

Appendix 1



This form should be completed and forwarded to: Licensing Section, John Onslow House, 1 Ewart Place, London E3 5EQ with a cheque for the correct fee, made payable to the London Borough of Tower Hamlets. You can also pay by phoning 020 7364 5008 or on-line: <http://www.towerhamlets.gov.uk/pay>

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We BRAND EVENTS™ LTD

(Insert name(s) of applicant)

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

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description			
Victoria Park Grove Road			
Post town	Bow	Postcode	E3 5TB
Telephone number at premises (if any)		n/a	
Non-domestic rateable value of premises		£ 0	

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- | | | | |
|-----|---------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|-----------------------------|
| a) | an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) | a person other than an individual * | | |
| | i as a limited company/limited liability partnership | X | please complete section (B) |
| | ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| | iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| | iv other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) | a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) | a charity | <input type="checkbox"/> | please complete section (B) |
| e) | the proprietor of an educational establishment | <input type="checkbox"/> | please complete section (B) |
| f) | a health service body | <input type="checkbox"/> | please complete section (B) |
| g) | a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales | <input type="checkbox"/> | please complete section (B) |
| ga) | a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England | <input type="checkbox"/> | please complete section (B) |
| h) | the chief officer of police of a police force in England and Wales | <input type="checkbox"/> | please complete section (B) |

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

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☐

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

E-mail address (optional)	
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(B) OTHER APPLICANTS

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

Name BRAND EVENTS TM LTD
Address 4 VENCOURT PLACE LONDON W6 9NU
Registered number (where applicable) 08742448
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any) [REDACTED]
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
20	07	2020

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Victoria Park is one of London's most important historic parks and its oldest public park, visited by millions of Londoners each year as a place of healthy recreation, sports, play and relaxation.

The park is the largest in Tower Hamlets at 86.18 hectares and has one of the highest visitor numbers of all the London parks with around 9 million visits per year. A wide range of formal and informal sports, sponsored activities, events and festivals take place throughout the year.

The park has a history of festivals much larger in scale than proposed here. This lifestyle event is very suited to the local area and nearby residents, , and similar concepts have successfully taken place in near identical situations throughout the UK.

Veg in the Park (working title) is a brand extension of the successful tour of events, 'Tom Kerridge presents Pub in the Park'. It is a three-day food and music festival celebrating high-end vegan and vegetarian food from the nation's leading chefs. Under an invitation from Tom Kerridge, Michelin-starred and celebrity chefs will be producing samples of their award-winning food replicating dishes from their restaurants whilst the audience enjoys food content, shopping and live music

The first Pub in the Park took place in Marlow in May 2017. In 2018 we took this unique concept to four towns - Marlow, Bath, Tunbridge Wells and Knutsford, drawing in 67,000 people across the four shows. In 2019 we expanded into eight towns adding Leeds, Warwick, Chiswick and St Albans and we attracted a total of 120,000 visitors across the tour.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

☐

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

X

In all cases complete boxes K, L and M

A

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

B

Films Standard days and timings (please read guidance note 7)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri	17:00	22:45			
Sat	11:00	22:45	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun	11:00	20:00			

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Wed			
Thur			
Fri			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)
Sat			
Sun			

D

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

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	X
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4) We will programme our music to end at 22:30 on Friday and Saturday and 19:00 on Sunday. Live music performances will be limited to the second half of each session and will not exceed 135 minutes per session for the first three sessions (Friday 18:00 – 22:30 / Saturday 11:30 – 16:30 and 18:00 – 22:30) and 190 minutes on the final session (Sunday 13:00 – 19:00)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Thur					
Fri	17:00	22:45	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	11:00	22:45			
Sun	11:00	20:00			

F

Recorded music Standard days and timings (please read guidance note 7)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
Day	Start	Finish			Both	X
Mon			<u>Please give further details here</u> (please read guidance note 4) The provision of playback of amplified / recorded music will provide patrons with the opportunity to enjoy music accompanying the main event(s). This may take the form of background / incidental music to accompany a meal or background music played across the site throughout the day to provide gentle ambience. Recorded / incidental music may be played throughout the event live period.			
Tue						
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 5)			
Thur						
Fri	17:00	22:45	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			
Sat	11:00	22:45				
Sun	11:00	20:00				

G

Performances of dance Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur					
Fri	17:00	22:45	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sat	11:00	22:45			
Sun	11:00	20:00			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri	17:00	22:45			
Sat	11:00	22:45	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		
Sun	11:00	20:00			

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)		On the premises	<input type="checkbox"/>
					Off the premises	<input type="checkbox"/>
					Both	X
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)			
Mon						
Tue						
Wed						
Thur						
Fri	17:00	22:30				
Sat	11:00-	22:30				
Sun	11:00	20:00				
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 6)			

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

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

K

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

There is no planned adult entertainment - all entertainment will be suitable for a family audience

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)
Day	Start	Finish	
Mon			
Tue			
Wed			<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6) Our planned opening hours are Friday: 18:00 - 22:30 Saturday 11:30 - 16:30 and 18:00 - 22:30 Sunday 13:00 - 19:00 We have applied for an additional 30minsn to allow for the egress of public following the end of each session.
Thur			
Fri	17:00	23:00	
Sat	11:00	23:00	
Sun	11:00	19:30	

M

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

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

The licensee will take all steps to ensure all four licensing objectives are complied with.

