

For Consideration By	Licensing Sub-Committee
Meeting Date	16th February 2023
Type of Application	Premises Licence
Address of Premises	Arch 322, Andrews Road, E8 4RP
Classification	Decision
Ward(s) Affected	London Fields
Group Director	Rickardo Hyatt

1. **Summary**

- 1.1. One Vyner Street Ltd have made an application for a premises licence under section 17 of the Licensing Act 2003.
- 1.2. The application seeks to authorise live music, recorded music, late night refreshment and to authorise the supply of alcohol for consumption on and off the premises on Monday to Sunday.
- 1.3. The premises are not located within a Special Policy Area.
- 1.4. The applicant is seeking authorisation for the following licensable activities and times:

Live Music	Standard Hours: Mon 23:00 - 01:30 Tue 23:00 - 01:30 Wed 23:00 - 01:30 Thu 23:00 - 01:30 Fri 23:00 - 01:30 Sat 23:00 - 01:30 Sun 23:00 - 01:30
Recorded Music	Standard Hours: Mon 23:00 - 01:30 Tue 23:00 - 01:30 Wed 23:00 - 01:30 Thu 23:00 - 01:30 Fri 23:00 - 01:30 Sat 23:00 - 01:30 Sun 23:00 - 01:30
Late Night Refreshment	Standard Hours:

	Mon 23:00 - 01:30 Tue 23:00 - 01:30 Wed 23:00 - 01:30 Thu 23:00 - 01:30 Fri 23:00 - 01:30 Sat 23:00 - 01:30 Sun 23:00 - 01:30
Supply of alcohol Off Premises	Standard Hours: Mon 08:00 - 01:30 Tue 08:00 - 01:30 Wed 08:00 - 01:30 Thu 08:00 - 01:30 Fri 08:00 - 01:30 Sat 08:00 - 01:30 Sun 08:00 - 01:30
Supply of alcohol On Premises	Standard Hours: Mon 11:00 - 01:30 Tue 11:00 - 01:30 Wed 11:00 - 01:30 Thu 11:00 - 01:30 Fri 11:00 - 01:30 Sat 11:00 - 01:30 Sun 11:00 - 01:30
The opening hours of the premises	Standard Hours: Mon 08:00 - 02:00 Tue 08:00 - 02:00 Wed 08:00 - 02:00 Thu 08:00 - 02:00 Fri 08:00 - 02:00 Sat 08:00 - 02:00 Sun 08:00 - 02:00

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

2. **Current Status/History**

2.1. The premises are not licensed for any activity.

2.2. No Temporary Event Notices were submitted for the current calendar year.

3. **Representations: Responsible Authorities**

From	Details
Environmental Health Authority (Environmental Protection)	No representation received

Environmental Health Authority (Environmental Enforcement)	Representation withdrawn following agreement of conditions. See Para 1.1 below
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	No representation received
Planning Authority Appendix B3	No representation with Informatives
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police Appendix B1	Representation received on the grounds of The Prevention of Crime and Disorder and The Prevention of Public Nuisance
Licensing Authority Appendix B2	Representation received on the grounds of The Prevention of Public Nuisance
Health Authority	No representation received

4. **Representations: Other Persons**

From	Details
4 Representation have been received from and on behalf of the Other Persons Appendices C1-C4	Representations have been received on the grounds of Public Safety and The Prevention of Public Nuisance and the Prevention of Crime and Disorder

5. **Guidance Considerations**

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

6. **Policy Considerations**

- 6.1. Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy) adopted by the Licensing Authority.
- 6.2. The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours) and (LP6 - External Areas and Outdoor Events) are relevant.

7. **Officer Observations**

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

Supply of Alcohol(On/Both)

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in

relation to the sales or supply of alcohol.

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

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

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

6. The responsible person shall ensure that:

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

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

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

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

Minimum Drinks Pricing

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

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

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

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

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of

the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of

alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

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

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

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

Conditions derived from operating schedule

8. The premises will operate to a high standard, and will do so should this licence be granted in terms of the sale of alcohol. All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection.

Training to Include:

- preventing underage sales of alcohol
- preventing proxy sales of alcohol to underage persons
- preventing sales of alcohol to a person who is drunk

9. The premises will close 30 minutes after the licensing activities have ceased, to allow customers to finish their drinks and food and leave in a quiet and orderly manner

10. The premises shall install and maintain a comprehensive CCTV system.

11. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition.

12. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises and will include the external area immediately outside the premises entrance. All

recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.

13. 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. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

14. An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

15. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and in full working order.

16. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided

17. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.

18. All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.

19. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

20. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly

21. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

22. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times.

23.No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day

24.A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card, or Military ID with the PASS Hologram.

25.A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.

Conditions derived from the Responsible Authorities representations

26. 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.

27. 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.

28. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe within which it may expect its waste carrier to collect is adhered to.

29 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.

30. 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.

31. 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 Railway Arch 322. 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 t
- he type of waste including the European Waste Code

8. **Reasons for Officer Observations**

8.1. Conditions 8 to 25 have been derived from the applicant's operating schedule. Conditions 26 to 31 have been suggested by the Environmental Enforcement Authority and agreed by the Applicant.

9. **Legal Comments**

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

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

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

10. **Human Rights Act 1998 Implications**

10.1. There are implications to;

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

11. **Members Decision Making**

11.1. **Option 1**

That the application be refused

11.2. **Option 2**

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

12. **Conclusion**

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

Appendices:

Appendix A: Application for a premises licence and supporting documents

Appendix B: Representations from Responsible Authorities.

