



Licensing Sub Committee

Agenda

**Tuesday, 13 February 2024 at 6.30 p.m.
Council Chamber - Town Hall, Whitechapel**

Contact for further enquiries:

Simmi Yesmin, Democratic Services Officer,

simmi.yesmin@towerhamlets.gov.uk

020 7364 4120

Town Hall, 160 Whitechapel Road, London, E1 1BJ

<http://www.towerhamlets.gov.uk/committee>



Public Information

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The meeting will be broadcast live on the Council's website. A link to the website is detailed below. The press and public are encouraged to watch this meeting on line.

Please note: Whilst the meeting is open to the public, the public seating in the meeting room for observers may be limited due to health and safety measures. You are advised to contact the Democratic Services Officer to reserve a place.

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A Guide to Licensing Sub Committee

The Licensing Sub Committee is made up of 3 Members of the Licensing Committee. In summary, the Sub Committee will determine applications to grant, vary or review a license submitted under the Licensing Act 2003 where representations have been made.

Public Engagement

Meetings of the committee are open to the public to attend, and a timetable for meeting dates and deadlines can be found on the council's website.

London Borough of Tower Hamlets

Licensing Sub Committee

Tuesday, 13 February 2024

6.30 p.m.

APOLOGIES FOR ABSENCE

To receive any apologies for absence.

1. DECLARATIONS OF INTEREST (PAGES 5 - 6)

Members are reminded to consider the categories of interest, identified in the Code of Conduct for Members to determine: whether they have an interest in any agenda item and any action they should take. For further details, see the attached note from the Monitoring Officer.

Members are also reminded to declare the nature of the interest at the earliest opportunity and the agenda item it relates to. Please note that ultimately it is the Members' responsibility to identify any interests and also update their register of interest form as required by the Code.

If in doubt as to the nature of an interest, you are advised to seek advice prior the meeting by contacting the Monitoring Officer or Democratic Services.

2. RULES OF PROCEDURE (PAGES 7 - 16)

To note the rules of procedure which are attached for information.

3. ITEMS FOR CONSIDERATION

3.1 Application for a New Premise Licence for All Points East, Victoria Park, Grove Road, E3 5TB (Pages 17 - 138)

Licensing Objectives:

- The prevention of public nuisance.

Representations:

- Residents



4. **EXTENSION OF DECISION DEADLINE: LICENSING ACT 2003**

The Sub Committee may be requested to extend the decision deadline for applications to be considered at forthcoming meetings due to the volume of applications requiring a hearing. Where necessary, details will be provided at the meeting.

Next Meeting of the Licensing Sub Committee

Tuesday, 27 February 2024 at 6.30 p.m. to be held in Council Chamber - Town Hall, Whitechapel



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Agenda Item 1

DECLARATIONS OF INTERESTS AT MEETINGS– NOTE FROM THE MONITORING OFFICER

This note is for guidance only. For further details please consult the Code of Conduct for Members at Part C, Section 31 of the Council's Constitution

(i) Disclosable Pecuniary Interests (DPI)

You have a DPI in any item of business on the agenda where it relates to the categories listed in **Appendix A** to this guidance. Please note that a DPI includes: (i) Your own relevant interests; (ii) Those of your spouse or civil partner; (iii) A person with whom the Member is living as husband/wife/civil partners. Other individuals, e.g. Children, siblings and flatmates do not need to be considered. Failure to disclose or register a DPI (within 28 days) is a criminal offence.

Members with a DPI, (unless granted a dispensation) must not seek to improperly influence the decision, must declare the nature of the interest and leave the meeting room (including the public gallery) during the consideration and decision on the item – unless exercising their right to address the Committee.

DPI Dispensations and Sensitive Interests. In certain circumstances, Members may make a request to the Monitoring Officer for a dispensation or for an interest to be treated as sensitive.

(ii) Non - DPI Interests that the Council has decided should be registered – (Non - DPIs)

You will have 'Non DPI Interest' in any item on the agenda, where it relates to (i) the offer of gifts or hospitality, (with an estimated value of at least £25) (ii) Council Appointments or nominations to bodies (iii) Membership of any body exercising a function of a public nature, a charitable purpose or aimed at influencing public opinion.

Members must declare the nature of the interest, but may stay in the meeting room and participate in the consideration of the matter and vote on it **unless:**

- A reasonable person would think that your interest is so significant that it would be likely to impair your judgement of the public interest. **If so, you must withdraw and take no part in the consideration or discussion of the matter.**

(iii) Declarations of Interests not included in the Register of Members' Interest.

Occasions may arise where a matter under consideration would, or would be likely to, **affect the wellbeing of you, your family, or close associate(s) more than it would anyone else living in the local area** but which is not required to be included in the Register of Members' Interests. In such matters, Members must consider the information set out in paragraph (ii) above regarding Non DPI - interests and apply the test, set out in this paragraph.

Guidance on Predetermination and Bias

Member's attention is drawn to the guidance on predetermination and bias, particularly the need to consider the merits of the case with an open mind, as set out in the Planning and Licensing Codes of Conduct, (Part C, Section 34 and 35 of the Constitution). For further advice on the possibility of bias or predetermination, you are advised to seek advice prior to the meeting.

Section 106 of the Local Government Finance Act, 1992 - Declarations which restrict Members in Council Tax arrears, for at least a two months from voting

In such circumstances the member may not vote on any reports and motions with respect to the matter.

Further Advice contact: Janet Fasan, Monitoring Officer, Tel: 0207 364 4800.

APPENDIX A: Definition of a Disclosable Pecuniary Interest

(Relevant Authorities (Disclosable Pecuniary Interests) Regulations 2012, Reg 2 and Schedule)

Subject	Prescribed description
Employment, office, trade, profession or vacation	Any employment, office, trade, profession or vocation carried on for profit or gain.
Sponsorship	Any payment or provision of any other financial benefit (other than from the relevant authority) made or provided within the relevant period in respect of any expenses incurred by the Member in carrying out duties as a member, or towards the election expenses of the Member. This includes any payment or financial benefit from a trade union within the meaning of the Trade Union and Labour Relations (Consolidation) Act 1992.
Contracts	Any contract which is made between the relevant person (or a body in which the relevant person has a beneficial interest) and the relevant authority— (a) under which goods or services are to be provided or works are to be executed; and (b) which has not been fully discharged.
Land	Any beneficial interest in land which is within the area of the relevant authority.
Licences	Any licence (alone or jointly with others) to occupy land in the area of the relevant authority for a month or longer.
Corporate tenancies	Any tenancy where (to the Member's knowledge)— (a) the landlord is the relevant authority; and (b) the tenant is a body in which the relevant person has a beneficial interest.
Securities	Any beneficial interest in securities of a body where— (a) that body (to the Member's knowledge) has a place of business or land in the area of the relevant authority; and (b) either— (i) the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body; or (ii) if the share capital of that body is of more than one class, the total nominal value of the shares of any one class in which the relevant person has a beneficial interest exceeds one hundredth of the total issued share capital of that class.

TOWER HAMLETS



LICENSING COMMITTEE

RULES OF PROCEDURE GOVERNING APPLICATIONS FOR PREMISES LICENCES AND OTHER PERMISSIONS UNDER THE LICENSING ACT 2003

Date Last Reviewed:	14th June 2016
Reviewed By:	Senior Corporate and Governance Legal Officer
Approved By:	Licensing Committee
Date Approved:	14th June 2016
Version No.	1
Document Owner:	Paul Greeno
Post Holder:	Senior Corporate and Governance Legal Officer
Date of Next Scheduled Review:	31st March 2018

1. Interpretation

- 1.1 These Procedures describe the way in which hearings will be conducted under the Licensing Act 2003, as set out in the Licensing Act 2003 (Hearings) Regulations 2005 (as amended) ('the Hearings Regulations'). The Procedures take into account the Licensing Act (Premises Licences and Club Premises Certificates) Regulations 2005.
- 1.2 Except where otherwise stated, references in this Code are to the Licensing Committee and its Sub-committees and the expression 'Licensing Committee' should be interpreted accordingly.
- 1.3 The Hearings Regulations provide (Regulation 21) that a Licensing Authority shall, subject to the provisions of those Regulations, determine for itself the procedure to be followed at a hearing.
- 1.4 These Procedures, therefore, set out the way in which Licensing Committee Meetings will be conducted under the Licensing Act 2003, following the requirements of the Hearings Regulations.
- 1.5 Proceedings will not be rendered void only as the result of failure to comply with any provision of the Hearings Regulations (Regulation 31) save that in any case of such an irregularity, the Licensing Committee shall, if it considers that any person may have been prejudiced as a result of the irregularity, take such steps as it thinks fit to cure the irregularity before reaching its determination (Regulation 32).

2. Composition of Sub-Committee

- 2.1 The Sub-Committee will consist of three (3) members and no business shall be transacted unless three (3) members of the Licensing Committee are present and able to form a properly constituted Licensing Sub-Committee. In such cases the Chair shall have a second or casting vote.

3. Procedure

- 3.1 The hearing shall take place in public save that the Licensing Committee may exclude the public from all or part of a hearing where it considers that, on balance, it is in the public interest to do so. The parties and any person representing them may be excluded in the same way as another member of the public. Any person so excluded may, before the end of the hearing, submit to the Licensing Committee in writing, any information which, they would have been entitled to give orally had they not been required to leave. Where there are a number of items on the agenda, the adjournment of that item for a short period, whilst another item is heard, may allow this process to be carried out effectively.

- 3.2 The Chair will begin by asking the parties to identify themselves and confirm whether or not they are represented.
- 3.3 The Licensing Committee should always satisfy itself that sufficient notice of the hearing has been given to all parties and if not satisfied, then the Licensing Committee should take such steps as it thinks fit to deal with that issue before reaching its determination and this could include adjourning that application to a later date.
- 3.4 The Licensing Committee will then consider any requests by a party for any other person to be heard at the hearing in accordance with the Regulations. Permission will not be unreasonably withheld provided proper notice has been given.
- 3.5 The Chair will then explain how the proceedings will be conducted, and indicate any time limits that may apply to the parties to the application. In setting time limits, the Licensing Committee will take into account the importance of ensuring that all parties receive a fair hearing, and the importance of ensuring that all applications are determined expeditiously and without undue delay. Further the Licensing Committee must have regard to the requirement to allow each party an equal amount of time.
- 3.6 If a party considers that any time limit is not sufficient then they should address the Licensing Committee and which will determine accordingly.
- 3.7 If any party has informed the Authority that they will not be attending or be represented at the hearing or any party does not give notice that they will not be attending but fails to attend and is not represented, the Licensing Committee may proceed in their absence or adjourn the hearing if it considers it to be necessary in the public interest. An adjournment will not be considered where due to the operation of the Hearing Regulations it would not be possible to adjourn.
- 3.8 If the Licensing Committee adjourns the hearing to a specified date it must specify the date, time and place to which the hearing has been adjourned and why it is considered necessary in the public interest.
- 3.9 If the Licensing Committee holds the hearing in the absence of a party, it will consider at the hearing the application, representation or notice given by that party.
- 3.10 The Chair will invite an Officer of the Licensing Section to present the report by briefly summarising the application and the number and type of the representations as set out in the papers circulated. The Officer will also advise of any discussions held with the parties; any amendments made to the application; any representations withdrawn; and any agreed conditions that the Licensing Committee is being asked to consider. The Officer shall not give

any opinion on the application or ask the Committee to make an inference based on such an opinion.

- 3.11 Members of the Licensing Committee can then ask questions of clarification of the Licensing Officer or seek legal advice from the Legal Adviser to the Licensing Committee if they require in respect of matters raised during the presentation by the Licensing Officer.
- 3.12 The Legal Adviser to the Licensing Committee will then give any relevant legal advice that the Licensing Committee need to take into consideration.
- 3.13 The Chair will then ask the applicant or their representative, if present, to present a summary of the nature and extent of the application. This should be brief, avoid repetition of material already available to the Licensing Committee in the Officer's report or otherwise, and include any reasons why an exception should be made to the Council's Licensing Policy, where appropriate, and respond to the written representations received. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence on behalf of the applicant or who has made a representation in favour of the application.
- 3.14 The application is to be presented within the time limit that has been set.
- 3.15 Where an applicant is unrepresented and having difficulty in presenting their application then the Legal Adviser to the Licensing Committee may ask questions of the applicant so that the relevant points are addressed and clarified for the Licensing Committee.
- 3.16 Members of the Licensing Committee may ask questions of the person presenting the case after their address as well as any other person who has spoken in support of the application. Members can also ask questions of the applicant as well as any other person present for the applicant who they consider can assist.
- 3.17 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.18 The Chair will then ask the persons who have made representations against the application to address the Licensing Committee within the time limit that has been set. They should not repeat what is already set out in their representations or notice or raise new matters. In their address they should provide clarification on any points previously requested by the Council. The submission may be followed by the evidence of any person who has been given permission by the Committee to give supporting evidence.
- 3.19 Members of the Licensing Committee may then ask questions of the persons making representations against the application and any other person who has

spoken in support of such representation. Members can also ask questions of any other person present who they consider can assist.

- 3.20 The Legal Adviser to the Licensing Committee may ask questions for the purpose of clarifying points for the Licensing Committee.
- 3.21 Petitions will be treated as representations provided they meet the requirements for relevant representations set out in the Licensing Act 2003. Members should proceed with caution when relying upon petitions used as evidence due to the structure and wording used.
- 3.22 The Licensing Committee will disregard any information given by a party, or any other person appearing at the hearing, which is not relevant to:
 - a) their application, representation or notice; and
 - b) the promotion of the licensing objectives or the crime prevention objective where notice has been given by the police.
- 3.23 The Chair will intervene at any stage of the hearing to prevent repetitious or irrelevant points being raised.
- 3.24 Cross examination of any party or any other person allowed to appear will not be allowed unless specifically permitted by the Chair.
- 3.25 There is no right for any party to sum up but they may be permitted to do at the discretion of the Chair and within time limits prescribed by the Chair.
- 3.26 The Licensing Committee will consider its decision in private save that the Legal Adviser and Democratic Services Officer will remain with them.
- 3.27 The Licensing Committee will normally return to open session to announce its decision but in cases where the prescribed time limit allows for a later determination and it is appropriate to determine the matter within that time then the Chair will advise the parties present that the decision will not be announced then but that the determination will take place within the prescribed time limit and that written notification will be dispatched to all parties advising them of the determination.

4. Exclusions

- 4.1 In addition to any exclusion under paragraph 3.1 above, The Licensing Committee may require any person attending the hearing who in their opinion is behaving in a disruptive manner to leave the hearing and may refuse to permit the person to return; or allow them to return only on such conditions as Licensing Committee may specify.

- 4.2 Any person so excluded may, before the end of the hearing, submit to the Authority in writing, any information which, they would have been entitled to give orally had they not been required to leave.

Guidance for Licensing Sub-Committee Meetings.

(1) Attendance at Meetings.

All meetings of the Sub-Committee are open to the public and press to attend. On rare occasions, the Sub-Committee may retire to consider private business that will be clearly marked on the agenda as such. The press and public will be excluded for those confidential items only. We try to keep confidential reports to an absolute minimum. We request that you show courtesy to all present and please keep mobile phones on silent. Meetings can reach full capacity and seats are allocated on a first come first come served basis.

(2) Licensing Sub-Committee Role and Membership.

In summary, the Sub-Committee will consider and determine applications to grant, vary or review a license submitted under the Licensing Act 2003 where representations have been made. The full terms of reference can be found on the Committee webpages (see below). The Licensing Sub-Committee will consist of 3 Members of the main Licensing Committee. Meetings are normally held in the Town Hall Council Chamber.

Licensing Sub-Committee Webpages

To view go to the Committee and Member Services web page: www.towerhamlets.gov.uk/committee - 'agenda, reports, decisions and minutes', then click on 'Licensing Sub-Committee'.

The pages include:

- Terms of Reference for the Licensing Sub-Committee.
- Meeting dates, agendas and minutes.
- Agenda timetable including agenda publication dates. (To view click 'browse meetings and agendas for this committee', then 'show agenda management timetable').

(3) Access to Committee Papers.

The agenda for Sub-Committee meetings is published five clear (working) days before the Sub-Committee meeting on the Committee webpages (except for certain types of applications where special rules apply). All Committee papers (i.e. agendas, reports, minutes and decisions) are published on the website and also available on iPad and Android tablet apps downloadable for free from their respective app stores.

(4) Who can speak at Licensing Sub-Committee meetings?