This licence is to cover one consecutive event running for no more than three days per year, to be either Friday, Saturday and Sunday or Saturday, Sunday and Bank Holiday Monday. Event dates each year, and use of the park, subject to contract via LB Tower Hamlets Arts, Parks and Events team.

Detailed planning in full consultation with the Local Authority and Responsible Authorities will be undertaken, including attendance at SAG meetings and submitting detailed documents, plans and risk assessments in accordance with any licence conditions and operating schedule requirements.

Event Overview:

Brand Events are planning a brand-new addition to the British food festival scene. The event will be a high-end gourmet vegetarian and vegan food festival. We will be curating a line-up of the nation's most-loved chefs to cook samples of their signature vegan and vegetarian dishes. Alongside the eating there will be activities such as Q&A's, chef demonstrations and tasting masterclasses. There will also be musical entertainment throughout the weekend alongside the food activities.

Festival Content Summary:

- * Pop up restaurants
- * Chef cooking demonstrations
- * Speeches, Q&A's
- * Tastings and Pairings
- * Shopping from artisanal food producers
- * Live music and entertainment from a central festival music stage

The event is targeted at couples, groups of friends and families who are food enthusiasts. Based on our audiences at similar events, we expect the age range to be 30-50 with a 50/50 male / female split. Tickets will be sold and distributed by a reputable ticket agency.

A detailed Event Safety Management Plan (ESMP) will be submitted in accordance with licence conditions and will include the following key plans:

- Alcohol Management
- Traffic Management Plan
- Security and Stewarding Management Plan
- Noise Management Plan
- Major Incident and Emergency Planning
- Safeguarding Policy - including Lost Children Policy

- Health and Safety Policy including Risk Assessments and Method Statements.

- Medical Provision

The first draft of these plans will be submitted to the Licensing Authority 90 days in advance of the event. A final version will be submitted to the Licensing Authority 30 days in advance of the event. The deadlines for submission of Event Management Plans may be altered in writing by the Head of Licencing following written request by the Licensee.

The ESMP will be to the satisfaction of the Licensing Authority (after the periods stated above) and the event will be run in full accordance with the Event Safety Management Plan submitted.

It is recognised that close partnership working is essential to the delivery of the event and appropriate consultation and discussion with relevant authorities and partners will be undertaken.

A team of suitably qualified professionals will be employed to deliver the Operational management of the event. Details of appointed contractors and defined roles and responsibilities will be included in the ESMP.

These include (but are not limited to)

- Licensee
- Designated Premises Supervisor (DPS)
- Operations Manager
- Site Manager
- Security Provider
- H&S Consultant
- Transport and Traffic Management Company
- Acoustic Noise Consultant
- Medical Provider

A detailed programme of all licenced and operational timings and venues will be included as part of the Event Management Plan.

The Premises Licence Holder shall ensure compliance with all aspects of the Noise Management and Community Liaison Plan. The Premises Licence Holder shall appoint a competent noise consultant to monitor and record on site and off site noise throughout the event, to ensure compliance with noise levels. All monitoring performed shall be logged and made available to the Licensing Authority upon request.

At least 7 days prior to an event the Premises Licence Holder shall provide to the Licensing Authority a telephone number for contacting the Premises Licence Holder or a nominated representative during the course of an event.

The Premises Licence Holder shall ensure compliance with all aspects of the Noise Management and Community Liaison Plan.

Between the hours of 11:00 and 22:45 noise levels from music shall not exceed 70dB LAeq (15 minutes). All noise levels from music shall be measured in free field conditions, in the absence of other significant local noise sources, at locations to be agreed in writing with the Licensing Authority no later than 28 days in advance of the event.

The final NMP shall contain the methodology which shall be employed to control the sound produced on the premises, in order to comply with the premises licence. The NMP must include all of the arrangements for preventing public nuisance and consultation with the local community and shall include:

- a) An inventory and location of all sound systems to be used on the site.
- b) Management command and communication structure/methods for ensuring that permitted sound system output and finish times are not exceeded.
- c) Publication and dissemination of information to the public and arrangements for provision and staffing of a hotline number for dealing with complaints.
- d) Action to be taken by the Event Organiser following complaints, which shall be logged and made available to the Licensing Authority upon request.

