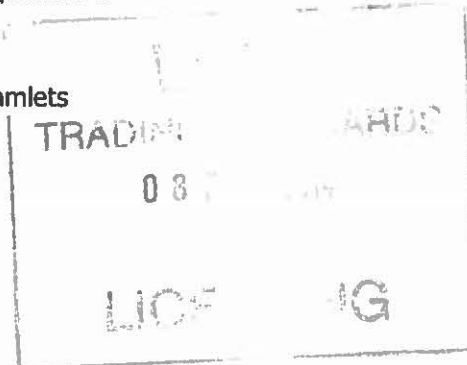


Appendix 1

Date: 5 December 2014
Our ref: JIB/35274.1
Your ref:
DDI: +44 (0)20 3400 2122
e-mail: jeremy.bark@blplaw.com

Berwin Leighton Paisner LLP
Adelaide House
London Bridge
London EC4R 9HA
Tel: +44 (0)20 3400 1000
Fax: +44 (0)20 3400 1111
DX92 London
www.blplaw.com

The Licensing Section
London Borough of Tower Hamlets
Mulberry Place
5 Clove Crescent
London E14 1BY



BY COURIER

Dear Sirs

Sonos Studio, 7-9 Old Nichol Street/ 17-19 Club Row, London E2 7HB

We act on behalf of Sonos UK Limited ("Sonos") and are instructed to apply for a new premises licence in respect of the above premises. Sonos is the UK entity of the respected US technology company, which is the leading manufacturer of wireless domestic hi-fi systems.

Our client wishes to operate above premises as a Sonos Studio. It has already secured the necessary planning consent and this licence application follows on from that consent and is consistent with it.

The premises will operate as a creative studio, gallery, exhibition and occasional events space with ancillary office, retail and café facilities. In essence, the studio will be used to promote the Sonos brand and associated cultural initiatives. As part of that, it will also be a facility for local people to meet and work. The operation of the studio will entail elements which fall under a range of regulated entertainment activities (music, films, dance and plays). These will be in the context of carefully planned and controlled exhibitions, talks or events. Whilst much of this may arguably be exempt under the 2003 Act, there will be some activities that will not be and to the extent the position is at all grey then the activities are included in the application out of an abundance of caution.

We are aware that the premises fall within a cumulative impact area and to that end the application has been carefully considered and thought out. In addition, the police and licensing team have been consulted with at length. Thus, having thought this through in the context of the application the standard hours are very conservative. Where there may be events held on a non-standard basis then these are limited in number throughout the year and again the latest time any regulated entertainment would take place would be 9.30pm, well before the start of the night time economy. We have also included detailed proposed conditions which deal with the responsible way in which the premises will be managed and operated (following on from the consultations which have taken place) and also are designed having regard to the location of the premises. In recognition of the planning consent granted and also the cumulative impact policy, the hours of operation even for events have been carefully thought through and a conscious decision made not to include the ability to sell alcohol. There has also been consultation with some stakeholders in the area and reassurance provided that the licence application will be consistent with the planning consent, which we believe it is.

Our client has employed the services of a reputable acoustic consultant who has confirmed that the building (subject to the extensive planned additional works to be carried out) will be suitable for the proposed uses. In addition, a highly respected local security company has been engaged to provide any required security for evening events. It is also putting in place arrangements with a local taxi company too. Our client will also employ suitably experienced staff at the venue. There are also a

To: **Error! No text of specified style in document.**
Date: 5 December 2014
Page: 2

range of policies and procedures that will be in place to ensure that the premises promote the licensing objectives at all time. As such, notwithstanding its location we would hope that the application will not be controversial and thus the policy either does not bite on the application or it is one which can satisfy the terms of the policy.

Accordingly we enclose:

1. Notice of Application;
2. Layout drawing of the proposed premises with licensable activities being provided on the ground and first floor in the public areas; and
3. Application fee.

We confirm that we have made arrangements for the application to be advertised in both the local newspaper and also at the premises.

Should you have any queries, please do not hesitate to contact Jeremy Bark of these offices on 020 3400 1122.

Kindly acknowledge safe receipt.

Yours faithfully



Berwin Leighton Paisner

CC: Metropolitan Police Service, Tower Hamlets Division, Licensing Unit, Toby Club, Vawdrey Close, London E1 4UA
Fire Safety Regulation, NE 2 Area, London Fire Brigade, 169 Union Street, London, SE1 0LL
Health and Safety. London Borough of Tower Hamlets, 6th Floor, Mulberry Place, 5 Clove Crescent, London E14 2BG
Local Weights and Measures Authority, Trading Standards, London Borough of Tower Hamlets, 6th Floor, Mulberry Place, 5 Clove Crescent, London E14 2BG
Planning Department, London Borough of Tower Hamlets, 6th Floor, Mulberry Place, 5 Clove Crescent, London E14 2BG
Environmental Protection, London Borough of Tower Hamlets, 6th Floor, Mulberry Place, 5 Clove Crescent, London E14 2BG
Child Protection, CPRS Unit, 2nd Floor, Mulberry Place, 5 Clove Crescent, London E14 2BG
Dr Somen Banerjee, Interim Director of Public Health Tower Hamlets, 4th floor, 5 Clove Crescent, London E14 2BG

jnn\38997541.1



3[Insert name and address of relevant licensing authority and its reference number (optional).]

**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 Sonos UK Limited

(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			
Sonos Studio 7 – 9 Old Nichol Street			
Post town		London	Postcode
			E2 7HR
Telephone number at premises (if any)		tbc	
Non-domestic rateable value of premises		£35,500	

LBTH
LICENSING STANDARDS
08 DEC 2014

LICENSING

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)

- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

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		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

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		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					

(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 Sonos UK Limited
Address Highdown House 11 Highdown Road Leamington CV31 1XT
Registered number (where applicable) 06173852
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any) n/a
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

31	01	2015					
3	1	0	1	2	0	1	5

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

DD	MM	YYYY					

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

The premises are a creative studio, gallery, exhibition and events space with ancillary office, retail and café facilities. A range of regulated entertainment relating to this and in keeping with the use of the premises is proposed. The premises will operate ordinarily so as to be open to the public on any day between 10am and 6.30pm but in addition will also host a number of carefully controlled and limited events on a less frequent basis.

