



LICENSING (HEARING) SUB COMMITTEE

Date: WEDNESDAY, 24 JANUARY 2018

Time: 2.30 pm

**Venue: COMMITTEE ROOMS, 2ND
FLOOR, WEST WING, GUILDHALL**

**APPLICANT:
Barbican Centre, Silk Street,
London EC2Y 8DS**

**PREMISES:
Beech Street Tunnel,
Silk Street to Bridgewater Street
London EC2Y 8AD**

CONTENTS

Hearing Procedure	(Pages 1 - 2)
Report of the Director of Markets & Consumer Protection	(Pages 3 - 10)
Appendix 1: Copy of Application	(Pages 11 - 28)
Appendix 2: Representations from Other Persons	(Pages 29 - 72)
i. Wills	
ii. Corner	
iii. Jacomb	
iv. Woodruff	
v. Kantor	
vi. O'Hanlon	
vii. Barker	
viii. Sanders	
ix. Rink	
x. Wilson	
xi. Gorman-Evans	
xii. Boait	
xiii. Spurry	
Appendix 3: Map of subject premises together with other licensed premises in the area and their latest terminal time for alcohol sales	(Pages 73 - 74)
Appendix 4: Plan of Premises	(Pages 75 - 76)

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LICENSING (HEARING) SUB COMMITTEE PROCEDURE FOR PUBLIC HEARINGS

1. This procedure shall apply to all public hearings conducted under the provisions of the Licensing Act 2003.
2. Public hearings conducted under the provisions of the Licensing Act 2003 shall take the form of a discussion led by the licensing authority. Cross-examination will be permitted when the Sub Committee considers it to be required. The conduct of hearings shall be broadly based, subject to the discretion of the Sub Committee, on the points set out below.
3. At the start of the hearing the Chairman of the Sub Committee will introduce him/herself and other Members of the Sub Committee as well as the City Corporation officers present. Anyone making representations will then be asked to introduce themselves and anyone accompanying them. The applicant will then do likewise.¹
4. The Chairman will then explain the purpose of the hearing and the procedure to be followed at the hearing. The Sub Committee will then make any rulings necessary in respect of requests for witnesses to be heard in support of any of the parties making representations or the applicant.
5. Those making representations will then be invited to present their case. Repetition will not be permitted. Equal time will be offered to the applicant and those making representations. Where there is more than one party making representations and/or calling witnesses in support, consideration should be given to having one spokesman on behalf of all parties so as to avoid repetition. Although the use of a spokesman will be encouraged by the Sub Committee, the decision rests with those parties making representations.
6. In the event of disorder or persistent disregard of the authority of the Chair, the Chairman may suspend or adjourn the hearing, or require that the person(s) causing disorder or showing disregard leave the hearing.
7. In the event that the Sub Committee has decided that cross-examination will be permitted, the applicant will be invited to ask questions of the party(s) making representations and their witnesses (if any). The party(s) making representations and any witnesses giving evidence in support will then answer any questions put to them by members of the Sub Committee.
8. The applicant will then be invited to present their case and call any witnesses in support of their application. The applicant will be entitled to the same period of time to present his case as those making representations were afforded.

¹ In hearings where a licence is being reviewed, references in this procedure to ‘applicant’ should be read as references to the licence holder and references to ‘those making representations’ should be read as references to those applying for the review.

9. In the event that the Sub Committee has decided that cross-examination will be permitted, those making representations will be invited to ask questions of the applicant and their witnesses (if any). The applicant and any witnesses giving evidence in support will then answer any questions put to them by members of the Sub Committee.
10. The Chairman will ask all parties if there is anything else they would like to add in support of their respective cases.
11. Those making representations will then be invited to make closing submissions followed by the applicant.
12. The Sub Committee will then retire to consider their decision. They may call for assistance by the representatives of the Town Clerk and/or the Comptroller & City Solicitor but those persons will play no part in the decision-making process.
13. In due course, the Sub Committee will return to announce their decision or to inform those present when the decision will be given.

Committee(s): Licensing Sub-Committee	Hearing Date(s): 24 January 2018	Item no.
Subject: Licensing Act 2003 - Application for a new premises license		
Name of premises: Beech Street Tunnel Address of premises: From Silk Street to Bridgewater Street EC2Y 8AD		
Report of: Director of Markets and Consumer Protection	Public	
Ward (if appropriate): Aldersgate/Cripplegate		

1 Introduction

- 1.1 To consider and determine, by public hearing, the application for a new premises license under the Licensing Act 2003, taking into account the representations of ‘other persons’ detailed in paragraph 5, and the policy considerations detailed in paragraph 6 of this report.
- 1.2 The decision of the Sub-Committee must be made with a view to promoting one or more of the four licensing objectives, namely:
 - the prevention of crime and disorder
 - public safety
 - the prevention of public nuisance
 - the protection of children from harm

2 Summary of Application

- 2.1 An application made by:
Barbican Centre (City of London Corporation)
Silk Street
EC2Y 8DS

was received by the City of London Licensing Authority on 1 December 2017 for a new premises licence in respect of the premises at:

**Beech Street Tunnel
From Silk Street to Bridgewater Street
EC2Y 8AD**

- 2.2 Full details of the application are contained in the copy of the Application Form at Appendix 1.
- 2.3 The application is to provide the following activities:

<u>Activity</u>	<u>Current Licence</u>	<u>Proposed</u>
Recorded Music	None	Fri 16 March 2017 08:00 – 18:00 Sat 17 March 2017 08:00 – 15:00 15:00 – 22:30 Sun 18 March 2017 12:00 – 22:30

- 2.4 Sound checks will take place on Friday 16th and the morning of Saturday 17th. Live event times are Saturday 17 March (15:00 to 22:30) and Sunday 18 March (12:00 to 22:30).
- 2.5 The Operating Schedule submitted by the applicant suggests a number of steps intended to be taken. However, none of these would create conditions which are consistent with the operating schedule that could be included on the licence.
- 2.6 The mandatory licence conditions can be found in the Licensing Act 2003, sections 19-21. Also, in the Schedules to The Licensing Act 2003 (Mandatory Licensing Conditions) Order 2010 (as amended) and The Licensing Act 2003 (Mandatory Conditions) Order 2014.