Site Management Plans will be fully finalised in accordance with industry guidelines including

- Temporary communications infrastructure - including landline, radio and internet based communications will be installed to facilitate communications and information dissemination across the site
- Service routes and scheduling to ensure pedestrian and vehicle segregation
- Suitable means of ingress and egress, including emergency routes.

Alcohol Management Plan will be submitted within the ESMP and will include:

- * Details around documented training for all persons involved with alcohol sales
- * Provision of a documented Ejections Policy, including who will be trained in its content
- * Provision of a documented Welfare Policy including who will be trained in its content
- * Provision of a Glass Policy
- * Confirmation of a personal licence holder present at all bars during operation
- * Details around airwaves / radio communication for all bars to communicate with SIA and Event Control
- * Details of Refusals Register from all bars and vendors

b) The prevention of crime and disorder

- Engagement of competent and experienced security company who shall provide a crowd management plan
- Provision of event control operation to oversee the safe management of the event and to coordinate resources and contingencies in the event of an incident.
- Provision of competent and experienced stewarding and security personnel.
- Provision of SIA accredited staff at key points to carry out specific jobs, namely bar areas, eviction etc

- Removal of any items of contraband from patrons and agree chain of custody with local police.
- Advance liaison with police to identify any trends / intelligence which may surround a particular group or audience profile.
- A list of all persons evicted from the event site will be logged and handed over to the police if required.
- Brand Events TM Ltd has produced specific Alcohol and Drugs policies. These will be communicated out to all relevant staff.

c) Public safety

- A general assessment of the site has been carried out and its suitability as a venue confirmed.
- There are numerous escape routes afforded throughout the event site and into places of relative safety.
- Enclosed venues shall be subject to specific fire risk assessments.
- Engagement of competent suppliers and service providers.
- Engagement of experienced event safety advisors.
- The proposed site provides ample footprint for the proposed content and activities.
- Seating will be provided though a mixture of temporary seating installations (plastic furniture and or picnic bench style provisions)
- All temporary structures and other major infrastructure elements will be subject to formal sign off by a competent person prior to use or opening.
- Installation, distribution and sign off of temporary electrical systems to be carried out by a competent professional contractor
- Provision of appropriate medical and welfare facilities, which are clearly signed and staffed for the duration of the event.
- Access to fresh and tested drinking water for working personnel and members of the public.
- Production of detailed fire safety assessments will ensure all necessary controls are in place and monitored throughout the event period.
- Access to potentially hazardous areas will be restricted to members of the public and unauthorised personnel.
- The location of significant buried services will be established and communicated to relevant personnel.
- Generators and other electrical / technical areas shall only be accessible by technical crew, contractors and event staff.
- Appropriate warning signage will be prominently displayed to advise of potential hazards on site.
- A suitable and sufficient front of stage barrier will be installed and signed off by a competent person.

- Lighting levels throughout the event site will be set to allow patrons to clearly navigate their way around the site.

Non-essential vehicle movement shall not be permitted on site during the public opening period. Any essential vehicle movement shall be carried out using a banksman.

- Production and/or servicing vehicles shall use the back of house/production roads SFARP.

- No alcohol shall be served in glass vessels* and patrons shall not be permitted to bring glass onto site.

** With the exception of managed taster sessions, master classes, and VIP Enclosures. These areas will have security positioned at each exit to ensure no patron leaves said area with glass. There is a glass policy in place for sales of alcohol for off-site consumption wherein exhibitors must hold bottles on their stand until the end of each session where the patron can collect their pre-paid bottle of alcohol to take home with them. If any exhibitor is found to be in breach of these rules their stall will be shut down*

Weather monitoring shall take place during the build, event and break periods and appropriate contingency plans (predominantly for high winds, lightning and heavy rains) shall be in place.

d) The prevention of public nuisance

- Limited work outside standard hours for work shall be carried out during the build or break periods and subject to approval by the Council's Environmental Protection team.

- The position of direct lighting (e.g. tower lights) shall not be in such a way which affects local residents but must be balanced to provide adequate / suitable lighting levels for navigation in and around the site.

- No build-up of litter or waste will be permitted anywhere out of the event site or on local highways.

- The event shall minimise the effect on the environment where possible

- Patrons will be encouraged to share transport to minimise disruption and environmental impact SFARP.

- Traffic Management Plan to minimise impact on local environs and facilitate ready access to and from the event site.

- Every effort will be made to prevent pollution of any watercourse

The continuous noise level will not exceed levels specified and agreed with the London Borough of Tower Hamlets Environmental Health Team. The sound system and other noise source will be orientated to minimise sound spill to neighbouring properties. The principle noise limit for the event will be adhered to. Low frequency noise will also be monitored and remedial action will take place if necessary. A noise management plan and propagation tests shall be produced and carried out for each event. Noise monitoring positions to be agreed with Environmental Protection and monitored throughout the live period of the tenancy.