Only interested parties may address the Sub-Committee (those who have made a valid representation) and the applicant and their representatives. Although the Sub-Committee may allow other persons to present the interested parties evidence or to give supporting evidence. If you are planning to attend the hearing to address the committee, you are advised to contact the Committee officer - see the Committee

pages and agenda front page for contact details. Speakers are advised to arrive at the start of the meeting in case the order of business is changed. Speakers will be called to speak by the Chair at the appropriate time. If speakers are not present by the time their application is heard, the Committee may consider the item in their absence.

(5) What can be circulated?

Should you wish to submit any material, please contact the Committee/Licensing Officer as soon as possible. The Sub-Committee may accept information at the hearing, however this is only with the agreement of all parties present.

(6) How will the applications be considered?

The Sub-Committee will normally consider the items in agenda order subject to the Chair’s discretion. The hearing procedure is detailed at the end of this guidance.

(7) How can I find out about a decision?

You can contact Democratic Services the day after the meeting to find out the decisions.

(8) Queries on reports.

For any questions, please contact the Officer named on the front of the report.

Typical Seating Plan for Licensing Sub - Committee Meetings in the Town Hall Council Chamber.

Public Seating		Objectors Benches		Sub-Committee Members
Public Seating				Chair
Public Seating				Legal Officer
Public Seating		Applicants Benches		Committee Officer
Public Seating				Licensing Officer

LICENSING SUB COMMITTEE HEARING PROCEDURE

All interested parties to the hearing must notify Democratic Services within prescribed timescales that they intend to attend and/or be represented at the hearing and whether any witnesses will be attending on their behalf. The meeting will be in the form of a discussion led by the Sub Committee, cross examination of either party will not be permitted.

The Chair will allocate an equal amount of speaking time to each party. Where there is more than one representation raising the same or similar grounds, those parties should consider nominating a single representative to address the Sub-Committee on their behalf at the hearing.

The hearing will proceed as follows (subject to the discretion of the Chair).

1. Chair will introduce him/herself and ask Members, officers, and all interested parties present at the meeting to introduce themselves.
2. Licensing Officer to present the report.
3. Committee Members to ask questions of officer (if any).
4. The Applicant to present their case in support of their application (including any witnesses they may have).
5. Committee Members to ask questions of applicants and their witnesses or ask for points of clarification.
6. The relevant Responsible Authorities in attendance will present their case and their reasons for representation (including any witnesses they may have).
7. The Objectors/Interested Parties in attendance will present their case and their reasons for objecting (including any witnesses they may have).
8. Committee Members to ask questions of Responsible Authorities, objectors and their witnesses or ask for points of clarification.
9. Applicant (with exception and with permission of the Chair) can ask questions of the other parties to the hearing and their witnesses.
10. Interested Parties to the hearing (with exception and with the permission of the Chair) can ask questions of the applicant/other parties to the hearing and their witnesses.
11. Chair's closing remarks
12. Sub-Committee retire from the meeting with the Committee Officer and Legal Officer and consider their decision.
13. The Sub-Committee will return to the meeting and Chair announces the decision together with the reasons for the decision and any right to appeal.
14. A Decision letter will be sent to all interested parties confirming the decision made.

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Agenda Item 3.1

Committee: Licensing Sub Committee	Date 13 th February 2023	Classification Unrestricted	Report No.	Agenda Item No.
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Report of: David Tolley Head of Environmental Health & Trading Standards Originating Officer: Corinne Holland Licensing Officer	Title: Licensing Act 2003 Application for a new Premise Licence for All Points East, Victoria Park, Grove Road, E3 5TB Ward affected: Bow East/Bow West
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1.0 Summary

Applicant:	AEG Presents Ltd
Name and Address of Premises:	All Points East Victoria Park Grove Road London E3 5TB
Licence sought:	Licensing Act 2003 Sale by retail of Alcohol (on sales) Provision or Regulated Entertainment
Objectors:	Environmental Protection Residents

2.0 Recommendations

- 2.1 That the Licensing Committee considers the application and objections then adjudicate accordingly.

LOCAL GOVERNMENT 2000 (Section 97)
LIST OF "BACKGROUND PAPERS" USED IN THE DRAFTING OF THIS REPORT

Brief description of "background paper"

Tick if copy supplied for register

If not supplied, name and telephone number of holder

File
Section 182 Guidance
LBTH Licensing Policy

Corinne Holland
020 7364 3986

3.0 **Background**

- 3.1 This is an application for a new Premise Licence for All Points East, Victoria Park, London, E3 5TB.
- 3.2 The applicant has described the premises as: *An event site which will include several tented and open air venues which will be used for the provision of regulated entertainment and a number of bars for the provision of food and beverages. The number of events will be in line with the Councils Policy and approved by the multi-agency planning Group. Maximum capacity 49,999.*
- 3.3 This site has previously been granted Time Limited Premise Licences since 2018 with the last one being from June 2021 – December 2023. For information purposes a copy of this Time-Limited Premise Licence is included in **Appendix 1**
- 3.4 A copy of the application is shown in **Appendix 2**. Additional example policies and plans were submitted with the application but have been withheld from being published and kept sensitive/confidential due to an increased risk to Counter Terrorism for a large scale public event if allowed into the public domain.
- 3.5 The licensable activities and hours applied for are as follows:

Sale of Alcohol (on sales)

Sunday – Thursday 10:00 hours – 22:15 hours

Friday & Saturday 10:00 hours – 22:45 hours

Regulated Entertainment (Plays, Films, Indoor sporting events, Boxing & Wrestling, Live Music, Recorded Music, Performance of Dance and anything of a similar description (indoors and outdoors)

Sunday – Thursday 10:00 hours – 22:30 hours

Friday & Saturday 10:00 hours – 23:00 hours

Opening Hours

Sunday – Thursday 10:00 hours – 23:00 hours

Friday & Saturday 10:00 hours – 23:30 hours

4.0 **Location and Nature of the premises**

- 4.1 The site plan of the venue is included as **Appendix 3**.
- 4.2 Maps showing the vicinity are included as **Appendix 4**.
- 4.3 Photographs of the premises are included in **Appendix 5**.
- 4.4 Details of other licensed venues in the immediate vicinity are included as **Appendix 6**.

5.0 Licensing Policy and Government Advice

- 5.1 The Council has adopted a licensing policy and this is available from the Licensing Section, and at the hearing. The revised policy came into effect on 1st November 2023.
- 5.2 Relevant Sections of the policy are brought to the attention of Members within the Licensing Officers report.
- 5.3 The Home Secretary has issued Guidance under Section 182 of the Licensing Act 2003. This is available on the Government's website, www.homeoffice.gov.uk. It was last revised in August 2023.
- 5.4 Relevant Sections of this advice are brought to Members attention within the Licensing Officers report. Members should note however, that in some areas Tower Hamlets, after a proper consideration of local circumstances, has not followed the Government's advice, or has developed it further.

6.0 Representations

- 6.1 All representations have to meet basic legal and administrative requirements. If they fail to do so they cannot be accepted. When rejected the person sending in the representation must be written to, and an explanation for rejection given in writing.
- 6.2 A responsible authority or other person can make a representation. There are two tests for other persons and only one for a responsible authority. The two tests are contained in Section 18 of the Act.
- 6.3 All representations must be "about the likely effect of the grant of the premises licence on the promotion of the licensing objectives." Likely means something that will probably happen, i.e. on balance more likely than not.
- 6.4 Representations by responsible authorities do not have to meet the second test of not being vexatious and frivolous. Other persons have to meet this test.
- 6.5 The Home Office recommends that in borderline cases, the benefit of the doubt should be given to the interested party making the representation.
- 6.6 Section 182 Advice by the Home Office concerning relevant, vexatious and frivolous representations is attached as **Appendix 13**

6.7 All the representations in this report have been considered by the relevant officer (Team Leader Licensing & Safety) and determined to have met the requirements of the Licensing Act 2003.

6.8 This hearing is required by the Licensing Act 2003, because relevant representations have been made by the following.

Daniel Carroll	Appendix 7
Simon Cooper	Appendix 8
Tony Joyce	Appendix 9

Communication with Resident Simon Cooper and applicant – **Appendix 10**

6.9 All of the responsible authorities have been consulted about this application. They are as follows:

- The Licensing Authority
- The Metropolitan Police
- The LFEPA (the London Fire and Emergency Planning Authority).
- Planning
- Health and Safety
- Noise (Environmental Health)
- Trading Standards
- Child Protection
- Public Health
- Home office (Immigration Enforcement)

6.10 In addition the application was required to be advertised in a local newspaper and by a blue poster. Only objections that relate to the following licensing objectives are relevant:

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance
- the protection of children from harm

6.11 The objections relate to:

- Public nuisance
- Noise
- Public Safety
- Access & Egress
- ASB

- 6.12 Essentially, the relevant parties oppose the application because the applicant has not explained how within the context of the application they will meet licensing objective of the prevention of public nuisance and the prevention of crime and disorder.
- 6.13 There are strict time limits to any representations. The time limits are contained in The Licensing Act 2003 (Premises licences and club premises certificates) Regulations 2005.
- 6.14 The applicant has offered measures in the operating schedule of the application that address the promotion of the Licensing Objectives. If there were no representations, the Licensing Authority would grant the licence, with conditions consistent with the operating schedule, which are relevant, proportionate and enforceable. Members are asked to consider the schedule and incorporate any conditions as necessary to address the licensing objectives.

7.0 Conditions consistent with Operating Schedule

See applicants proposed conditions - **Appendix - 11**

8.0 Conditions Agreed/Requested by Responsible Authority

Conditions agreed with the Environmental Protection team – **Appendix 12**

9.0 Licensing Officer Comments

9.1 The Live Music Act removed licensing requirements for the following:

- amplified live music and recorded music between 8am and 11pm before audiences of no more than 500 people on premises authorised to sell alcohol for consumption on the premises;
- unamplified live music between 8am and 11pm in all venues.
- Further exemptions apply see Section 16.5-16.6 of Section 182 Guidance.

9.2 The following is intended to advise Members of the relevant aspects of the Boroughs Licensing Policy, guidance from the Secretary of State, legislation and good practice. Members may depart from the Council's Licensing Policy and/or Government advice, provide they consider it appropriate to do so, and have clear reasons for their decision.

9.3 Guidance issued under section 182 of the Licensing Act 2003

- ❖ As stated in the guidance it is “provided to licensing authorities in relation to the carrying out of their functions under the 2003 Act.” It is a key medium for promoting best practice, ensuring consistent application and promoting fairness equal treatment and proportionality (1.7).
- ❖ Also “as long as licensing authorities have properly understood this Guidance, they may depart from it if they have good reason to do so and can provide full reasons. Departure from this Guidance could give rise to an appeal or judicial review, and the reasons given will then be a key consideration for the courts when considering the lawfulness and merits of any decision taken.” Therefore licensing authorities will need to give full reasons for their actions (1.9).
- ❖ Also Members should note “A Licensing Authority may depart from its own policy if the individual circumstances of any case merit such a decision in the interests of the promotion of the licensing objectives.” (1.12)
- ❖ Also, “The licensing authority may not impose any conditions unless its discretion has been exercised following receipt of relevant representations and it is satisfied as a result of a hearing (unless all parties agree a hearing is not necessary) that it is appropriate to impose conditions to promote one or more of the four licensing objectives.” Therefore, conditions may not be imposed for the purpose other than promoting the licensing objectives and in some cases no additional conditions will be appropriate. (10.8)
- ❖ Necessary conditions should emerge from a risk assessment by the applicant, which should then be reflected in the operating schedule (10.4).
- ❖ The Guidance states: “Where there are objections to an application to extend the hours during which licensable activities are to be carried on and the licensing authority determines that this would undermine the licensing objectives, it may reject the application or grant it with appropriate conditions and/or different hours from those requested.” (10.14)
- ❖ Mandatory conditions must be imposed (10.25) and censorship avoided (10.17).
- ❖ The Guidance states: “It is still permitted to sell alcohol using promotions (as long as they are compatible with any other licensing condition that may be in force), and the relevant person should ensure that the price of the alcohol is not less than the permitted price. Detailed guidance on the use of promotions is given in the guidance document available on the Gov.uk website.” (10.58)

- ❖ Also, “Licensing authorities should not attach standardised blanket conditions promoting fixed prices for alcoholic drinks to premises licences or club licences or club premises certificates in an area.” (10.21)

- 9.4 The Licensing Act 2003 permits children of any age to be on the premises which primarily sell alcohol providing they are accompanied by an adult. It is not necessary to make this a condition.
- 9.5 In all cases the Members should make their decision on the civil burden of proof, that is “the balance of probability.”
- 9.6 In all cases Members should consider whether or not primary legislation is the appropriate method of regulation and should only consider licence conditions when the circumstances in their view are not already adequately covered elsewhere.
- 9.7 The Government has advised that conditions must be tailored to the individual type, location and characteristics of the premises and events concerned. Conditions cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder and their staff and standardised conditions should be avoided where they cannot be shown to be appropriate. (1.16/1.17)
- 9.8 The Council’s Licensing Policy generally expects applicants to address the licensing objectives and discuss how to do this with the relevant responsible authorities.
- 9.9 In **Appendices 14 – 22** Members are given general advice, and also have explanations of the Council’s Licensing Policy, Government advice and other legislation relating to the matters previously identified.

10.0 **Legal Comments**

- 10.1 The Council’s legal officer will give advice at the hearing.

11.0 **Finance Comments**

- 11.1 There are no financial implications in this report.

12.0 Appendices

Appendix 1	Previous time-limited Licence PL No. 137684
Appendix 2	Copy of the application
Appendix 3	Site Plan
Appendix 4	Maps of the surrounding area
Appendix 5	Photographs of the premises
Appendix 6	Other licensed venues in the area
Appendix 7-9	Resident Representations
Appendix 10	Communication with resident S. Cooper
Appendix 11	Applicants Proposed Conditions
Appendix 12	Conditions agreed with EP
Appendix 13	Section 182 Advice by the DCMS- Relevant, vexatious and frivolous representations
Appendix 14	Licensing Officer comments on public nuisance
Appendix 15	S182 advice on public nuisance
Appendix 16	Noise whilst the premise is in use
Appendix 17	Licensing Officer comments on public safety
Appendix 18	S182 advice on public safety
Appendix 19	Access / Egress
Appendix 20	ASB Leaving the premise
Appendix 21	Licensing Policy relating to hours of trading
Appendix 22	Planning

Appendix 1



Lic No:
137684

(All Points East)

Victoria Park
Grove Road
London
E9 7DE

Licensable Activities authorised by the licence

The sale by retail of alcohol
The provision of regulated entertainment

See the attached licence for the licence conditions

Signed by

David Tolley 
Head of Environmental Health & Trading Standards

Date: 29th June 2021 (time limited, from 29th June 2021 to 31st December 2023)

OFFICE USE	Receipt No: Suspense account	Paid: £24,000.00	Date: 30/04/2021
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Part A - Format of premises licence

Premises licence number

137684

Part 1 - Premises details

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

(All Points East)
Victoria Park
Grove Road

Post town
London

Post code
E9 7DE

Telephone number
None

Where the licence is time limited the dates

- 29th JUNE 2021 TO 31ST DECEMBER 2023

Licensable activities authorised by the licence

The sale by retail of alcohol
The provision of regulated entertainment

The times the licence authorises the carrying out of licensable activities

The sale by retail of alcohol (on sales only):

- Monday, from 10:00 hrs to 22:15 hrs
- Tuesday and Wednesday, from 10:00 hrs to 21:30 hrs
- Thursday, from 10:00 hrs to 22:15 hrs
- Friday, from 10:00 hrs to 22:45 hrs
- Saturday, from 12:00 hrs to 22:45 hrs
- Sunday, from 12:00 hrs to 22:15 hrs

Non-standard timings.

- Where event days fall on Bank Holiday weekends then the applicant wishes to be able to supply alcohol on a Major Event on the Bank Holiday Monday between the hours of 12:00-22:15. Otherwise on a Minor Event the supply of alcohol on the Bank Holiday Monday will be between the hours of 10:00-21:30
- For Thursdays, should a Major Event take place, then the applicant wishes to be able to supply alcohol between the hours of 12:00 and 22:15. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.
- For Fridays, should a Major Event take place, then the applicant wishes to be able to supply alcohol between the hours of 12:00 and 22:45. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.
- For Saturdays should a Major Event take place, then the applicant wishes to be able to supply alcohol between the hours of 12:00 and 22:45. Otherwise should a Minor Event take place, the hours will be 12:00-21:30.
- For Sundays should a Major Event take place, then the applicant wishes to be able to supply alcohol between the hours of 12:00 and 22:15. Otherwise should a Minor Event take place, the hours will be 12:00-21:30.