3 Licensing History of Premises

- 3.1 This a new application and the premises has not had a premises licence before, albeit the Barbican Centre has held a licence for many years.
- 3.2 The 'premises' is in fact a stretch of highway between Silk Street and Bridgewater Street and is for a 'one off' event being produced by the Barbican Centre, the City of London Culture Mile and '59 productions'.
- 3.3 The event is to create an immersive audio-visual space putting audience members inside a piece of classical contemporary music allowing them to explore the work aurally, visually and spatially.
- 3.4 The recorded music will consist of a new composition by Esa Pekka Salonen which the visuals will respond to.

Complaints

- 3.5 Not applicable as premises not yet trading.

4 Representations from Responsible Authorities

- 4.1 There are no representations from responsible authorities.

5 Representations From Other Persons

- 5.1 There are thirteen representations from 'other persons'. The representations are against the granting of the licence primarily on the basis that if granted it will undermine the licensing objective of 'the prevention of public nuisance'.
- 5.2 Many of the representations refer to aspects of the event that are not directly related to the application for a premises licence to play recorded music. For the purpose of this hearing these aspects should be ignored e.g. road closures before and after the event.
- 5.3 The representations can be seen in full as Appendices 2(1) to 2(13).

6 Policy Considerations

- 6.1 In carrying out its licensing functions, the Licensing Authority must have regard to its Statement of Licensing policy and statutory guidance issued under s 182 of the Licensing Act 2003.

City of London Corporation's Statement of Licensing Policy

- 6.2 The following sections/paragraphs of the City of London Corporation's Statement of Licensing Policy are particularly applicable to this application.

Paragraphs 79 – 81 address the need of care when controlling noise particularly from those persons leaving a premises.

The boxed comment on page 19 states the need to strike a fair balance between the benefits to a community of a licensed venue, and the risk of disturbance to local residents and workers.

The boxed comment on page 19 also states an overriding policy principle namely, that each application will be decided on its individual merits.

The boxed comment on page 22 considers various factors that should be taken into account when considering whether any licensable activity should be permitted.

Paragraphs 115-121 state the Corporation's policy on setting conditions which may be applicable dependant on the step(s) taken by members as stated in paragraph nine of this report.

Statutory Guidance

- 6.3 The following sections/paragraphs of the statutory guidance issued under s182 of the Licensing Act 2003 are particularly applicable to this application (revised April 2017):

Chapter 2 of the guidance covers the four licensing objectives. In particular, paragraph 2.15 states that it is, '...important that in considering the promotion of [*the public nuisance licensing objective, licensing authorities*] focus on the effect of the licensable activities at the specific premises on persons living and working (including those

carrying on business) in the area around the premises which may be disproportionate and unreasonable.’ Also, paragraph 2.16 indicates that the prevention of public nuisance could, in appropriate circumstances include, ‘the reduction of the living and working amenity and environment of other persons living and working in the area of the licensed premises.’

Chapter 10 refers to conditions attached to premises licences with paragraph 10.10 stating that, ‘Conditions should be determined on a case-by-case basis and standardised conditions which ignore these individual aspects should be avoided.’ Also, ‘Licensing authorities should therefore ensure that any conditions they impose are only those which are appropriate for the promotion of the licensing objectives.’

7 Map and Plans

- 7.1 A map showing the location of the premises together with nearby licensed premises is attached at Appendix 3. A key of those premises is included which indicates the maximum permitted hours for alcohol sales in respect of each premises along with the latest terminal hour for any other licensed activity if greater.
- 7.2 Plans of the premises are attached as Appendix 4.

8 Summary

- 8.1 The Licensing Authority has a duty under the Licensing Act 2003 to promote the Licensing Objectives. Each objective has equal importance. In carrying out its licensing functions, the Licensing Authority must also have regard to its Statement of Licensing Policy, any Statutory Guidance under the Licensing Act 2003 and is bound by the Human Rights Act 1998. The Corporation must also fulfil its obligations under section 17 of the Crime and Disorder Act 1998 to do all that it reasonably can to prevent crime and disorder in the City.

9 Options

9.1 The Sub-committee must, having regard to the representations, take such of the following steps as it considers appropriate for the promotion of the licensing objectives:

- i) grant the licence subject to any conditions consistent with the operating schedule modified to such extent as the Sub-committee considers appropriate for the promotion of the licensing objectives and include the mandatory conditions contained in Ss. 19-21 of the Licensing Act 2003;
- ii) exclude from the scope of the licence any of the licensable activities to which the application relates;
- iii) To refuse to specify a person in the licence as the premises supervisor;
- iv) Reject the application.

For the purposes of paragraph 9.1(i) conditions consistent with the operating schedule are modified if any of them are altered or omitted or any new condition is added.

9.2 Where a licensing authority takes one or more of the steps stated in paragraph 9.1 above the applicant, or the holder of the licence and/or a person who made relevant representations in relation to the application, may appeal the decision to the Magistrates' Court. Any appeal must be commenced within 21 days following notification of the decision to the appellant by the licensing authority.

10 Recommendation

10.1 It is therefore RECOMMENDED that your Sub-Committee determine this application for a premises licence in accordance with paragraph 9 of this report.

Prepared by P Davenport
 Licensing Manager
 peter.davenport@cityoflondon.gov.uk

Background Papers

<u>BACKGROUND PAPER</u>	<u>DEPT</u>	<u>FILE</u>
Corporation of London Statement of Licensing Policy (revised Jan 2017) Statutory Guidance – ‘Revised Guidance Issued Under Section 182 Of The Licensing Act 2003’. April 2017	MCP	5th Floor Walbrook Wharf Statutory Guidance

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**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 **BARBICAN CENTRE**

(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			
Beech Street Tunnel (From Silk Street to Bridgewater Street)			
Post town	London	Postcode	EC2Y 8AD
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 | <input type="checkbox"/> | please complete section (B) |
| | ii. as a partnership | <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 checked="" type="checkbox"/> | 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	Barbican Centre
Address	Silk Street London EC2Y 8DS
Registered number (where applicable)	
Description of applicant (for example, partnership, company, unincorporated association etc.)	Public Body
Telephone number (if any)	
E-mail address (optional)	eddie.shelter@barbican.org.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY
1 6 0 3 2 0 1 8

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

DD MM YYYY
1 8 0 3 2 0 1 8

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

The application is for an event in Beech Street road tunnel being produced in partnership by Barbican Centre, City of London Culture Mile and 59 productions. We are proposing to transform the tunnel into an immersive audio-visual space, putting audience members inside a piece of classical contemporary music and allowing them to explore the work aurally, visually and spatially.