Generators used in the build up to, during, and after will be suitable silenced types, sensibly positioned to avoid disturbance. Limiters will be fitted to PA outputs to enable the overall level to be controlled. In order to ensure control and management of the noise levels, these will be inaccessible to artists sound engineers.

Persons operating and using sound systems, including public address systems, shall comply without delay with any reasonable instructions from London Borough of Tower Hamlets Environmental Health Team for requests for reductions in the noise levels. A sound pressure meter will be available for use by the PA system engineer and Event Health & Safety Manager.

Any noise complaints will be directed to the event organisers who will take immediate steps to ensure that PA system is operating within agreed limits. More details can be found in the Noise Management Plan.

Work on site will only take place within hours specified within LBTH environmental section guidance. Any variance will be agreed as part the Production Plan and Dispensation Form submitted to Environmental Protection for approval.

The event organisers will be available to liaise with London Borough of Tower Hamlets Environmental Protection Team at any time during, sound checks, and throughout the event.

As the event may affect residents in some areas surrounding the park, the event organiser will undertake a door to door letter drop including details of the event and contact number on site to all affected residents and business for further information. Information will also be made available on the council's arts and events web page.

e) The protection of children from harm

- There will be a dedicated Welfare Point onsite. The Welfare point will be managed by DBS checked staff. There will be a clearly written procedure for lost / found children and vulnerable adults.
- No under 16's are permitted on site without a responsible adult.
- No under 16's shall work at the licensed site unless a suitable and sufficient Risk Assessment has been carried out and all control measures effectively implemented.
- Provision of DBS accredited personnel on site.
- Challenge 25 rule for the sale of alcohol shall be adopted for the event.
- Any films shown shall have appropriate age certification or theatre shows etc with adult content will be clearly advertised.

- Any persons believed to be drinking under-age shall be intercepted by security personnel and | alcohol disposed of.

Checklist:

Please tick to indicate agreement

- | | |
|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| • I have made or enclosed payment of the fee. | X |
| • I have enclosed the plan of the premises. | X |
| • I have sent copies of this application and the plan to responsible authorities and others where applicable. | X |
| • I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable. | X |
| • I understand that I must now advertise my application. | X |
| • I understand that if I do not comply with the above requirements my application will be rejected. | X |
| • [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my | <input type="checkbox"/> |

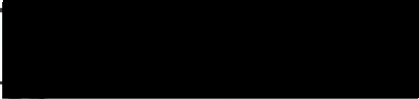
share code issued by the Home Office online right to work checking service (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

Declaration	<ul style="list-style-type: none">• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office online right to work checking service which confirmed their right to work (please see note 15).
Signature	
Date	12.03.2020
Capacity	OPERATIONS DIRECTOR

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

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

Post town

Postcode

Telephone number (if any)

If you would prefer us to correspond with you by email, please provide an email address (optional)

Appendix 2

LEGEND

	Cabins
	Kitchen
	Artisan Stall
	Shopping Village
	Marquee
	Saddlespan
	Space Only
	Bar
	Stage
	FAF
	Toilet Block / PJ
	Generator
	Trackway
	Fencing
	Water
	Main Entrance
	Emergency Exit
	LPG Gas Bottle Location
	Emergency Exit

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Event
VitP2020 Victoria Park