The provision of regulated entertainment – Indoors and outdoors

(Plays, Films, Indoor sporting events, Boxing or Wrestling, Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description):

- Monday, from 10:00 hrs to 22:30 hrs
- Tuesday and Wednesday, from 10:00 hrs to 21:30 hrs
- Thursday, from 10:00 hrs to 22:30 hrs
- Friday and Saturday, from 10:00 hrs to 23:00 hrs
- Sunday, from 10:00 hrs to 22:30 hrs

Non-standard timings.

- For all Minor Events licensable activities will be restricted to the hours of 10:00 – 21:30 hours.
- Where event days fall on Bank Holiday weekends then the applicant wishes to be able to operate a Major Event on the Bank Holiday Monday between the hours of 12:00-22:30. Otherwise a Minor Event may operate on the Bank Holiday Monday between the hours of 10:00-21:30 hours.
- For Thursdays and Sundays, should a Major Event take place, then the

applicant wishes to be able to operate between the hours of 12:00 and 22:30. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.

- For Fridays and Saturdays, should a Major Event take place, then the applicant wishes to be able to operate between the hours of 12:00 and 23:00. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.

The opening hours of the premises

- Monday, from 10:00 hrs to 23:00 hrs
- Tuesday and Wednesday, from 10:00 hrs to 22:00 hrs
- Thursday, from 10:00 hrs to 23:00 hrs
- Friday and Saturday, from 10:00 hrs to 23:30 hrs
- Sunday, from 10:00 hrs to 23:00 hrs

Non-standard timings.

- For all Minor Events hours premises are open to the public will be restricted to the hours of 10:00 – 22:00.
- Where event days fall on Bank Holiday weekends then the applicant wishes to be able to open premises on a Major Event on the Bank Holiday Monday between the hours of 11:00 - 23:00 (no regulated entertainment before 12:00). Otherwise for a Minor Event on the Bank Holiday Monday the premises will be open between the hours of 10:00-22:00.
- For Thursdays and Sundays, should a Major Event take place, then the applicant wishes to be able to open premises between the hours of 11:00 and 23:00 (no regulated entertainment before 12:00) Otherwise should a Minor Event take place, the premises will be open between 10:00-22:00 .
- For Fridays and Saturdays, should a Major Event take place, then the applicant wishes to be able to open premises between the hours of 11:00 and 23:30 (no regulated entertainment before 12:00). Otherwise should a Minor Event take place, the premises will be open between 10:00-22:00.

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

On sales only

Part 2

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

AEG Presents Limited

[REDACTED]

[REDACTED]

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

05452230

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

Michael Gw ther

[REDACTED]

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

Licence Number: [REDACTED]

Issuing Authority: [REDACTED]

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 —

$$\mathbf{P = D + (D \times V)}$$
 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

Not applicable

Annex 3 - Conditions attached after a hearing by the licensing authority Conditions attached following the Licensing Subcommittee hearing of 29th June 2021

1. In 2021 Major Event Day capacity on no more than four (4) days is proposed to increase to 45,000 on a Friday and Saturday only.

2. In 2021 Major Event Day capacity on no more than two (2) event days may be at a capacity not exceeding 39,999 (Major Event) and may only take place on a Thursday, Friday, Saturday, Sunday and Bank Holiday Monday.
3. In 2022 and 2023 on no more than four (4) days there may be a capacity not exceeding 49,999 and the event may only take place on a Friday and Saturday.
4. On no more than two (2) event days there may be a capacity not exceeding 39,999 on a Thursday, Friday, Saturday, Sunday and Bank Holiday Monday.
5. Days not used for Major Events may be at capacity not exceeding 12,499.
6. Thursday is added as an optional Major Event Day.
7. Minor Event Day capacity is reduced to 12,499.
8. A Covid-19 mitigation plan is now included in the Event Management and Operating Plan (EMOP).
9. Counter-terrorism mitigation measures have been added to the EMOP.
10. A maximum of ten (10) event days may be operated under this licence in each calendar year.
11. Major Event days will take place only on Fridays, Saturday, Sundays or Bank Holiday Mondays, except where otherwise approved by the Multi Agency Planning Group
12. Each year, the Premises Licence holder will undertake a full and detailed consultation with each of the responsible authorities. This consultation will take place through a Multi-Agency Planning Group (Chaired by the Local Authority) in the lead up to, and during the event.
13. Each year, at least 4 months prior to the first event date, the Premises Licence holder will notify the Licensing Authority of the proposed dates for that years events.
14. Each year, at least 3 months prior to the first event date, the Premises Licence holder will produce a draft Event Management & Operating Plan (EMOP) containing detail appropriate to the Event. This will also include a detailed plan of the site.

15. The Final Event Management and Operating Plan (EMOP) must be approved by the Multi-Agency Planning Group, at least one month prior to the first event date. Thereafter, no changes will be made to the EMOP without the prior written consent of the Licensing Authority. Any changes during the event can only be made with the consent of the Event Liaison Team (ELT).
16. For each event the final EMOP (including the plan of the site) will be implemented and complied with by the Premises License holder.
17. Throughout the event open period the Premises Licence holder will maintain an Event Control Room to manage the event.
18. A debrief meeting will be undertaken annually after the final event date;
19. The Premises Licence holder will implement an event and pre-event communications strategy to provide anti-crime messaging and drugs awareness advice to ticket holders;
20. The Premises Licence holder will use screening on the entry points to the event, to exercise the right to refuse entry to any unauthorized or disorderly person;
21. The Premises Licence holder will implement various operations to disrupt the misuse of drugs amongst those proposing to attend the event, and to support the Event Organiser's "zero tolerance to drugs" policy;
22. In conjunction with the Metropolitan Police and other responsible authorities, each year the Premises Licence holder will produce;
 - a. Crowd Management Plan
 - b. Alcohol Management Plan
 - c. Ingress Management Plan
 - d. Egress Management Plan
 - e. Security & Crime Reduction Plan
23. In conjunction with LBTH Health & Safety and other responsible authorities, each year the Premises Licence holder will produce;
 - a. Risk Assessment
 - b. Fire Risk Assessment
 - c. Schedule of Temporary Structures
 - d. Questionnaire and Inspection schedule for Food Traders
 - e. Rules for Site contractors
24. The Premises Licence holder will set up a publicised meeting each year with local residents prior to the first event date. This meeting will be to discuss plans for the Event and receive residents feedback.

25. The Premises Licence holder will set up a publicised meeting each year with local residents after the final event date. This meeting will be to receive residents feedback;
26. Age restrictions will apply to each event day, the age restrictions for each event day will be agreed in advance with the Multi-Agency Group and will be contained within the EMOP
27. All alcohol outlets will be monitored by security staff and bars management team. All bar staff will receive training and daily briefings;
28. The Premises Licence holder offers the opportunity for agencies to visit the site during the live period to demonstrate the licence holders management controls and experience of the event.
29. The Premises Licence holder will provide the contact numbers of the applicants and their appointed officers
30. For Major Events, the “Music Noise Level” (MNL) measured as a LAeq over any 15- minute from an agreed permanent noise monitoring position shall not exceed 75 dBA 15-minutes.
31. For Minor Events, the “Music Noise Level” (MNL) measured as a LAeq over any 15- minute from an agreed permanent noise monitoring position shall not exceed 65
32. The following three permanent noise monitoring positions have been agreed (as detailed below), but should it be found that these are not representative of the site layout or residential noise impact, then they may be relocated with the agreement of the Premises Licence holder and environmental health. The three agreed Permanent Noise Monitoring Locations are:
 - a. Waterside Close, at the residential façade.
 - b. Empire Wharf (within Victoria Park) in-line with the building arch.
 - c. Wetherell Road (Iveagh Close) Day Nursery (within Victoria Park).
33. The sound system and site design shall be reviewed to manage containment of sub- bass, so as not to cause a public nuisance.
34. The Premises Licence holder shall appoint a competent Noise Consultant. The consultant will have the ability to monitor music noise levels competently and with the authority to control sound levels to ensure compliance with the music noise conditions.

35. A direct means of communication between the Noise Consultant and the Officers of the Environmental Health Department must be made available. There must also be a separate radio channel dedicated to noise control.
36. In consultation with the Council's Environmental Health Department, the sound systems and other noise sources shall be positioned so as to minimise noise disturbance.
37. In conjunction with the Council's Environmental Health Department, sound tests shall be carried out before the event. This will determine the maximum music noise levels that can prevail at agreed proxy monitoring positions so as to ensure compliance with the agreed noise limits;
38. A permanent noise monitor shall be placed at all "front of house" sound mixer positions, this must be able to measure 15 minute LAeq periods or less and print or store the results, Officers must be able to view all the results at the mixer position during the event. A copy of any noise measurements undertaken at permanent sound mixer or the 3 residential monitoring locations must be forwarded within 10 working days to the Environmental Health Department.
39. The Noise Consultant shall be able to demonstrate an up to date calibration certificate for all noise meters used according to BS7580: 1992 and be a minimum type 2 grade instrument according to BS5969: 1981.
40. Erection, dismantling and cleaning operations should only be undertaken during Council Policy working hours Mon. – Fri 8.00 a.m. – 6.00 p.m. and Saturday 8.00a.m. – 1.00 p.m. unless otherwise agreed by prior consent. If work or operations are agreed outside of the above hours a contact telephone number (not an answer phone) must be provided for the person in charge of these operations.
41. White noise "Broadband" reversing alarms shall be used on any forklift truck or vehicle likely to affect any residential property throughout the occupation of the park by the Premises Licence holder.
42. Any complaints received should be directed via a central complaints handling system and directed to the Council Officers and all concerned immediately by secure phone or messaging service, not via an insecure wireless radio system. The Council's complaints procedure for taking and logging complaints must be followed at all times.
43. The Premises Licence holder shall comply with any reasonable instructions given by the licensing authority that seek to control noise nuisance.

44. The noise-consultant must have a sufficient number of competent staff with the necessary authority, confirmed in writing by the licensee to control the music noise levels. This number should be agreed with Environmental Health department in advance of the event.
45. The Premises Licence holder shall invite a representative of Environmental Protection Department to visit the site during the event live period to take noise measurements and qualitatively assess the impact of event noise on the property, and for all parties to use this information to drive further improvements in the management of the event.
46. No alcohol shall be taken out of the licensed area;
47. Any mobile dispensing servers (MDS) will be accompanied by persons not involved directly in serving alcohol. These other persons ('shepherds') will be responsible, jointly with the sellers and security personnel, for ensuring that mobile units comply with the Challenge 25 policy used on site, including preventing proxy sales; and sales to intoxicated customers;
48. The licensee must ensure that all staff involved in MDS operations are fully aware of and understand the requirements of the Licensing Act 2003 and all related conditions applicable to the event.
49. MDS operators must carry a clear indication that a Challenge 25 protocol is in operation.
50. A Challenge 25 Policy shall be implemented, so that before being served alcohol, identification bearing their photograph, date of birth, and a holographic mark is checked. Identification will include, for example;
 - a. A photo driving licence
 - b. A passport
 - c. A proof of age card bearing the PASS hologram.
51. Throughout the duration of the events (including sound checks, rehearsals and concert performances) the control limits set at the mixer position shall be adequate to ensure that the 63Hz and 125Hz octave frequency bands shall not exceed 75dB (LAeq 15 minutes) as a result of Music Noise level (MNL) beyond a 2km radius (distance measured from the main stage mixer position). The 63 Hz and 125 Hz octave frequency bands shall be assessed in a free field position at measurement points prescribed by the London Borough of Tower Hamlets Environmental Health.
52. The noise consultant shall make use of a monitoring system that allows for real-time correlation between performance stages and off site monitoring locations.

Annex 4 - Plans

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

30th April 2021 - Victoria Park (plan dated 06/12/17, issue number 006)



Part B - Premises licence summary

Premises licence number

137684

Premises details

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

(All Points East)

Victoria Park
Grove Road

Post town

London

Post code

E9 7DE

Telephone number

None

Where the licence is time limited the dates

29th JUNE 2021 TO 31ST DECEMBER 2023

Licensable activities authorised by the licence

The sale by retail of alcohol
The provision of regulated entertainment

The times the licence authorises the carrying out of licensable activities

The sale by retail of alcohol (on sales only):

- Monday, from 10:00 hrs to 22:15 hrs
- Tuesday and Wednesday, from 10:00 hrs to 21:30 hrs
- Thursday, from 10:00 hrs to 22:15 hrs
- Friday, from 10:00 hrs to 22:45 hrs
- Saturday, from 12:00 hrs to 22:45 hrs
- Sunday, from 12:00 hrs to 22:15 hrs

Non-standard timings.

Where event days fall on Bank Holiday weekends then the applicant wishes to be able to supply alcohol on a Major Event on the Bank Holiday Monday between the hours of 12:00-22:15. Otherwise on a Minor Event the supply of alcohol on the Bank Holiday Monday will be between the hours of 10:00-21:30

For Thursdays, should a Major Event take place, then the applicant wishes to be able to supply alcohol between the hours of 12:00 and 22:15. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.

For Fridays, should a Major Event take place, then the applicant wishes to be able to supply alcohol between the hours of 12:00 and 22:45. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.

For Saturdays should a Major Event take place, then the applicant wishes to

be able to supply alcohol between the hours of 12:00 and 22:45. Otherwise should a Minor Event take place, the hours will be 12:00-21:30. For Sundays should a Major Event take place, then the applicant wishes to be able to supply alcohol between the hours of 12:00 and 22:15. Otherwise should a Minor Event take place, the hours will be 12:00-21:30.

The times the licence authorises the carrying out of licensable activities

The provision of regulated entertainment – Indoors and outdoors
(Plays, Films, Indoor sporting events, Boxing or Wrestling, Live Music, Recorded Music, Performance of Dance and Anything of a Similar Description):

- Monday, from 10:00 hrs to 22:30 hrs
- Tuesday and Wednesday, from 10:00 hrs to 21:30 hrs
- Thursday, from 10:00 hrs to 22:30 hrs,
- Friday and Saturday, from 10:00 hrs to 23:00 hrs
- Sunday, from 10:00 hrs to 22:30 hrs

Non-standard timings.

For all Minor Events licensable activities will be restricted to the hours of 10:00 – 21:30 hours.

Where event days fall on Bank Holiday weekends then the applicant wishes to be able to operate a Major Event on the Bank Holiday Monday between the hours of 12:00-22:30. Otherwise a Minor Event may operate on the Bank Holiday Monday between the hours of 10:00-21:30 hours.

For Thursdays and Sundays, should a Major Event take place, then the applicant wishes to be able to operate between the hours of 12:00 and 22:30. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.

For Fridays and Saturdays, should a Major Event take place, then the applicant wishes to be able to operate between the hours of 12:00 and 23:00. Otherwise should a Minor Event take place, the hours will be 10:00-21:30.

The opening hours of the premises

- Monday, from 10:00 hrs to 23:00 hrs
- Tuesday and Wednesday, from 10:00 hrs to 22:00 hrs
- Thursday, from 10:00 hrs to 23:00 hrs,
- Friday and Saturday, from 10:00 hrs to 23:30 hrs
- Sunday, from 10:00 hrs to 23:00 hrs

Name, (registered) address of holder of premises licence

AEG Presents Limited

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

On sales only

Registered company number

05452230

Name of designated premises supervisor

Michael Gwyther

State whether access to the premises by children is restricted or prohibited

Not restricted

Appendix 2



* required information

Section 1 of 21

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

- Yes No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

- Applying as a business or organisation, including as a sole trader
 Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

Is your business registered in the UK with Companies House? Yes No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales

Confirm The Following

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

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

AEG Presents

Details

Registered number (where applicable)

05452230

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

* Date of birth

* Nationality [Documents that demonstrate entitlement to work in the UK](#)

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

The event site will be an area within Victoria Park, secured by a solid metal perimeter fence. Access and Egress to the premises is by means of several gates in the perimeter fence. The terrain is predominantly grassed and includes several mature trees and shrubs. It is intersected by various tarmac roads.

The plan accompanying this application delineates the area in which licensable activities may take place under the Premises

Continued from previous page...

Licence. On the recommendation of the Multi-Agency Planning Group, the red line extends beyond the extent of the event site to give the applicant and the Multi-Agency Planning Group the ability to appropriately manage the approaches to the event site. The extended red line also allows the necessary flexibility to temporarily relocate elements of the event on an annual basis, for example if areas of the park are not available due to construction or other works. In each event year, the applicant will provide a detailed layout plan, which must be approved separately by both the Landowner and the Multi-Agency Planning Group. This approval will consider matters relevant to the promotion of the licensing objectives.

Within the event site, the premises will include several tented and open air venues, which will be used for the provision of regulated entertainment, a number of bars and the provision of food and beverages.

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

49999

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

Yes No

Standard Days And Timings

MONDAY

Start 10:00

End 22:30

Start

End

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.