In addition to a series of projectors along a section of the tunnel, a PA system will be installed to play a new composition by Esa Pekka Salonen which the visuals will respond to. The PA system is being designed with multiple speakers so a relatively low sound pressure is needed at each location to create the desired experience for the audience.

No alcohol sales to take place.

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 type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

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 type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Both	<input type="checkbox"/>				
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 4)		
Wed					
Thur			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)		
Fri					
Sat					
Sun					

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			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 (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 type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
			State any seasonal variations for the performance of live music (please read guidance note 4)	
Wed				
Thur				
			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)	
Fri				
Sat				
Sun				

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 type="checkbox"/>
				Outdoors	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon			Playback of a new contemporary classical piece from multiple speakers along a section of the tunnel to allow individual speakers to run at low sound pressure levels. Sound checks/tests will take place on Friday during normal noisy hours, and again on Saturday morning. Live event times 1500-2230 Saturday 17th March and 1200-2230 Sunday 18th March.		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
Thur					
Fri	0800	1800	<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)		
Sat	0800	1500			
	1500	2230			
Sun					
	1200	2230			

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance 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			Please give further details here (please read guidance note 3)			
Tue						
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)			
Thur						
Fri			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 (please read guidance note 5)			
Sat						
Sun						

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	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 3)		
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 4)		
Fri					
Sat			<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 5)		
Sun					

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	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Thur						
Fri			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 (please read guidance note 5)			
Sat						
Sun						

J

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			<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)</p>
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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)

The Event Partners (Barbican Centre, City of London Culture Mile and 59 Productions) understand that the licensing objectives inform a large part of the planning of this event, ensuring that event-goers have an enjoyable experience in a safe environment.

The Event Safety Plan, ESP (currently in draft form), includes risk assessments and emergency procedures and appraises how potential risks will be mitigated in accordance with the four licensing objectives.

The Event Partners will seek to maintain an active dialogue with all responsible authorities and local resident associations in the planning and delivery of the event.

b) The prevention of crime and disorder

The Event Partners will:

1. work with CoL SAG/LOSPG to ensure a robust security and stewarding plan is in place, and implemented by a fully qualified security team.
2. respond positively to any concerns raised by the police in respect of crime and disorder arising from this event.
3. ensure the security company protect equipment and infrastructure that is being used for the event.
4. ensure that full briefing of all security, stewards and other event staff takes place to cover event protocol, including procedures to follow when encountering instances of crime and disorder.

c) Public safety

The Event Partners will:

1. work closely with emergency agencies to ensure the event site is appropriately stewarded.
2. configure the event layout to minimise chance of overcrowding, both inside the tunnel and in queuing areas.
3. ensure emergency lighting and evacuation routes are maintained and that access is available at all times for emergency vehicles.
4. ensure adequate first aid cover is available, both for event-goers and members of staff.
5. ensure all relevant personnel and agencies are aware of emergency procedures.
6. respond proactively and seek to maintain a dialogue with the police and Department of Environmental Health of the City of London.

d) The prevention of public nuisance

The Event Partners will:

1. work closely with local agencies and resident groups to ensure recorded music playback causes minimal disturbance
2. communicate with event-goers that toilet facilities (including baby change and accessible facilities) are available in the Barbican Centre and Barbican Cinema
3. communicate with event-goers that they are in a residential area, and ask them to leave quietly.
4. respond proactively and seek to maintain a dialogue with the Department of Environmental Health of the City of London and local resident associations

e) The protection of children from harm

The Event Partners will:

1. seek to protect children from harm at all times.
2. ensure all event-goers under the age of 16 are accompanied by an appropriate adult and communicate this requirement in advance.
3. develop a robust lost persons procedure and ensure all relevant personnel are properly briefed in its execution

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.

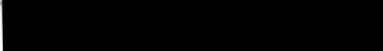
IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

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		Sir Nicholas Kenyon
Date	1/12/2017	
Capacity	Managing Director, Barbican Centre	

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		PETER WILSON
Date	1/12/17	
Capacity	CULTURE MILE DIRECTOR	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)

**Eddie Shelter
Music Department
Barbican Centre
Silk Street**

Post town **London** Postcode **EC2Y 8DS**

Telephone number (if any) 

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

eddie.shelter@barbican.org.uk

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Butcher, Susan

From: Alison Wills <[REDACTED]>
Sent: 11 December 2017 12:24
To: M&CP - Licensing
Subject: New Premises License Application
Attachments: Planning Application_Beech Street Tunnel.pdf

From: Alison Wills, [REDACTED]

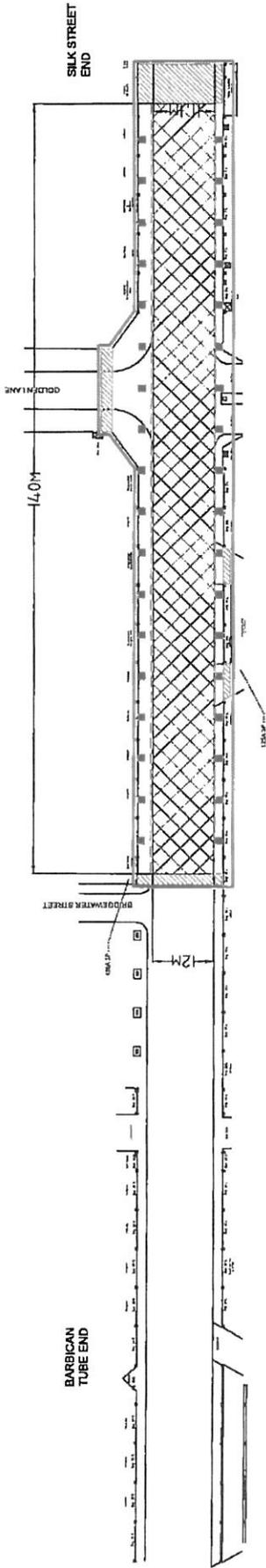
The City of London has applied for an alcohol licence in Beech Street Tunnel for an event covering 3 days from Friday March 16th to Sunday March 18th.

