

For Consideration By	Licensing Sub-Committee
Meeting Date	29 January 2024
Type of Application	Premises Licence
Address of Premises	Sandbox, 1 Quaker Street, London, E1 6BW
Classification	Decision
Ward(s) Affected	Hoxton East and Shoreditch
Group Director	Rickardo Hyatt

1. **Summary**

1.1. This is an application for a premises licence to allow authorisation for the sale of alcohol on Monday to Sunday.

2. **Application**

- 2.1. Mr Damon Borley has made an application for a premises licence under section 17 of the Licensing Act 2003.
- 2.2. The applicant is seeking authorisation for the following licensable activities and times:

Supply of Alcohol	Standard Hours:
(On and Off sales)	
	Mon 11:00-23:00
	Tue 11:00-23:00
	Wed 11:00-23:00
	Thu 11:00-23:00
	Fri 11:00-23:00
	Sat 11:00-23:00
	Sun 11:00-23:00
The opening hours of	Standard Hours:
the premises	
	Mon 11:00-23:30
	Tue 11:00-23:30
	Wed 11:00-23:30
	Thu 11:00-23:30

Fri	11:00-23:30
Sat	11:00-23:30
Sun	11:00-23:30

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

3. **Current Status/History**

- 3.1. The premises is not currently licensed for any activity.
- 3.2. Temporary event notices have given for this premises in last twelve months as follows:

<u>Date of the event(s)</u>	<u>Hours</u>
29/09/2023-29/09/2023	19:00-22:00
18/01/2024-18/01/2024	12:00-23:00

4. Representations: Responsible Authorities

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental HealthAuthority (Environmental Enforcement)	Have confirmed no representation on this application
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	No representation received
Police	Representation withdrawn after clarification with the applicant
Licensing Authority	Representation received on the grounds of
(Appendix B)	The prevention of crime and disorder and
	The Prevention of Public Nuisance
Health Authority	No representation received

5. **Representations: Other Persons**

From	Details
2 representations received from	Representation received on the grounds of
and on behalf of local residents.	The Prevention of Crime and Disorder, Public
(Appendices C1&C2)	Safety, Prevention of Public Nuisance and
	The Protection of Children from Harm.

6. **Guidance Considerations**

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

7. **Policy Considerations**

- 7.1. Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy) adopted by the Licensing Authority.
- 7.2. The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP4 (Off Sales of Alcohol) and LP6 (External Areas and Outdoor Events) are relevant.

8. Officer Observations

8.1. 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 with the age verification policy.
 - 5.3. The policy must require individuals who appear to the responsible person to be under 18 years if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - A. a holographic mark or
 - B. an ultraviolet feature.
- 6. The responsible person shall ensure that:
 - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - beer or cider: 1/2 pint;
 - gin, rum, vodka or whisky: 25ml or 35ml; and
 - still wine in a glass: 125ml; and
 - a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - b. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that

these measures are available.

Minimum Drinks Pricing

- 7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.
 - 7.2 For the purposes of the condition set out in paragraph 7.1 above -
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula P = D+(DxV) Where -
 - (i)P is the permitted price,
 - (ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (c) 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:
 - (d) "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;
 - (e) "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
 - (f) "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 consistent with the Operating Schedule

- 8. All employees will complete a training module prior to being given permission to sell alcohol, which will include essential training in licensing law, details of the mandatory and specific conditions of this Premises Licence, and the premises age verification policy.
- 9. Following the training module, and permission given to sell alcohol, employees will sign that they have received and understood the training, with records kept for at least one year, and their knowledge and understanding will be refreshed on an annual basis.
- 10. An incident log shall be kept at the premises, and made available on request to a police officer, police licensing officer or Council authorised licensing officer. It must be completed within 24 hours of any incident and will record the following:
 - i. Any complaints received concerning public nuisance, crime or disorder
 - ii. Any incidents of disorder
 - iii. Any faults in the CCTV system
 - iv. Any refusal of the sale of alcohol
 - v. Any visit by a relevant authority or emergency service
 - vi. Any crimes reported to the venue
- 11. The incident log will be kept on a rolling 12 months basis and made available upon reasonable request by an officer of a relevant authority.
- 12. A properly specified and fully operational CCTV recording system shall be installed, operated and maintained.
- 13. The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises.
- 14. The CCTV system shall be in operation at the premises at all times when the premises are used for the provision of licensable activity.
- 15. All CCTV recordings shall be securely stored for a minimum of one calendar month.
- 16. A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.
- 17. Signage indicating that a CCTV recording system is in operation shall be displayed prominently in the premises.
- 18. A premises daily register shall be kept at the premises. This register shall be maintained and kept for a rolling period of 12 months. The register shall record all incidents which may have occurred which are relevant to the supply

of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behaviour by persons attending or leaving the premises and all refusals to sell alcohol. The register shall be readily available for inspection by an authorised person upon reasonable request.