Appendix C: Representations from Other Persons

Appendix D: Location map

Background documents

Licensing Act 2003

LBH Statement of Licensing Policy

Report Author	Name: Sanaria Hussain Title: Senior Licensing Officer Email: sanaria.hussain@hackney.gov.uk Tel: 020 8356 4972
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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 One Vyner Street Ltd

(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 Arch 322 Andrews Road			
Post town	London	Postcode	E8 4RP

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£4450

Part 2 - Applicant details

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

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i as a limited company/limited liability partnership please complete section (B)
- ii as a partnership (other than limited liability) please complete section (B)
- iii as an unincorporated association or 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 One Vyner Street Ltd

Address 1-5 Vyner Street London E2 9DG
Registered number (where applicable) 07541216
Description of applicant (for example, partnership, company, unincorporated association etc.) private limited company
Telephone number (if any) [REDACTED]
[REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
07	01	2023

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)
 The premises is to operate as a bar and also offer the sale of alcohol from a deli shop. Live music is to be applied for as an occassional activity at the premises. therefore the premises is to operate as a café bar bakery and deli shop. The request is for the sale of alcohol for consumption on and off the premises with off sales running from 08:00 to 01:30 and the on sales from 11:00 to 01:30. Regulated entertainment and late night refreshment to run from 23:00 to 01:30 on all days as well.

The applicant is also seeking to use two separate outside areas as well for the consumption of alcohol. these can be seen on plan 1a submitted with the application. The garden area is to close at 23:00 hours as this faces on to a residential building. The other outdoor area is seeking a terminal hour of 00:00 as this faces on to the back of a bar and the road.

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

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

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

- | Provision of regulated entertainment (please read guidance note 2) | Please tick all that apply |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |
| Provision of late night refreshment (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| Supply of alcohol (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |

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					
			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Tue					
			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)		
Wed					
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			State any seasonal variations for indoor sporting events (please read guidance note 5)	
Tue				
Wed				
Thur				Non-standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Fri				
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					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Thur					
Fri					
Sat			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)		
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"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4) To allow the occasional activity of live music at the venue, depending on demand		
Mon	23:00	01:30			
			State any seasonal variations for the performance of live music (please read guidance note 5)		
Tue	23:00	01:30			
			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)		
Wed	23:00	01:30			
Thur	23:00	01:30			
Fri	23:00	01:30			
Sat	23:00	01:30			
Sun	23:00	01:30			

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) To allow the occasional activity of recorded music at the venue, depending on demand		
Mon	23:00	01:30			
			State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Tue	23:00	01:30			
			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)		
Wed	23:00	01:30			
Thur	23:00	01:30			
Fri	23:00	01:30			
Sat	23:00	01:30			
Sun	23:00	01:30			

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 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					
Wed					
			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur					
Fri					
Sat					
			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)		
Sun					

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 type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
Fri					
Sat			Non-standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 6)		
Sun					

I

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			
Mon	23:00	01:30	Please give further details here (please read guidance note 4) To allow the sale of hot food and drink to continue beyond 23:00 hours until 01:30.		
Tue	23:00	01:30			
Wed	23:00	01:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur	23:00	01:30			
Fri	23:00	01:30	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)		
Sat	23:00	01:30			
Sun	23:00	01:30			

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) n/a		
Mon	08:00	01:30			
Tue	08:00	01:30			
Wed	08:00	01:30			
Thur	08:00	01:30			
			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) off sales to run from 08:00 to 01:30 and on sales to run from 11:00 to 01:30.		
Fri	08:00	01:30			
Sat	08:00	01:30			
Sun	08:00	01:30			

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

Name Stephen Sinclair	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED]	

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	08:00	02:00	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)
Tue	08:00	02:00	
Wed	08:00	02:00	
Thur	08:00	02:00	
Fri	08:00	02:00	
Sat	08:00	02:00	
Sun	08:00	02:00	

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

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

The premises will operate to a high standard, and will do so should this licence be granted in terms of the sale of alcohol. All staff will be fully trained in their responsibilities with regard to the sale of alcohol, and will be retrained every six months, with recorded training records kept for inspection.

Training to Include:

preventing underage sales of alcohol
preventing proxy sales of alcohol to underage persons
preventing sales of alcohol to a person who is drunk

The premises will close 30 minutes after the licensing activities have ceased, to allow customers to finish their drinks and food and leave in a quiet and orderly manner

b) The prevention of crime and disorder

The premises shall install and maintain a comprehensive CCTV system.

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 and will include the external area immediately outside the premises entrance.

All recordings shall be stored for a minimum period of 31 days with date and time stamping.

Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the entire 31-day period.

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. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

An incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. It must be completed within 24 hours of the incident and will record the following:

- (a) all crimes reported to the venue
- (b) all ejections of patrons
- (c) any complaints received concerning crime and disorder
- (d) any incidents of disorder
- (e) all seizures of drugs or offensive weapons
- (f) any faults in the CCTV system, searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

c) Public safety

The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.

The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided

All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.

All emergency doors shall be maintained effectively self closing and not held open other than by an approved device.

d) The prevention of public nuisance

No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly

Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.