I strongly object to this licence as this is a residential area. Attached is a PDF of the plan of the event and I've highlighted the position of my flat on this plan. I live on the first and second floors and directly overlook what will be inside the licence boundary.

My flat is open plan, on 2 floors, and there will be no escaping the consequence of drinking and amplified music plus the noise of setting up and tearing down the installation over the duration of the event. There's no soft landscaping in this area so noise is amplified and resonates here.

This application seems to be at odds with what local authority should be doing: protecting it's citizens from intrusion and the peaceful enjoyment of home life.

Alison Wills



OVERVIEW. SCALE 1:750 @ A3

NOTES

1. Indicative plan only
2. Structure details TBC
3. Useable audience space approx 1250m² (140m x 11m minus central reservation)
4. Temporary maintained emergency lighting to be installed throughout tunnel

LEGEND

- LICENCE BOUNDARY
- PED BARRIER
- EMERGENCY EXIT ROUTE
- PUBLIC ENTRANCE
- TEMPORARY SCAFFOLD STRUCTURES
- PROJECTOR/PA PLATFORM
- AUDIENCE SPACE

Abstar Pickard
07777 910 502
ap@pickardproduction.com
www.pickardproduction.com

pickard

CLIENT: Barbican

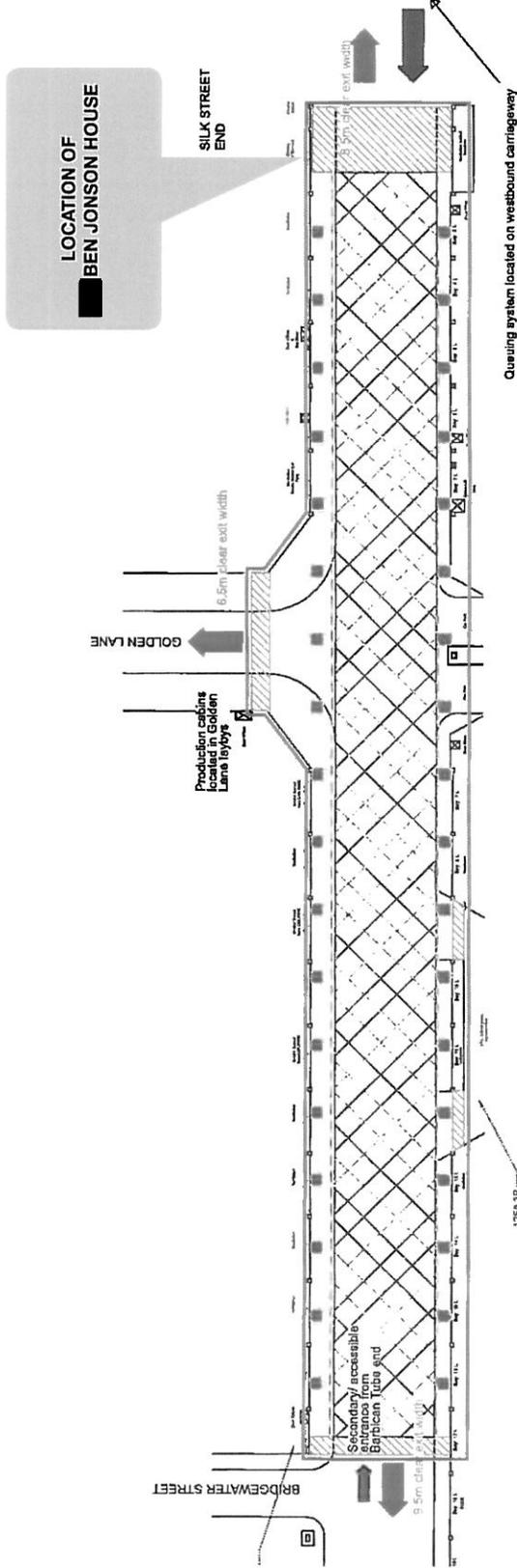
PROJECT: Beech Street Tunnel Project

VENUE: Beech Street Tunnel

DRAWING TITLE: Premises Licence Application

DWG NO: PP-BARB-BST-PLAPP

SCALE: AS SHOWN | ISSUE DATE: 28/11/2017



PLAN VIEW. SCALE 1:500 @ A3

To: licence

CITY OF LONDON LICENSING AUTHORITY
Walbrook Wharf
78 - 83 Upper Thames Street
London EC4R 3TD

19 December 2017



Dear Sirs,

Re: Beech Street Tunnel (From Silk Street to Bridgewater Street) – Licence Applications for Immersive Audio Visual Space & Alcohol

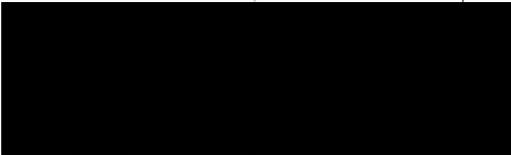
I am formally writing to object to the above applications for the period from Friday 16th to Sunday 18th March 2018.

I am a resident of the Barbican's Ben Jonson House – which is my sole property and permanent residential home. My property overlooks the entrance to the Chiswell Street portal of the Beech Street Tunnel, with the consequence that the above event will have a deleterious effect on my right to the peaceful enjoyment of my property. This is inevitable given the expected number of attendees, the likely volume of the music and moreover the sale of alcohol.

It is not apparent that any consideration has been given to such factors as :-

- 1) the provision of toilet facilities – thus increasing the already high level of urinating and defecation in the street – especially prevalent around the Whitecross Street entrance and ramp to Ben Jonson House;
- 2) the possible obstruction of the three fire escape exits from Ben Jonson House into the Beech Street Tunnel as well as fire engine and brigade access;
- 3) the obstruction of car park entrances and the refuse collection area;
- 4) the sound impact on residents;
- 5) fire prevention from high voltage electrical equipment and smoking;
- 6) the production of a full Risk Assessment on the effect of running such an event (attracting a large attendance) in a structure that was not designed, or intended for, such a purpose – in close proximity to densely populated residential dwellings.

I look forward to hearing that these applications have been rejected.


