

# Licensing Sub Committee



Tuesday, 27 September 2022 at 6.30 p.m.

The Council Chamber, Town Hall, Mulberry Place, 5 Clove Crescent, London, E14 2BG

## Supplemental Agenda

This meeting is open to the public to attend.

### Further Information

For further information including Membership of this body and public information see the main agenda.

#### Contact for further enquiries:

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**Licensing Sub Committee**

**Tuesday, 27 September 2022**

**6.30 p.m.**

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| <b>3 .1</b> | <b>Application for Review under Section 53 A of the Licensing Act 2003<br/>for Oval Space, 29-32 The Oval, London E2 9DA</b> | <b>3 - 20</b> |
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**Next Meeting of the Committee:**

Tuesday, 11 October 2022 at 6.30 p.m. to be held in the The Council Chamber, Town Hall, Mulberry Place, 5 Clove Crescent, London, E14 2BG

**(Oval Space)**  
29 –32 The Oval  
London  
E2 9DT

**Licensable Activities authorised by the licence**

The sale by retail of alcohol  
The provision of regulated entertainment  
The provision of late night refreshment

**See the attached licence for the licence conditions**



**Signed by**

**David Tolley** \_\_\_\_\_  
**Head of Environmental Health & Trading Standards**

**Date: 4<sup>th</sup> September 2012**

**Minor Variation 22/7/16**



**Part A - Format of premises licence**

**Premises licence number**

27029

**Part 1 - Premises details**

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

**(Oval Space)**

29 – 32 The Oval

**Post town**

London

**Post code**

E2 9DT

**Telephone number**

020 7033 9932

**Where the licence is time limited the dates**

Not applicable

**Licensable activities authorised by the licence**

The sale by retail of alcohol  
The provision of regulated entertainment  
The provision of late night refreshment

## **The times the licence authorises the carrying out of licensable activities**

### **The sale by retail of alcohol (On sales, however, off sales applies on events finishing before 00:00 (midnight) (Standard times))**

- Monday to Wednesday, from 18:00hrs to 00:00hrs (midnight)
- Thursday from 18:00hrs to 02:00hrs (the following day)
- Friday to Sunday, from 12:00hrs to 00:00hrs (midnight)

### **The provision of regulated entertainment**

Plays and Films (indoors). Provision of anything similar to live music, recorded music or performance of dance (indoors and outdoors). Provision of facilities for making music (indoors). Provision of facilities for entertainment of a similar description to those provided for making music or dancing (indoors). Provision of facilities for dancing. Performance of dance. Provision of facilities for making music (indoors and outdoors)

- Friday to Wednesday, from 09:00hrs to 00:00hrs (midnight)
- Thursday from 09:00hrs to 02:00hrs (the following day)

### Live music, recorded music – indoors and outdoors

- Friday to Wednesday, from 12:00hours to 00:00hrs (midnight)
- Thursday from 09:00hrs to 02:00hrs (the following day)

### **The provision of late night refreshment – Indoors and outdoors**

- Monday to Sunday, from 23:00hrs to 00:00hrs (midnight)

Note: "All outdoor events to cease at 21:00hrs".

### Non-standard timings

On 40 occasions in the year falling on a Friday, Saturday, Sundays and Bank Holidays, sale by retail of alcohol shall extend until 05:00hrs (the following day), the provision of regulated entertainment shall extend until 06:00hrs (the following day), and the provision of late night refreshment shall extend until 03:00hrs (the following day). 4 Non-standard timing events per year to extend alcohol sales to 07:00hrs (the following day) and Regulated Entertainment to 08:00hrs (the following day).

## **The opening hours of the premises**

- Friday to Wednesday, from 09:00hrs to 00:00hrs (midnight)
- Thursday from 09:00hrs to 02:30hrs (the following day)

### Non-standard timings

On 40 occasions in the year falling on a Friday, Saturday, Sundays and Bank Holidays, sale by retail of alcohol shall extend until 05:00hrs (the following day), the provision of regulated entertainment shall extend until 06:00hrs (the following day), and the provision of late night refreshment shall extend until 03:00hrs (the following day). 4 Non-standard timing events per year to extend alcohol sales to 07:00hrs (the following day) and Regulated Entertainment to 08:00hrs (the following day).

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

On sales, however, off sales applies on events finishing before 00:00 (midnight) (Standard times)

**Part 2**

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

Joel Hughes  
57 Greatorex Street  
London  
E1 5NP

07525495592  
jh@ovalspace.co.uk

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

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

Daniel Michael Stocks

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

**Personal Licence No.**  
**Issuing Authority:**

**Annex 1 - Mandatory conditions**

No supply of alcohol may be made under the premises licence-

- a) at a time where there is no designated premises supervisor in respect of the premises licence, or
- b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended

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

1.
  - (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 disability)
2. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

3.
  - (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 sale or supply of alcohol.
  - (2) The designated premises supervisor in relation to the premises licence must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy
  - (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.
  