All waste shall be properly presented and placed out for collection no earlier than 30 minutes before the scheduled collection times

No waste or recyclable materials, including bottles, shall be moved, removed from or placed in outside areas between (23.00) hours and (08.00) hours on the following day

e) The protection of children from harm

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card, or Military ID with the PASS Hologram.

A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.

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
--------------------	---

	<p>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).</p> <ul style="list-style-type: none"> 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	
Date	09/12/2022
Capacity	Licence Agent

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)			
[REDACTED]			
Post town	Grantham	Postcode	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

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 consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
 - Recorded Music: no licence permission is required for:
 - any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
 - any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises

licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.

- any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
 - Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.

11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

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

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

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

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

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

Documents which demonstrate entitlement to work in the UK

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.

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

- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of an EEA state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
 - evidence of the applicant's own identity – such as a passport,
 - evidence of their relationship with the EEA family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the EEA national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
 - (i) working e.g. employment contract, wage slips, letter from the employer,
 - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
 - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
 - (iv) self-sufficient e.g. bank statements.

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

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

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

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

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise

share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

Home Office online right to work checking service

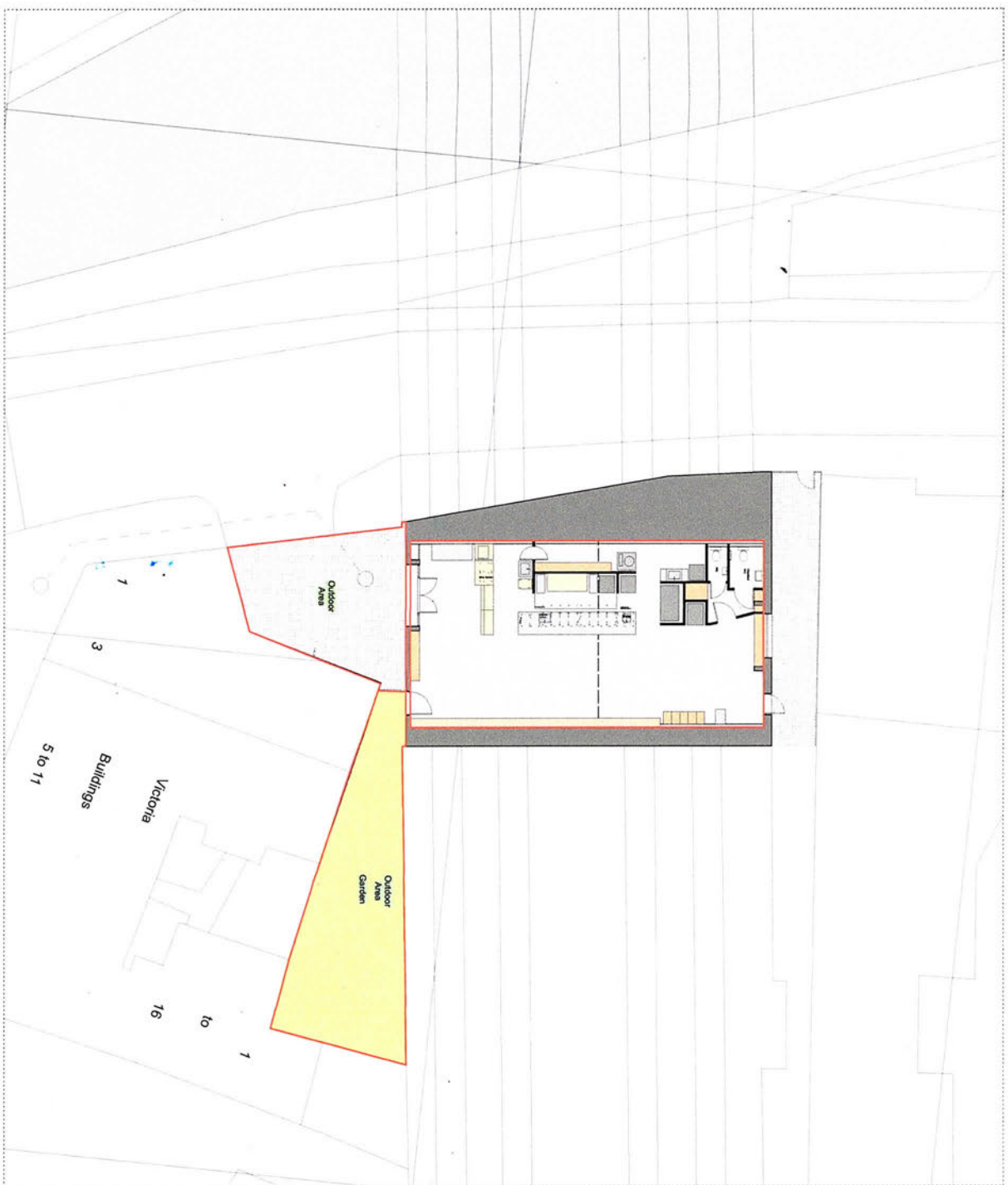
As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

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

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

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

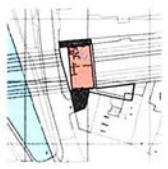
Plan 1A.



