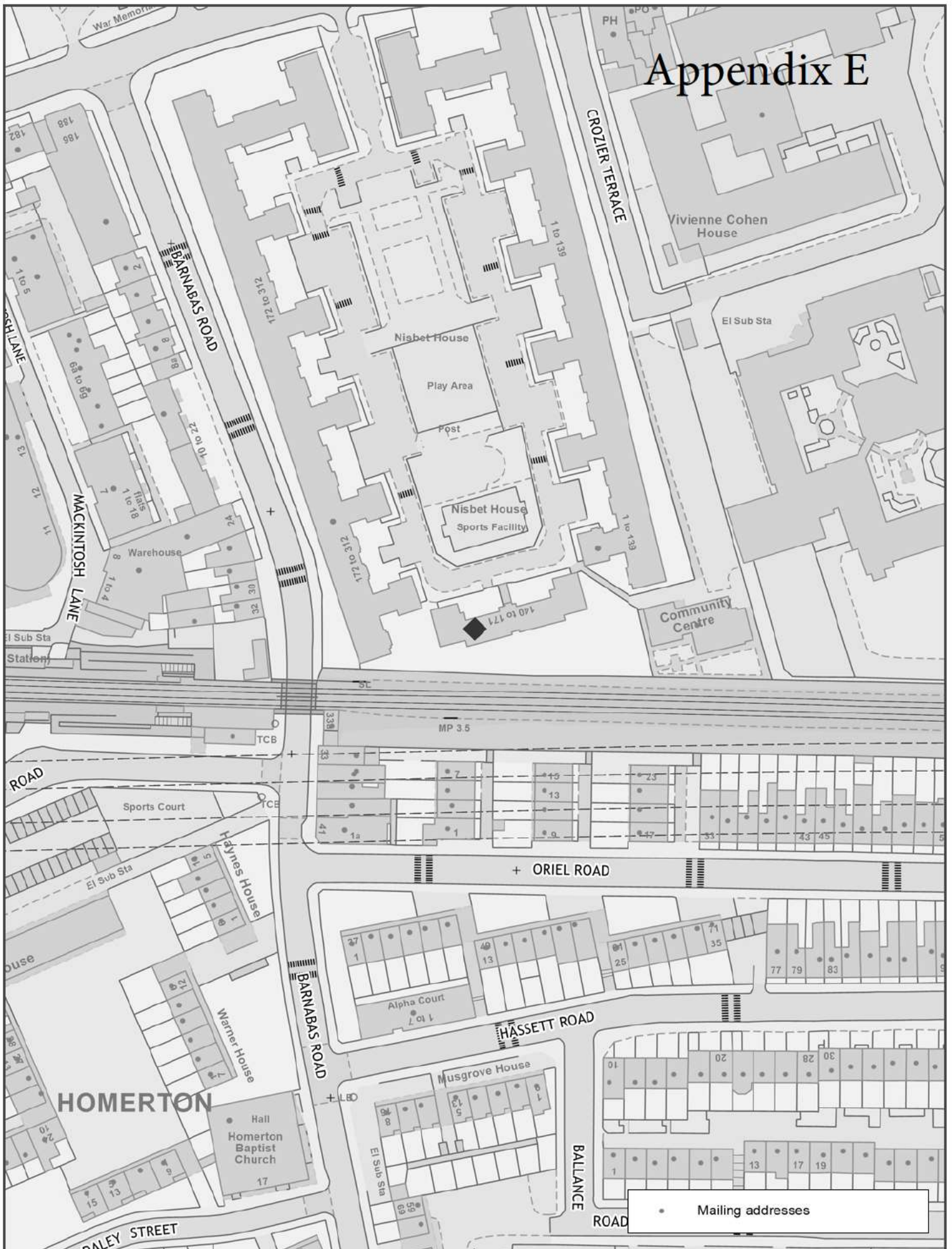
Annex 3 - Conditions attached after a hearing by the licensing authority

N/A

Annex 4 - Plans

N/A

Appendix E



NORTH

Scale: 1:1250 at A4

155 Homerton High Street



Ref:

Monday, July 18, 2022

Produced by: unspecified

email:

please specify copyright statement