Plan Title

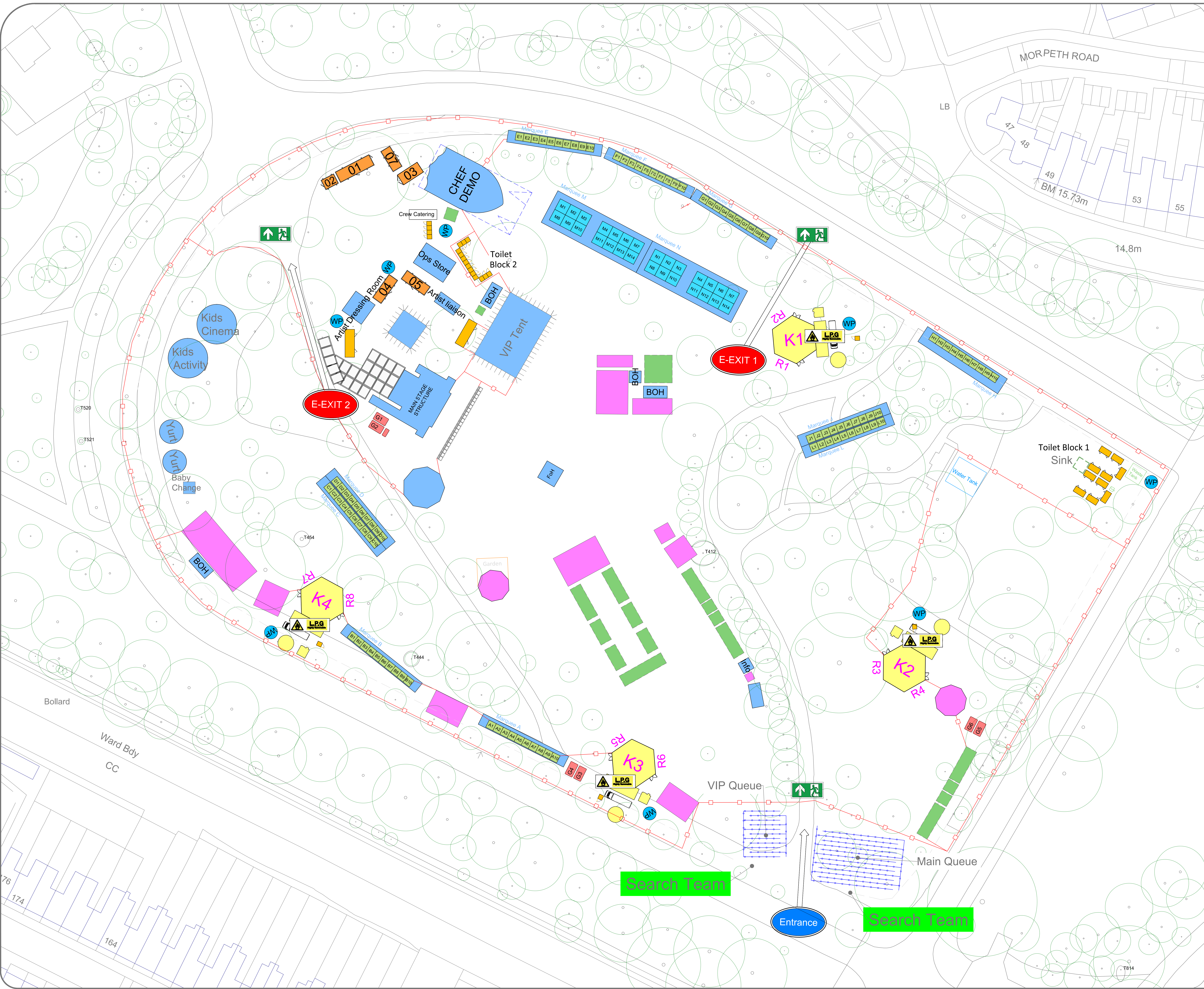
Site Overview

Date & Version

v2.1 | 26.02.20

Scale
10 0 10 20
Meters
1:300

Drawn By
 EVENT SITE DESIGN



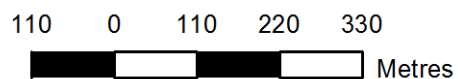
Appendix 3



Victoria Park



Scale 1:12298



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Appendix 4

New premises licence: Brand, Victoria Park

Name and address	Licensable activities and hours	Opening hours
(The Crown) 223 Grove Road London E3 5SN	<p>The Sale by retail of alcohol: (On and off sales) Sunday to Wednesday from 10:00 hrs to 23:00 hrs Thursday to Saturday from 10:00 hrs to 00:00 hrs (midnight) Late Night Refreshment: Sunday to Wednesday until 23:30 hrs Regulated Entertainment consisting of Live Music only: 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>
(East London Liquor Company) 221 Grove Road London E3 5SN	<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) <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><u>Non-Standard Hours</u></p> <ul style="list-style-type: none"> From the end of hours on New Year's Eve to the start of hours on New Year's Day 	<ul style="list-style-type: none"> Monday to Sunday from 09:00hrs to 00:30hrs (the following day) <p><u>Non-Standard Hours</u></p> <ul style="list-style-type: none"> From the end of hours on New Year's Eve to the start of hours on New Year's Day
(The Eleanor Arms) 460 Old Ford Road London E3 5JP	<p>Supply by retail of alcohol (On and off sales). Monday, Tuesdays, Wednesdays, Thursdays, and Sundays: 10am to 12 midnight Fridays and Saturdays : 10am to 1am</p>	<p>Monday, Tuesdays, Wednesdays, Thursdays, and Sundays: 10am to 12.30am Fridays and Saturdays : 10am</p>

New premises licence: Brand, Victoria Park

	<p>Late night refreshment Monday – Sunday: 11pm to 12 midnight 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: Monday, Tuesdays, Wednesdays, Thursdays, and Sundays: 10am to 11.00pm</p> <p>Fridays and Saturdays :10am to 12 midnight Recorded music: 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>The premises may remain open for the above licensable activities from the usual terminal hour on New Year's Eve to the start time on New Years Day.</p>	<p>to 1.30am</p> <p>The closing time shall be 1.30 am on the following days: 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>
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New premises licence: Brand, Victoria Park