NOTES

INTRODUCTION
 P1 10/07/2022 - Drawing revision added
 T1 14/07/2022 - Updated to include
 T2 19/10/2022 - Updated to include

027 PLAN 1: 1/200



PROJECT
 ARCH 022
 Victoria Rd
 E3 4TB London
 PROJECT NUMBER 356

DRAWING TITLE
 Site Plan - Proposed

DRAWING STATUS
 TENDER

DRAWING NUMBER
 356.110.03

DATE
 19/07/2022

SCALE
 1:200 @ A3

CONSTRUCTOR
 PM DRAWING BY DP

fourth space
 11th Floor, 110 Abchurch Lane, London EC4N 3DF
 Tel: +44 (0)20 7796 1700
 Email: info@fourthspace.com
 www.fourthspace.com

APPENDIX B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 3288CE Amanda GRIGGS
TELEPHONE NUMBER	07884 561085
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Arch 322 Andrews Road London E8 4RP
NAME OF PREMISES USER	One Vyner Street Ltd

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
- 4) the protection of children from harm

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

Police make the following representations in relation to the application for a Premises Licence at Arch 322 Andrews Road, E8 4RP for the following reason(s);

The hours applied for are far in excess of those given in LP3 (Core hours) of the Councils Licensing policy, and there does not appear to be any measures in place to mitigate the impact granting these later hours may have.

The use of the outside areas until 2300hrs and midnight, is also in excess of the Council policy (LP6) which states that outdoor activity should cease at 2200hrs unless the applicant can demonstrate comprehensive control measures have been implemented to ensure the Licensing objectives are not undermined. From looking at the plans, police would like to know how they plan to monitor the outdoor area shaded yellow, as there it stretches out behind a different premises.

Police would like to visit the premises to get a better idea of layout and where the gardens are in relation to nearby residential units.

Police would like to know why the venue requires off sales until 0130hrs throughout the week as well and would like these hours curtailed and a condition around all off sales to be in sealed containers to be considered.

Police would like to know more about the operation of the venue, as the described café/bakery/deli does not necessarily lend itself to require the licence that has been applied for. Police would like to know the proposed capacity of the venue, both indoors and across the 2 garden areas.

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

Personal knowledge of the local area and issues in the area.

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

Visit to the venue, information as requested

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

APPENDIX B2

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	Arch 322 Andrews Road London E8 4RP
Applicant	One Vyner Street Ltd

COMMENTS

I make the following relevant representations in relation to the above application 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 to make a representation in relation to this application. The proposed hours of operation (until 02:00 daily) could have a negative impact on the promotion of the licensing objectives, in particular, the prevention of public nuisance due to the close proximity to residential premises.

The applicants attention is drawn to the following extract from the Council's Statement of Licensing Policy:

LP3 Core Hours

Hours for licensable activity will generally be authorised, subject to demonstrating LP 1 and LP2, as follows:

- Monday to Thursday 08:00 to 23:00
- Friday and Saturday 08:00 to 00:00
- Sunday 10:00 to 22:30

Hours may be more restrictive dependent on the character of the area and if the individual circumstances require it.

Later hours may be considered where the applicant has identified any risk that may undermine the promotion of the licensing objectives and has put in place robust measures to mitigate those risks.

It is noted that the site proposes two separate external areas with opening hours of 23:00 and 00:00. The applicants attention is therefore drawn to the following extract from the Council's Statement of Licensing Policy:

LP6 External Areas and Outdoor Events

The Licensing Authority will normally restrict external areas and outdoor activity to between 08:00 and 22:00 unless the applicant can demonstrate that comprehensive control measures have been implemented that ensure the promotion of the licensing objectives, in particular the public nuisance objective. Notwithstanding any proposed control measures, the Licensing Authority may restrict the hours and/or activity even further.

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.

Discussion with the applicant in order to address the policy matters identified above.
Discussion in relation to measures to prevent public nuisance would also be useful.

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

6 January 2023

APPENDIX B3

Planning Authority Representation: Application under the Licensing Act 2003

Details of Authority	1 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Claudette Abraham
Officer telephone number	020 8356 4870
Officer's email address	claudette.abraham@hackney.gov.uk

APPLICATION PREMISES

Name and address of premises	Arch 322 Andrews Road London E8 4RP
Applicant name	One Vyner Street Ltd

COMMENTS

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

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

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

The application proposes for a new premises licence as a cafe bar bakery and deli shop under the Licensing Act 2003.

The licensable activities are:

The application is for a new premises licence as a pub under the licensing act 2003. The licensable activities are:

Live Music Mon-Sun 23:00-01:30

Recorded Music Mon- Sun 23:00-01:30

Late Night Refreshment Mon-Sun 23:00-01:30

Supply of Alcohol Mon-Sun 08:00-01:30

Hours of Opening Mon-Sun 08:00-02:00

No record could be found for the approval for the use of the premises as a cafe bar bakery and deli shop. Therefore the applicant is advised that planning permission may be required for the usage of the premises. Operation of the premises without appropriate planning permission is unlawful and may result in enforcement action.

No representation with informatives

Please provide the following information (if applicable)

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

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

No representation with Informatives

No record could be found for the approval for the use of the premises as a cafe bar bakery and deli shop. Therefore the applicant is advised that planning permission may be required for the usage of the premises. Operation of the premises without appropriate planning permission is unlawful and may result in enforcement action.

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

Signed	Gareth Barnett
Name	
Date	01.01.2023



Fwd: Objection to licence application for Arch 322 Andrews Road London E8 4RP

1 message

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

23 December 2022 at 10:08

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: Tue, 20 Dec 2022 at 15:26
Subject: Objection to licence application for Arch [322 Andrews Road London E8 4RP](#)
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>

I am writing to state my **OBJECTION** to the premises licence at Arch [322, Andrews Road, E8 4RP](#). The objection is based on concern for an ongoing creation of a public nuisance as well as concerns about crime and disorder and public safety.