TUESDAY

Start 10:00

End 22:30

Start

End

WEDNESDAY

Start 10:00

End 22:30

Start

End

THURSDAY

Start 10:00

End 22:30

Start

End

FRIDAY

Start 10:00

End 23:00

Start

End

SATURDAY

Start 10:00

End 23:00

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the performance of a play take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

- Indoors
- Outdoors
- Both

State 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.

As supplementary entertainment, the organisers will offer performances of plays in one or more of the venues within the site.

State any seasonal variations for performing plays

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the performance of a play at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes
- No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

Continued from previous page...

WEDNESDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the exhibition of films take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State 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.

As supplementary entertainment, the organisers will give exhibition of films at one of more venues within the site.

State any seasonal variations for the exhibition of film

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where the premises will be used for the exhibition of film at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Continued from previous page...

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State 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.

As supplementary entertainment, the organisers may conduct indoor sporting events in one or more of the venues within the site.

State any seasonal variations for indoor sporting events **Page 53**

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for indoor sporting events at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the boxing or wrestling entertainment take place indoors or outdoors or both?

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

- Indoors Outdoors Both

State 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.

As supplementary entertainment, the organisers may provide entertainment wrestling at one or more venues within the site. Any entertainment of this type would need to be approved by the Multi-Agency Planning Group in advance.

State any seasonal variations for boxing and wrestling entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the boxing or wrestling entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

Continued from previous page...

TUESDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

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Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of live music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State 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.

The organisers will provide performances of live amplified music at each of the venues within the site.

State any seasonal variations for the performance of live music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of live music at different times from those listed in the column on the left, list below

Continued from previous page...

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

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THURSDAY

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FRIDAY

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End

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End

SATURDAY

Start

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Start

End

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

- Indoors Outdoors

Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

Continued from previous page...

State 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.

The organisers will provide performances of recorded music at each of the venues within the site.

State any seasonal variations for playing recorded music

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the playing of recorded music at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Continued from previous page...

THURSDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="23:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:30"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of dance take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State 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.

The organisers will provide for performances of dance to take place at each of the venues and elsewhere within the perimeter of the licensed premises.

State any seasonal variations for the performance of dance

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the performance of dance at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Section 13 of 21

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Continued from previous page...

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Give a description of the type of entertainment that will be provided

Entertainment of a similar description to (E), (F) & (G) will be provided at various points within the licensed area.

Will this entertainment take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

State 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

Other entertainment will include poetry reading and storytelling, displays of art or creative expression, traditional games.

Continued from previous page...

State any seasonal variations for entertainment

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for entertainment at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

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.

Continued from previous page...

THURSDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:15"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:45"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:45"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="10:00"/>	End	<input type="text" value="22:15"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Supply of alcohol will be provided in bar areas within the site. Each bar area will be properly staffed and equipped and managed by a competent person. Site-wide, the DPS will have responsibility for ensuring that current legislation and best practise is adhered to.

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land rental agreement for the premises.

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name

First name

Family name

Continued from previous page...

Date of birth

dd mm yyyy

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number
(if known)

Issuing licensing authority
(if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Section 16 of 21

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

Should there be Adult entertainment or services, there will be on-going consultation with the Multi-Agency Planning Group through established liaison groups in relation to this and any other entertainment of an adult nature that may appear in future years.

An example of entertainment and control measures would be a covered venue may contain some burlesque entertainment. Access to this venue would be for over 18's only at all times and provisions would be in place to ensure that the protection of children from harm licensing objective is upheld. Approval from the Multi-Agency Planning Group would always be sought in advance.

Access to films will also be controlled to ensure relevant age ratings respected.

Continued from previous page...

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

The maximum timings have been applied for, event timings will be compliant with the major events policy and the land

Continued from previous page...

rental agreement for the premises.

Section 18 of 21

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

GENERAL OVERVIEW

Promotion of the licensing objectives laid out in the Licensing Act 2003 is central to the plans for the Event. The applicant and their appointed contractors have engaged with the Multi-Agency Planning Group at an early stage to ensure that the planning and operation of the event conforms with best practice for live outdoor events.

The content for each of the event days is designed to create a unique and interesting atmosphere for audiences to enjoy. It is the intention of the applicant that they are free to experience this in a safe and secure environment. Furthermore, the applicant can demonstrate that they have considered the impact of the event on the community around the site, and have developed and implemented policies to minimise disturbance or harm.

It is the intention of the applicant to continue to develop the events program in Victoria Park throughout the term of the Licence. We believe that the framework for live events provided by the Licensing Act and statutory guidance offers a realistic and valuable tool for ensuring the safety and welfare of all involved. The track record of the organisers' operations in Victoria Park and elsewhere indicate that this will be a well-managed and safe event, in keeping with the letter and spirit of the law.

UPDATE SUMMARY

The applicant wishes to carry over the conditions contained in the All Points East Premises Licence (2018 - 2023) save for the following changes:

- The maximum number of event days each calendar year shall not exceed the total number permitted by the Land Rental Agreement for the premises and the Major Events Policy.
- The maximum capacities for events each calendar year shall not exceed those capacities permitted by the Land Rental Agreement for the premises and the Major Events Policy.
- The maximum "Music Noise Level" (MNL) measured as a LAeq over any 15- minute from agreed permanent noise monitoring positions shall not exceed 75 dBA 15-minutes.
- Reference to COVID-19 Mitigations removed

MULTI-AGENCY PLANNING GROUP AND CONSULTATION

An event Multi-Agency Planning Group (MAG) has been established and has met prior to this submission. The Multi-Agency Planning Group will continue to meet in the run up to and after the event. The applicant undertakes to abide by the recommendations of this group.

The applicant will hold publicised meetings each year with the local residents prior to the first event date and after the final event date.

The applicant will also hold Multi-Agency Planning Sub-Group meetings for more detailed planning feedback.

Outputs from these and other meetings will continue to shape the Event Management and Operating Plan (EMOP), a document that describes how the event will operate safely and to the high standards expected by all concerned.

A Multi-Agency Planning Group debrief meeting will be held after the final event.

Continued from previous page...

CAPACITY OF EVENTS

The maximum capacities for events each calendar year shall not exceed those capacities permitted by the Land Rental Agreement for the premises and the Major Events Policy.

THE LICENSED AREA

Please see section 5 of the application.

Our plans will use the least amount of the park as is necessary of the safe delivery of the events. The event organisers will manage access to the premises throughout the events and their build and break sections.

EVENT MANAGEMENT AND OPERATING PLAN

An Event Management and Operating Plan (EMOP) will be provided each year providing details within individual Management Plans for the safe design and operation of Events. This Plan shall be submitted within an agreed timetable and be subject to the scrutiny of the Multi-Agency Planning Group (MAG).

ANNUAL NOTIFICATIONS

On an annual basis, the applicant will notify the Licensing Authority of the proposed event dates a minimum of 4 months prior to the first event date (or such lesser period as the Licensing authority may agree).

The applicant will present a draft EMOP to the MAG, a minimum of 3 months prior to the first event date.

The applicant will present the Final EMOP to the MAG, a minimum of 1 month prior to the first event date.

After approval of the final EMOP, any further amendments may only be made with the prior written approval of the Chair of the Multi-Agency Planning Group. The applicant will implement the Final approved EMOP.

PROPOSED CONDITIONS

The applicant's proposed conditions are attached to this application.

b) The prevention of crime and disorder

In conjunction with the Metropolitan Police and the Multi-Agency Planning Group each year the applicant will produce:

- Crowd Management Plan
- Alcohol Management Plan
- Ingress Management Plan
- Egress Management Plan
- Security & Crime Reduction Plan, including counter-terrorism measures as advised by the Police

The detailed Crowd Management Plan that will be drawn up by the appointed security contractor, will specify numbers of staff and roles, where SIA qualified staff are required and emergency procedures (e.g. evacuation of the site). This plan will integrate with the EMOP for the event and will be produced in conjunction with the Metropolitan Police, the designated security contractor and the applicant.

All activity within the licensed area will be appropriately managed with SIA security and stewards. A pre-agreed level of professional stewarding and SIA security personnel will have a designated responsibility to maintain a safe environment for members of the public attending the event.

All temporary structures will be lit internally, and adequate temporary public lighting will be present on the site when necessary.

The applicant will ensure that staff are trained to recognise intoxication and refuse service to customers who have consumed excessive alcohol and trained to handle potential troublemakers and diffuse difficult situations.

We will encourage vigilance among staff to supervise customers in all parts of the premises and will employ sufficient staff to keep down the number of people waiting to be served in any bar areas.

Continued from previous page...

Event SIA security and stewarding will be vigilant and identify suspicious behaviour and take appropriate action to assist in the prevention of theft and robbery and the prevention of crime and disorder within the premises.

The applicant will work with the Metropolitan Police to support development and implementation of an appropriate policing plan for the event.

The applicant has a clear and definitive policy on the use or possession of illegal substances at the event and will co-operate fully with other authorities to implement this.

Challenge 25 will be in operation. Anyone who appears to be under 25 must produce ID or a proof of age card to acquire or consume alcohol on the premises.

The applicant will provide anti-crime and drugs awareness advice to ticket holders.

The applicant will use screening on the entry points to the event to exercise the right to refuse entry to any unauthorised or disorderly person.

c) Public safety

All event activity within the licensed premises will be controlled with specific reference to the capacity of the venue, the nature of the cultural content and in compliance with the standards for the provision of services as outlined by The Event Safety Guide (commonly known as the Purple Guide).

The applicant will utilise the application and planning stage of the event management process to ensure the safety of the public, contractors and artists, and to minimise hazards and prevent accidents. This will be achieved through the consultation process with the Multi-Agency Planning Group and through the submission of documentary proof of competency to include proof of Public Liability Insurance and the provision of an event risk assessment.

All event activity will make provision for the management of access and egress to the park considering the maximum specified capacity at any one time.

Provision will be made to allow communication of emergency procedures and issues relating to the health, safety and welfare of people within the venue. This will be done through signage, via public address systems and by event staff.

The contingency arrangement for emergency evacuation is in place and will be implemented should the need arise. This is detailed in the Event Management and Operating Plan (EMOP).

First Aid provision for events will be in accordance with the Event Safety Guide and will form part of the EMOP.

All event contractors will comply with all relevant health and safety legislation and follow the control measures documented in their own risk assessments and method statements and will be responsible for ensuring safe systems of work.

Structural calculations for temporary structures will be made available as required for scrutiny. A site-wide Wind Management Plan detailing wind speeds at which certain actions must be taken will be drawn up and implemented.

The applicant will produce an Adverse Weather Plan in conjunction with the Multi-Agency Planning Group.

All temporary structures will be lit internally, and adequate temporary public lighting will be present on the site when necessary.

The applicant will carry out an analysis of sanitary provision needs for the event using The Event Safety Guide as a basis for determining what provision is required. Suitable and sufficient sanitary provision shall then be provided.

No glass containers will be permitted in the general arena areas.

Continued from previous page...

Challenge 25 will be in operation. Anyone who appears to be under 25 must produce ID or a proof of age card to acquire or consume alcohol on the premises.

d) The prevention of public nuisance

The applicant is mindful that events of this scale has the potential to create a public nuisance if inappropriately managed. It is therefore our intention to engage with the Multi-Agency Planning Group and local residents to ensure that the operation of the event is undertaken in such a way as to minimise this.

The location of the events is Victoria Park, an historic parkland area with a wide variety of users and stakeholders. It is surrounded by residential and business accommodation.

A concern for local residents and stakeholders is the generation of music noise by the event. The applicant has engaged with representatives of Tower Hamlets Environmental Protection team and have agreed both an appropriate site design and permissible music noise levels (MNL) at a number of residential facades surrounding the event site. Noise created by generators and other plant and equipment will also be monitored and controlled.

The applicant undertakes to abide by the MNL given by Environmental Protection and have engaged the services of specialist acoustic consultants who have developed a Sound Management Plan for the events. It is the responsibility of the specialist acoustic consultants to monitor levels at the agreed locations, to act as required to remain within the agreed levels and to provide documentary proof after the event of our compliance.

The applicant agrees to abide by such noise curfews as are reasonably required by the councils Environmental Health Department for operations during the park during build up and break down of the events.

Consultation with the local community and friends of Victoria Park will take place on 29th November 2023 with regard to this licence application to gain feedback and allow the applicant to tailor plans to the specific concerns of the local community. Consultation will continue with community and business engagement meetings prior to the first event date and following the final event date each year.

Stewarding and Sanitation will be implemented in relation to the size of the events externally to the events site.

The sound limits for events will be set out in the Sound Management Plan and will be consistent with the existing premises licence. The maximum MNL will be 75dba 15 minutes at the agreed monitoring locations. The control of low frequency music noise (bass) will be controlled in line with the existing premises licence.

The applicant is pleased to have the opportunity to use the facilities of Victoria Park and are mindful of their responsibility to maintain the fabric of the area. They undertake to provide ground protection, cleaning services to remove litter and waste, to apply appropriate protocols to control spillage or other contamination, and to respect the natural and built environment. This will include external areas outside of the park, in consultation with London Borough Tower Hamlets Arts, Parks and Events Team and other agencies.

The applicant, in conjunction with the Metropolitan Police and the appointed security and stewarding contractor will put in place such plans as are necessary to control the ingress and egress of the large volume of guests attending the events. For Major Events and non-major events, this will include a highly visible security and stewarding presence on designated routes, particularly between Victoria Park and Mile End Underground station. Furthermore, they will develop a plan to prevent and respond to anti-social behaviour caused by visitors to the event, and undertake to commit the required resources to implement it.

For all events, a comprehensive transport and traffic management plan, to include production, artists and guest traffic will be developed and enforced to ensure minimal disruption to both local residents and other traffic.

Members of the public will be prevented from removing alcohol from the event site by stewards at the event exit points. Bins will be placed at these locations to allow the disposal and recycling of any containers.

e) The protection of children from harm

Continued from previous page...

Age restrictions may apply to event days which will be agreed in advance with MAG and will be contained in the EMOP.

The applicant will implement a Safeguarding Management Plan which will include provisions if a child or vulnerable person is found or reported missing. This will include liaison at the planning stages with the Police to ensure the correct questions are asked at the outset by event staff should details of the missing person need to be escalated to the Police.

One person will be identified as being responsible for Safeguarding on site. This person will ensure that safeguarding measures are coordinated across Event Management & Operating Plan and appendices.

A welfare area will be set up to coordinate all welfare, safeguarding and information activities. This will be located next to the medical centre and have direct access to the Event Control room via radio and telephone.

Any person under the age of 18 years, found within the boundaries of the licensable areas to be in possession of alcohol or deemed to be intoxicated, shall be escorted by Security Staff to a "safe waiting area". His or her parents / responsible adult will be contacted to collect such a person and remove him / her from the event.

Additional children's toilets and changing facilities shall be added to the event site when appropriate, in addition to the minimum guidance provided in the Event Health, Safety and Welfare Guide (Purple Guide).

The organisers are committed to the responsible and legal sale of alcohol and do not tolerate provision of alcohol to children. The contracted bar operator is required to make an undertaking to enforce the Challenge 25 policy for all sales of alcohol, requiring approved photographic ID. The security and event team will maintain vigilance for instances whereby alcohol is purchased by adults for supply to children, and this criminal activity will be considered grounds for ejection. The promoters will facilitate and support licensing inspections if appropriate.

Any mobile dispensing servers (MDS) will be accompanied by persons not involved directly in serving alcohol. These other persons ('shepherds') will be responsible, jointly with the sellers and security personnel, for ensuring that mobile units comply with the Challenge 25 policy used on site, including preventing proxy sales; and for the prevention of sales to intoxicated customers.

Further operational detail about the issues discussed above is contained in the EMOP, which accompanies this submission.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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 an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable 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 birth or adoption certificate issued 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 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.

Continued from previous page...

- 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 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, 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 a European Economic Area 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 European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
 - evidence that the European Economic Area 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.

Continued from previous page...

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 this 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 of 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.

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NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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:
 - o a performance of unamplified live music between 08:00 and 23:00 on any day, on any premises.
 - o 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.
 - o 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.
 - o 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.
 - o 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:
 - o 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.
 - o any playing of recorded music between 08:00 and 23:00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08:00 and 23:00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- 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:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - o 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;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o 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.