- 19. Super-strength lagers, beers and/or ciders, i.e. those with an ABV of 6.5% or higher, shall not be sold at the premises.
- 20. The premises licence holder shall uphold a zero-tolerance policy in relation to illegal drugs.
- 21. Any person entering the premises who appears to be under the influence of alcohol or illegal drugs shall, in the interests of other members of the public using the premises, be requested to leave the premises.
- 22. Alcohol will only be sold for consumption off the premises in sealed containers.
- 23. The provision of door supervisors on the premises shall be risk assessed. A copy of the risk assessment shall be kept on the premises and made available for inspection by the Police and authorised officers of other responsible authorities on request.
- 24. The risk assessment shall be reviewed and updated at least once every 12 months.
- 25. Where door supervisors are employed on the premises the following conditions will apply:
 - a)The licensed door supervisors shall be employed solely for vetting, regulating, controlling and supervising patrons whilst entering and whilst on the premises and to ensure the maintenance of good order, public safety and internal security.
 - b)A register shall be kept at the premises to record the details of the door supervisors, the number of persons on the premises and any incidents. The register shall be produced to authorised officers of the Council and Police upon request.
 - c)The register shall contain the following details:
 - Full SIA registration number
 - Date and time that the Door Supervisor commenced duty, countersigned by the Designated Premises Supervisor or Duty Manager.
 - Date and time that the Door Supervisor finished work, countersigned by the Designated Premises Supervisor or Duty Manager.
 - Any occurrence or incident of interest involving crime and disorder or public safety must be recorded giving names of the Door Supervisor involved.

- 26. All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.
- 27. Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting and fire alarms and equipment to ensure their continued safe operation. A written record of these checks shall be kept and made available to an authorised officer of the licensing authority.
- 28. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.
- 29. Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting and fire alarms and equipment to ensure their continued safe operation. A written record of these checks shall be kept and made available to an authorised officer of the licensing authority. The premises licence holder shall ensure that an electrical compliance check is made at least once a year.
- 30. Drinks shall be served in containers made from toughened glass/polycarbonate
- 31. Arrangements shall be put in place to ensure that waste collection contractors do not collect refuse between 19:00 and 07:00.
- 32. Patrons smoking outside the premises shall be monitored regularly to ensure the potential for noise nuisance is controlled.
- 33. The premises' frontage shall be regularly monitored to keep it clean and clear of litter.
- 34. Signage requesting customers to be respectful of others when entering or leaving the premises shall be installed in a prominent position by the premises' exit.
- 35. No person shall be allowed to leave the premises whilst in the possession of any open drinking vessel or open glass bottle, whether empty or containing any beverage.
- 36. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are the following recognised photographic identification cards:
 - a driving licence,
 - a passport,
 - a military identification card or a Proof of Age card carrying a 'PASS' logo.
- 37. Notices advertising that the premises operates a "Challenge 25" scheme shall be displayed in a clear and prominent position at the premises entrance.

- 38. All occasions when persons have been refused service shall be recorded in the premises daily register.
- 39. There shall be no children unaccompanied by a responsible adult on the premises at any time.
- 40. The premise licence holder or Designated Premises Supervisor to ensure that all management and staff who are not personal licence holders are fully trained and briefed on the four licensing objectives and Challenge 25 and they are adhered to.

9. Reasons for Officer Observations

9.1. Conditions (8) to (40) are derived from the applicant's operating schedule,

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. <u>Members Decision Making</u>

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: Location map

Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

Report Author	Name: Shan Uthayasangar Title: Licensing Officer Email: shan.uthayasangar@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

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	Damor	1 Borley				
apply descri releva	for a p bed in nt lice	name(s) of applicant) premises licence under section Part 1 below (the premises) a nsing authority in accordance mises details	and I/we are n	nakin	g this applicat	ion to you as the
Posta	al addre	ess of premises or, if none, ordi	nance survey n	nap re	ference or desc	ription
Sand 1 Qu	box aker St	creet				
Post	town	London			Postcode	E1 6BW
Tele	phone i	number at premises (if any)				
Non-	domes	tic rateable value of premises	£13,250			
		licant details				
Please	state v	whether you are applying for a p	premises liceno	ce as	Please tick	x as appropriate
a)	an in	dividual or individuals *		\boxtimes	please comple	ete section (A)
b)	a per	son other than an individual *				
	i as a limited company/limited liability partnership		ability		please comple	ete section (B)
	ii as a partnership (other than limited liability)		ited		please comple	ete section (B)
		as an unincorporated association	on or		please comple	ete section (B)
iv other (for example a statutory corporation)					please comple	ete section (B)
c) a recognised club					please comple	ete section (B)
d)	a cha	rity			please comple	ete section (B)