The initial proposal for a deli/bakery (“7 days a week 8am to 4pm” - from fundraiser page) in this space has no great concern as a retail outlet. The problem lies in what is additionally planned & extent and scope of the licence, specifically the sale and consumption of alcohol on the premises and suitability of venue and potential continuous negative impact on nearby residents and broader neighbourhood area.

The unspecified collaborations & suggestion of large events & use as a rental space for third parties raise further issues. In particular the proximity to [5-11 Mare Street](#) (17 flats & home to many young families) being of particular concern, with noise issues at our own property, 17-19 and Cordwainer House to the north.

1. A late licence (1.30am, 7- days a week) is unacceptable given the position next to family occupied flats. The specific request for off-sales from 08.00 to 01.30am are also unacceptable.

2. The outside space (“where most of our tables will be”) is small & totally unsuited for a gathering of **any** numbers. Sound is disproportionately amplified by the walls of the railway & [5-11 Mare St.](#), further amplified to the north by Cordwainer House. A proposed 20 tables - and significant number of people would create a constant, unacceptable level of noise both day and night. (As a reference the very small space used by the Last Tuesday Society with just three or four people can be loud and intrusive for all windows facing this space).

3. The front area, previously used for parking, is less problematic but better suited for daytimes use only by a deli/bakery as less likely to cause unacceptable noise to residents.

4. The application for recorded & live music is a concern given proximity to nearby residents (5-11, 13-15, 17-19 & the west and south facing flats at Cordwainer). There should be NO music at any time in the outdoor area. The door created for access from inside to outside area would allow music to carry outside creating additional noise (public) nuisance & no use of this space for customers for any purpose at any time would be best. Acoustically, the rear outside space is unsuitable for any dining, gathering or entertaining or use by customers without there arising a significant public nuisance.

5. Regarding the live music application: without extensive soundproofing the arches (particularly those in close proximity to residents) are wholly unsuited to amplified live entertainment. Again, the door to the outside space, if used to access the outside area, would create a continuous noise problem.

6. A recorded music licence should only be considered for the internal space (no speakers or amplified sound outside at any time). An internal music system should be limited to an acceptable decibel standard at all times including events and parties. There should be no live or recorded music outside or music allowed to permeate through doorways, windows or other openings due to

proximity to local residents, at any time or at any event. The Tower Hamlets licensing maybe different (for Ombra, sister venue but that venue has held events which reference the concerns for a venue even closer to local residents.

7. The funding page references “*hiring out*” the space, a “*myriad of events*”, “*collaborations*”, “*host special events*” and “*large private dinners*”. The applicant, will no doubt, also need to repay crowdfunding backers & plan additional events. The suggestion is therefore that there will be a significant, ongoing and permanent level of large events. Each one will present a potential public nuisance, more so if there is any use of the outside space.

Use by third parties (as hired space) poses further concern. Those hiring for one-off events have no motivation to behave in a limited or responsible fashion. Some may choose to ignore any restrictions as they won't fear sanctions. Therefore, the restrictions should be imposed to ensure there is compliance (e.g. no licence). The desire to use it as a space for hire may be argued as potentially undermining the applicants discussion of community collaboration and cooperation and raises a need the question as to whether it would be appropriate to allow this as a rental space Andy extension if a licence premises here is appropriate at all.

The suggested potential for a high number of events (a “*myriad of events*”), without limit on frequency or limit on attendees suggests plans would create a clear and consistent public nuisance impact arising from any licence for this venue. Further concerns arise from the dispersal of customers creating a further public nuisance issue, potential crime (ASB, urination etc.) and as a consequence, public safety.

8. There are already three licensed venues nearby (including Ombra in Tower Hamlets, The Last Tuesday Society and The Guitar Social in Hackney). A fourth licences venue (in an area that Hackney council once stated, as being unsuited for such venues due to nearby residential buildings), should not be viewed in isolation but how these venues create a collective impact. The dispersal of customers from licensed venues also with noisy, elongated departures and waiting for taxis late at night can be hugely detrimental.

9. This area of Mare Street already has issues with anti-social behaviour, exacerbated at the weekend by increased number of people moving between venues and using those nearby. The request for “supply of alcohol for consumption off the premises from 08:00 to 01.30am” would add to the problems and exacerbate crime and disorder and by extension, risk to the public.

10. There is also a question of fire risk. A very cluttered outdoor area, with greenhouse, tables, chairs would be problematic, restricting that exit from inside as a fire escape and posing a problem if there were a fire outside. It also raises the need to assess potential risk of any fire in the outdoor area spreading to 5-11 and [13-15 Mare St](#).

The concerns are focused on the evening use, the use of the outside space at any time, the use for third-party events & the overall, projected scale of a seven day a week licensed venue with publicly stated proposals for ongoing and unrestricted number of events.

If there were a restricted licence, for instance, bottles of wine for off sales - would there be attempts to circumvent any restrictions (such as charging corkage) given that there is so much **stated intent** by the applicant (as presented in the fundraising and press)? Much of the funding/press and plans for the business seem to have presumed an unrestricted licence being granted. Would the granting of any licence then need to be monitored and enforced on an ongoing basis if restrictions were ignored?

The close proximity to residents ([5-11 Mare Street](#) in particular) & subsequent problems of noise from use of the rear outside space & ambition for significant scope of events raise a question as to whether the applicant would seek to find ways around limitations and **make it hard to support the application for any alcohol licence**.