4. The responsible person must ensure that—
  - (a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures—
    - (i) beer or cider: ½ pint
    - (ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
    - (iii) still wine in a glass: 125 ml;
  - (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.
  
5.
  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.
  2. For the purposes of the condition set out in paragraph 1—
    - (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
3. Where the permitted price given by Paragraph (b) of paragraph 2 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.
4. (1) Sub-paragraph (2) applies where the permitted price given by Paragraph (b) of paragraph 2 on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax
- (2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

## **Annex 2 - Conditions consistent with the operating Schedule**

1. No nudity or semi nudity permitted;
2. For a period of 3 years from 1st February 2014, Oval Space agree not to apply to vary the number of late night events beyond 40 occasions per annum. Oval Space also agrees that after this date, to enter into consultation to involve the Lithuanian Church and a relevant responsible authority before any variation to this condition would be submitted;
3. Oval Space and the Lithuanian Church representatives to also have a meeting each quarter to discuss issues arising from licensed activities.
4. No music or other amplified sound shall be played within the premises and/or external areas so as to cause a nuisance from any affected residential facade;

Conditions for the allocation of 6 events (maximum) in the external areas per calendar year (of which there is a maximum of 4 on a Sunday):

5. The music noise level (MNL)\* should not exceed the background noise level\*\* by more than 10 dB(A) over a 15 minute period;
6. Low frequency level should not exceed the background noise level\*\* by more than 10dB @ 63Hz at any affected noise sensitive residential facade;
7. The events to cease by 9pm;
8. The static noise monitoring position to be at Imperial Wharf, which is to be maintained, calibrated and monitored by Oval Space;
9. The background noise level to be agreed by EH/EP prior to 28 days prior to the first event;
10. All noise data for each of the (up to) 6 events to be sent to Tower Hamlets Environmental Protection within 14 days from the end of each event;
11. The Oval Space to notify EH/EP, Licensing and local residents 7 days prior to each event of the maximum 6 events allocation.
12. The Oval Space shall have security in place that has been agreed with the Police Licensing. The policy shall be agreed annually.

\* *The LAeq of the music noise measured at a particular (agreed) location with EH/EP.*

\*\* *The value used should be the arithmetic average of the hourly LA90 measured over the last four hours of the proposed event if scheduled to last for less than four hours*

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

Conditions attached following the Licensing Subcommittee hearing of the 4<sup>th</sup> September 2012:

1. "Quiet marshals" shall be employed during late events due to the close proximity of the church to recognise the function of the clergy;
2. That Holy Saturday [Easter Eve], Christmas Eve, Maundy Thursday, Good Friday, Easter and Christmas Days shall be excluded for any licensable activities.

**Annex 4 - Plans**

The plans are those submitted to the licensing authority on the following date:

25<sup>th</sup> June 2012 – Ground floor (*Draw No. 003, dated 04.01.12*)

First floor (*Draw No. 005, dated 04.01.12*)

**Part B - Premises licence summary**

Premises licence number

27029

**Premises details****Postal address of premises, or if none, ordnance survey map reference or description****(Oval Space)**

29 – 32 The Oval

**Post town**

London

**Post code**

E2 9DT

**Telephone number**

020 7033 9932

Where the licence is time limited

Not applicable

Authorised Licensable activities

- The sale by retail of alcohol
- The provision of regulated entertainment
- The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities

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Provision of facilities for making music (indoors). Provision of facilities for entertainment of a similar description to those provided for making music or dancing (indoors). Provision of facilities for dancing.

Performance of dance. Provision of facilities for making music (indoors and outdoors)

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Joel Hughes  
57 Greatorex Street  
London  
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Where the licence authorises supplies of alcohol whether these are on and / or off supplies

On sales, however, off sales applies on events finishing before 00:00 (midnight) (Standard times)

Registered number of holder, for example company number, charity number

Name of designated premises supervisor

Daniel Michael Stocks

State if children, premises access restricted

Not restricted







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## Kathy Driver

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**From:** Katherine Howell [REDACTED]  
**Sent:** 21 September 2022 21:17  
**To:** Licensing  
**Subject:** Oval Space -- repeated illegal closures of road & dangerous lack of crowd management  
**Attachments:** IMG\_2195.MOV  
**Follow Up Flag:** Follow up  
**Flag Status:** Completed

To whom it may concern:

I am writing because I am a resident of a block of flats close to the venue Oval Space -- I understand that the venue's license is under review and I feel strongly that the voice of the residents needs to be heard.

The venue's security has regularly set up illegal roadblocks that prevent residents from driving thru to or exiting our residences; additionally, there have been many instances of little to no crowd control allowing dangerous crowds of intoxicated people to form on the street and plaza (please see a video attached from last fall).

Myself and other residents have repeatedly emailed / escalated the nuisance the venue creates to the venue operators but have not had any response (can share email threads if helpful).

The venue needs to take noise, traffic, and crowd management much more seriously than it has to date -- it's been allowing, and in many instances creating, a dangerous environment for residents and venue attendees alike.

Thanks in advance for your consideration.

--Katherine Howell

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