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 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	10.00	18.30	Please give further details here (please read guidance note 3)		
Tue	10.00	18.30			
Wed	10.00	18.30	State any seasonal variations for performing plays (please read guidance note 4)		
Thur	10.00	18.30			
Fri	10.00	18.30	Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		
Sat	10.00	18.30			
Sun	10.00	18.30			

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10.00	18.30			
Tue	10.00	18.30	State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed	10.00	18.30			
Thur	10.00	18.30	Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		
Fri	10.00	18.30			
Sat	10.00	18.30			
Sun	10.00	18.30			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<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 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
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 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	10.00	18.30			
Tue	10.00	18.30			
Wed	10.00	18.30			
Thur	10.00	18.30			
Fri	10.00	18.30			
Sat	10.00	18.30			
Sun	10.00	18.30	State any seasonal variations for the performance of live music (please read guidance note 4)		
			Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list (please read guidance note 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	10.00	18.30			
Tue	10.00	18.30			
Wed	10.00	18.30			
			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur	10.00	18.30	<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 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		
Fri	10.00	18.30			
Sat	10.00	18.30			
Sun	10.00	18.30			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon	10.00	18.30			
Tue	10.00	18.30			
Wed	10.00	18.30			
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	10.00	18.30	<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 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		
Fri	10.00	18.30			
Sat	10.00	18.30			
Sun	10.00	18.30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	10.00	18.30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	10.00	18.30	Please give further details here (please read guidance note 3)		
Wed	10.00	18.30	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Thur	10.00	18.30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		
Fri	10.00	18.30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		
Sat	10.00	18.30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		
Sun	10.00	18.30	Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list (please read guidance note 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings		

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		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 3)			
Mon						
Tue			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)			
Wed						
Thur			<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 5)			
Fri						
Sat						
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<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 5)		

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

Name	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

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 8).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	10.00	18.30	<p><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 5) Please see condition 4 in the list of proposed conditions which sets out the non-standard timings</p>
Tue	10.00	18.30	
Wed	10.00	18.30	
Thur	10.00	18.30	
Fri	10.00	18.30	
Sat	10.00	18.30	
Sun	10.00	18.30	

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 9)

See list of proposed conditions

b) The prevention of crime and disorder

See list of proposed conditions

c) Public safety

See list of proposed conditions

d) The prevention of public nuisance

See list of proposed conditions

e) The protection of children from harm

See list of proposed conditions

Checklist:


Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING 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.

Part 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	5/12/2014.
Capacity	Solicitors for and on behalf of the applicant

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). 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 13)

Jeremy Bark
Berwin Leighton Paisner
Adelaide House
London Bridge

Post town | London | Postcode | EC4R 9HA

Telephone number (if any) | 020 3400 212

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

Jeremy.Bark@blplaw.com

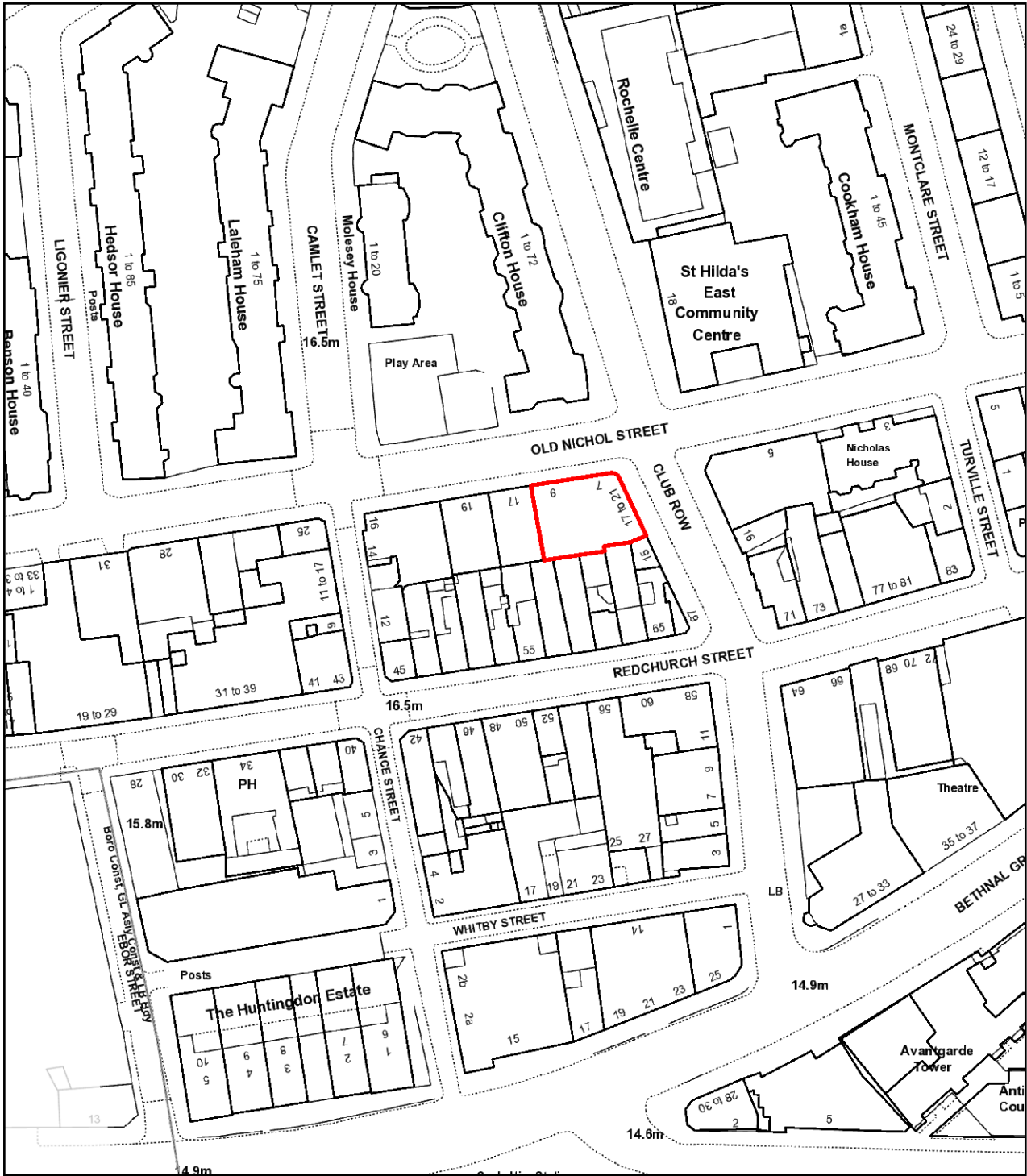
Sonos Studio, 7-9 Old Nichol Street, London E2 – Proposed Conditions

1. A CCTV system shall be installed at the premises covering the areas of the premises including main exit/entrance to the premises, the areas where licensable activities takes place and the holding area. Recordings of the CCTV shall be made and kept for a period of 31 days and made available to the police and licensing authority upon reasonable request. Normally a person shall be present on the premises who is able to play back recordings should the police or licensing authority have an urgent need to review the same.
2. The total capacity of the venue shall be 200 (excluding staff).
3. The venue shall implement a site management plan and adhere to the same. Such plan shall specifically deal with any events to be held at the premises.
4. The non-standard timings in respect of opening times and hours for and terms upon which regulated entertainment may take place shall be as follows:-
 - a. In relation to live performance events they may take place between the hours of 18.30 and 22.00 where the regulated entertainment shall have ceased by no later than 21.30. There shall be a maximum of 200 guests attending and there shall only be 24 such events taking place in a calendar year (with no more than 2 in any calendar month) and the main feature of the event will comprise of a live music performance;
 - b. In relation to Film events these may take place between the hours of 18.30 and 22.00 where the regulated entertainment shall have ceased by 21.30. There shall be a maximum of 100 guests attending such an event and the main feature of the event shall be the screening of a film;
 - c. In relation to Listening Events these events may take place between 18.30 and 22.00 where the regulated entertainment shall have ceased by no later than 21.30. There shall be a maximum of 100 guests attending and the main feature of the event will be the music played before an audience; and
 - d. In relation to Dinner Events these events may take place between the hours of 18.30 and 22.00. There shall be a maximum of 50 guests attending and a key feature of the event will be a sit down meal.