e)	the proprietor	of an ed	ducational es	tablishm	ent		please comp	plete section	(B)
f)	a health service body						please comp	plete 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					(B)			
ga)	a person who is registered under Chapter 2 of please complete s Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England					plete section ((B)		
h)	the chief office England and		lice of a poli	ce force	in		please comp	olete section	(B)
	ou are applying elow):	g as a pe	rson describe	ed in (a)	or (b) p	lease (confirm (by t	icking yes to	one
premi	carrying on or places for licensal	ble activ	ities; or		ess whic	ch inv	olves the use	of the	
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	statutory fund a function dis		l by virtue of	Her Ma	iestv's r	reroo	ative		
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(A) INDIVIDUAL APPLICANTS (fill in as applicable)									
Mr	Mrs		Miss	M	s 🗌		er Title (for nple, Rev)		
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SECOND INDIVIDUAL APPLICANT (if applicable)

Mr Mrs	Miss	Ms	Other Title (for example, Rev)	
Surname		First nai	mes	
Date of birth	I an	n 18 years old or	over Plea	se tick yes
Nationality				
	demonstrating a right ne 9-digit 'share code ion)			
Current residential address if different f premises address	rom			
Post town	I		Postcode	
Daytime contact tel	lephone number		_	-
E-mail address (optional)				
(B) OTHER APPLIC Please provide name give any registered n body corporate), ple	and registered add	of a partnership	or other joint ve	enture (other than a
Name				
Address				
Registered number (where applicable)			
Description of applic	cant (for example, pa	artnership, compa	ny, unincorporated	d association etc.)

Tele	ephone number (if any)	
E-m	ail address (optional)	
Part	3 Operating Schedule	
Who	en do you want the premises licence to start?	DD MM YYYY A S A P
	ou wish the licence to be valid only for a limited period, n do you want it to end?	DD MM YYYY
The the alcomor are Sad host tem	venue will be mostly used for promotional activities, community, application being made for Monday to Sunday the premises licence hol should the event require it is not the primary aim of the businese of an add on. Some events will not require the premises licence arounning an arts workshop or hosting a community project. We have lers Wells where we gave the guests drinks under a temporary event a fashion show for degree students where we gave the guests dripper event notice. If we are working with a drinks brand, guests product and remain in the premises for more experiential marketing	and arts events. Despite e is to cover us serving ess to serve alcohol, it is at all, for example if we e hosted a dancer from nt notice. We have also rinks again, with a will be able to sample
	000 or more people are expected to attend the premises at any time, please state the number expected to attend.	
What	licensable activities do you intend to carry on from the premises?	
(pleas	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing Ac	et 2003)
Prov	vision 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 (if ticking yes, fill in box H)	(g)

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	
Supply of alcohol (if ticking yes, fill in box J)	\boxtimes

In all cases complete boxes K, L and M

	ays andard days and nings (please read		Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
	ice note 7		(promo romo garamato neto e)	Outdoors	
Day	Start	Finish		Both	
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Tue					
Wed			State any seasonal variations for performing p guidance note 5)	lays (please re	ad
Thur					
Fri			Non standard timings. Where you intend to use for the performance of plays at different times the column on the left, please list (please read g	to those listed	l in
Sat					
Sun					

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Sat					
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Standa timings	r sporting rd days as s (please a ce note 7)	nd read	Please give further details (please read guidance note 4)
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Tue			State any seasonal variations for indoor sporting events (please read guidance note 5)
Wed			
Thur			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Fri			
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Wed			State any seasonal variations for boxing or wroentertainment (please read guidance note 5)	estling	
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	nusic rd days a s (please :		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
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Wed			State any seasonal variations for the performa (please read guidance note 5)	nce of live mu	<u>sic</u>
Thur					
Fri			Non standard timings. Where you intend to use for the performance of live music at different to listed in the column on the left, please list (please list).	imes to those	
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Sat			note 6)		
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Mon			Please give further details here (please read gui	dance note 4)	
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Wed			State any seasonal variations for the performa (please read guidance note 5)	nce of dance	
Thur					
Fri			Non standard timings. Where you intend to use for the performance of dance at different time the column on the left, please list (please read g	s to those liste	d in
Sat					
Sun					