DARRELL CORNER


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Hewitt, Andre

From: M&CP - Licensing
Sent: 20 December 2017 13:59
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Application for a premises licence in Beech Street Tunnel on 16-18 March 2018

From: Katherine Jacomb
Sent: Wednesday, December 20, 2017 1:59:14 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Subject: Application for a premises licence in Beech Street Tunnel on 16-18 March 2018

Dear Sirs

I would like to object to this application as my flat looks directly out onto Beech Street Tunnel [REDACTED] and we will be disturbed by the noise. In particular, all or bedroom windows over-look it, including my 19 month son's. His sleep will be disturbed by the noise of the music and additional people in the tunnel until late at night. It is a residential area and this sort of event is not appropriate.

Yours sincerely

Katherine Jacomb

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Breese, Robert

From: M&CP - Licensing
Sent: 22 December 2017 11:40
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Objection to a licensing Application by the Barbican Centre
Attachments: Barbican Centre - Beech Street 2018.docx

From: M Woodruff
Sent: Friday, December 22, 2017 11:39:58 AM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Subject: Objection to a licensing Application by the Barbican Centre

Please find attached my Objection to the Application by the Barbican Centre for a premises licence under the Licensing Act 2003 to cover an event in "Beech Street Tunnel" from 16/03/2018 to 18/03/2018.

If you are unable to open this Word attachment then please let me know as soon as possible.

I have included my name and address at the foot of my objection and I note that for publication you will be redacting this.

If I have inadvertently omitted any required information then please let me know.

Yours sincerely,

Margaret Woodruff
[REDACTED]

From: M&CP - Licensing <licensing@cityoflondon.gov.uk>
Sent: 19 December 2017 15:41
To: M Woodruff; M&CP - Licensing
Subject: RE: Query

Dear Ms Woodruff

I confirm that you can object to a licensing application by sending an email to this address.

Yours sincerely

A P Hewitt LLB (Hons) MIO
Licensing Officer
City of London
020 7332 3406

From: M Woodruff [REDACTED]
Sent: 19 December 2017 15:15
To: M&CP - Licensing <licensing@cityoflondon.gov.uk>
Subject: Query

I'd like to make an objection to a current Application. I wanted to check that sending my objection to you at this address will count as a formal objection, or whether I must write to you at Walbrook Wharf for this purpose?

Could you let me know please, it's in relation to an deadline that is about to expire.

Kind regards,

Margaret Woodruff

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Application by the Barbican Centre for a premises licence under the Licensing Act 2003 to cover an event in “Beech Street Tunnel (From Silk Street to Bridgewater Street)” from 16/03/2018 to 18/03/2018.

Objection

I am writing to object to the proposed use of Beech Street for public entertainment during the three-day period 16th to 18th March 2018, namely Friday 16th from 8 am to 6 pm; Saturday 17th from 8 am to 10.30 pm and Sunday 18th from 12 pm to 10.30 pm.

1 Beech Street is commonly known as “Beech Street Tunnel”, as per the Application, but it is in fact a street which is only partly covered along its length. It is not a fully enclosed space which might be capable of being acoustically isolated from the surrounding high-density residential areas during the proposed three-day event.

2 Sound from Beech Street carries upwards to flats from the open junctions with Bridgewater Street and Golden Lane which bracket the proposed event area. Sound also carries from the street via the air ducts which lead to outlets on the Podium area that runs above the street. Typically I can hear both traffic and the voices of passers-by from my flat.

3 The impact of the event upon my home will be precisely the same as though there were no part-covering to the street at all. The Applicant proposes to hold a multi-media event for three whole days continuously, a total of up to 35 hours of recorded music, in this area next to my home. This is wholly unreasonable.

4 The Application states that multiple speakers are to be installed, enabling a “relatively low sound pressure” and I have studied the plans which show this installation. The term “relatively low” is not, however, meaningful when attempting to judge the potential impact upon residential amenity. I note that sound tests are scheduled to be conducted, but these are in order to ensure the event is successful and not in order to gauge levels of potential harm to residents.

5 It is unlikely, I suggest, that an “immersive” street experience will be by its nature moderate in volume. In any event, noise does not have to be loud in order to cause a nuisance and music in particular is impossible to ignore. The windows of Barbican flats are poorly soundproofed and offer no protection. Sounds are carried over distance because of the hard materials used in the construction of the Estate. An “objective” measurement of sound levels, if proposed, would be misleading.

6 Aside from volume, I am also concerned that the music played is likely to be repeated on a cycle throughout the event in order to benefit passing audiences and this in itself will have a stressful effect upon those who are forced to hear it many times over and for lengthy periods.

7 The Barbican Centre in conjunction with the Guildhall School of Music & Drama recently held an “immersion” event for the composer Julian Anderson and did so successfully and with great acclaim without taking over the public street. The Barbican

Centre has many extensive purpose-built spaces of its own and there is no need for this event in this location: other alternatives, equally commercially viable, could easily be explored.

8 The proposals are insensitive to the rights of residents to the peaceful enjoyment of their own homes and have the potential to impact several hundred households in a number of blocks and towers bordering the area in question.

9 The Barbican Centre has expressed long-term plans to use Beech Street as an event space and I have objected to these on another occasion. Allowing the present Application will pave the way for the Barbican Centre to host disruptive events at will and with varying degrees of nuisance and duration for years to come. Much is made of the high cultural value of the present proposals but there will be nothing to prevent any type of street entertainment making use of this area in future. Residents will be powerless to stop this.

10 The Corporation has in place strategic environmental plans to minimise all forms of pollution including noise pollution in line with current Legislation. It is hard to see why an event involving noise should be permitted to take place continuously for 35 hours in the heart of a high-density residential estate and in the sure knowledge that it will cause distress. This is out of all reasonable proportion.

11 Vehicular access to Ben Jonson House: the entrance to the Breton House/ Ben Jonson House car park is located at the junction with Golden Lane. This entrance is used for residential car parking and for the numerous parcel deliveries which take place 24 hours a day. On the Application Plan, the junction with Golden Lane is the designated area for the event organisers' "Production cabins".

In fact this area not only has the car park entrance (and a separate exit on the opposite side of the road) but also one of the key fire exits for Ben Jonson House and (I believe) the sole street-level fire exit for Breton House, together with the residents' bin compound and the entrance to a large primary school complex. It is also a crucial point for Fire Engine access (below, 12). I suggest it is not suitable for use by the event organisers.

12 Fire Safety and pedestrian access: Ben Jonson House is a long low-rise building with four designated fire doors at street level: one at the junction of Bridgewater Street, one at the junction of Golden Lane, one halfway between Golden Lane and Whitecross Street and one at the Whitecross Street end of the building. It appears from the Plan that the third of these fire doors will be located within the event area and the other three doors just outside.