IA restricted licence say, limited to off-sales (in line with the idea of a retail deli/bakery idea) there would need to very clear and significant limitations such as: hours restricted to daytime (alcohol with food only), internal drinking only and a limited number of tables (again daytime with food only) on the area to the front of the arch by Andrews Road. No customers to the rear of [5-11 Mare Street](#), no live music, noise restrictions on recorded music including equipment to limit volume to within agreed levels. Also is this is an appropriate venue for a seven days licensed operation?

The proposals (as stated in funding/press) also raise concern over how this venue may seek to use TENS licensing, for events either by the applicant or by a third party. They raise further issues and consideration should be given as to how any business with such stated objectives may create future problems if not managed at this stage.

There is a real concern as to whether the applicant has given adequate consideration as to whether this venue is best suited to meet all their stated ambitions and desires, without coming into conflict with the council enforcement as a result of their proposals and the negative impact on nearby residents.

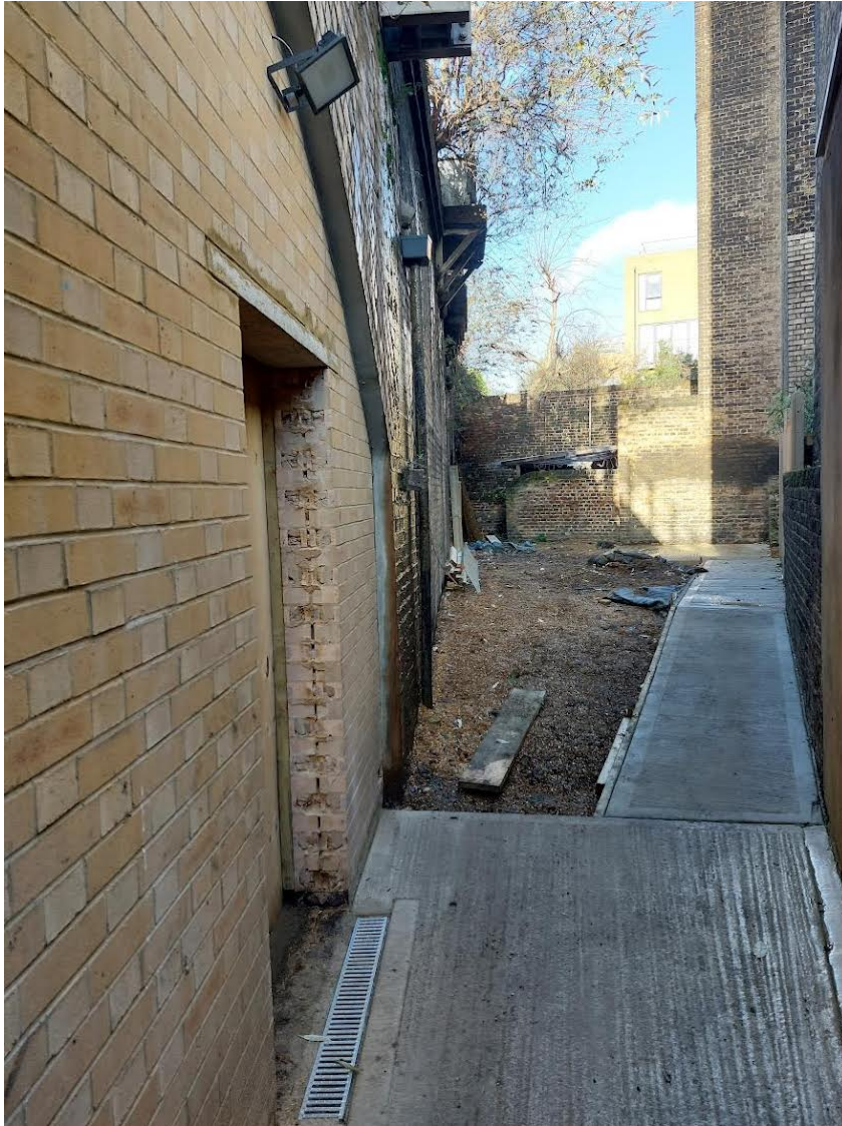
Yours sincerely



[Mare Street, E8 4RP](#)

Supporting images:

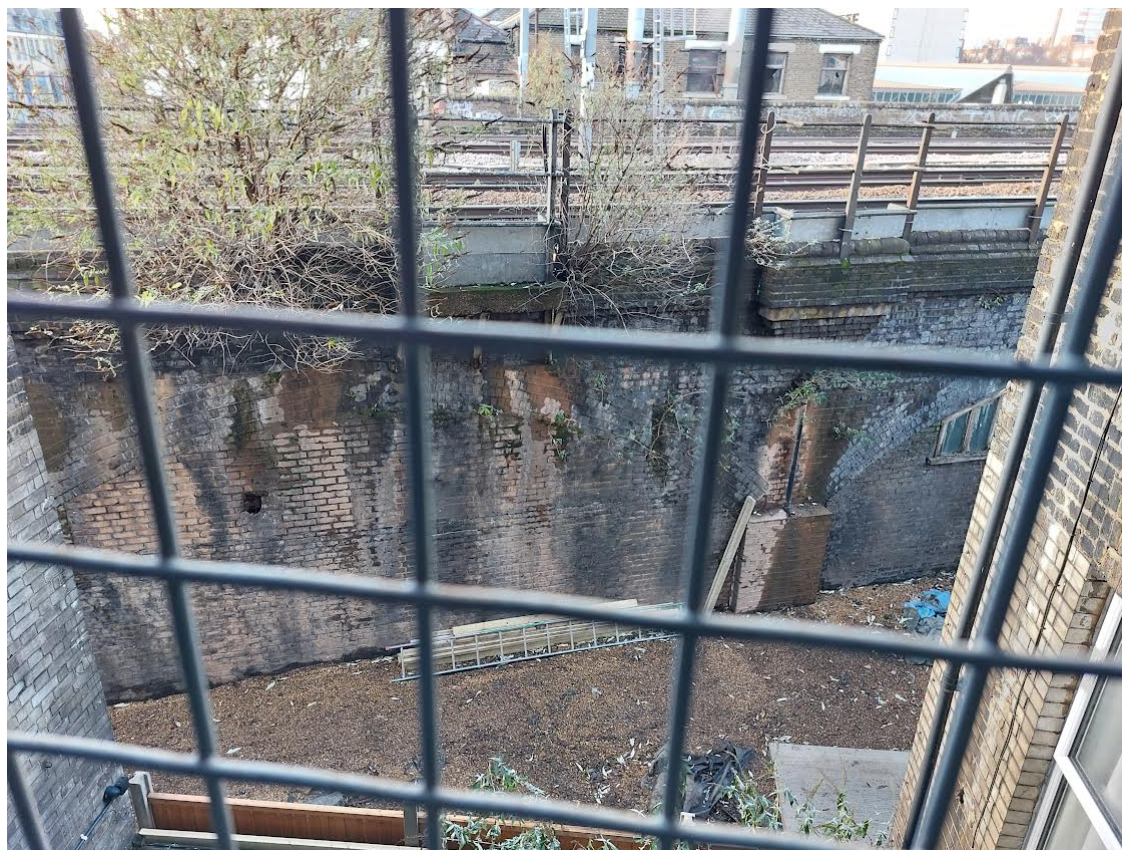
1. Looking north from Andrews Road showing the exterior space walls to the west and [5-11 Mare Street](#) to the east, Cordwainer House to the north. This space is being proposed for a greenhouse for cooking herbs, up to 20 tables (therefore an unspecified number of people) and a constant flow of staff and customers both day and night. The small brick extension is already in use by The Last Tuesday Society and their limited number creates a noticeable and at times intrusive level of noise from the small area.



2. Looking down on the exterior space from the first floor of [5-11 Mare Street](#), shows just how close flats and living spaces are to this area.



3. Looking down from the second floor (5-11 Mare Street) showing the exterior space - the fence marks the external wall of 5-11 and windows for first floor flats would be within 2 or 3 meters of tables and customers.



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APPENDIX C2

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

Fwd: Licence Application: Arch 322 Andrews Road, E8 4RP

1 message

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

3 January 2023 at 14:17

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: Tue, 3 Jan 2023 at 10:31
Subject: Licence Application: Arch [322 Andrews Road, E8 4RP](#)
To: <licensing@hackney.gov.uk>

To licensing department Hackney Council

I am writing to express my concern and to raise an OBJECTION to the request for a licence at the Arch [322, Andrews Road, E8 4RP](#).

Whilst a deli /bakery in this arch is to be welcomed this is not an appropriate venue for drinking alcohol, and late night amplified music, so close to a dense set of flats, who already have noise issues at the front of the building.

Most of the residents in [5-11 Mare Street](#) don't have English as a first language, so will very likely not be aware of this proposal that will so affect their lives, until it is too late. Many have small children.

This application for a new venue is by One Vyner Street, a venue that has already flouted their license with Tower Hamlets, and caused noise issues to local residents - hosting outside parties with loud amplified music and even live music, very late at night.

The owner has stated the plans for up to 20 tables outside in addition to seating inside. The number of people and late hours requested will pose a clear problem, primarily to residents in the nearby flats, [5-11 Mare Street](#) and also to other nearby residents, including ourselves, just across the road.

It is clear that this will create a PUBLIC NUISANCE issue and add to an already growing problem on the corner of Mare Street / Andrews Road. It is clearly wrong to further encourage a night-time drinking culture in this residential area. With three other licensed places very nearby there is a real concern that more drinking in this area will create issues of anti-social behaviour, as already experienced by local residents, crime and related public safety.

Rather than add to the problems this should be restricted to a food only operation, and is not suitable for yet another licensed venue.

With regards

[REDACTED]

[REDACTED] [Mare Street, London, E8](#) [REDACTED]

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



Fwd: Objection to planning application 322, Andrews Road, E8 4RP

1 message

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

3 January 2023 at 14:18

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: Tue, 3 Jan 2023 at 10:15
Subject: Objection to planning application [322, Andrews Road, E8 4RP](#)
To: <licensing@hackney.gov.uk>

To Whom it may concern,

I am writing to express my concern and to raise an objection to the request for a licence at the Arch [322, Andrews Road, E8 4RP](#).

This is an application for a new venue by a venue that has already caused noise issues to local residents - flouting its licensing conditions, with no consideration for their neighbours, hosting outside parties with loud amplified music and even live music.

There are already three licensed venues in this part of Mare Street, which is heavily residential, and we already have big problems with noise and anti-social behaviour arising from these inappropriately licensed venues. The external area where they plan to put a large number of customers is very small, confined and just meters from a large number of flats which would clearly cause a public nuisance, particularly given the long hours that they have requested.