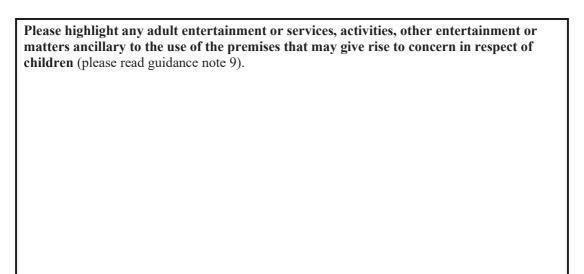
descript falling (g) Standartimings	ing of a sotion to to within (control days and so (please 1) control 7)	hat e), (f) or and read	Please give a description of the type of entertainment providing	nent you will bo	
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read	Indoors	
Mon			guidance note 3)	Outdoors	
				Both	
Tue			Please give further details here (please read guid	dance note 4)	
Wed					
Thur			State any seasonal variations for entertainmen description to that falling within (e), (f) or (g) guidance note 5)		
Fri					
Sat			Non standard timings. Where you intend to us for the entertainment of a similar description twithin (e), (f) or (g) at different times to those l column on the left, please list (please read guida	o that falling isted in the	<u>s</u>
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refres	Late night refreshment Standard days and		Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	
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Wed			State any seasonal variations for the provision refreshment (please read guidance note 5)	of late night	
Thur					
Fri			Non standard timings. Where you intend to use for the provision of late night refreshment at d those listed in the column on the left, please list	ifferent times	
Sat			guidance note 6)		
Sun					

Standa	of alcohord days and	nd read	Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises Off the premises	
Day	Start	Finish		Both	\boxtimes
Mon	11:00		State any seasonal variations for the supply of read guidance note 5)	alcohol (please	e
		23:00	read guidance note 3)		
Tue	11:00				
		23:00			
Wed	11:00				
		23:00			
Thur	11:00		Non standard timings. Where you intend to us for the supply of alcohol at different times to the		
		23:00	column on the left, please list (please read guida		<u>ne</u>
Fri	11:00				
		23:00			
Sat	11:00				
		23:00			
Sun	11:00				
		23:00			

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 Damon Borley
Date of birth
Address
Postcode Postcode
Personal licence number (if known)
Issuing licensing authority (if known)



\mathbf{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	11:00		
		23:30	
Tue	11:00		
		23:30	
Wed	11:00		
		23:30	Non standard timings. Where you intend the premises to be
Thur	11:00		open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)
		23:30	
Fri	11:00		
		23:30	
Sat	11:00		
		23:30	
Sun	11:00		
		23:30	

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

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

All employees will complete a training module prior to being given permission to sell alcohol, which will include essential training in licensing law, details of the mandatory and specific conditions of this Premises Licence, and the premises age verification policy.

Following the training module, and permission given to sell alcohol, employees will sign that they have received and understood the training, with records kept for at least one year, and their knowledge and understanding will be refreshed on an annual basis.

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

- 1. Any complaints received concerning public nuisance, crime or disorder
- 2. Any incidents of disorder
- 3. Any faults in the CCTV system
- 4. Any refusal of the sale of alcohol
- 5. Any visit by a relevant authority or emergency service
- 6. Any crimes reported to the venue

The incident log will be kept on a rolling 12 month basis and made available upon reasonable request by an officer of a relevant authority.

b) The prevention of crime and disorder

A properly specified and fully operational CCTV recording system shall be installed, operated and maintained.

The system shall incorporate a camera covering each of the entrance doors and be capable of providing an image which is regarded as 'identification standard' of all persons entering and/or leaving the premises.

The CCTV system shall be in operation at the premises at all times when the premises are used for the provision of licensable activity.

All CCTV recordings shall be securely stored for a minimum of one calendar month.

A staff member from the premises who can operate the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.

Signage indicating that a CCTV recording system is in operation shall be displayed prominently in the premises.

A premises daily register shall be kept at the premises. This register shall be maintained and kept for a rolling period of 12 months. The register shall record all incidents which may have occurred which are relevant to the supply of alcohol and the promotion of the licensing objectives. Such incidents shall include, but not be limited to, complaints made to the premises alleging nuisance or anti-social behaviour by persons attending or leaving the premises and all refusals to sell alcohol. The register shall be readily available for inspection by an authorised person upon reasonable request.

Super-strength lagers, beers and/or ciders, i.e. those with an ABV of 6.5% or higher, shall not be sold at the premises.

The premises licence holder shall uphold a zero-tolerance policy in relation to illegal drugs.

Any person entering the premises who appears to be under the influence of alcohol or illegal drugs shall, in the interests of other members of the public using the premises, be requested to leave the premises.

Alcohol will only be sold for consumption off the premises in sealed containers.

The provision of door supervisors on the premises shall be risk assessed. A copy of the risk assessment shall be kept on the premises and made available for inspection by the Police and authorised officers of other responsible authorities on request.

The risk assessment shall be reviewed and updated at least once every 12 months.