The fire doors are in constant use by residents for normal access throughout the day. The Application does not explain how residents' full and unimpeded access to their block will be preserved. More worryingly, it does not explain how the residents of the 204 flats in Ben Jonson House and the 111 flats in Breton House would exit in case of fire if thousands of visitors were gathered in and around the event area. It does not explain how Fire Engines would quickly access the roads surrounding the building to respond to fire. Indeed, it proposes to install cabins in one key access area in the middle of the building where Ben Jonson and Breton Houses join.

The Application focuses only on the safety of the event and the visiting public – there is not a word about the safety of the residents. I suggest the proposals are reckless in the extreme given the current climate of concern about fire safety in residential blocks.

13 Conclusion: The Barbican Estate has been described as an oasis of calm within the City of London. It seems that the Barbican Centre is seeking to destroy this peace and quiet in order to promote its own commercial ends whilst local residents are expected to pay a high cost. This is unfortunate.

Together with my many neighbours, I now face the real prospect of suffering prolonged distress whilst in my own home both on this occasion and on future similar occasions. I shall be unable to think and unable to rest for the duration. Must I seriously consider leaving my home in order to avoid this?

There is a clear conflict of interest for the Planning Committee in this Corporation matter and so respectfully I urge you to decide in favour of maintaining the existing use of this public street as a thoroughfare pure and simple and to protect the rights of local residents to the peaceful and safe enjoyment of their own homes.

14 I call upon you to reject the Application.

Margaret Woodruff



Dated 22/12/2017

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Davenport, Peter

From: M&CP - Licensing
Sent: 22 December 2017 12:11
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Barbican Centre Beech St tunnel application for live performance

From: Andrea Kantor
Sent: Friday, December 22, 2017 12:11:01 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Subject: Barbican Centre Beech St tunnel application for live performance

I strenuously object to this application for music to be blared close to my flat in Breton House, commencing very early in the morning until late at night for three days and nights over 16-18 March 2018.

The Centre seems to believe it has a right to use every public space in the Barbican for its own self-aggrandisement, and continues to assume that the residents are an inconvenient nuisance.

I sometimes work at home (or overnight nearby) on weekends, for very long stretches of time, and if this event goes ahead and interferes with my ability to perform work or sleep I will send the resulting hotel bill to the Barbican Centre directly for compensation. On top of the noise from the adjacent nightmare that is the construction of a ghastly building to replace Bernard Morgan House in Golden Lane his is an intolerable public intrusion into private life.

Yours sincerely,
Andrea Kantor

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Davenport, Peter

From: M&CP - Licensing
Sent: 22 December 2017 12:26
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Barbican Centre - Beech Street Tunnel - 16 to 18/3/2018

From: Stephen O'Hanlon
Sent: Friday, December 22, 2017 12:25:54 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Subject: Barbican Centre - Beech Street Tunnel - 16 to 18/3/2018

I wish to object to this application on the grounds that it will create a public nuisance. The Beech Street tunnel is a resonant acoustic environment which is a partially unenclosed open space. My flat overlooks the eastern end of the tunnel and any amplified recorded music played in the tunnel is likely to be clearly audible to me. There will be other Barbican flats in other locations similarly affected. The application does not set out any steps the applicant proposes taking to contain or limit the noise, both as to volume and duration. This is of particular concern given the extended hours over three days on which it is intended that recorded music will be played.

Stephen O'Hanlon



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Butcher, Susan

From: M&CP - Licensing
Sent: 22 December 2017 13:23
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: LTHG - objection re BEECH STREET TUNNEL
Attachments: LTHG objection - BEECH STREET TUNNEL.doc

Follow Up Flag: Follow up
Flag Status: Flagged

From: [REDACTED]
Sent: Friday, December 22, 2017 1:22:38 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Cc: Breese, Robert
Subject: LTHG - objection re BEECH STREET TUNNEL

Dear Sirs,

Please see the attached objection sent on behalf of the Lauderdale Tower House Group.

I am more than willing to appear at the hearing, but would be grateful if such a hearing did not begin before 11.00am, as I am disabled and earlier starts are difficult,

All the best for Christmas and the New Year,
Robert B. Barker

**ROBERT B. BARKER, MPhil (RCA)
for LAUDERDALE TOWER HOUSE GROUP**



City of London Licensing Authority
Walbrook Wharf
78-83 Upper Thames Street
London EC4R 3TD

22nd December 2017

Dear Sirs,

Re

**Application for a Premises Licence
Beech Street Tunnel,
London EC2Y 8AD**

I write on behalf of the Lauderdale Tower House Group (LTHG) to OBJECT to this application. The LTHG is the Recognized Tenants' Association for Lauderdale Tower, in Lauderdale Place within the Barbican Residential Estate, at the western end of the Beech Street Tunnel.

From the outset we would like to make it clear that we wholeheartedly support City-based arts events when held in appropriate locations but we question whether the Beech Street tunnel is an appropriate location for this particular event when it would result in closing a major public highway for nearly a week and block or impede critical service access to a large section of the Barbican Estate for the same period.

The first opportunity that residents had to discuss the fine details of the proposed event was on 12 December, after this application was lodged. We have a number of issues of considerable concern and believe that the only way that these can be resolved within the licensing system is if we OBJECT, causing the applicant to bring forward detailed plans of the procedures or revised proposals to address our concerns:

>>>

Our chief concern in this matter is the Prevention of Public Nuisance

- 1) The applicant proposes to CLOSE the TUNNEL from 8.00pm TUESDAY 13 March – 8.00pm MONDAY 19 March (in effect for 6 days). For the first 12 hours this will be “Eastbound closure of Beech St Tunnel from Silk Street up until the Shakespeare / Defoe entrance (no access from Bridgewater Street/Golden Lane)”. From 8.00am Wednesday 14 March – 8.00pm Monday 19 March “Both ways closure of Beech St Tunnel from Silk St up until the Shakespeare / Defoe entrance (no access from Bridgewater Street/Golden Lane)”. We believe that the applicant has significantly underestimated the chaos and inconvenience to traffic and residents that these timings will cause and believe that the work could be done within a 8.00pm Thursday 15 March – 6.00am Monday 19 March 2018 window.
- 2) It is proposed that up to 1000 people will see the event at any one time. So you may have 1000 leaving and 1000 queuing to get in. The principal entrance to the event will be on the carriageway, close to the entrance to CROMWELL PLACE. The above has implications for CROMWELL TOWER, CROMWELL PLACE and the CROMWELL CARPARK access from the latter. The application does not explain how the crowds will be supervised, how the organisers will keep free the access to Cromwell Place, the latter including the entrance to the Cromwell Tower car park?
- 3) If the entrance / exit to the event is in Silk Street by Cromwell Tower, it is unclear what route ticket holders to the event will use to travel to / from the Barbican Underground Station and the bus routes in Aldersgate Street. (Some ticket holders may have restricted mobility.) It is also unclear how that route will be effectively stewarded.
- 4) We note that the applicant proposes a secondary entrance at the Lauderdale end of the tunnel, that is the end closest to Barbican Underground Station. We have yet to see a detailed plan explaining how precisely the applicant proposes to supervise up to 2,000 people who might decide to use Lauderdale Place to hang around in, or as a urinal, at 10.00pm.
- 5) Apparently, the proposals include the installation of 40 projectors and 20 speakers on the pavements in the tunnel, thus denying pedestrians the use of the pavements.
- 6) There will be temporary SCAFFOLD STRUCTURES in three locations: extreme east of tunnel (by entrance to new cinemas café), southern end of the street called Golden Lane, and in the tunnel by Bridgewater Street (the western end of Ben Jonson House). Apparently, but not confirmed in writing, there will be some acoustic screening on the scaffolding. As far as sound leakage is concerned, the License Application states: “*The Event Partners will ... work closely with local agencies and resident groups to ensure recorded music playback causes minimal disturbance*”. We believe that the

proper approach to be taken would be for weekend sound monitoring to have taken place on residents' balconies beforehand, so as to establish the true low-level of background noise here, particularly after 8.00pm, and for the event organisers to utilise devices to ensure that the sound produced by the event does not rise above that background level. (We understand that no consideration has been given to using "silent disco" type headsets.)

- 7) The plan accompanying the application does not make it clear that the street level entrance to BEN JONSON (on the west side of the junction with Golden Lane) should be outside of the curtilage of the scaffolding and screening.
- 8) The applicant appeared unaware of another entrance to / fire exit from BEN JONSON on the north side of eastern portion of the tunnel. They appeared to want to close it during these events. Residents of that block are keen to retain unrestricted use of that entrance / exit. How will this be addressed?
- 9) The applicant has not appreciated that there are of the order of up to 150 vehicle movements a day through LAUDERDALE PLACE, as well as those into DEFOE CAR PARK. This is two-way traffic. The applicant has verbally proposed the use of marshalls / banksmen, but these will need to be in place 24 / 7, but we have yet to see precise details of this.
- 10) There is a total lack of appreciation of the extent to which many residents rely on the use of Lauderdale Place for deliveries. This includes residents of LAUDERDALE, SHAKESPEARE and DEFOE. Ambulances often use Lauderdale Place. Many contractors working for both the landlord and for residents, as well as people moving house for the abovementioned blocks, and for SEDDON HOUSE also use Lauderdale Place.
- 11) The proposals for taking the rubbish from and by the bins in the Garchey Bay that are used by SHAKESPEARE TOWER and DEFOE HOUSE (and others) are unknown.
- 12) The need for toileting facilities has, I think, been underestimated given that a crowd of 1000 people may be entering the event just after 1000 leave it. We do not want any part of Lauderdale Place to be used as a urinal.
- 13) There is a significant underestimation of the chaos and inconvenience that will be caused to ordinary pedestrians and to People with Restricted Mobility. As proposed, the Wednesday, Thursday, Friday and Monday will see ordinary City commuters unable to navigate the tunnel in the normal way. We have been told verbally that marshalls will direct people over the top, using the highwalks. Will this be 24 / 7? That proposed route would be closed

to People with Restricted Mobility using a walking stick, a wheelchair or a scooter. Will there be a mass of City workers and visitors who normally navigate via the tunnel on Thursday, Friday, Saturday and Sunday nights, now wandering over Beech Gardens (close to Lauderdale Tower) and the Ben Jonson Highwalk?

- 14) We cannot help but wonder if the applicant appreciates the extent to which residents use this tunnel on a daily basis, use the bus route through it, and find it a convenient covered location for hailing black cabs. Much more thought should be given to the proposed length of closure. People with Restricted Mobility rely on being able to use the pavements in the tunnel to go about their daily activities.

There are Public Safety considerations

- 15) The applicant had no knowledge of whether, or not, the LFB might need easy access to the tunnel in case of fire etc in SHAKESPEARE TOWER, FROBISHER CRESCENT, DEFOE HOUSE or LAUDERDALE TOWER. This concerns us.
- 16) The applicant had no knowledge as to whether the BEN JONSON and other residents' CAR PARKS vented into the tunnel (this would include the DEFOE HOUSE / SHAKESPEARE TOWER car park). This has implications for patrons' safety as well as the safety of residents using the car parks.
- 17) The "Audience Space" showed on the plan is not smooth and level. Most unusually, this carriageway is cambered down towards the middle (not down towards the outer edges). Part of the space has a central reservation, which for part of its length has a very uneven upper surface. There are a number of drainage grills in the carriageway close to the central reservation. This reservation and the pavements have sharp edges. The carriageway itself is not smooth and even, and it contains a number of utility chamber covers. We question whether this space is suitable for the quantity and range of patrons proposed, not least because we understand that the applicant wishes to turn off the street lights in the audience space and project "constantly evolving patterns of light responding to the music" on the walls and ceiling of the audience space.
- 18) We would like to be assured that the applicant will NOT have the street / tunnel lights turned off in the portion of the tunnel that is not in the audience space.

We are more than willing to work with the applicant to reach solutions to address our concerns, but we fear that such resolutions will not be in place before the Licensing Committee hearing.