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PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

Band A - No RV to £4,300 = £100.00

Band B - £4,301 to £33,000 = £190.00

Band C - £33,001 to £8700 = 315.00

Band D - £87001 to £12500 = £450.00*

Band E - £125001 and over = 635.00*

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then your are required to pay a higher fee

Band D - £7001 to £12500 = £900.00

Band E - £125001 and over £1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment only where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999 = £1,000.00

Capacity 10000 -14999 = £2,000.00

Capacity 15000-19999 = £4,000.00

Capacity 20000-29999 = £8,000.00

Capacity 30000-39000 = £16,000.00

Capacity 40000-49999 = £24,000.00

Capacity 50000-59999 = £32,000.00

Capacity 60000-69999 = £40,000.00

Capacity 70000-79999 = £48,000.00

Capacity 80000-89999 = £56,000.00

Capacity 90000 and over = £64,000.00

NOTE: From 1st January 2018 Licences if you are granted a Licence to permit the sale/supply of alcohol between midnight and 6am (00:00 and 06:00 hours) on any day you will be liable to pay the Late Night Levy charge. The charge must be paid 14 days after the grant of your Licence, unless you fall within one of the exemption categories. Non-payment of the levy can result in suspension of your licence, as per sections 55A and 92A of the Licensing Act 2003, as amended and section 229(6) of the Police and Social Responsibility Act 2011. For more information below visit <https://www.towerhamlets.gov.uk/latenightlevy>

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Continued from previous page...

* Fee amount (£)

24,000.00

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

[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, IF APPROPRIATE (PLEASE SEE NOTE 15).

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

Date (dd/mm/yyyy)

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/tower-hamlets/apply-1> to upload this file and continue with your application.

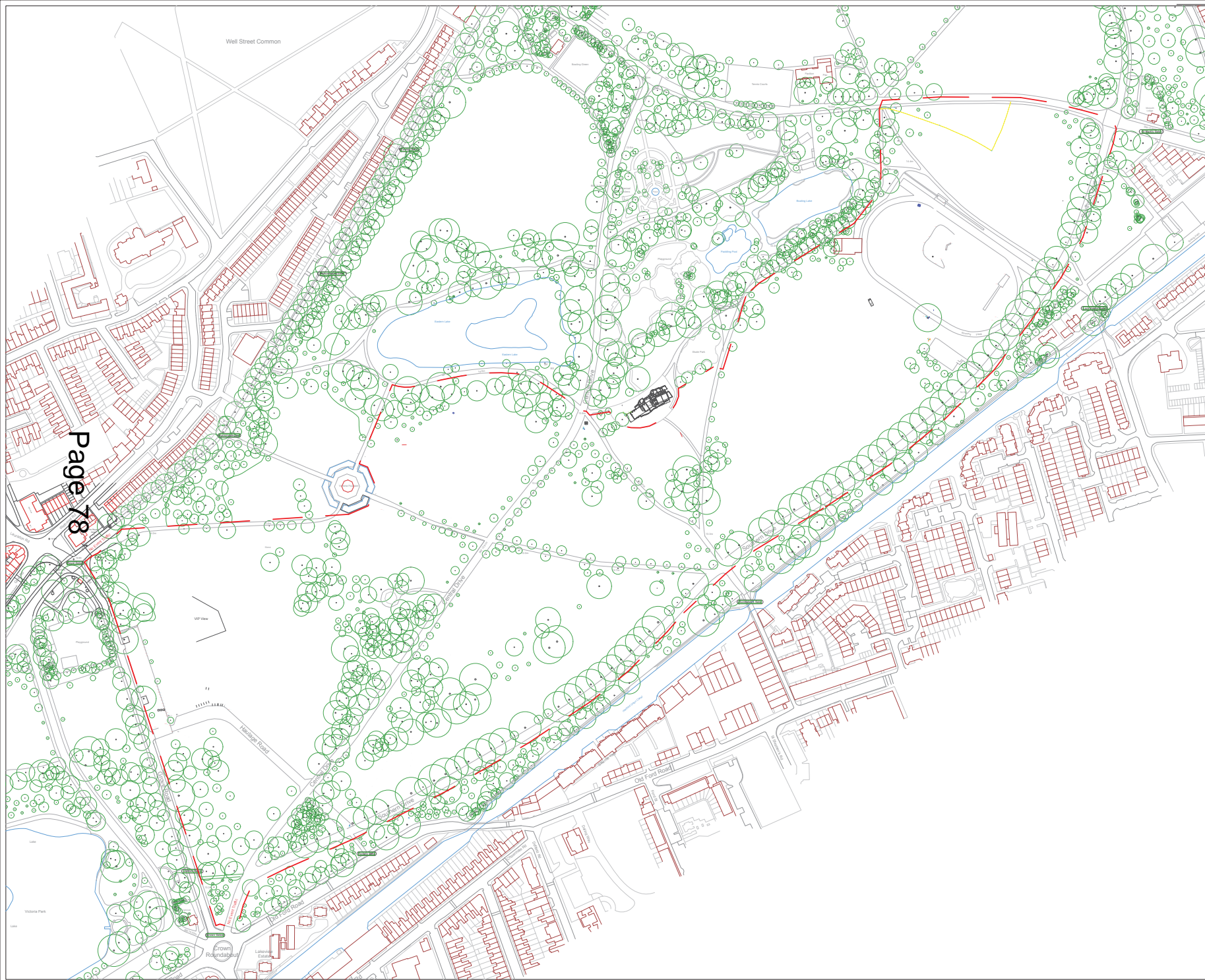
Don't forget to make sure you have all your supporting documentation to hand.

Continued from previous page...

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

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

Appendix 3



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CLIENT: **AEG**
PRESENTS

EVENT: **ALL POINTS EVST**

PRINCIPAL CONTRACTOR: **LSEVENTS**

LEGEND:

REVISION NOTES:		
No.	Date:	Revision Notes:
1	11/09/2023	

SHEET TITLE: **Premises Licence Area**

PROJECT DIRECTOR:	SCALE:
Jim King	1:1100 @ A1
PROJECT MANAGER:	ISSUE DATE:
Beth Smith	11/09/2023
DRAWN BY:	ISSUE NUMBER:
	1

PROJECT ID	SHEET NO:
APE24	PL1

Appendix 4



Victoria Park

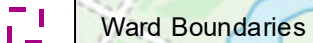


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Legend

Ward Boundaries

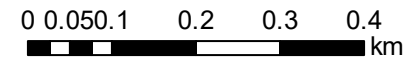


Bethnal Green

LAP Boundaries



LAP Boundaries

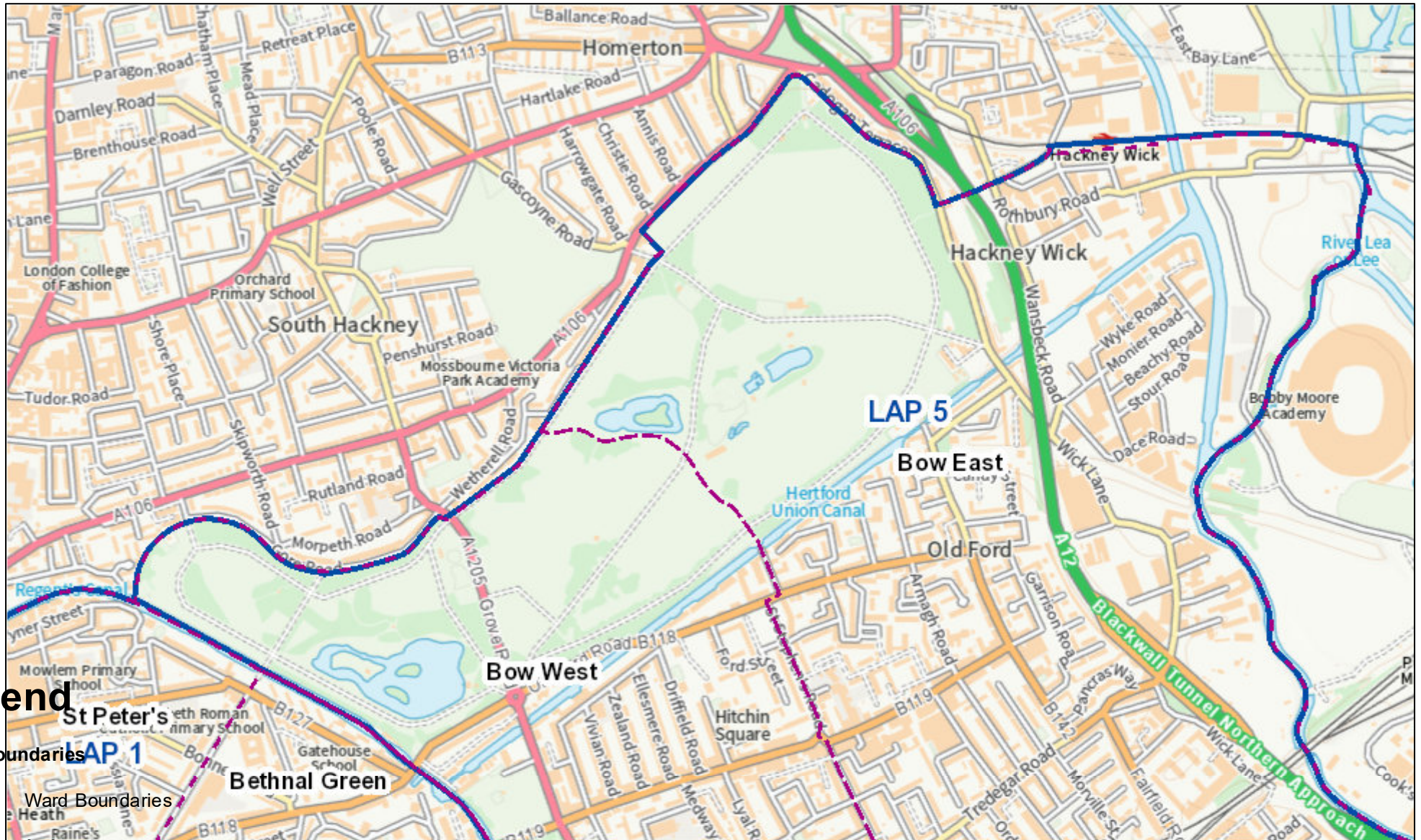




Victoria Park



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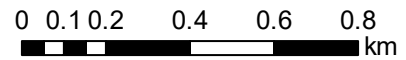


Legend

- Ward Boundaries
- Ward Boundaries
- LAP Boundaries

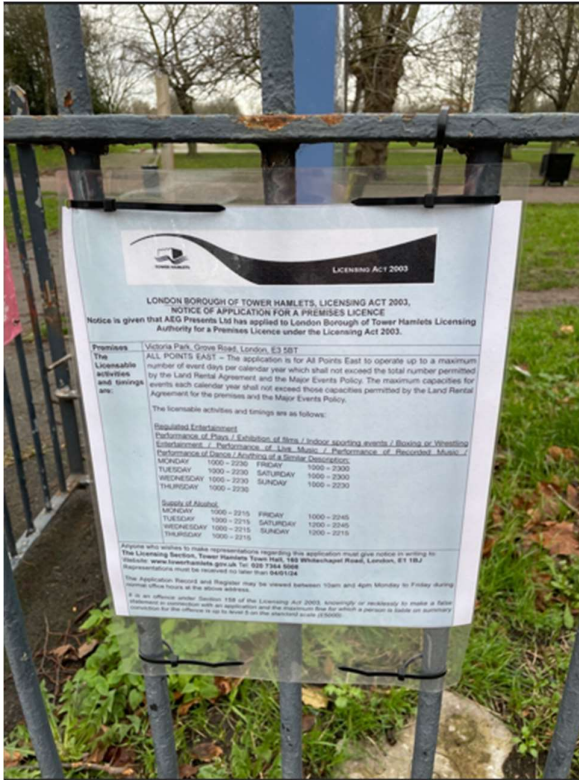


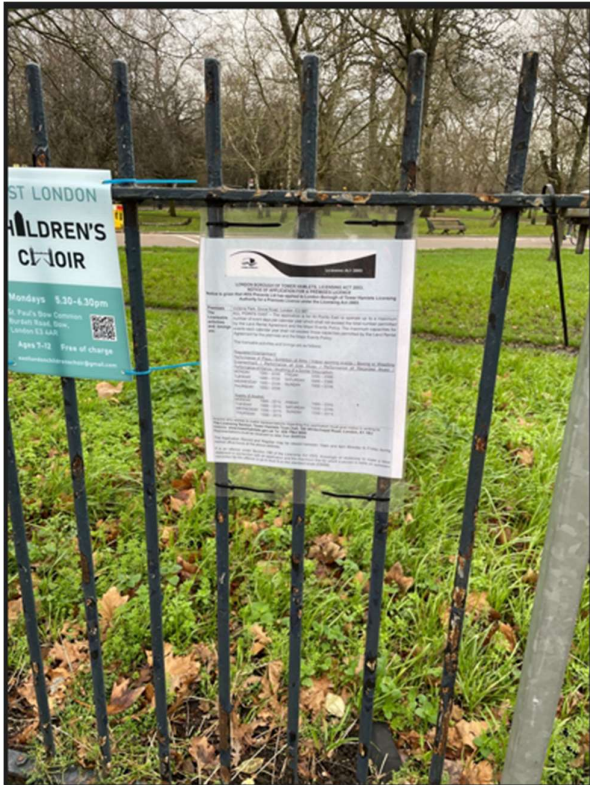
LAP Boundaries



Appendix 5

Photos – All Points East, Victoria Park









Appendix 6

All Points East - Nearest licences

Name and address	Licensable activities and hours	Opening hours
<p>(The Pavilion cafe) Victoria Park Pavilion Old Ford Road</p>	<p><u>The sale by retail of alcohol (on & off sales)</u> Monday to Sunday 12:00 hours to 21:00 hours* *Limited to 1st April to 31st October each year</p> <p><u>The provision of regulated entertainment (to include Live and recorded music)</u> Monday to Sunday 12:00 hours to 21:00 hours* *Limited to 1st April to 31st October each year</p>	<p>Monday to Sunday 08:00 hours to 21:30 hours* *Limited to 1st April to 31st October each year</p>
<p>(The Palm Tree PH) 127 Grove Road</p>	<p><u>The sale by retail of alcohol (on & off sales)</u> On weekdays, other than Christmas Day, Good Friday or New Year's Eve, 10 a.m. to 11 p.m. b. On Sundays, other than Christmas Day or New Year's Eve, 12 noon to 10.30 p.m. <u>Regulated Entertainment:</u> Monday, Tuesday, Wednesday, Thursday until 23:00 hours Friday and Saturday until 02:00 hours the following day Sunday until 00:30 hours the following day <u>Late Night Refreshment</u> Hot drinks and hot food can be served up to 30 minutes after the last permitted sale of alcohol</p>	<p>There are no restrictions on the hours during which this premises is open to the public</p>
<p>(East London Liquor Company Limited) Bow Wharf Grove Road</p>	<p><u>Supply of Alcohol (on & off sales)</u> Monday to Sunday 09 00 hrs to 03 00 hrs the following morning</p> <p><u>Late Night Refreshment</u> Monday to Sunday until 03 00 hrs</p> <p><u>Regulated Entertainment</u> Monday to Sunday 08 00 hrs to 03 00 hrs the following day</p>	<p>Monday to Sunday 08 00 hrs to 04 00 hrs the following day</p>
<p>(Mexican Seoul) 221 Grove Road</p>	<p><u>The Supply of Alcohol (both on and off sales)</u></p> <ul style="list-style-type: none"> Monday to Sunday from 09:00hrs to 00:00hrs (midnight) 	<ul style="list-style-type: none"> Monday to Sunday from 09:00hrs to 00:30hrs (the following day)

All Points East - Nearest licences

	<p><u>The Provision of Late Night Refreshment (both indoors and outdoors)</u></p> <ul style="list-style-type: none"> Monday to Sunday from 23:00hrs to 00:00hrs (midnight) <p><u>The Provision of Regulated Entertainment in the form of Films and Recorded Music (indoors)</u></p> <ul style="list-style-type: none"> Monday to Sunday from 09:00hrs to 00:00hrs (midnight) 	
<p>(The Crown) 223 Grove Road</p>	<p><u>The Sale by retail of alcohol: (On and off sales)</u> Sunday to Wednesday from 10:00 hrs to 23:00 hrs Thursday to Saturday from 10:00 hrs to 00:00 hrs (midnight)</p> <p><u>Late Night Refreshment:</u> Sunday to Wednesday until 23:30 hrs <u>Regulated Entertainment consisting of Live Music only:</u> Monday to Sunday from 12:00 hrs to 22:30 hrs</p> <p>On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p>	<p>Sunday to Wednesday from 10:00 hrs to 23:30hrs Thursday to Saturday from 10:00 hrs to 00:30 hrs</p> <p>On New Year's Eve from the end of permitted hours to the start of permitted hours on the following day (or, if there are no permitted hours on the following day, midnight on 31st December).</p> <p>Note: However, New Years Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 11pm on New Years Eve and 11am on New Years Day.</p>
<p>(The Eleanor Arms) 460 Old Ford Road</p>	<p><u>Supply by retail of alcohol. (On and off sales)</u> Monday, Tuesdays, Wednesdays, Thursdays, and Sundays: 10am to 12 midnight Fridays and Saturdays : 10am to 1am Late night refreshment Monday – Sunday: 11pm to 12 midnight</p>	<p>The hours the premises shall be open to the public are: Monday, Tuesdays, Wednesdays, Thursdays, and Sundays: 10am to 12.30am Fridays and Saturdays : 10am to 1.30am</p> <p>The closing time shall be 1.30 am on the following days:</p>