Where door supervisors are employed on the premises the following conditions will apply:

- a) The licensed door supervisors shall be employed solely for vetting, regulating, controlling and supervising patrons whilst entering and whilst on the premises and to ensure the maintenance of good order, public safety and internal security.
- b) A register shall be kept at the premises to record the details of the door supervisors, the number of persons on the premises and any incidents. The register shall be produced to authorised officers of the Council and Police upon request.
- c) The register shall contain the following details:
- Full SIA registration number
- Date and time that the Door Supervisor commenced duty, countersigned by the Designated Premises Supervisor or Duty Manager.
- Date and time that the Door Supervisor finished work, countersigned by the Designated Premises Supervisor or Duty Manager.
- Any occurrence or incident of interest involving crime and disorder or public safety must be recorded giving names of the Door Supervisor involved.

c) Public safety

All exit routes and public areas shall be kept unobstructed, shall have non-slippery and even surfaces, shall be free of trip hazards and shall be clearly signed.

The premises licence holder shall ensure that a suitable fire risk assessment and emergency plan is in place at all times.

Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting and fire alarms and equipment to ensure their continued safe operation. A written record of these checks shall be kept and made available to an authorised officer of the licensing authority.

An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

Regular checks and maintenance shall be carried out on all equipment, electrical installations, emergency lighting and fire alarms and equipment to ensure their continued safe operation. A written record of these checks shall be kept and made available to an authorised officer of the licensing authority.

The premises licence holder shall ensure that an electrical compliance check is made at least once a year.

Drinks shall be served in containers made from toughened glass/polycarbonate.

d) The prevention of public nuisance	
Arrangements shall be put in place to ensure that waste collection contractors do no refuse between 19:00 and 07:00.	ot collect
Patrons smoking outside the premises shall be monitored regularly to ensure the ponoise nuisance is controlled.	tential for
The premises' frontage shall be regularly monitored to keep it clean and clear of lit	ter.
Signage requesting customers to be respectful of others when entering or leaving the shall be installed in a prominent position by the premises' exit.	ne premises
No person shall be allowed to leave the premises whilst in the possession of any op vessel or open glass bottle, whether empty or containing any beverage.	en drinking
e) The protection of children from harm	
A Challenge 25 proof of age scheme shall be operated at the premises where the acceptable forms of identification are the following recognised photographic identification: • a driving licence, • a passport,	•
a military identification card or a Proof of Age card carrying a 'PASS'	logo.
Notices advertising that the premises operates a "Challenge 25" scheme shall be in a clear and prominent position at the premises entrance.	
All occasions when persons have been refused service shall be recorded in the particle daily register.	oremises
There shall be no children unaccompanied by a responsible adult on the premise time.	es at any
The premise licence holder or Designated Premises Supervisor to ensure that al management and staff who are not personal licence holders are fully trained and the four licensing objectives and Challenge 25 and they are adhered to.	
Checklist:	
Please tick to indicate	e 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 an others where applicable. 	nd 🗆
• 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.

 \boxtimes

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• [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.

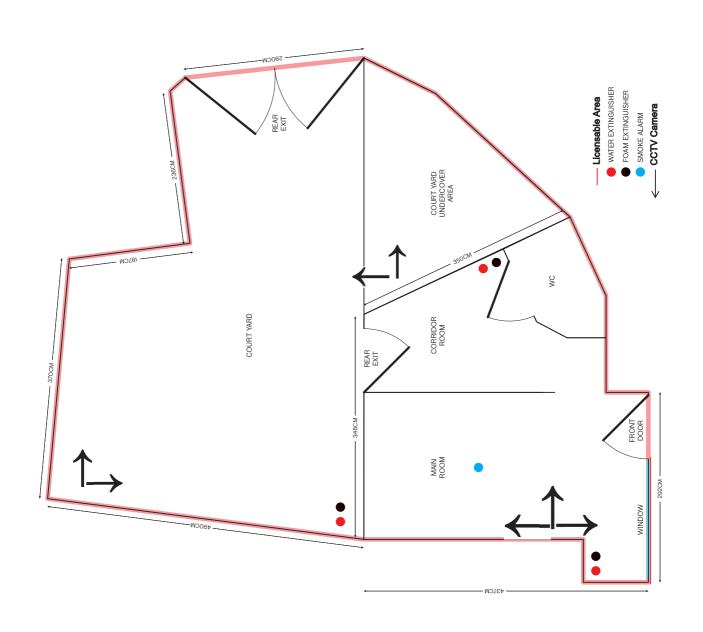
Declaration	 [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me 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 online right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	07/11/2023
Capacity	Duly Authorised 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				
	where not previou tion (please read		for correspond	lence associated
Post town			Postcode	
Telephone numb	per (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