In relation to Events then within a calendar year there shall be no more than 48 Events of the type set out in b and c above in total and no more than 24 of the Event type set out in d above.
5. In relation to any Event held on a non standard timing basis, as set out in condition 4 above the the general public at large shall not be invited to them and only pre-invited guests shall be admitted to such events.
6. The premises licence holder shall assess the need for SIA security in relation any Event held on a non-standard basis and shall ensure that such security as may be required is employed for a given event. For a live performance event then there shall be a minimum of [6] SIA security operatives employed.

7. The premises licence holder will implement a dispersal policy to ensure that any person attending an Event on a non-standard timing basis can leave the area quickly and quietly.
8. The premises licence holder shall ensure that it has arrangements in place with a local taxi firm so that there is a dedicated service available to any guests attending an Event.
9. The premises licence holder shall ensure that no nuisance from licensable activities is caused to neighbouring properties and where amplified music is played at a Live Performance Event then the noise limiting equipment installed at the premises shall be used on the amplification system used.
10. The premises licence holder has a no smoking policy in relation to any Event held on a non-standard timing basis to smoke. Where a person wishes to smoke they will be requested not to and if they chose to leave the venue to smoke then they shall not be readmitted to the premises.
11. The venue will ensure that it places suitable notices at the exits to the premises requesting those attending the premises to leave the area quietly and respectfully.
12. The premises will make available to those attending the premises in an appropriate form information relating to public transport locations in the immediate area.

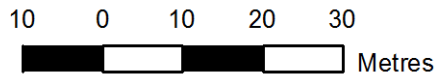
Appendix 2

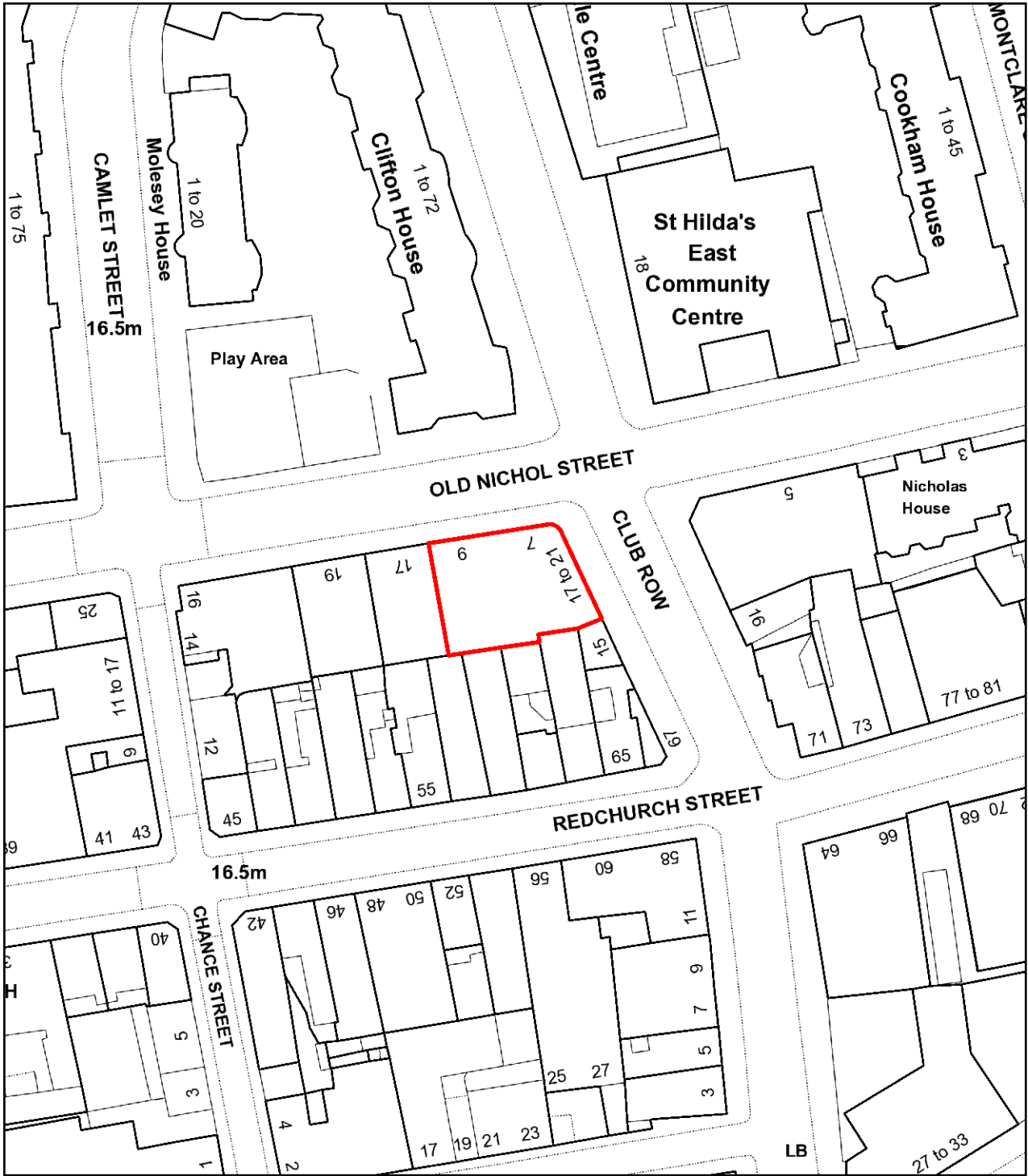


7-9 Old Nichol Street



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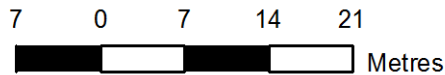




7-9 Old Nichol Street



Scale 1:769



Appendix 3

Section 182 Advice by the Home Office

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 4

Name	Appendix
Katherine Carew	5
Adam Dant	6
Peter J Davidson	7
Jennifer James	8
Brendon Pinch	9
Hannah Thompson	10
Brad Lachore	11
Charles Carter-Lewis	12
Heather Thomas	13
Jonathan Kent	14
Robin Fellgett	15