<p>(Lord Morpeth) 402 Old Ford Road London E3 5NR</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) <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>	<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>
<p>(Old Ford Mini Market) 389 Old Ford Road London E3 2LU</p>	<p>Monday – Thursday from 08:00 hours – 00:00 hours (midnight) Friday and Saturday from 08:00 hours – 01:00 hours Sunday from 09:00 hours – 00:00 hours (midnight)</p>	<p>Monday to Thursday from 08:00 hours to 00:00 hours (midnight) Friday & Saturday from 08:00 hours to 01:00 hours Sunday from 09:00 hours to 00:00 hours</p>

Appendix 5

Section 182 Advice by the Home Office Updated on April 2018

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 6

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 24 March 2020 16:45
To: Mohshin Ali
Subject: FW: your ref. CLC/EHTS/LIC/127357_representation

Follow Up Flag: Follow up
Flag Status: Flagged

From: Irina filatova [REDACTED]
Sent: 24 March 2020 11:09
To: Licensing
Subject: your ref. CLC/EHTS/LIC/127357_representation

From: Irina Filatova
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

24th March 2020

Dear Sirs,

Re.: Brand Event Ltd, Victoria Park Grove Road London E3 5TB

I am writing with regard to the application for a premises licence at the above address.

First of all, there are no dates mentioned in the application. It is not clear from the application whether it is going to be one weekend. It is not clear either whether the area is going to be fenced and whether we are able to enjoy our park or we will have to be satisfied with a small square somewhere far, sharing it with dogs and babies. If the area is going to be fenced then we will lose our view from the windows. We bought the flat to have the view on the park and not a fence.

In the following paragraphs I am going to make it clear how granting this application will have an impact and is relevant to three objectives which you provided on your website:

- The prevention of public nuisance
- Public safety
- Protection of children from harm.

The prevention of public nuisance and protection of children from harm.

Granting this application will have an impact on many aspects of our lives. As we live in the vicinity of Victoria Park (right behind the canal) any performance is quite audible in the flat. It disrupts our daily life and prevents us from enjoying not only the park but our accommodation as well. Residents of flats 1 and 2 have small babies who have sleep schedules which they won't be able to apply. We have enough nuisance coming from All Points East festival where we are forced to go away for two weekends and pay a lot of money for this time staying away in hotels and eating in restaurants. This extra event is a burden on our wallet if we want to escape it. If we stay it brings a lot of discomfort and nuisance which means we cannot enjoy our properties, i.e. watch TV, listen to our music, enjoy the terraces (we paid extra for the location when we bought our flat). Last year during the festival our babies were very agitated and cried all the time while there was music outside. As a mother I was very concerned and stressed. We had to make urgent arrangements to leave the flat just to find a quiet place to stay. I am sure this concerns many other mums in the area.

The festival finishes quite late, far behind not only the baby's but also our sleeping schedule. If the child does not have enough sleep he gets stressed and frustrated. These music events in residential areas bring disturbance to small babies and their carers. When should they sleep?

If the government is so concerned about psychological health of people, about their wellbeing, why not have the festivals away from housing, away from residential areas? Or grant the residents who live in the vicinity some money so that they can go away for three days.

Public safety. Coronavirus.

How does this festival go along with the prime minister's guidance to stay at home during this difficult time for the UK when coronavirus is getting a grip over the country? Many festivals get cancelled due to safety measures. Tower Hamlets should think about health and safety of their residents, too. As the festival is almost on our doorstep, it would be unwise to agree to have it.

It is understandable that Tower Hamlets want to make money but their commercial ventures should not be at the expense of the residents who suffer during these events and in the current circumstances are at risk of getting infected.

Sincerely yours,

Kind regards,
Irina Filatova.

Appendix 7

Mohshin Ali

From: Neil Levene <[REDACTED]>
Sent: 20 April 2020 14:47
To: Kathy Driver
Cc: Licensing; Mohshin Ali
Subject: RE: Brand Event - Victoria park 127357

Hi Kathy

Thank you very much for your email. I have reviewed the proposed conditions below and deem them wholly appropriate and therefore we are happy to formal accept the conditions.

If we require any discussions let me know.

Many thanks

Neil

Neil Levene
Operations Director


[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

From: Kathy Driver <[REDACTED]>
Sent: 09 April 2020 18:10
To: [REDACTED] <[REDACTED]>; Neil Levene <[REDACTED]>
Cc: Licensing <[REDACTED]>; Mohshin Ali <[REDACTED]>
Subject: Brand Event - Victoria park 127357

I am acting as Responsible Authority in respect of the Licensing Authority and wish to make representation to the application made due to concerns of Prevention of Public Nuisance, Protection of Children from Harm and Public Safety.