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	Sandbox 1 Quaker Street London E1 6BW
Applicant	Damon Borley

COMMENTS

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

1) the prevention of crime and disorder	X
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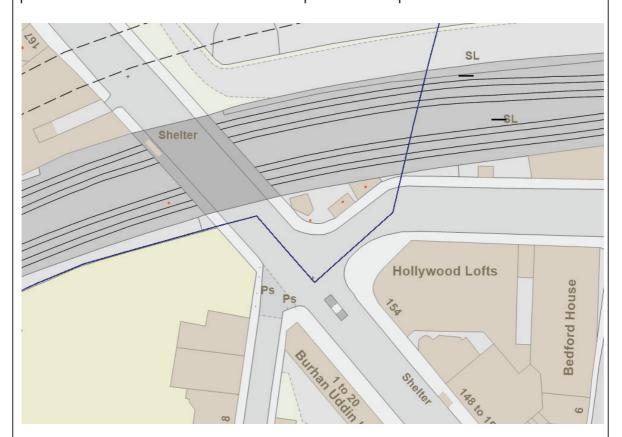
2) public safety

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 response to this application. I am concerned that there may be a negative impact on the promotion of the licensing objectives if the application is granted given the characteristics of the area. In particular, the prevention of crime and disorder and the prevention of public nuisance.



We are aware that an application has been made to LB Tower Hamlets for a site close to this application site. It is not clear if both sites are physically linked. It is also not clear from the plan how the site relates to the adjacent "Crown Kebabs"

The premises is within Shoreditch where newly commissioned research on behalf of the Council shows that the area suffers from the negative cumulative impact as a result of the large number of night-time, licensed venues in the area. These impacts include:

- High levels of crime, such as thefts, robberies and violence
- Significant on-street urination
- Large numbers of calls to the London Ambulance Service

Although data suggests that crime and ambulance calls have fallen since 2019, the level remains higher than in other parts of the borough. Additional hours could add to these figures given the fairly prominent location of the premises although it is noted that the hours requested are relatively modest and within the hours set out in

the 'Core Hours' policy (LP3).

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.

Clarification in relation to the points raised above and possible site visit and/or photographs.

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

4 December 2023



APPENDIX C1

Re: OBJECTION: Sandbox - 1 Quaker St Shoreditch

1 message

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

29 November 2023 at 15:03

Hi

Having visited this location I would like to add further to this objection.

The site is bisected by the boundary line of Hackney and Tower Hamlets. There are license applications active in both boroughs.

The comments below relate to the Hackney section of the site which is currently not developed. Photos are now attached.

This site should be considered with its partner in Tower Hamlets. Combined this will be a large stand up outdoor drinking venue with a canvas roof. Therefore there will be little to no sound or cooking pollution control available.

This large venue will considerably add to the cumulative impact of the NTE economy in this area. With all the issues of Public Safety and Public Nuisance attached

Photos attached below Kind regards

On Wednesday, 29 November 2023 at 12:12:03 GMT,

wrote:

Hello

I would like to OBJECT to the time extension requested by this applicant.

Sandbox is a very small venue - little more than a shop front. It is placed next to a busy red route with a narrow pavement. It serving area means customers will be queuing outside the premises.

Shoreditch has significant issues with street drinking and therefore, "Off sales" is to be strongly discouraged, given how it contributes to public nuisance, crime and disorder on the local streets.

Shoreditch already has issues with public urination, rubbish and significant noise from late night drinkers leaving premises. A venue like this, which is little more that an "alcohol window" serving to the street will create a lot of nuisance to the residents of council housing within Quaker St.

It is likely to create an opportunity for "car bars" and car based drug dealing to colonise a new location in Shoreditch as parking up a drug dealing car here in Quaker St will be simple and with the steady stream of night commuters making their way back to Shoreditch Overground station a ready-made market of drug customers will be available at this location.

We have a serious issue with Crime and disorder and public safety in the Shoreditch area. This has been independently documented in Hackney Council's own independent recent study on cumulative impact. Which I quote from below:

Hackney Cumulative Impact Research Review 2023

https://hackney.moderngov.co.uk/documents/g5835/Public%20reports%20pack%20Tuesday%2014-Nov-2023%2019.00%20Licensing%20Committee.pdf?T=10

138. the former Shoreditch CIP area remains by far the most significant hotspot within the borough. Shoreditch is the only location where the majority of all recorded crime and FPNs issued occurs at night.