Appendix 5

Mohshin Ali

From: Mohshin Ali on behalf of Licensing
Sent: 22 December 2014 10:15
To: Mohshin Ali
Subject: FW: LICENCE APPLICATION AT 7 - 9 OLD NICHOL STREET, E2

Follow Up Flag: Follow up
Flag Status: Flagged

From: [REDACTED]
Sent: 21 December 2014 11:11
To: Licensing
Subject: LICENCE APPLICATION AT 7 - 9 OLD NICHOL STREET, E2

OBJECTION TO LICENCE APPLICATION FOR SONOS AT 7 - 9 OLD NICHOL STREET, E2

We live in a residential unit directly opposite this site and object in the strongest terms to this application on the grounds of public nuisance. We have already so many problems of public disorder and noise in our area and now we have this to contend with. It is the last straw. The Licensing authority seems to be deaf to local residents concerns and their rights to remain with the ability to live in a peaceful way. There is no way this activity will not cause us immense suffering with noise, parking issues, coming and going, shouting, screaming, and the usual problems we know so well, but now promising to be multiplied twenty-fold. This company got permission for change of use by stealth without transparency of their real intent, nor consultation with neighbours who are going to be impacted.

There will have to be some redress for our loss of amenity, the cost to us of being forced out of our homes because of the noise and disturbance, our neighbourhood - which is supposed to be a Conservation Area - and which has slowly been eroded by these permissions making it an impossible place to live. This has been our home for over 20 years and through lack of protection by the council, we now find ourselves in the middle of a party zone. It is extremely stressful, and bad for our health.

Katherine Carew
[REDACTED]
[REDACTED]

[REDACTED]

Appendix 6

Mohshin Ali

From: [REDACTED]
Sent: 24 December 2014 00:08
To: Licensing; Mohshin Ali
Subject: Fwd: Future - Karate Chop (Complex Sonos Studios Event)

Dear Sir or Madam ,

I am attaching a link to a video clip of a Sonos event similar to those referred to in the licensing application for the Sonos premises at 17/22 Club Row.

Please can you include this video as a public document as part of my representation in respect of this licensing application re - nature and volume of proposed events, volume and noise of invited crowd etc , objections to potential noise and nuisance (do you need a specific list of such ? This would be v easily outlined / provided) .

I forwarded this video to PC Cruickshank and others when the Sonos planning application was submitted . Since that time I think that the clip has been edited to remove the cry of 'let's make some f-ing noise' which previously appeared at the start of the clip .

Please can you let me know if videos of the general activities proposed by your applicants (as they are conducted in other similar venues run by the applicants , as seen in these videos) are useful in the process of assessing the suitability of an operation which intends to host such well attended (up to 200 people!) late night events , when assessed through the licensing application for this particular venue of 17/22 Club Row.

Many thanks

Yours Sincerely

Adam Dant.

Subject: Future - Karate Chop (Complex Sonos Studios Event)

Check out this video on YouTube:

<http://youtu.be/8XoJ7xDR-zs>

[REDACTED]

Appendix 7

Mohshin Ali

From: [REDACTED]
Sent: 29 December 2014 13:59
To: Licensing
Cc: Mohshin Ali
Subject: Sonos Studio 7-9 Old Nichol Street/17-19 Club Row E2 7HB

Follow Up Flag: Follow up
Flag Status: Flagged

Your Ref: TSS/LIC/ 081394

Dear Mr Lisowski, Kathy Driver, Mr Mohshin

I would like to file to a strong objection to granting a license or a number temporary late licences for late night event to Sonos Studios 17 -19 Club Row E2 7HB

This area north of Redchurch Street is a mainly residential area. There a a few offices and small retail outlets keeping 9.00am to 6.00pm business hours. My bedroom is 15 meters from the entrance to these premises. The Boundary Estate which has residents with young children is the same distance to the north of the building. Looking at the Sonos website clearly indicates the type of events they intend to host. I attach a link to a clip to illustrate this clearly. Even with the best sound proofing the bass beat from these sophisticated sounds systems will be polluting and disturbing this quiet crossroad.

<http://youtu.be/8XoJ7xDR-zs>

Parking

There is a existing shortage of parking spaces for residents in the area at the moment. Where do you propose the visitors to the premises will park. This huge increase in demand will compound a already existing problem.

Noise of the Patrons

The noise of the queuing and exiting patron who use these premises will undoubtedly cause a huge disturbance to sleeping residents and young children who need to have undisturbed sleep pattens to maintain high performances at school. I am sorry to say that no amount of 'Polite Notices' asking inebriated patrons to respect the local resident will quell this problem.

With the granting of the planning permission and now the proposed granting of a licence special late licences it is clear to me that Tower Hamlets Council are determine to destroy the tranquility for the residents of this area.

Yours Sincerely

Peter J Davison
[REDACTED]
[REDACTED]
[REDACTED]

Appendix 8

Mohshin Ali

From: Jennifer James [REDACTED]
Sent: 30 December 2014 10:54
To: Licensing
Subject: Sonos application - Club Row and Old Nichol Street

To whom it may concern,

I am writing as a concerned neighbour to oppose the above licensing application.

The site in question is in the middle of a residential area, adjacent to the Boundary Estate and to many other residential buildings. It is wholly inappropriate for this site to have up to 200 guests leaving as late as 2300, up to 24 times a year. There is already a very large issue with crime and disorder, not to mention public nuisance in this immediate area. The Victorian streets are not wide enough for the extra car and foot traffic to service this new establishment. More important, the associated noise, litter, detritus and other anti-social by-products would cause further harm to a neighbourhood already blighted by such nuisances. We residents cannot cope with a further deterioration in our living standards.

For these above reasons, we'd like to oppose the licensing application.

thank you.
Jennifer

[REDACTED]
[REDACTED]
[REDACTED]

Appendix 9

Mohshin Ali

From: Alex Lisowski on behalf of Licensing
Sent: 02 January 2015 15:54
To: Mohshin Ali
Subject: FW: Objection: Sonos licence application - 7-9 Old Nichol Street E2 7HR
Attachments: Updated Conditions (38930162)_pdf.pdf; Sonos Application (38896278)_pdf.pdf; BW-SONOSLDN-A201.pdf; Licence Letter to LBTH_Sonos_39015461.pdf

From: Brendon Pinch [REDACTED]
Sent: 02 January 2015 15:51
To: Licensing
Subject: Objection: Sonos licence application - 7-9 Old Nichol Street E2 7HR

I object to the grant of the licence sought by the applicant, Sonos.

The applicant recently applied and received permission to operate as a retail business or gallery with ancillary cafe facilities.

It now seems the applicant in fact intends to operate as a live entertainment venue, not as a retail operation.

Old Nichol Street is a quiet, residential street with no licensed premises. 7-9 Old Nichol Street lies directly opposite residential accommodation which features bedroom windows at ground and upper levels. The proposed licence to allow regular (at least once a fortnight, if not more frequent) late night entertainment will cause considerable public nuisance to neighbouring residents and harm to those children who find themselves unable to sleep as the crowds of up to 200 guests leave the premises having attended a live music or other performance, presumably having been served alcohol while present.