The application submitted does not give sufficient detail to establish the event management and safety of the event. I realise during the current climate, this years event has been cancelled however the licence applied is for three day event to take place every year for unlimited period.

In light of the above objectives I would request the following conditions to be added to the licence to go some way in meeting those objectives:

1. The licence shall only be used on three consecutive days per year.
2. An Event Safety Management Plan (ESMP) containing detail appropriate to each year's Event will be produced and implemented in consultation with and with the agreement of the Responsible Authorities through multi-agency or Event Planning Group meetings;

3. The first draft of the ESMP, including a detailed plan of the site, will be submitted to the Licensing Authority, the Responsible Authorities and other members of the Event Planning Group for consideration at least three months prior to the event;
4. For each event the Premises Licence holder will produce a final ESMP (including the plan of the site) which must be agreed by the Licensing Authority prior to the event taking place;
5. The licence holder must produce an alcohol management plan of which must be agreed with the Licensing Authority prior to the event taking place.
6. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
7. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer.
8. No open containers of alcohol shall be taken off the licensed area.
9. 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 21 policy used on site, including preventing proxy sales; and for the prevention of sales to intoxicated customers;
10. 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.
11. MDS operators must carry a clear indication that a Challenge 25 protocol is in operation.

This Licensing Authority are objecting to the application. Should the above conditions be agreed with the applicants, the Authority we may consider withdrawing our objection.

Kind Regards,

Kathy Driver
Principal Licensing Officer

Licensing Team
John Onslow House
1 Ewart Place
London
E3 5EQ

Please note:
Meetings with Licensing Officers are by prearranged appointment only.

[Redacted]
[Redacted]
[Redacted]

[Redacted]

Please visit our web page for application forms and guidance
at www.towerhamlets.gov.uk/licensing



Appendix 8

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 12 May 2020 12:37
To: Mohshin Ali
Subject: FW: New premises licence application for Brands Limited - Veg in the Park - ref M/127357
Attachments: Veg in the Park - Agreement bt the Applicant.docx
Follow Up Flag: Follow up
Flag Status: Completed
Categories: Red Category

From: Nicola Cadzow
Sent: 12 May 2020 12:28
To: Licensing; Kathy Driver
Cc: 'C [REDACTED]'
Subject: New premises licence application for Brands Limited - Veg in the Park - ref M/127357

Dear Licensing,

Further to agreement with the applicant for new premises licence application for Brands Events Limited Victoria Park - ref M/127357 (see attached email correspondence) regards the noise levels under the condition on the operating schedule under the licensing objective for the prevention of public nuisance which states the following:-

“ the continuous noise levels will not exceed levels specified and agreed with the London Borough of Tower Hamlets Environmental Health Team”.

It has been agreed by Environmental Protection with the applicant the following noise conditions to apply:-

- 1. For Events, the “Music Noise Level” (MNL) measured as an LAeq over any 15- minute period from an agreed permanent noise monitoring position shall not exceed 70 dBLAeq 15-minutes for the last two acts on each day.***
- 2. For music throughout the early part of the day prior to the two main acts, the “Music Noise Level” (MNL) measured as a LAeq over any 15- minute from an agreed permanent noise monitoring position shall not exceed 65dBLAeq***

Please take this as withdrawing the holding objection.

Kind regards

Nicola Cadzow
Environmental Health Technical Officer
Environmental Protection Team
Place Directorate

London Borough of Tower Hamlets
John Onslow House
London E3 5EQ


www.towerhamlets.gov.uk

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From: Nicola Cadzow

Sent: 08 April 2020 10:12

To: Licensing

Cc: 

Subject: New premises licence application for Brands Events Limited Victoria Park - ref M/127357

Dear Licensing,

The noise team have been corresponding with the applicant and their acoustic consultant regards the new premise licence application for Brands Events Limited Victoria Park - ref M/127357 and how they will adhere and promote the four licensing objectives with particular attention to the licensing objective for the prevention of public nuisance.

A condition on the operating schedule of the license application under the prevention of public nuisance includes “ *the continuous noise levels will not exceed levels specified and agreed with the London Borough of Tower Hamlets Environmental Health Team*”.

Unfortunately the Environmental Health Noise Team has been unable to come to a confirmed agreement at this time, with regards to the music noise levels.

Therefore please take this as a holding objection to the premises licence application for Brands Events Limited Victoria Park - ref M/127357

If the applicant can provide details as requested from the acoustic consultant by my colleague, in relation to similar locations with adjacent residential properties including the noise data, we will review this data and may consider withdrawing our representation.

Kind regards

Nicola Cadzow

Environmental Health Technical Officer
Environmental Protection Team
Place Directorate
London Borough of Tower Hamlets
John Onslow House
London E3 5EQ


www.towerhamlets.gov.uk

Appendix 9

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 9.1 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 14.10)**.