140. The number for FPNs issued for public urination in Shoreditch at night exceeds all the other areas of the borough combined

Fig 31. Overall number of LAS call out in 2018 to mid 2023 by area 229. Even considering the slightly larger nature of the LSOAs chosen to cover the previous Shoreditch CIP area, roughly a quarter (1,257 of 5,278) of all ambulance alcohol-related call-outs in the borough over the past five years are to this area over the period. (see attached table below)

Therefore I OBJECT to a time extension for this operator

I do not give consent for my details to be shared with the applicant

Kind regards

Shoreditch Town Centre team
Shoreditch Community Association

3 attachments



Sand box entrance.png 1452K



T Hamlets boundary.png 1240K

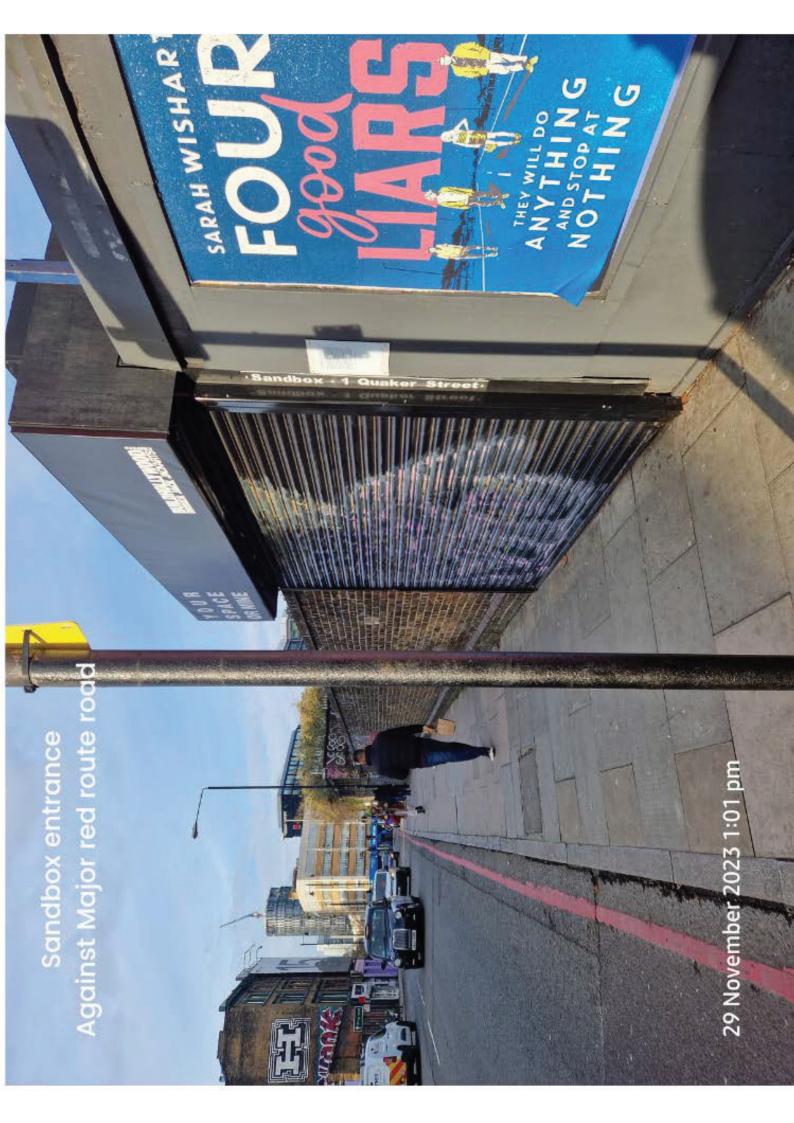


quaker street.png 1541K

Fig 31. Overall number of LAS call out in 2018 to mid 2023 by area

Approx. LSOA areas	Sum of Count of Incidentid
Rest of Hackney	2887
Shoreditch	1257
Dalston	631
Hackney Central	266
London Fields	122
Broadway Market	77
Hackney Wick	38
Grand Total	5278







APPENDIX C2

Spitalfields Residents Against Anti-Social Behaviour (SPIRE)

Spitalfields and Banglatown Ward Panel

5th December 2023

Hackney Council Licensing Team licensing@hackney.gov.uk

Sent via E-Mail

Re: Formal Objection to Proposed Application for the Sale of Alcohol by The Sandbox, 1 Quaker Street, E1 6BW

Dear Licensing Team

I am writing on behalf of Spitalfields Residents Against Anti-Social Behaviour ("SPIRE"), a community group established in 2012, which represents individuals and, at least, six of the largest resident associations including, Exchange Building Residents Association, St George's Residents Association, Spitalfields Community Group (SCG), Spitalfields Market Residents Association (SMRA), Norton Folgate Community Group (NFCG), and Spitalfields Society, in Spitalfields and Banglatown ("the Ward").