The area surrounding Old Nichol Street is already beset by elevated levels of crime and disorder caused by the night-time economy. The addition of 200 further participants in this night-time economy will only exacerbate these problems and so contribute to an increase in crime and disorder.

Should Sonos have wanted to operate as a bar/concert hall/live music venue, it should have applied for planning permission and zoning to do so. It has not and it should not now be allowed to circumvent the planning regulations which govern the local area through being granted a licence on the terms currently sought.

Kind regards

Brendon Pinch
[REDACTED]
[REDACTED]

Appendix 10

Kathy Driver

From: Andrew Heron on behalf of Licensing
Sent: 05 January 2015 11:02
To: Mohshin Ali
Subject: FW: Sonos licence application,

From: Hannah Thompson [REDACTED]
Sent: 03 January 2015 22:56
To: Licensing
Subject: Sonos licence application,

To whom it may concern;

I am writing to object to the proposed Sonos licence application, on the corner of Club Row and Old Nichol Street.

As a resident whose bedroom window looks directly over the corner of Club Row and Old Nichol Street (my house is on the corner of Redchurch Street and Club Row), this application would severely impede my quality of life for the following reasons:

- 1) Crime and disorder - I believe that allowing this venue to have a licence until 11pm twice a month would contribute to the huge amount of disruption and disorder that we already face as residents of this part of Shoreditch due to the enormous amount of bars in this small area. We regularly see / hear piles of vomit, broken glass etc on the street, and have had ground floor windows smashed three times in the last four years and one drunken intruder who climbed the walls of the property, reaching outside our window around 3am. These four incidents were all as a direct result of alcohol consumption and late liquor licences.
- 2) Prevention of public nuisance - myself and my partner regularly sleep with earplugs due to the noise from revellers traipsing down Redchurch Street at extremely late hours. We are regularly (at least once a week) woken in the middle of the night by singing, arguments and screams. Allowing another liquor licence in this tight space would certainly contribute to this.

I urge you to decline this application. If you require any more information from me, please get in touch.

Kind regards,

Hannah Thompson
[REDACTED]

Appendix 11

Kathy Driver

From: Brad Lochore [REDACTED]
Sent: 05 January 2015 18:14
To: Licensing
Subject: Sonos Studio: 7-9 Old Nichol Street and 17-19 Club Row
Attachments: Sonos objection.pdf; E2 7HR Parking Petit.PDF

Follow Up Flag: Follow up
Flag Status: Completed

Dear Sirs,

I would like to add my objections to the Licence Application above.

All the main points are outlined in details in the objections below, each to which I unreservedly agree.

I have lived and worked on the same side of Old Nichol St for the past 20 years and in the recent years we have been subject to a shocking and overwhelming invasion of night time 'economy' levellers flooding into our streets and severely disrupting our lives. Old Nichol St is predominantly a dense residential neighbourhood with the few small businesses operating at quietly during normal working hours from the ground floor units on the south side of the street.

The ongoing nuisances all arise from the businesses in the area that have received the many licences from your department which seem to be issued without any regard to the impact that this has on the many hundreds of families that live here. You can see enclosed a petition (below 'E2 7HR Parking') that was recently handed to the Council Parking department to demand that resident parking bays hours be increased until late in the evening and also that many of the single lines be replaced with double yellow lines on order to address the dramatic increase in nighttime traffic specifically in our street. This petition was raised BEFORE this application from Sonos was received at the Council. It is with a sense of disbelief that your department might now sanction any further increase in people coming and going after 6.30 in the evening. I would be keen to understand any argument that your department could make to justify yet another approval to more nighttime activity let alone the enormous scaling up of the problems we will experience if you approve this application!

I am pleading therefore that you do not approve any activities at this venue after 6.30 in the evening.

Yours sincerely,
Brad Lochore

Brad Lochore
[REDACTED]
[REDACTED]
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]

Our area, which includes the Boundary Estate and the adjacent streets down to Bethnal Green Rd, now suffers from the increasingly significant night time usage for parking due to the exponential growth of the 'night time economy' and has become the default parking area for Shoreditch, which now also includes the many bars, clubs and restaurants of both Tower Hamlets and Hackney. This has led to a severe increase in the level of noise and disturbance during every night of the week and as a result the many residents in this area are suffering a great deal of stress. It is imperative that these activities change to parking within the 'A5' parking Zone (sanctioned by the many planning and licensing consent granted by the Council despite the opposition of the local residents) is now dealt with.

The existing restriction, which currently ends at 7pm in the evening, is ineffective in preventing our area being used as a continuous evening and nighttime free car park and has resulted in a significant deterioration in the peace and quiet the residential community has enjoyed in these back streets for many decades.

We are therefore demand that the hours of residential restriction now be extended to at least 11pm in the evening every night of the week within the A5 Zone and that Double Yellow lines replace the existing single yellow lines where they currently exist along Old Nichol St including corners where it intersects with the other streets.

Name (print clearly)	Address + Postcode (print clearly)	Signature + Email Address
BRAD LOCHORE	[Redacted]	[Redacted]
EDEN ENDFIELD	[Redacted]	[Redacted]
MOI BARSHIR	[Redacted]	[Redacted]
E. MENeses	41 Lake Ham House [Redacted]	[Redacted]
Jami Ahmed.	[Redacted]	[Redacted]
d. Gago	[Redacted]	[Redacted]

Our area, which includes the Boundary Estate and the adjacent streets down to Bethnal Green Rd, now suffers from the increasingly significant night time usage for parking due to the exponential growth of the 'night time economy' and has become the default parking area for Shoreditch, which now also includes the many bars, clubs and restaurants of both Tower Hamlets and Hackney. This has led to a severe increase in the level of noise and disturbance during every night of the week and as a result the many residents in this area are suffering a great deal of stress. It is imperative that these activities change to parking within the 'A5' parking Zone (sanctioned by the many planning and licensing consent granted by the Council despite the opposition of the local residents) is now dealt with.

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Name (print clearly)	Address + Postcode (print clearly)	Signature + Email Address
KAMRAN	[REDACTED]	[REDACTED]
Alta Miah	[REDACTED]	[REDACTED]
AKLUS ULLAH	[REDACTED]	[REDACTED]
SHAH MASHUR	[REDACTED]	[REDACTED]
MOHAMMED MORTAZIYAR BAKSH	[REDACTED]	[REDACTED]
HASSAN MOHAMMED	[REDACTED]	[REDACTED]
M. MIAN	[REDACTED]	[REDACTED]

Our area, which includes the Boundary Estate and the adjacent streets down to Bethnal Green Rd, now suffers from the increasingly significant night time usage for parking due to the exponential growth of the 'night time economy' and has become the default parking area for Shoreditch, which now also includes the many bars, clubs and restaurants of both Tower Hamlets and Hackney. This has led to a severe increase in the level of noise and disturbance during every night of the week and as a result the many residents in this area are suffering a great deal of stress. It is imperative that these activities change to parking within the 'A5' parking Zone (sanctioned by the many planning and licensing consent granted by the Council despite the opposition of the local residents) is now dealt with.