All Points East - Nearest licences

	<p>Regulated Entertainment:</p> <p>Films: Monday – Sunday: 10am to 11.00pm</p> <p>Indoor sporting events: Monday – Sunday: 10am to 12 midnight</p> <p>Live music and performance of dance:</p> <p>Monday, Tuesdays, Wednesdays, Thursdays, and Sundays: 10am to 11.00pm</p> <p>Fridays and Saturdays :10am to 12 midnight</p> <p>Recorded music:</p> <p>Monday – Sunday:10am to 12.30am</p> <p>The terminal hour for these activities is extended to 12 midnight for regulated entertainment, and to 1am for supply by retail of alcohol or late night refreshment, on the following days:</p> <p>Christmas Eve, Boxing Day, Valentines Day, St Patricks Day, St Georges Day, Easter Friday, Easter Saturday, Easter Sunday, Easter Monday, May Bank Holiday Saturday, May Bank Holiday Sunday, May Bank Holiday Monday, Spring Bank Holiday Saturday, Spring Bank Holiday Sunday, Spring Bank Holiday Monday, August Bank Holiday Saturday, August Bank Holiday Sunday, August Bank Holiday Monday and Halloween.</p>	<p>Christmas Eve, Boxing Day, Valentines Day, St Patricks Day, St Georges Day, Easter Friday, Easter Saturday, Easter Sunday, Easter Monday, May Bank Holiday Saturday, May Bank Holiday Sunday, May Bank Holiday Monday, Spring Bank Holiday Saturday, Spring Bank Holiday Sunday, Spring Bank Holiday Monday, August Bank Holiday Saturday, August Bank Holiday Sunday, August Bank Holiday Monday and Halloween.</p> <p>The premises may remain open from the usual terminal hour on New Year's Eve to the start time on New Years Day.</p>
<p>(Lord Morpeth) 402 Old Ford Road</p>	<p><u>Supply of Alcohol (both on and off sales)</u></p> <ul style="list-style-type: none"> • Sunday to Thursday from 11:00hrs to 23:30hrs • Friday and Saturday from 11:00hrs to 01:00hrs (the following day) <p><u>Late Night Refreshment</u></p> <ul style="list-style-type: none"> • Sunday to Thursday from 11:00hrs to 00:00hrs (midnight) • Friday and Saturday from 23:00hrs to 01:30hrs (the following day) 	<ul style="list-style-type: none"> • Sunday to Thursday from 11:00hrs to 00:00hrs (midnight) • Friday and Saturday from 23:00hrs to 01:30hrs (the following day) <p>New Year's Eve from 11:00hrs to New Year's Day 00:00hrs (midnight)</p>

All Points East - Nearest licences

	<p><u>Regulated Entertainment, in the form of recorded music</u></p> <ul style="list-style-type: none"> Monday to Sunday 11:00 hours to 23:00 hours <p>Note: However, New Year's Eve is subject to the Regulatory Reform (Special Occasion Licensing) Order 2002. Which means that while that order is in effect the premises may remain open for the twelve hours between 23:00hrs on New Year's Eve and 11:00hrs on New Year's Day.</p>	
<p>(Old Convenience Store) 464 Old Ford Road</p>	<p><u>Sale by retail of alcohol (off sales)</u></p> <ul style="list-style-type: none"> Monday to Saturday, from 10:00 hours to 23:00 hours Sunday, from 10:00 hours to 22:00 hours 	<ul style="list-style-type: none"> Monday to Saturday, from 07:00 hours to 23:00 hours Sunday, from 07:00 hours to 22:00 hours
<p>(The Italian Job) 129 Cadogan Terrace</p>	<p><u>The sale by retail of alcohol (on & off sales)</u></p> <p>Monday to Thursday from 11.00 hours to 23.00 hours Friday to Saturday from 11.00 hours to 23.30 hours Sunday from 11.00 hours to 22.00 hours</p>	<p>Monday to Thursday from 11.00 hours to 23.30 hours Friday to Saturday from 11.00 hours to 00.00 hours (midnight) Sunday from 11.00 hours to 22.30 hours</p>

Appendix 7

Corinne Holland

From: Carroll, Daniel <[REDACTED]>
Sent: 02 January 2024 10:06
To: Licensing
Subject: Licensing Act 2003 - All Points East, Victoria Park Old Ford Road London E3

To whom it may concern –

I write to express my objection to the above planning request as a resident of [REDACTED]. Whilst we recognise the value events like APE bring to the area and have enjoyed the festival ourselves in prior years, a capacity of up to 49,999 is simply far too high for the area.

The area surrounding Victoria Park is entirely residential and the festival already brings significant disruption to families including many young children who reside there. In prior years significant disruption has been caused by antisocial behaviour attributed to a small proportion of the attendees who are generally under the influence of excessive alcohol consumed at the event – by increasing capacity significantly, it is inevitable that incidents of antisocial behaviour will increase, putting children of the area at risk.

Public transport links are also insufficient in the area to handle influxes of people of this magnitude – increasing capacity would effectively render Hackney Wick and Mile End station unusable for the weekends of the festival.

We ask that capacity be reduced to a more reasonable number.

Best,
Dan

Dan Carroll
[REDACTED]

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Appendix 8

Corinne Holland

From: Simon Cooper Office [REDACTED]
Sent: 03 January 2024 17:15
To: Licensing
Subject: All Points East, Victoria park

Dear Sir/Madam

I wish to make a representation as a resident of [REDACTED] on the east side of Victoria park.

The licensing and size of this festival 49,999 is not being adequately policed or traffic supervised on the east side of the park. With the advent of the late running TfL Overground, the entrance gate to Hackney Wick station is now overcrowded and insufficiently policed which will inevitably lead to injuries for attendees or a crush situation arising.

It seems to be common that the west side A1205 Grove road through the park is closed to traffic by the police as the events come to a close. This has an immediate knock-on effect on Cadogan Terrace which is a single lane road with passing places and also needs to be crossed by pedestrians to exit to the Hackney Wick overground station. With the closure of the A1205, all traffic heading North/South then attempts to use Cadogan terrace resulting in traffic chaos with queues of cars in each direction trying to use the road. This is clearly impossible and results in multiple slanging matches of the "you back up", "no you back up" variety. This is certain to end in violence at some point.

There is a critical need for a proper traffic plan at the end of such concerts/festivals, with Cadogan terrace being closed at the same time as the A1205 or made one-way (northbound) to enable both routing of through traffic and emergency services access on the night to both the concerts and residents.

Simon Cooper

[REDACTED]

[REDACTED]

Appendix 9

Lavine Miller-Johnson

Subject: FW: License All Points East.

From: tony joyce <[REDACTED]>
Sent: Tuesday, December 19, 2023 6:53 PM
To: Licensing <Licensing@towerhamlets.gov.uk>
Subject: License All Points East.

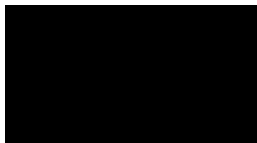
Dear licensing officer,

I want to object to the granting of a license to 'All Points East' for Victoria Park E3 as outlined in the letter you have sent out to Tower Hamlets residents (received by post today). The application, as you have described it, contains no dates. It simply states the application is for an unspecified number of events for unspecified dates, Sunday to Thursday 10am - 10.30 pm, and Friday and Saturday 10am-11pm.

We already suffer enough every Summer with the noise from the music festival. The noise is so loud, many residents, including myself, feel obliged to go away for the period of the festival. The park is turned into a building site for over a month, with the constant noise from Trucks beeping, building noise, and all-night generators keeping people awake. Plus the unbearable noise of the music all day long and the festival-goers hanging around shouting and screaming along the canal long after the event itself has ended. It is insufferable. To give All Points East even more dates and times is not acceptable.

Please accept this e-mail as a formal objection to the granting of a license.

Thank You
Tony Joyce



Appendix 10

Corinne Holland

From: Farzana Chowdhury
Sent: 30 January 2024 12:44
To: Corinne Holland; Simmi Yesmin
Subject: Fw: AEG / Victoria Park Licence

FYI below:

From: Simon Cooper Office [REDACTED]
Sent: 30 January 2024 12:34
To: Lynsey Wollaston <[REDACTED]>
Cc: Beth Smith <[REDACTED]>; Farzana Chowdhury [REDACTED]
Subject: Re: AEG / Victoria Park Licence

Dear Lynsey,

Thank you for your carefully crafted response. Deftly skirting around all the main issues I raised and pushing the responsibility and costs onto publicly funded bodies like TfL and the Met police.

On your proposed northbound traffic deterrent, I don't think any Uber driver with a pickup will pay the slightest attention to such measures as you proposed, and these are proven to have not worked over the past few years.

My main points go unanswered:

- 1) The very restricted access at the Cadogan gate leading to the footbridge across the A102M and then onto Hackney Wick station, this is also a very busy cycling commuter route.
- 2) The traffic congestion on Cadogan terrace at event exit times. I think your anonymous traffic consultant should take another look at the issues I highlighted. I'm thinking of both residents and event visitors. The closest hospital with an emergency room is the Homerton north of the park, so emergency access will be severely restricted if Cadogan terrace is blocked by southbound traffic. Likewise the closest fire station is to the south at Roman Road, and again any fire access will be severely restricted by southbound traffic blocking Cadogan terrace as is normal at event exit times.

My objections still stand.

Regards Simon Cooper

On 24/01/2024 19:08, Lynsey Wollaston wrote:

Dear Mr Cooper,

I am contacting you on behalf of AEG Presents in response to your representation against our proposed Premises Licence for Victoria Park to host a series of events in the park from 2024 onwards.

Thank you for your engagement in the matter concerning our premises licence application. Your input is very valuable to us, and we are committed to addressing any concerns you may have.

We would like to address your specific concerns as follows:

The event is not adequately policed

As part of the planning of the event a Multi-Agency Planning Group is created including Tower Hamlets agencies, London Fire Brigade, London Ambulance Service, Metropolitan Police Service, and Transport for London. The purpose of this group is to approve event plans and provide on-site representatives from the relevant agencies to ensure events are

delivered safely. AEG produce detailed plans surrounding audience ingress and egress, security and stewarding plans, traffic management, medical and fire provision, counter terrorism, safeguarding, alcohol management, sound management and event specific risk assessments. Each year the relevant agencies scrutinise these plans to ensure we are delivering the event safely.

Over the past 3 years, we have continued to adapt our planning in response to community feedback, which has included increasing our security presence across the event by an average of 32%. The Met Police are integrated into our event specific security and stewarding and are satisfied with the current approach and staffing levels we deploy during and after the event. The Met Police conduct their own Risk Assessment and have their own Policing Plan in addition to the event security and stewarding AEG have in place.

We offer on-going engagement with the community through our webinars, community email address, and resident hotline where specific concerns can be raised, this is fed into a constant review of our event management plans through a multi-agency review process each year. Regarding issues specifically at Hackney Wick station, the multi-agency planning group is set up to give feedback to us of any reported issues such as this. The overground station managers haven't raised this issue in the past to us, however, we will pick this up directly with them to ensure we have the appropriate safety measures in place at the station.

A1205 Closure and impact on Cadogan Terrace

As part of our event management plans, we have a detailed traffic management plan which is reviewed yearly by the Multi Agency Group, and adjustments are made each year to ensure we continually strive to make improvements.

A traffic management consultant is appointed for the event to produce a traffic management plan in line with the audience egress requirements, this traffic management plan is produced alongside Tower Hamlets Highways teams to ensure the plans are delivered safely with as minimal disruption as possible.

Thank you for raising the issues specific to Cadogan Terrace, as part of our on-going engagement with the community and multi-agency group we have contacted our Traffic Management contractor who has reviewed our Traffic Management Plan to integrate any mitigations relating to these specific issues. A proposed suitable solution would be to close Cadogan Terrace from Jodrell Road and close Wick Lane from Monier Road. This would deter all through traffic from using Cadogan Terrace northbound.

I hope the above information provides you with assurance that we can safely manage the events as proposed in our premises licence application.

I would be more than happy to meet in person to discuss this with you shortly, if you would like further information. I hope we're able to find a common agreement and assure you that your representation will be fed into the planning process for all future events.

Look forward to hearing from you,

Lynsey

Lynsey Wollaston

Vice President & General Manager, European Festivals,

AEG Presents



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Appendix 11

Applicants Proposed Licence Conditions

The following document outlines the applicants proposed conditions for the All Points East Premises Licence.

1	The maximum number of event days each calendar year shall not exceed the total number permitted by the Land Rental Agreement for the premises and the Major Events Policy.
2	The maximum capacities for events each calendar year shall not exceed those capacities permitted by the Land Rental Agreement for the premises and the Major Events Policy.
3	Each year, the Premises Licence holder will undertake a full and detailed consultation with each of the responsible authorities. This consultation will take place through a Multi-Agency Planning Group (Chaired by the Local Authority) in the lead up to, and during the events.
4	Each year, at least 4 months prior to the first event date (or such lesser period as the Licensing authority may agree), the Premises Licence holder will notify the Licensing Authority of the proposed dates for that year's events.
5	Each year, at least 3 months prior to the first event date, the Premises Licence holder will produce a draft Event Management & Operating Plan (EMOP) containing detail appropriate to each event. This will also include a detailed plan of the site.
6	The Final Event Management and Operating Plan (EMOP) for each event must be approved by the Multi-Agency Planning Group, at least one month prior to the first event date. Thereafter, no changes will be made to the EMOP without the prior written consent of the Licensing Authority. Any changes during the events can only be made with the consent of the Event Liaison Team (ELT).
7	For each event the final EMOP (including the plan of the site) will be implemented and complied with by the Premises Licence holder.
8	Throughout the events opening period the Premises Licence holder will maintain an Event Control Room to manage the events.
9	A multi-agency debrief meeting will be undertaken annually after the final event date.
10	The Premises Licence holder will implement an event and pre-event communications strategy to provide anti-crime messaging and drugs awareness advice to ticket holders.
11	The Premises Licence holder will use screening on the entry points to the events, to exercise the right to refuse entry to any unauthorised or disorderly person.
12	The Premises Licence holder will implement various operations to disrupt the misuse of drugs amongst those proposing to attend the events, and to support the Event Organisers "zero tolerance to drugs" policy.
13	In conjunction with the Metropolitan Police and other responsible authorities, each year the Premises Licence holder will produce; Crowd Management Plan Alcohol Management Plan Ingress Management Plan Egress Management Plan Security & Crime Reduction Plan A Counter-Terrorism Risk Assessment and Mitigation Measures

	<p>In conjunction with LBTH Health & Safety and other responsible authorities, each year the Premises Licence holder will produce;</p> <p>Risk Assessment</p> <p>Fire Risk Assessment</p> <p>Schedule of Temporary Structures</p> <p>Questionnaire and Inspection schedule for Food Traders</p>
14	Rules for Site contractors
15	The Premises Licence holder will set up a publicised meeting each year with local residents prior to the first event date. This meeting will be to discuss plans for the Event and receive residents feedback.
16	The Premises Licence holder will set up a publicised meeting each year with local residents after the final event date. This meeting will be to receive residents feedback.
17	Age restrictions will apply to each event day, the age restrictions for each event day will be agreed in advance with the Multi-Agency Group and will be contained within the EMOP.
18	All alcohol outlets will be monitored by the security staff and bars management team. All bar staff will receive training and daily briefings.
19	The Premises Licence holder offers the opportunity for agencies to visit the site during the live period to demonstrate the licence holders management controls and experience of the events.
20	The Premises Licence holder will provide the contact numbers of the applicants and their appointed officers.
21	The maximum "Music Noise Level" (MNL) measured as a LAeq over any 15- minute from an agreed permanent noise monitoring position shall not exceed 75 dBA 15-minutes.
22	The following three permanent noise monitoring positions have been agreed (as detailed below), but should it be found that these are not representative of the site layout or residential noise impact, then they may be relocated with the agreement of the Premises Licence holder and Environmental Protection Team. The three agreed Permanent Noise Monitoring Locations are: i) Waterside Close, at the residential façade. ii) Empire Wharf (within Victoria Park) in-line with the building arch. ii)Wetherell Road (Iveagh Close) Day Nursery (within Victoria Park).
23	The sound system and site design shall be reviewed to manage containment of sub- bass, so as not to cause a public nuisance.
24	The Premises Licence holder shall appoint a competent Noise Consultant who will provide a sound management plan. The consultant will have the ability to monitor music noise levels competently and with the authority to control sound levels to ensure compliance with the music noise conditions.
25	A direct means of communication between the Noise Consultant and the Officers of the Environmental Protection Team must be made available. There must also be a separate radio channel dedicated to noise control.
26	In consultation with the Council's Environmental Protection Team, the sound systems and other noise sources shall be positioned so as to minimise noise disturbance.
27	In conjunction with the Council's Environmental Protection Team, sound tests shall be carried out before the events. This will determine the maximum music noise levels that can prevail at agreed proxy monitoring positions so as to ensure compliance with the agreed noise limits.
28	A permanent noise monitor shall be placed at all "front of house" sound mixer positions, this must be able to measure 15 minute LAeq periods or less and print or store the results, Officers must be able to view all the results at the mixer position during the event. A copy of any noise measurements undertaken at permanent sound mixer or the 3 residential monitoring locations must be forwarded within 10 working days to the Council's Environmental Protection Team.