Rather than add to the problems this should be restricted to a food only operation and is not suitable for yet another licensed venue. Please have some consideration for the residents in this area.

Yours faithfully

[Redacted]
[Mare st,](#)
London,
E8 4RT



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



Fwd: Arch 322 Andrews Road E8 application

1 message

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

3 January 2023 at 14:18

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: Wed, 28 Dec 2022 at 15:31
Subject: Arch [322 Andrews Road E8](#) application
To: <licensing@hackney.gov.uk>

Dear Sir/MAdam,

I am writing in response to the application for a licence at the Arch [322, Andrews Road](#) and would like to object to the licence as requested.

As a resident of this road we have seen over the last couple of years an increase in anti-social behaviour and noise from licensed establishments (including noisy events hosted at the applicant's Ombra restaurant). Whilst a deli and bakery would work well in the space it is too close to flats by the railway for the external space to be used as part of the business without causing a noise problem. Perhaps it would be better to restrict alcohol to just off-sales or only allowed to those inside and that no tables or alcohol should be served outside and nor should residents have to worry about music or the space being used to host parties and large events.

Please do not hesitate to contact me if you wish to discuss further.

Yours Sincerely

[REDACTED]

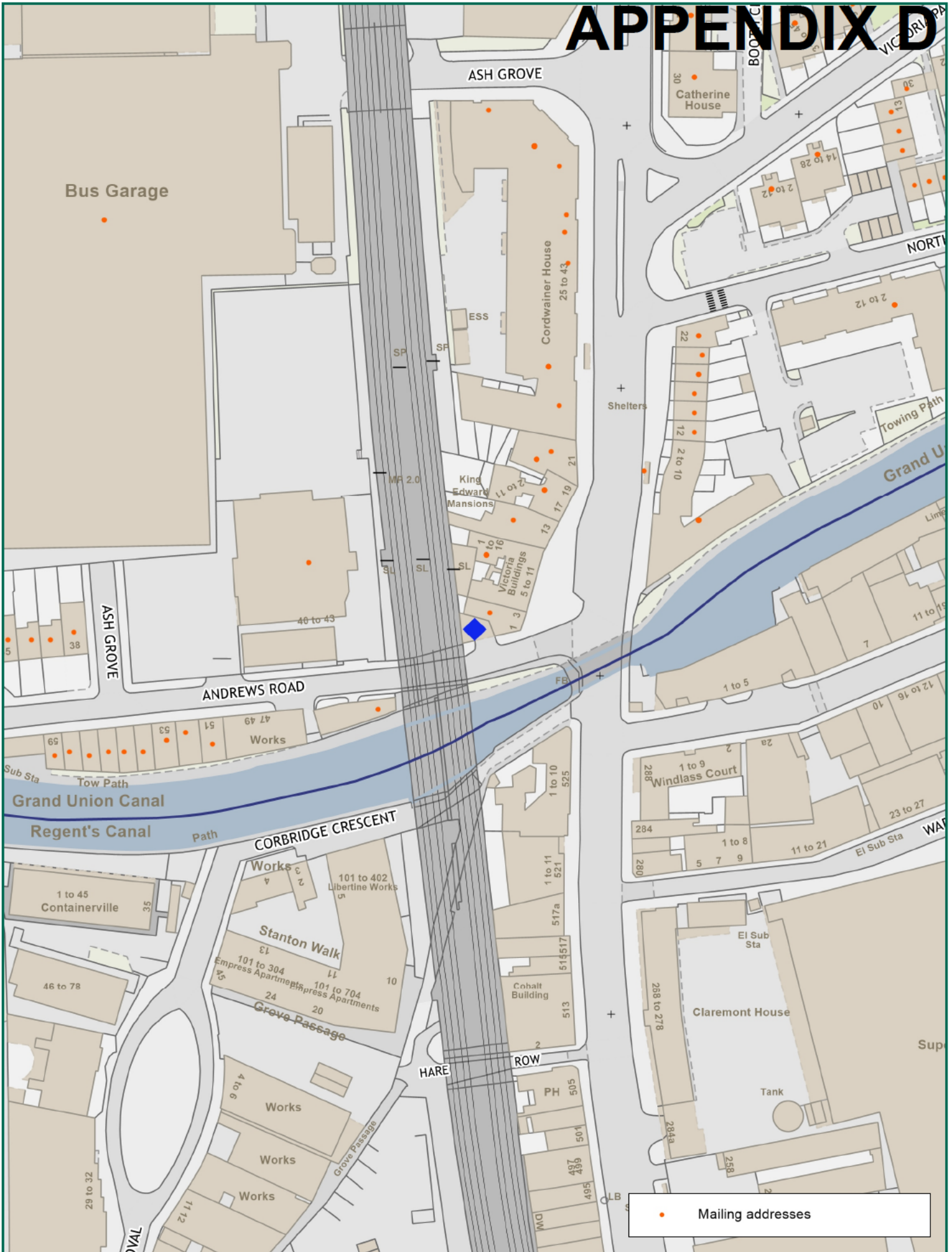
[REDACTED]

[REDACTED]
[Andrews Road](#)
[London E8 4RL](#)

[REDACTED]

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

APPENDIX D



Scale: 1:1250 at A4

Arch 322, Andrews Road



Ref:
Wednesday, February 8, 2023

Produced by: unspecified
email:

please specify copyright statement