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 9.2 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)
- 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)

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 10

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 10 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 10.2 of the Licensing Policy**).

The policy also recognises that staggered closing can help prevent problems at closure time (**See Section 15.1**).

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 15.5**)

The Council has adopted a set of framework hours (**See 15.8 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 relating to the prevention of Public Nuisance. (**See Annex G 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 11

Anti-Social Behaviour on the Premises

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 Section 6 of the Licensing Policy)**

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. **(See Appendix 3 of the Licensing Policy)**. In particular Members may wish to consider (this list is not exhaustive):

- Methods of management communication
- Use of registered Door Supervisors
- Bottle Bans
- Plastic containers
- CCTV
- Restrictions on open containers for “off sales”
- Restrictions on drinking areas
- Capacity
- Proof of Age scheme
- Crime prevention notices
- Drinks promotions-aimed at stopping irresponsible promotions
- Signage
- Seating plans
- Capacity

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.

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 safety.

Guidance Issued under Section 182 of the Licensing Act 2003

The pool of conditions, adopted by the Council is recommended (Annexe D).

The key role of the Police and SIA is acknowledged (2.1-2.2).

Conditions attached to licences cannot seek to manage the behaviour of customers once they are beyond the direct management of the licence holder

and their staff or agents, but can directly impact on the behaviour of customers in 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) communication, CCTV, police liaison, no glasses, capacity limits are all relevant (2.3 - 2.6).

The Guidance recognises working with Home Office Immigration Enforcement in the prevention of immigration crime. Licence conditions that are considered appropriate for the prevention of illegal working in licensed premises might include requiring a premises licence holder to undertake right to work checks on all staff employed at the licensed premises or requiring that a copy of any document checked as part of a right to work check are retained at the licensed premises.

Guidance Issued under Section 182 of the Licensing Act 2003

Conditions can be imposed for large capacity “vertical consumption” premises (10.23 – 10.24).

Guidance Issued by the Office of Fair Trading

This relates to attempts to control minimum prices.

Other Legislation

- 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

Appendix 12

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 4.15 and 4.16 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 6.2 of the Licensing Policy**)

The Licensing Authority will consider attaching conditions to deter crime and disorder and these may include Conditions drawn from the Model Poll of Conditions relating to Crime and Disorder. (**See 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 8 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).

The pool of conditions, adopted by the Council is recommended (see Appendix 3 of the Licensing Policy). 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 13

Safety Problems

General Advice

Members need to bear in mind the substantial amount of primary legislation in this area, and to only impose conditions where they are both proportionate to identified problems and not adequately covered by primary legislation.

The larger and more complex a premises before Members, the more likely it is that specific conditions will be proportionate and necessary.

Licensing Policy

Premises should be constructed so as to minimise public safety risks. (See 7.1).

The Licensing Authority expects applicants to seek advice from both the relevant Health and Safety body and also the Fire and Emergency Planning Authority. (See 7.2). The applicant should identify where existing legislation is not adequate. (See 7.3).

The Licensing Authority will consider attaching conditions to ensure public safety and these may include Conditions drawn from the Model Pool of Conditions relating to public safety. (See Appendix 2 Annex E, F and J of the Licensing Policy). In particular Members may wish to consider the following headings: (this list is not exhaustive):

Annex E

- Adequate arrangements for people with disabilities, inc. their awareness of them.
- Escape routes
- Safety checks
- Curtains, hangings, decorations, upholstery etc.
- Accommodation limits
- Fire action notices
- Emergency procedures
- Water
- Emergency vehicle access
- First aid
- Lighting
- Temporary electrical installations
- Alterations to the premises
- Special effects

Annex F

This concerns Theatres and Cinemas

Annex J

The safe clubbing checklist

Guidance Issued under Section 182 of the Licensing Act 2003

The public safety objective “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 a relevant premises rather than public health, which is addressed in other legislation” (2.6). For example, conditions should not be imposed on a premises licence or club premises certificate which relate to cleanliness or hygiene.

2.7, 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
- 2.11-2.12, 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).

Safe capacities “should only be imposed where necessary for the promotion of public safety or the prevention of disorder.” (2.11). Therefore, conditions of a fire certificate must not be reproduced.

Other Legislation

- The Health and Safety at Work Act 1974, and various Regs.
- The Regulatory Reform Order (Fire Safety) 2005.

Other Guidance

- Model National and Standard Conditions for Places of Public Entertainment and Assoc. Guidance
- The Event Safety Guide
- Managing Crowds Safely
- 5 Steps to Risk Assessment
- Safer Clubbing
- Safety Guidance for Street Art etc.
- Various BS and ISO standards

Appendix 14

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.

Appendix 15

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 14.8 of the Licensing Policy)

In considering the applicability of frame work 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 14.9 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