29	The Noise Consultant shall be able to demonstrate an up to date calibration certificate for all noise meters used according to BS7580: 1992 and be a minimum type 2 grade instrument according to BS5969: 1981.
30	Erection, dismantling and cleaning operations should only be undertaken during Council Policy working hours Mon. – Fri 8.00 a.m. – 6.00 p.m. and Saturday 8.00a.m. – 1.00 p.m. unless otherwise agreed by prior consent. If work or operations are agreed outside of the above hours a contact telephone number (not an answer phone) must be provided for the person in charge of these operations.
31	White noise “Broadband” reversing alarms shall be used on any forklift truck or vehicle likely to affect any residential property throughout the occupation of the park by the Premises Licence holder.
32	Any complaints received should be directed via a central complaints handling system and directed to the Council Officers and all concerned immediately by secure phone or messaging service, not via an insecure wireless radio system. The Council’s complaints procedure for taking and logging complaints must be followed at all times.
33	The Premises Licence holder shall comply with any reasonable instructions given by the licensing authority that seek to control noise nuisance.
34	The noise-consultant must have a sufficient number of competent staff with the necessary authority, confirmed in writing by the licensee to control the music noise levels. This number should be agreed with the Council’s Environmental Protection Team in advance of the event.
35	The Premises Licence holder shall invite a representative of the Council’s Environmental Protection Team to visit the site during the event live period to take noise measurements and qualitatively assess the impact of event noise on the property, and for all parties to use this information to drive further improvements in the management of the event.
36	No alcohol shall be taken out of the licensed area.
37	Any mobile dispensing servers (MDS) will be accompanied by persons not involved directly in serving alcohol. These other persons (‘shepherds’) will be responsible, jointly with the sellers and security personnel, for ensuring that mobile units comply with the Challenge 25 policy used on site, including preventing proxy sales; and sales to intoxicated customers.
38	The licensee must ensure that all staff involved in MDS operations are fully aware of and understand the requirements of the Licensing Act 2003 and all related conditions applicable to the events.
39	MDS operators must carry a clear indication that a Challenge 25 protocol is in operation.
40	A Challenge 25 Policy shall be implemented, so that before being served alcohol, identification bearing their photograph, date of birth, and a holographic mark is checked. Identification will include, for example; A photo driving licence A passport A proof of age card bearing the PASS hologram.
41	Throughout the duration of the events (including sound checks, rehearsals and concert performances) the control limits set at the mixer position shall be adequate to ensure that the 63Hz and 125Hz octave frequency bands shall not exceed 75dB (LZe _q 15 minutes) as a result of Music Noise level (MNL) beyond a 2km radius (distance measured from the main stage mixer position). The 63 Hz and 125 Hz octave frequency bands shall be assessed in a free field position at measurement points prescribed by the Council’s Environmental Protection Team.
42	The noise consultant shall make use of a monitoring system that allows for real-time correlation between performance stages and off site monitoring locations.
43	Within 24 hours of each event, complaint data (details of calls received, names, addresses and actions taken) shall be shared with Environmental Protection Noise Team for their records.

44	The day following each event day, a report containing the noise complaint data for the previous days event will be shared with the Environmental Protection Noise Team for their records. If data sharing is permitted by the complainant, the noise complaint data will include details of the calls received, names, addresses and actions taken.
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Appendix 12

Corinne Holland

From: Beth Smith <[REDACTED]>
Sent: 29 January 2024 17:30
To: Nicola Cadzow
Cc: Licensing; Corinne Holland; Lavine Miller-Johnson; Rita Craddock; Paul Murphy; Steve Reynolds; Simon Taylor
Subject: Re: 165422 New Premises licence application for APE 2024 - Victoria Park, Old Ford Road
Attachments: APE_ref037_Applicant's Proposed Conditions_All Points East_290124_Confidential.pdf

Hi Nicola,

Thanks very much for the confirmation on withdrawing your representation by accepting our new proposed condition around sound monitoring:-

The day following each event day, a report containing the noise complaint data for the previous days event will be shared with the Environmental Protection Noise Team for their records. If data sharing is permitted by the complainant, the noise complaint data will include details of the calls received, names, addresses and actions taken.

Licensing Team - please find an updated version of the conditions with this added (reference Condition 44). Can you please confirm the representation will be removed from the report pack, and this updated list of conditions will be included?

Thanks
Beth

On Mon, 29 Jan 2024 at 14:37, Nicola Cadzow <[REDACTED]> wrote:

Good afternoon Licensing,

Environmental Protection Team had had numerous meetings with the applicant to discuss noise conditions on the new premises licence application for All Points East Victoria Park, All Points East Old Ford Road, and we withdraw our representation based on that as below:

1. Amended condition:

The day following each event day, a report containing the noise complaint data for the previous days event will be shared with the Environmental Protection Noise Team for their records. If data sharing is permitted by the complainant, the noise complaint data will include details of the calls received, names, addresses and actions taken.

2. Conditions 5 & 6 as per Beth's email below (29/1/24 @12.30 hours) and stated as below :-

The Sound Management Plan forms part of the Event Management Plan. The first draft is supplied 3 months prior, and the final version is agreed 1 month prior to the event date.

Condition 5: Each year, at least 3 months prior to the first event date, the Premises Licence holder will produce a draft Event Management & Operating Plan (EMOP) containing detail appropriate to each event. This will also include a detailed plan of the site.

Condition 6:

The Final Event Management and Operating Plan (EMOP) for each event must be approved by the Multi-Agency Planning Group, at least one month prior to the first event date. Thereafter, no changes will be made to the EMOP without the prior written consent of the Licensing Authority. Any changes during the events can only be made with the consent of the Event Liaison Team (ELT).

regards

Nicola Cadzow

Environmental Protection Officer

Communities Directorate

From: Beth Smith <[REDACTED]>
Sent: Monday, January 29, 2024 12:30 PM
To: Rita Craddock <[REDACTED]>
Cc: Sam Ellis <[REDACTED]>; Nicola Cadzow <[REDACTED]>; Catherine Boyd <[REDACTED]>; Lavine Miller-Johnson <[REDACTED]>; Mohshin Ali <[REDACTED]>; Paul Murphy <[REDACTED]>; Steve Reynolds <[REDACTED]>; Dave Grindle <[REDACTED]>
Subject: Re: 165422 New Premises licence application for APE 2024 - Victoria Park, Old Ford Road

Hi Rita,

Please see the following conditions which outline the timeframes. The Sound Management Plan forms part of the Event Management Plan. The first draft is supplied 3 months prior, and the final version is agreed 1 month prior to the event date.

Condition 5:

Each year, at least 3 months prior to the first event date, the Premises Licence holder will produce a draft Event Management & Operating Plan (EMOP) containing detail appropriate to each event. This will also include a detailed plan of the site.

Condition 6:

The Final Event Management and Operating Plan (EMOP) for each event must be approved by the Multi-Agency Planning Group, at least one month prior to the first event date. Thereafter, no changes will be made to the EMOP without the prior written consent of the Licensing Authority. Any changes during the events can only be made with the consent of the Event Liaison Team (ELT).

Thanks

Beth

On Mon, 29 Jan 2024 at 11:26, Rita Craddock <Rita.Craddock@towerhamlets.gov.uk> wrote:

Hi Beth,

Thank you for your email.

Nicola, Paul and I have had a further discussion and would like some clarity re: the sound management plan. Can you confirm when the sound management plan will be with us for review? Please could this be clarified before we withdraw the rep.

Appendix 13

**Section 182 Advice by the Home Office
Updated on August 2023**

Relevant, vexatious and frivolous representations

- 9.4 A representation is “relevant” if it relates to the likely effect of the grant of the licence on the promotion of at least one of the licensing objectives. For example, a representation from a local businessperson about the commercial damage caused by competition from new licensed premises would not be relevant. On the other hand, a representation by a businessperson that nuisance caused by new premises would deter customers from entering the local area, and the steps proposed by the applicant to prevent that nuisance were inadequate, would be relevant. In other words, representations should relate to the impact of licensable activities carried on from premises on the objectives. For representations in relation to variations to be relevant, they should be confined to the subject matter of the variation. There is no requirement for a responsible authority or other person to produce a recorded history of problems at premises to support their representations, and in fact this would not be possible for new premises.
- 9.5 It is for the licensing authority to determine whether a representation (other than a representation from responsible authority) is frivolous or vexatious on the basis of what might ordinarily be considered to be vexatious or frivolous. A representation may be considered to be vexatious if it appears to be intended to cause aggravation or annoyance, whether to a competitor or other person, without reasonable cause or justification. Vexatious circumstances may arise because of disputes between rival businesses and local knowledge will therefore be invaluable in considering such matters. Licensing authorities can consider the main effect of the representation, and whether any inconvenience or expense caused by it could reasonably be considered to be proportionate.
- 9.6 Frivolous representations would be essentially categorised by a lack of seriousness. Frivolous representations would concern issues which, at most, are minor and in relation to which no remedial steps would be warranted or proportionate.
- 9.7 Any person who is aggrieved by a rejection of their representations on either of these grounds may lodge a complaint through the local authority’s corporate complaints procedure. A person may also challenge the authority’s decision by way of judicial review.
- 9.8 Licensing authorities should not take decisions about whether representations are frivolous, vexatious or relevant to the licensing objectives on the basis of any political judgement. This may be difficult for councillors who receive complaints from residents within their own wards.

If consideration is not to be delegated, contrary to the recommendation in this Guidance, an assessment should be prepared by officials for consideration by the sub-committee before any decision is taken that necessitates a hearing. Any councillor who considers that their own interests are such that they are unable to consider the matter independently should disqualify themselves.

- 9.9 It is recommended that, in borderline cases, the benefit of the doubt about any aspect of a representation should be given to the person making that representation. The subsequent hearing would then provide an opportunity for the person or body making the representation to amplify and clarify it.
- 9.10 Licensing authorities should consider providing advice on their websites about how any person can make representations to them.

Appendix 14

Licensing Policy Section 11

Prevention of Public Nuisance

- 11.1 Licensed premises, especially those operating late at night and in the early hours of the morning, can cause a range of nuisances impacting on people living, working or sleeping in the vicinity of the premises.
- 11.2 Like many London boroughs, Tower Hamlets has many areas of the borough where businesses and residents are “cheek by jowl” with each other. Thus, the correct balance needs to be adopted ensuring residents are not unduly disturbed by licensed premises, whilst ensuring this does not stifle growth in the licence trade.
- 11.3 Though all licensed premises must promote the licensing objectives, and thus actively try to prevent public nuisance being caused by their licensable activities, there are some factors that this Licensing Authority would expect to applicants to consider and where appropriate address in their operating schedule. These are:
- a) Music/performances
Measures to reduce impact of noise on residents
 - b) Queue management
Measure to prevent obstruct access to properties, pavements. Measure to reduce the impact of people noise on residents
 - c) Ingress and Egress
Measure to prevent people noise during ingress and egress
 - d) Use of outside areas (see 11.7 below)
 - e) Deliveries, particularly pick-ups by vehicles
Measures to prevent noise/fumes from engines, drivers (including smoking),
 - f) Bottle disposal
Done at reasonable time to prevent impact on residents e.g. between 8am and 8pm
 - g) Litter
Measures to prevent littering around the venue from patrons
- 11.4 The Licensing Authority appreciates that it would not be necessary or appropriate for all applications to have measures to prevent the above issues. Nevertheless, we will take a strong view on applications for licences that are in close proximity to residential premises, and whose intended use has a higher likelihood of causing public nuisance. This also includes those applications in areas covered by a Cumulative Impact Assessment (CIA). Especially where the applications falls outside the scope of any exceptions to such CIAs.
- 11.5 The Licensing Authority, where its discretion is engaged, will consider, where appropriate, attaching conditions to licences and permissions to prevent the

problems identified listed above, or any other conditions it considered appropriate and proportionate to promote the licensing condition of prevention of public nuisance.

- 11.6 **Street Furniture** – placing of street furniture, which includes advertising boards, on the highway can cause a public nuisance by way of obstruction or encourage consumption of alcohol on an unlicensed area. The Licensing Authority expects applicants to have ensured that they fully comply with the Councils rules relating to authorisation of obstructions on the highway, and that the required authorisations are obtained prior to submitting a licence application. Where proportionate and appropriate, and its discretion is engaged, the Licensing Authority will impose conditions in relation to street furniture, including on private land.
- 11.7 **Fly Posting** – The Council has experienced problems with "fly posting" in relation to venues that offer entertainment. Fly posting is the unauthorised posting of posters / advertisements etc. Where it considers it proportionate and appropriate, and its discretion is engaged, the Licensing Authority will attach conditions relating to the control of fly posting to ensure that venues clearly prohibit all fly posting in their contract terms with others and they effectively enforce this control.
- 11.8 **Beer Gardens and outside areas** – since the ending of the restrictions imposed during the Coronavirus pandemic, we have seen an increase the use of outside areas. This has also been encouraged by Government under the Business and Planning Act 2020. We want to strike the right balance between allowing businesses to thrive whilst still protecting residents of the borough being unduly disturbed by the night time economy. Hence, we would encourage applicants address this concern in their operating schedule by detailing what mitigating measures they intend adopt to reduce any disturbance the use of the outside area is likely to have on neighbouring residents. Such measures could include:
- limiting the amount of patrons permitted in the outside area, and/or,
 - restricting the use of areas after a certain time,
 - ceasing its use after a certain time.

Where disturbance of residents from outside areas is likely, and where its discretion is engaged, this Licensing Authority may add conditions limiting the numbers of person permitted to use any outside areas, and/or seek to cease the use of any outside areas after 21:00 hours.

- 11.9 **Party Boats** – An increasing number of complaints have been received in London Boroughs that boarder the River Thames in relation to "Party Boats", which use the River. In respect of this we would encourage applicants for Party Boats to consider adopting the "Boat" conditions, listed in our Model Conditions in Appendix 3, where appropriate to promote the Licensing Objective of Prevention of Public Nuisance. Furthermore, where disturbance of residence from these party boats is likely, and where its discretion is engaged, this Licensing Authority may add one or more of the boat conditions from our Model Conditions.

Appendix 15

Guidance Issued by the Home Office under Section 182 of the Licensing Act 2003

Updated December 2022

Public nuisance

- 2.15 The 2003 Act enables licensing authorities and responsible authorities, through representations, to consider what constitutes public nuisance and what is appropriate to prevent it in terms of conditions attached to specific premises licences and club premises certificates. It is therefore important that in considering the promotion of this licensing objective, licensing authorities and responsible authorities focus on the effect of the licensable activities at the specific premises on persons living and working (including those carrying on business) in the area around the premises which may be disproportionate and unreasonable. The issues will mainly concern noise nuisance, light pollution, noxious smells and litter.
- 2.16 Public nuisance is given a statutory meaning in many pieces of legislation. It is however not narrowly defined in the 2003 Act and retains its broad common law meaning. It may include in appropriate circumstances the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises. Public nuisance may also arise as a result of the adverse effects of artificial light, dust, odour and insects or where its effect is prejudicial to health.
- 2.17 Conditions relating to noise nuisance will usually concern steps appropriate to control the levels of noise emanating from premises. This might be achieved by a simple measure such as ensuring that doors and windows are kept closed after a particular time, or persons are not permitted in garden areas of the premises after a certain time. More sophisticated measures like the installation of acoustic curtains or rubber speaker mounts to mitigate sound escape from the premises may be appropriate. However, conditions in relation to live or recorded music may not be enforceable in circumstances where the entertainment activity itself is not licensable (see chapter 16). Any conditions appropriate to promote the prevention of public nuisance should be tailored to the type, nature and characteristics of the specific premises and its licensable activities. Licensing authorities should avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are expensive to purchase and install and are likely to be a considerable burden for smaller venues.
- 2.18 As with all conditions, those relating to noise nuisance may not be appropriate in certain circumstances where provisions in other legislation adequately protect those living in the area of the premises. But as stated earlier in this Guidance, the approach of licensing authorities and responsible authorities should be one of prevention and when their powers are engaged, licensing authorities should be aware of the fact that other legislation may not adequately cover concerns raised in relevant representations and additional conditions may be appropriate.