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Name (print clearly)	Address + Postcode (print clearly)	Signature + Email Address
Asker Miah	[Redacted]	[Redacted]
ANWAR MIAH	[Redacted]	[Redacted]
Mohamed	[Redacted]	[Redacted]
Muhammad Shahid	[Redacted] E2 7LD ST	[Redacted]
Mohammed Layek	[Redacted] E2 7LD	[Redacted]
Ahmed	[Redacted]	[Redacted]
MOHAMMED	[Redacted]	[Redacted]
Ben Yahia Patch	[Redacted]	[Redacted]

Our area, which includes the Boundary Estate and the adjacent streets down to Bethnal Green Rd, now suffers from the increasingly significant night time usage for parking due to the exponential growth of the 'night time economy' and has become the default parking area for Shoreditch, which now also includes the many bars, clubs and restaurants of both Tower Hamlets and Hackney. This has led to a severe increase in the level of noise and disturbance during every night of the week and as a result the many residents in this area are suffering a great deal of stress. It is imperative that these activities change to parking within the 'A5' parking Zone (sanctioned by the many planning and licensing consent granted by the Council despite the opposition of the local residents) is now dealt with.

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Name (print clearly)	Address + Postcode (print clearly)	Signature + Email Address
		[Redacted]
MDINAZRUL ISLAM	[Redacted]	[Redacted]
Roshan Ali	[Redacted]	[Redacted]
S.A. CHOUDHURY	[Redacted]	[Redacted]
MD. KASHIM	[Redacted]	[Redacted]
A. AHMED	[Redacted]	[Redacted]
Jamal Islam	[Redacted]	[Redacted]

Our area, which includes the Boundary Estate and the adjacent streets down to Bethnal Green Rd, now suffers from the increasingly significant night time usage for parking due to the exponential growth of the 'night time economy' and has become the default parking area for Shoreditch, which now also includes the many bars, clubs and restaurants of both Tower Hamlets and Hackney. This has led to a severe increase in the level of noise and disturbance during every night of the week and as a result the many residents in this area are suffering a great deal of stress. It is imperative that these activities change to parking within the 'A5' parking Zone (sanctioned by the many planning and licensing consent granted by the Council despite the opposition of the local residents) is now dealt with.

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Name (print clearly)	Address + Postcode (print clearly)	Signature + Email Address
Mamnun Ahmed	[REDACTED]	[REDACTED]
Al Zarem	[REDACTED]	[REDACTED]
Abdul Malik	[REDACTED]	[REDACTED]
[Handwritten Signature]	[REDACTED]	[REDACTED]
A. N. MUMIN KHAN	[REDACTED]	[REDACTED]
S. Uddin	[REDACTED]	[REDACTED]
M. Miah	[REDACTED]	[REDACTED]
MOTOSIF MIAH	[REDACTED]	[REDACTED]

Our area, which includes the Boundary Estate and the adjacent streets down to Bethnal Green Rd, now suffers from the increasingly significant night time usage for parking due to the exponential growth of the 'night time economy' and has become the default parking area for Shoreditch, which now also includes the many bars, clubs and restaurants of both Tower Hamlets and Hackney. This has led to a severe increase in the level of noise and disturbance during every night of the week and as a result the many residents in this area are suffering a great deal of stress. It is imperative that these activities change to parking within the 'A5' parking Zone (sanctioned by the many planning and licensing consent granted by the Council despite the opposition of the local residents) is now dealt with.

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Name (print clearly)	Address + Postcode (print clearly)	Signature + Email Address
A. DAH HANE	[REDACTED] 27LJ	[REDACTED]
Y. MANSOOR	[REDACTED]	[REDACTED]
S. MANSAF	[REDACTED]	[REDACTED]
M. RAHMAN	[REDACTED]	[REDACTED]
M. A. MUSAHID	[REDACTED]	[REDACTED]
L. R. Chocobury	[REDACTED]	[REDACTED]
MALEDDIN	[REDACTED]	[REDACTED]
RUHEL MIAH	[REDACTED]	[REDACTED]

Our area, which includes the Boundary Estate and the adjacent streets down to Bethnal Green Rd, now suffers from the increasingly significant night time usage for parking due to the exponential growth of the 'night time economy' and has become the default parking area for Shoreditch, which now also includes the many bars, clubs and restaurants of both Tower Hamlets and Hackney. This has led to a severe increase in the level of noise and disturbance during every night of the week and as a result the many residents in this area are suffering a great deal of stress. It is imperative that these activities change to parking within the 'A5' parking Zone (sanctioned by the many planning and licensing consent granted by the Council despite the opposition of the local residents) is now dealt with.

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We are therefore demand that the hours of residential restriction now be extended to at least 11pm in the evening every night of the week within the A5 Zone and that Double Yellow lines replace the existing single yellow lines where they currently exist along Old Nichol St including corners where it intersects with the other streets.

Name (print clearly)	Address + Postcode (print clearly)	Signature + Email Address
ABDUL HANNAN	[REDACTED]	[REDACTED]
KAMIL UDDIN	[REDACTED]	[REDACTED]
[REDACTED]	[REDACTED]	[REDACTED]
BASHIR AHMED	[REDACTED]	[REDACTED]
MISRANUL SYED	[REDACTED]	[REDACTED]
SHIRAZ ALI	[REDACTED]	[REDACTED]
M. R JAGLU	[REDACTED]	[REDACTED]
ALI HUSSAIN	[REDACTED]	[REDACTED]

Appendix 12

Kathy Driver

From: Andrew Heron on behalf of Licensing
Sent: 05 January 2015 15:13
To: Mohshin Ali
Subject: FW: License application reference 81394

From: Charles Carter-Lewis [REDACTED]
Sent: 05 January 2015 14:56
To: Licensing
Subject: License application reference 81394

Dear Sirs,

Re: SONOS, 7-9 Old Nichol Street/17-19 Club Row, E2

I wish to object to the application by SONOS.

The proposed use of the events space will further increase the nuisance of noise and crowd control in the area. Since becoming a local property owner in July 2012 I have noticed a marked increase in both problems. I note the application includes for crowd control barriers on Club Row indicating the applicants concern that there might be unwelcome problems with controlling visitors to their premises.

It is not unusual for visitors to such event spaces to litter and urinate in adjacent streets and behave out of control from drinking. It will be impossible for SONOS to monitor or control such behaviour when visitors have left their premises, leaving local residents and other businesses to suffer the problems caused by the proposal.