SPIRE reviews all new and/or amended applications for alcohol licenses in (or on the border of) the Ward to ensure the interests of individuals and groups it represents are not negatively impacted by any such application(s).

Specifically, SPIRE reviews all new and/or amended applications for alcohol licenses to ensure they do not contravene applicable law, guidelines, and/or other acceptable practices for alcohol licenses. This includes, but not limited to, the appropriate enforcement of the Brick Lane Cumulative Impact Assessment (CIA).

SPIRE is a 'pro-commerce' community group and supports the careful balance of a vibrant, diverse, and commercial ward with the needs of residents and visitors to appreciate a safe, clean, and liveable neighbourhood free from anti-social behaviour and related issues.

Consequently, when a formal objection is raised by SPIRE, such as the case detailed below, it has been carefully considered and represents a substantial number of constituents in the Ward.

I am also writing on behalf of the Spitalfields and Banglatown Ward Panel ("the Ward Panel"), which works directly with the Metropolitan Police Service (MET) via the Safer Neighbourhood Team (SNT) for the ward and the London Borough of Tower Hamlets Safer Neighbourhood team in prioritising and addressing issues related to the vulnerable, crime, and anti-social behaviour in the area.

Formal Objection

SPIRE and the Ward Panel raises formal objection to the proposed application for licence to sell alcohol between the hours of 11:00 and 23:00 seven days a week by The Sandbox, 1 Quaker Street, London, E1 6BW ("the Premise").

The Premise is located on the boarder of Tower Hamlets and Hackney borough and is a highly sensitive area for antisocial behaviour. Specifically, the exact location of the Premise is where two distinct nighttime economies collide being that of Shoreditch and Spitalfields and Banglatown. The proximity to the Shoreditch High Street overground station and the TFL arches surrounding the approach to the Premise is an extremely challenged area for open drug trade, pop-up raves, NOX sales and use, open drinking, urination, noise, and excessive ASB.

Equally, the premise is already surrounded by extremely popular bars and private clubs which contribute to noise, public urination, drunken behaviour, and associated violence, ASB, and drug sales/use. These bars and clubs include, but not limited to, the Commercial Tavern (Commercial Street), The Owl and the Pussycat (Redchurch Street), BoxPark (Bethnal Green Road), and Shoreditch House (Ebor Street). Local authorities, who are already short staffed and challenged, have difficulties dealing with the output from this specific location.

The Premise is in the heart of the CIA for Brick Lane where new and varied premise licenses are meant to be limited, if not prohibited, based on the over saturation of businesses involved with the sale of alcohol and entertainment, attributable to current issues with antisocial behaviour. In particular, the area already suffers from open drinking and ASB related behaviour on its streets (this includes but is not limited to drunken behaviour, noise, public urination, and defecation, etc.) and the thought of a further supplier in an already predisposed and vulnerable part of the area is unimaginable and unacceptable.

It appears the applicant for the Sandbox wishes to obtain a full alcohol license for the Premise without giving precise details for how it will be used. The applicant references special events whereby alcohol may be served. However, the application gives no mention of late-night refreshment, no entertainment, etc. It only states it wishes to sell alcohol seven days a week from 11:00-23:00.

No recognition, whatsoever, is made in the application to the fact the Premise is located in the Brick Lane CIA and/or what the applicant will do to ensure there is no further impact on an already saturated area with significant and existing challenges with ASB and crime.

While SPIRE and the Ward Panel object fully to the granting of this license and more specifically within the Brick Lane CIA, it is especially concerning why any alcohol should be sold during the proposed hours of the application. For example, what is the need for sale of alcohol at 11:00 am? Furthermore, selling alcohol as late as 23:00 when many bars are preparing to close and people in essence 'move the party into the street' is exactly the type of ASB we are both concerned with and work to reduce at this time.

Any approval of what appears to be vertical drinking, at best, works directly against the efforts of many, including the MET and SNT, to improve ASB in this area.

While it is recognised that the applicant has made some attestations of how they intend to support licensing objectives directly as part of their operations and premise, the main issues is that, in short, this Premise will work to operate as nothing less than a bar or nightclub supplying alcohol for vertical drinking. This only gives rise to already advanced concerns in the area for increased public nuisance

and potential crime, disorder, health and safety of residents and visitors, noise, and antisocial behaviour. These are all the things which are meant to be safeguarded by the implementation and effective monitoring and maintenance of the CIA for Brick Lane and more generally licencing objectives of the borough.

We ask kindly that this application be swiftly rejected on the grounds that it is not supported by the licencing objectives for Hackney. The continued use of Temporary Event Notices (TEN) is the appropriate way forward for a business that caters specifically to special events.

Please acknowledge that our objection has been received and that the contents of this letter will be considered as part of the overall review process.

Yours sincerely