- 2.19 Where applications have given rise to representations, any appropriate conditions should normally focus on the most sensitive period for people being disturbed by unreasonably loud music is at night and into the early morning when residents in adjacent properties may be attempting to go to sleep or are sleeping. This is why there is still a need for a licence for performances of live music between 11 pm and 8 am. In certain circumstances, conditions relating to noise emanating from the premises may also be appropriate to address any disturbance anticipated as customers enter and leave.
- 2.20 Measures to control light pollution will also require careful thought. Bright lighting outside premises which is considered appropriate to prevent crime and disorder may itself give rise to light pollution for some neighbours. Applicants, licensing authorities and responsible authorities will need to balance these issues.
- 2.21 Beyond the immediate area surrounding the premises, these are matters for the personal responsibility of individuals under the law. An individual who engages in anti-social behaviour is accountable in their own right. However, it would be perfectly reasonable for a licensing authority to impose a condition, following relevant representations, that requires the licence holder or club to place signs at the exits from the building encouraging patrons to be quiet until they leave the area, or that, if they wish to smoke, to do so at designated places on the premises instead of outside, and to respect the rights of people living nearby to a peaceful night.

Appendix 16

Noise while the premise is in use

General Advice

If they conclude this is a problem Members should consider whether it is possible to carry out suitable and proportionate noise control measures so that noise leakage is prevented. In addition Members may consider that only certain activities are suitable.

The hours of operation also need to be considered (see below).
If Members believe that there is a substantial problem of noise while the premises are in use and it cannot be proportionately address by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. **(See Sections 11.1 of the Licensing Policy)**. While all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. **(See Section 11.4)**.

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. **(See Section 11.2 of the Licensing Policy)**.

The Licensing Authority will consider attaching conditions to prevent nuisance. In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a "beer garden", or restricted in their use to 9pm or limiting numbers)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly
- Conditions controlling the use of explosives, pyrotechnics and fireworks
- Conditions controlling the placing of refuse
- Conditions controlling noxious smells
- Conditions controlling lighting (this needs to be balanced against potential crime prevention benefits)
- Measures to prevent noise/fumes from engines, drivers (including smoking),
- Measures to prevent obstruct access to properties, pavements.
Measure to reduce the impact of people noise on residents

Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down a premises for up to 24 hrs where public nuisance is being caused by noise coming from the premises and the closure of the premises is necessary to prevent that nuisance.

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community (2.15).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Other Legislation

The Environmental Protection Act 1990, Part 111 gives Environmental Health Officers the power to deal with statutory nuisances.

The Anti-social Behaviour Act 2003, Sections 40 and 41 give Environmental Health Officers the power of closure up to 24 hours in certain circumstances.

Appendix 17

Licensing Policy Section 10

Public Safety

- 10.1 The 2003 Act covers a wide range of premises that require a licence, and so such premises present a mixture of risks to users and should be constructed or adapted and operated so as to acknowledge and safeguard occupants against these risks.
- 10.2 The Licensing Authority will expect Operating Schedules to satisfactorily address these issues and applicants are advised to seek advice from the Council's Environmental Health (Health & Safety) Officers and the London Fire Brigade before preparing their plans and Schedules.
- 10.3 Where an applicant identifies an issue in regard to public safety (including fire safety) which is not covered by existing legislation, the applicant should identify in their operating schedule the steps that will be taken to ensure public safety. This needs to take into account any unique characteristics that arise in connection with the licensable activity, any requirements that are specific to the premises.
- 10.4 One of the Council's Community Safety Partnership Priorities is tackling violence against women and girls. As a result the Licensing Authority expects Licence holders to take a proactive approach to customer safety including the following:
- Making provisions to ensure that customers safely leave their premises, for example providing information on licensed taxi companies, adequate lighting outside the premises,
 - Training of staff in spotting signs of harassment, and how to intervene where safe and appropriate to do so, and/or reporting such harassment to management/emergency services.

The Licensing Authority may be able to sign post Licence Holders in regard to local/national safeguarding schemes which may assist with the above.

- 10.5 The Licensing Authority, where its discretion is engaged, will consider attaching proportionate and appropriate Conditions to licences and permissions to promote safety, and these may include Conditions drawn from the Model Conditions in Appendix 3.
- 10.6 The Licensing Authority will impose conditions that relate to its licensing objectives, and in a way that is proportionate to the individual circumstances of the premises seeking a licence.

- 10.7 Martyn's Law – This will place a requirement on those responsible for certain locations/premises to consider the threat from terrorism and implement appropriate and proportionate mitigation measures, see link below. Numerous licensed premises within the borough may fall within the scope of this legislation. The law is likely to come into force in 2024/25, or sooner. Thus, Licence holders and applicants should consider the threat from terrorism and implement appropriate and proportionate mitigation measures. In particular they should consider completing Police ACT Training:
<https://ct.protectuk.police.uk/>
<https://www.protectuk.police.uk/news-views/martyns-law-what-you-need-know>

Appendix 18

Public safety

- 2.7 Licence holders have a responsibility to ensure the safety of those using their premises, as a part of their duties under the 2003 Act. This concerns the safety of people using the relevant premises rather than public health which is addressed in other legislation. Physical safety includes the prevention of accidents and injuries and other immediate harms that can result from alcohol consumption such as unconsciousness or alcohol poisoning. Conditions relating to public safety may also promote the crime and disorder objective as noted above. There will of course be occasions when a public safety condition could incidentally benefit a person's health more generally, but it should not be the purpose of the condition as this would be outside the licensing authority's powers (be ultra vires) under the 2003 Act. Conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.
- 2.8 A number of matters should be considered in relation to public safety. These may include:
- Fire safety;
 - Ensuring appropriate access for emergency services such as ambulances;
 - Good communication with local authorities and emergency services, for example communications networks with the police and signing up for local incident alerts (see paragraph 2.4 above);
 - Ensuring the presence of trained first aiders on the premises and appropriate first aid kits;
 - Ensuring the safety of people when leaving the premises (for example, through the provision of information on late-night transportation);
 - Ensuring appropriate and frequent waste disposal, particularly of glass bottles;
 - Ensuring appropriate limits on the maximum capacity of the premises (see paragraphs 2.12-2.13, and Chapter 10; and
 - Considering the use of CCTV in and around the premises (as noted in paragraph 2.3 above, this may also assist with promoting the crime and disorder objective).
- 2.9 The measures that are appropriate to promote public safety will vary between premises and the matters listed above may not apply in all cases. As set out in Chapter 8 (8.38-8.46), applicants should consider when making their application which steps it is appropriate to take to promote the public safety objective and demonstrate how they achieve that.

Ensuring safe departure of those using the premises

- 2.10 Licence holders should make provision to ensure that premises users safely leave their premises. Measures that may assist include:
- Providing information on the premises of local taxi companies who can provide safe transportation home; and
 - Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks.

Maintenance and repair

- 2.11 Where there is a requirement in other legislation for premises open to the public or for employers to possess certificates attesting to the safety or satisfactory nature of certain equipment or fixtures on the premises, it would be inappropriate for a licensing condition to require possession of such a certificate. However, it would be permissible to require as a condition of a licence or certificate, if appropriate, checks on this equipment to be conducted at specified intervals and for evidence of these checks to be retained by the premises licence holder or club provided this does not duplicate or gold-plate a requirement in other legislation. Similarly, it would be permissible for licensing authorities, if they receive relevant representations from responsible authorities or any other persons, to attach conditions which require equipment of particular standards to be maintained on the premises. Responsible authorities – such as health and safety authorities – should therefore make their expectations clear in this respect to enable prospective licence holders or clubs to prepare effective operating schedules and club operating schedules.

Safe capacities

- 2.12 “Safe capacities” should only be imposed where appropriate for the promotion of public safety or the prevention of disorder on the relevant premises. For example, if a capacity has been imposed through other legislation, it would be inappropriate to reproduce it in a premises licence. Indeed, it would also be wrong to lay down conditions which conflict with other legal requirements. However, if no safe capacity has been imposed through other legislation, a responsible authority may consider it appropriate for a new capacity to be attached to the premises which would apply at any material time when the licensable activities are taking place and make representations to that effect. For example, in certain circumstances, capacity limits may be appropriate in preventing disorder, as overcrowded venues can increase the risks of crowds becoming frustrated and hostile.
- 2.13 The permitted capacity is a limit on the number of persons who may be on the premises at any time, following a recommendation by the relevant fire and rescue authority under the Regulatory Reform (Fire Safety) Order 2005. For any application for a premises licence or club premises certificate for premises without an existing permitted capacity where the applicant wishes to take advantage of the special provisions set out in section 177 of the 2003 Act¹, the applicant should conduct their own risk assessment as to the appropriate capacity of the premises. They should send their recommendation to the fire and rescue authority which will consider it and decide what the “permitted capacity” of

¹ S 177 of the 2003 Act now only applies to performances of dance

those premises should be.

- 2.14 Public safety may include the safety of performers appearing at any premises, but does not extend to the prevention of injury from participation in a boxing or wrestling entertainment.

Appendix 19

Access and Egress Problems

Such as:

- Disturbance from patrons arriving/leaving the premises on foot
- Disturbance from patrons arriving/leaving the premises by car
- Lack of adequate car parking facilities
- Close proximity to residential properties

Comment

The above have been grouped together as egress problems. Of course the particular facts will be different for each alleged problem.

Egress only is referred to-if necessary access can be added or substituted in.

General Advice

In considering concerns relating to disturbance from egress, Members need to be satisfied that the premises under consideration has been identified as the source of the actual or potential disturbance. If they are satisfied that this is a problem, then proportionate conditions should be considered.

The hours of operation also need to be considered.

If Members believe that there is a substantial problem concerning egress and it cannot be proportionately addressed by licensing conditions, they should refuse the application.

Licensing Policy

The policy recognises that noise nuisance can be an issue, especially if a premises is open late at night. (**See Section 11 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all nuisance issues relating to the premises in their operating schedule and to have sought appropriate advice from the Council's Environmental Health Officers. (**See Section 11.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 16.1**).

However, while all applications will be considered on their merits, consideration will be given to imposing stricter conditions in respect of noise control where premises are situated close to local residents. (**See Section 16.6**)

The Council has adopted a set of framework hours (**See 16.8 of the licensing policy**). This relates to potential disturbance caused by late night trading.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions (**See Appendix 3 of the Licensing Policy**). In particular Members may wish to consider (this list is not exhaustive):

- hours of opening (this needs to be balanced against potential disorder caused by artificially early closing times)
- Whether certain parts should close earlier than the rest (for example a “beer garden”, or restricted in their use)
- Whether or not certain activities should have to close at an early hour, for example live music
- Conditions controlling noise or vibration (for example, noise limiters, keeping doors and windows closed).
- Prominent clear and legible notices at all exits requesting the public to respect the needs of local residents and leave the premises and area quietly

Guidance Issued under Section 182 of the Licensing Act 2003

The prevention of public nuisance could include low-level nuisance, perhaps affecting a few people living locally as well as major disturbance affecting the whole community. (2.15).

Licence conditions should not duplicate other legislation (1.16).

Any conditions should be tailored to the type, nature and characteristics of the specific premises. Licensing authorities should be aware of the need to avoid inappropriate or disproportionate measures that could deter events that are valuable to the community, such as live music. Noise limiters, for example, are very expensive to purchase and install and are likely to be a considerable burden for smaller venues. (2.19)

Measures can include ensuring the safe departure of customers, these can include:

- Providing information on the premises of local taxi companies who can provide safe transportation home; and
- Ensuring adequate lighting outside the premises, particularly on paths leading to and from the premises and in car parks

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.19) and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder.

Appendix 20

Anti-Social Behaviour from Patrons Leaving the Premises

General Advice

Members need to bear in mind that once patrons have left a premises they are no longer under direct control. Members will need to be satisfied that there is a link between the way the premises is operating and the behaviour that is complained of. An example of this would be that irresponsible drinking is being encouraged. Before deciding that any particular licensing conditions are proportionate, Members will also need to be satisfied that other legislation is not a more effective route. For example, if the problem is drinking in the street it may be that the Council should designate the area as a place where alcohol cannot be consumed in public.

Members may also wish to consider whether the hours of opening relate to any problems of anti-social behaviour.

If Members believe that there is a substantial problem of anti-social behaviour and it cannot be proportionately addressed by licensing conditions they should refuse the application.

Licensing Policy

The policy recognises that other legislation or measures may be more appropriate but also states that licensing laws are “a key aspect of such control and will always be part of an overall approach to the management of the evening and night time economy” (**see Section 5.14 and 5.15 of the Licensing Policy**).

The Licensing Authority expects the applicant to have addressed all crime and disorder issues relating to the premises in their operating schedule and to have sought appropriate advice. (**See Sections 9.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and may be draw from the Model Conditions in **Appendix 3 of the Licensing Policy**. In particular Members may wish to consider (this list is not exhaustive):

- Bottle Bans
- Plastic containers
- CCTV (outside the premises)
- Restrictions on open containers for “off sales”
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage

Cumulative Impact

There is a process by which the Licensing Authority can determine that an area is saturated following representations. However, the process for this involves wide consultation and cannot come from representations about a particular application. **(See Section 20 of the Licensing Policy).**

Police Powers

The Licensing Act 2003, Part 8 gives a senior police officer the power to close a premises for up to 24 hours where the officer believes there is, or is likely to be disorder on or in the vicinity and closure is necessary in the interests of public.

Guidance Issued under Section 182 of the Licensing Act 2003

The key role of the Police is acknowledged (2.1).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder, but can relate to the immediate vicinity of the premises as they seek entry or leave (1.16).

Conditions are best targeted on deterrence and preventing crime and disorder (2.3) CCTV inside & out, communication, police liaison, no glasses are all relevant

There is also guidance issued around public nuisance (2.15 – 2.21).

Licence conditions should not duplicate other legislation (1.16).

Necessary and appropriate conditions should normally focus on the most sensitive periods and may address disturbance as customers enter or leave the premises but it is essential that conditions are focused on measures within the direct control of the licence holder (2.18/2.21).

Licensing law is not the primary mechanism for the general control of nuisance and anti-social behaviour by individuals once they are away from the licensed premises and, therefore, beyond the direct control of the individual, club or business holding the licence, certificate or authorisation concerned (14.13).

Other Legislation

Crime and Disorder Act 1998

The Council has a duty under Section 17 of the Crime and Disorder Act 1998 to do all it reasonably can to prevent crime and disorder.

The Act also introduced a wide range of measures designed to address anti- social behaviour committed by adults and young people. These include:

- Anti-Social Behaviour Orders

- Child Curfew Schemes
- Truancy
- Parenting Orders
- Reparation Orders
- Tackling Racism

Appendix 21

Licensing Policy Relating to Hours of Trading

All applications have to be considered on their own merits.

The Council has however adopted a set of framework hours as follows:

- Monday to Thursday, from 06:00 hrs to 23:30 hrs
- Friday and Saturday, from 06:00 hrs to 00:00 hrs (midnight)
- Sunday, from 06:00 hrs to 22:30 hrs

(see 16.8 of the Licensing Policy)

In considering the applicability of framework hours to any particular application regard should be had to the following

- Location
- Proposed hours of regulated activities, and the proposed hours the premises are open to the public
- The adequacy of the applicant's proposals to deal with issues of crime and disorder and public nuisance
- Previous history
- Access to public transport
- Proximity to other licensed premises, and their hours

(See 16.9 of the Licensing Policy)

Subject to any representations to the contrary in individual cases the following premises are not generally considered to contribute to late night anti-social behaviour and will therefore generally have greater freedom

- Theatres
- Cinemas
- Premises with club premises certificates

Appendix 22

Planning

An application for a Premises Licence can be made in respect of a premises even where the premises does not have relevant Planning Permission. That application has to be considered and Members can only refuse the application where the application itself does not promote one or more of the Licensing Objectives. Members cannot refuse just because there is no planning permission. Where a Premises Licence is granted and which exceeds what is allowed by the Planning Permission and that Premises then operates in breach of planning then the operator would be liable to enforcement by Planning.

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