The building was formerly used by a catering company and as such did not cause any significant nuisance to local residents. I note the events will be held inside and include amplified music. The nature of the structure of the building makes it very difficult to achieve any significant sound-proofing and there will inevitably be significant noise disturbance to neighbours.

I shall be grateful if you will give the above objections full consideration and either refuse the application in its present form or otherwise condition any approval in order to minimise and provide meaningful control of the range of nuisances that I have outlined.

Yours faithfully,

Charles Carter-Lewis
[REDACTED]

Appendix 13

Kathy Driver

From: h [REDACTED]
Sent: 05 January 2015 23:56
To: Licensing
Cc: [REDACTED]
Subject: Sonos licence application ref. JIB/35274.1 - Objection

Follow Up Flag: Follow up
Flag Status: Completed

To whom it my concern,

This email is regarding the following licence application:
Sonos UK Ltd
Sonos Studio, 7-9 Old Nichol Street
Application ref: JIB/35274.1

I am a resident of Old Nichol Street, having lived at [REDACTED] since I bought the property in March 2012. My living room and bedroom windows are conservatively within 100 yards of the proposed licenced premises.

I strongly object to the licence application in question. My reasons are:

1. Noise. This is a residential, mainly quiet, street. Many people's bedroom windows, including my own and local children living in the Boundary Estate opposite, look out onto Old Nichol Street. Even if the premises was soundproofed effectively (which I am sceptical about given that is a an old single-glazed building), I am most concerned about unwanted noise coming from people (I note that the plans include "crowd control" barriers - which does not sound like they are planning for the small, private events described in their letter) - from both crowds queuing to get in to the premises, or on departure. Vehicle noise is also of concern, as it sounds like there will be taxis waiting for customers outside (which also isn't practical as the street usually has cars parked both sides with only enough space for a single lane of traffic down the middle).

2. Anti-social behaviour. Despite the overall improvement of the area we still struggle with problems on this street. Particularly on the section of the street east of Club Row there is frequent drug dealing which the local police are aware of. I can't imagine that a new evening music venue will do anything to improve this situation. The main problem however is visitors to the area in the evenings. They park on this street particularly on Friday and Saturday nights when it is free to do so, and drink in their cars/sitting on people's doorsteps before going out to venues nearby. I have a ground and basement flat and frequently find empty bottles and cigarette butts thrown down into my front basement lightwell and left littering the street which I have to clear up. The worst problem is later in the evening when drunk men take the opportunity to urinate in my doorway on into my basement lightwell. I don't think that a new evening venue on the street will do anything but worsen this situation. I am aware that the Sonos Studio has not applied for a licence to sell alcohol, but this does not mean they will necessarily prevent their guests from bringing their own, or not apply for this licence at a later stage.

3. Saturation. There are already numerous cafes on neighbouring Redchurch Street. The local community centre is opposite the proposed premises on the northeast corner of Club Row/Old Nichol and Rich Mix arts centre less than a 5 minute walk away. Both offer dance, art, film and music to local residents already. I don't see what the proposed new event space will add to this area. It does not seem at all necessary.

Overall I would be happy for the Sonos shop to open on the street (on condition of proper and complete soundproofing), though only if it operates as an actual shop with regular daytime hours (e.g. to a maximum of 7pm). I am totally against having an evening music venue on a residential street in an already busy area.

Regards,

Heather Thomas

Appendix 14

Kathy Driver

From: Jonathan Kent [REDACTED]
Sent: 03 January 2015 14:05
To: Licensing
Cc: lisowski@towerhamlets.gov.uk
Subject: 7-9 Old Nichol St/17-19 Club Row

Dear Sir or Madam,

Re : 7 - 9 Old Nichol St

I wish to object as strongly as possible to the proposed granting of an extended licence (i.e. after 6.30 pm) for the above premises. I live at [REDACTED], across the street from the Sonos building.

This area - north of Redchurch St - is primarily a quiet residential area, with a few daytime businesses. The Sonos building is bounded on all four sides by flats or houses. The proposed extension to the licence would disturb the peace of this area with 72 "events" a year - more than once a week. With 200 hundred people descending on the area in the evening, this would create noise (both arriving and leaving, quite apart from the event itself), congestion (where would they park?) and disruption (queuing on the pavement to get in).

The application is a cynical ploy to extend the hours of the Sonos Studio by stealth, dressing it up as a series of invited events. It is completely out of character with the nature and culture of the area, and I would ask that you reject it.

.

Yours
JDP Kent

Appendix 15

Kathy Driver

From: Andrew Heron on behalf of Licensing
Sent: 05 January 2015 16:17
To: Mohshin Ali
Subject: FW: Sonos Studio: 7-9 Old Nichol Street and 17-19 Club Row
Attachments: Sonos objection.pdf

From: Robin Fellgett [REDACTED]
Sent: 05 January 2015 15:59
To: Licensing
Subject: Sonos Studio: 7-9 Old Nichol Street and 17-19 Club Row

Dear Sirs

Please find attached an objection to the licence application for these premises, on behalf of the Jago Action Group - the local residents and tenants association.

Please acknowledge receipt; and do not hesitate to get in touch if we can clarify anything.

Thank you.

Robin Fellgett
[REDACTED]
[REDACTED]

Robin Fellgett CB

The Licensing Section
London Borough of Tower Hamlets
Mulberry Place
5 Clove Crescent
London E14 1BY

5 January 2015

Dear Sirs,

Sonos Studio: 7-9 Old Nichol Street/17-19 Club Row

Summary

On behalf of the Jago Action Group (JAG), I write to object to the license application submitted for these premises.

The premises are within the Brick Lane cumulative impact zone, which is designed to tackle, among other things, the cumulative effect of excessive noise from music venues and large groups of people congregating in the street. The onus is therefore on the applicants to demonstrate, if they can, that the operation of the premises will not add to the cumulative impact. The application fails to do so; particularly it:

- a. fails to present any evidence the building will be adequately soundproofed to prevent the public nuisance of excessive noise, including low frequency vibration;
- b. presents wholly inadequate measures to deal with the effect of encouraging dozens, indeed hundreds, of people to congregate on the street in the evening in a predominantly residential area.

Our objections therefore relate primarily to the statutory objective regarding public nuisance and to some extent also those relating to children and crime.

Detail.

JAG is the residents and tenants association representing those living on Old Nichol Street, Club Row and neighbouring streets. This is a predominantly

residential area, including a family homes close to the application premises on the two streets and in the Boundary Estate.

Those commercial premises that exist in the immediate vicinity engage in quiet activities. Sonos's business is wireless hifi, which inherently involves creating noise to demonstrate their wares. Our primary concern is the public nuisance associated with noise.

We welcome the fact that Sonos have not applied for an alcohol license. However, this does not preclude 'giving alcohol away' at events. We also welcome their engagement with community groups prior to the application, particularly their discussions with the St Hilda's Community Centre on the opposite corner of Old Nichol and Club Row. However, these have not allayed our concerns about noise etc.

The Sonos premises, like the homes of most people living nearby, were not built to modern standards of soundproofing, let alone the major enhancements that would be needed to fully soundproof a studio such as that envisaged by Sonos. Yet Sonos have not submitted with their licensing application any information about how they will deal with noise, including both low frequency vibration potentially affecting nearby premises and more general noise. We note that at their headquarters studio on Los Angeles their activities include music events such as:
<https://www.youtube.com/watch?v=a8e5jaZCCS0#t=145>.

In view of the public nuisance associated with excessive and invasive noise, including vibration, we therefore submit that they have failed to demonstrate the operation of the premises will not add to the cumulative impact as regards public nuisance. The potential impact on family homes nearby would also affect children.

Sonos's planning permission (PA/14/02602 of 13th November 2014) includes as conditions:

- Prior to the commencement of the relevant works, full design and fixing details of the acoustic baffle surround to be installed at roof level shall be submitted to and approved in writing by the Local Planning Authority;
- The Sui Generis use hereby permitted shall not commence until full details, including the technical specification, for all noise and vibration insulation and mitigation measures have been submitted to and approved in writing by the Local Planning Authority;
- Within three months of the commencement of the Sui Generis use hereby approved, a post-completion Environmental Noise Assessment shall be submitted to and approved in writing by the Local Planning Authority. The Environmental Noise Assessment shall include details of noise surveys carried out at the nearest sensitive receptors to demonstrate that the requirements of BS8233:2014, and its associated World Health Organisation external noise level criteria are met, and to demonstrate that

NR25 at 63 Hz and 125 Hz within all adjoining, adjacent or nearby residential habitable rooms is met to control low frequency.

JAG is working with Tower Hamlets, as the planning authority, to consider whether the Sonos proposals – when they come forward – will be sufficient to allay our concerns about the impact on local residents and families.

Similar information is likely to be relevant to a licensing decision. We recognise that licensing and planning decisions are distinct and taken separately under different legislation. However, given the overlap in likely information requirements, we suggest the licence application be refused at this stage, with the opportunity for Sonos to re-apply once there has been an opportunity to consider the information they have to supply about the steps to be taken to prevent the public nuisance of noise.

JAG is prepared to reconsider its objection if we are satisfied about such steps. At the moment we are not and therefore strongly oppose the application.

A separate, but overlapping, area of concern is the proposal to hold evening events at the application premises. As we understand the proposals, they involve holding events nearly twice a week; monthly, roughly two events would be music with up to 200 people, about four would be music or film with up to 100 people and two would be dinners with up to 50 people.

This is far more than Sonos previously acknowledged. Their public line has previously been to the effect that evening events would be rare and limited. In our view, it is impossible to invite up to 200 people to an evening event, in an area which already suffers from crowds – often drunk and noisy - gathering in the streets, without causing a public nuisance and to some extent exacerbating the incidence of crime and anti-social behaviour from which the neighbourhood suffers.

Even if the premises themselves are adequately soundproofed, as discussed above, such crowds will come and go, go outside to smoke and attract others interested in seeing what is going on.

We therefore also oppose any licence that would permit evening events. Sonos should operate, like the other commercial premises in the immediate locality, during the daytime.

Yours faithfully,


ROBIN FELLGETT

Appendix 16

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 7 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 pool of conditions, adopted by the council is recommended (13.14)

The key role of the police is acknowledged (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, 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 the heading of “public nuisance as follows

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

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” (2.22/2.24).

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 17

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 10 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 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 Sections 10.2 of the Licensing Policy**).

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Poll of Conditions relating to 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
- 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 24hrs a premises causing a nuisance resulting from noise emanating from the premises.

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 (2.19).

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. (2.20)

Necessary and appropriate conditions should normally focus on the most sensitive periods (2.22) 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 18

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. (2.19).

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. (2.20)

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 (2.22) 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 19

Noise Leakage from the Premises

General Advice

Extending hours may bring issues about noise leakage to the fore, as many premises are close to residential properties (or even sometimes commercial).

The obvious areas for Members to consider, if they believe there is a problem and it is proportionate to consider conditions are:

- Can internal works, actions or equipment reduce the noise leakage
- Does the problem justify curtailing the activities that are licensed. If Members are minded to do this they must ensure conditions are clear and readily enforceable. For example “Jazz Music Only” is not capable of legal definition and is unenforceable.
- Does the problem justify limiting the hours or place of particular activities. For example “no music in the beer garden at any time and no music past 22:30hrs” although the premises can stay open until 01:00hrs.

Members also need to bear in mind the statutory exemptions under the Act (see below).

Licensing Policy

The Licensing Authority expects applicants to have sought advice and to be able to explain how they will address problems. **(See Sections 10.1-2)**, especially where a negative impact is likely on local residents or businesses **(See 15.1 for core licensing hours)**.

The Licensing Policy recognises that staggered hours can make a positive contribution to alcohol related issues but that consideration will be given to imposing stricter conditions in respect of noise control where premises are close to residents. **(See 15.5)**.

The Licensing Authority will consider attaching conditions to prevent nuisance and these may include Conditions drawn from the Model Pool of Conditions relating to public nuisance. **(See Annex G of the Licensing Policy)**. In particular Members may wish to consider the following: (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 be 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

Police Powers

Part 8 of the Licensing Act 2003 enables a senior police officer to close down for up to 24hrs premises causing a nuisance resulting from noise emanating from the premises.

Licensing Act 2003

Schedule 1 Part 2 states that entertainment in churches, morris dancing and accompanying music if live and unamplified and incidental music are not licensable activities-that is no conditions can be set for them.

Section 177, (1) and (2) of the Act provides that where a premises (or club) is licensed for alcohol consumption on the premises and is primarily thus used, and the permitted capacity does not exceed 200 additional conditions relating to the music should only relate to public safety or the prevention of crime (or both). That is they should not relate to any "noise nuisance."

Section 177 (4) provides that where a premises licence (or club) has a capacity of not more than 200 and the only music is unamplified live music between 08:00hrs and 00:00hrs (midnight), no additional conditions should be set relating to the music.

Section 177 can be disapplied on a licence review if it is proportionate to do so.

Public Nuisance Guidance issued under Section 182 of the Licensing Act 2003

The Licensing Policy has adopted the recommended Pool of Conditions. The prevention of the public nuisance could include low level nuisance, perhaps affecting a few people living locally (2.19). 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 (2.22), but it is essential that conditions are focused on measures within the direct control of the licence holder.

Other Legislation

Environmental Health Officers have extensive powers under the Environmental Protection Act 1990 to control a noise nuisance, including a power of immediate closure.

Appendix 20

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 of 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 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	06:00hrs to 23:30hrs
Friday and Saturday	06:00hrs to 00:00hrs (midnight)
Sunday	06:00hrs to 22:30hrs

(see 15.8 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 applicants 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 15.8 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
- Premises licensed for off sales only