I am more than willing to appear before the committee to give further explanations,

Yours sincerely,
Robert B. Barker
for Lauderdale Tower House Group Committee

Davenport, Peter

From: M&CP - Licensing
Sent: 23 December 2017 11:06
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Beech Street Tunnel arts event proposal - March 2018
Attachments: LTHG objection - BEECH STREET TUNNEL.DOC

From: Neil Sanders
Sent: Saturday, December 23, 2017 11:05:59 AM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Cc: Robert Barker; Defoe House Committee; Nash Deputy, Joyce; Bastow, Adrian
Subject: Beech Street Tunnel arts event proposal - March 2018

Dear Sirs,

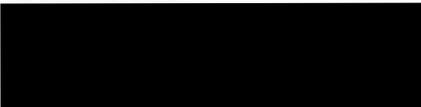
I am writing to object to this proposal. I am a resident of Defoe House and I will be affected if the proposal goes ahead. Currently the proposal shows lack of consideration for the residential, transport and commercial uses of the tunnel and adjacent areas.

The letter of Lauderdale Tower House Group (attached) details the concerns very well and I will not repeat the same points. I simply add that many of the issues will affect Defoe House as well as Lauderdale Tower.

I am objecting to the proposal as an individual, although I am aware that most members of the Defoe House Group recognised tenants' association committee have expressed concerns about the proposal.

Regards,

Dr Neil Sanders



**ROBERT B. BARKER, MPhil (RCA)
for LAUDERDALE TOWER HOUSE GROUP**



City of London Licensing Authority
Walbrook Wharf
78-83 Upper Thames Street
London EC4R 3TD

22nd December 2017

Dear Sirs,

Re

**Application for a Premises Licence
Beech Street Tunnel,
London EC2Y 8AD**

I write on behalf of the Lauderdale Tower House Group (LTHG) to OBJECT to this application. The LTHG is the Recognized Tenants' Association for Lauderdale Tower, in Lauderdale Place within the Barbican Residential Estate, at the western end of the Beech Street Tunnel.

From the outset we would like to make it clear that we wholeheartedly support City-based arts events when held in appropriate locations but we question whether the Beech Street tunnel is an appropriate location for this particular event when it would result in closing a major public highway for nearly a week and block or impede critical service access to a large section of the Barbican Estate for the same period.

The first opportunity that residents had to discuss the fine details of the proposed event was on 12 December, after this application was lodged. We have a number of issues of considerable concern and believe that the only way that these can be resolved within the licensing system is if we OBJECT, causing the applicant to bring forward detailed plans of the procedures or revised proposals to address our concerns:

>>>

Our chief concern in this matter is the Prevention of Public Nuisance

- 1) The applicant proposes to CLOSE the TUNNEL from 8.00pm TUESDAY 13 March – 8.00pm MONDAY 19 March (in effect for 6 days). For the first 12 hours this will be “Eastbound closure of Beech St Tunnel from Silk Street up until the Shakespeare / Defoe entrance (no access from Bridgewater Street/Golden Lane)”. From 8.00am Wednesday 14 March – 8.00pm Monday 19 March “Both ways closure of Beech St Tunnel from Silk St up until the Shakespeare / Defoe entrance (no access from Bridgewater Street/Golden Lane)”. We believe that the applicant has significantly underestimated the chaos and inconvenience to traffic and residents that these timings will cause and believe that the work could be done within a 8.00pm Thursday 15 March – 6.00am Monday 19 March 2018 window.
- 2) It is proposed that up to 1000 people will see the event at any one time. So you may have 1000 leaving and 1000 queuing to get in. The principal entrance to the event will be on the carriageway, close to the entrance to CROMWELL PLACE. The above has implications for CROMWELL TOWER, CROMWELL PLACE and the CROMWELL CARPARK access from the latter. The application does not explain how the crowds will be supervised, how the organisers will keep free the access to Cromwell Place, the latter including the entrance to the Cromwell Tower car park?
- 3) If the entrance / exit to the event is in Silk Street by Cromwell Tower, it is unclear what route ticket holders to the event will use to travel to / from the Barbican Underground Station and the bus routes in Aldersgate Street. (Some ticket holders may have restricted mobility.) It is also unclear how that route will be effectively stewarded.
- 4) We note that the applicant proposes a secondary entrance at the Lauderdale end of the tunnel, that is the end closest to Barbican Underground Station. We have yet to see a detailed plan explaining how precisely the applicant proposes to supervise up to 2,000 people who might decide to use Lauderdale Place to hang around in, or as a urinal, at 10.00pm.
- 5) Apparently, the proposals include the installation of 40 projectors and 20 speakers on the pavements in the tunnel, thus denying pedestrians the use of the pavements.
- 6) There will be temporary SCAFFOLD STRUCTURES in three locations: extreme east of tunnel (by entrance to new cinemas café), southern end of the street called Golden Lane, and in the tunnel by Bridgewater Street (the western end of Ben Jonson House). Apparently, but not confirmed in writing, there will be some acoustic screening on the scaffolding. As far as sound leakage is concerned, the License Application states: “*The Event Partners will ... work closely with local agencies and resident groups to ensure recorded music playback causes minimal disturbance*”. We believe that the

proper approach to be taken would be for weekend sound monitoring to have taken place on residents' balconies beforehand, so as to establish the true low-level of background noise here, particularly after 8.00pm, and for the event organisers to utilise devices to ensure that the sound produced by the event does not rise above that background level. (We understand that no consideration has been given to using "silent disco" type headsets.)

- 7) The plan accompanying the application does not make it clear that the street level entrance to BEN JONSON (on the west side of the junction with Golden Lane) should be outside of the curtilage of the scaffolding and screening.
- 8) The applicant appeared unaware of another entrance to / fire exit from BEN JONSON on the north side of eastern portion of the tunnel. They appeared to want to close it during these events. Residents of that block are keen to retain unrestricted use of that entrance / exit. How will this be addressed?
- 9) The applicant has not appreciated that there are of the order of up to 150 vehicle movements a day through LAUDERDALE PLACE, as well as those into DEFOE CAR PARK. This is two-way traffic. The applicant has verbally proposed the use of marshalls / banksmen, but these will need to be in place 24 / 7, but we have yet to see precise details of this.
- 10) There is a total lack of appreciation of the extent to which many residents rely on the use of Lauderdale Place for deliveries. This includes residents of LAUDERDALE, SHAKESPEARE and DEFOE. Ambulances often use Lauderdale Place. Many contractors working for both the landlord and for residents, as well as people moving house for the abovementioned blocks, and for SEDDON HOUSE also use Lauderdale Place.
- 11) The proposals for taking the rubbish from and by the bins in the Garchey Bay that are used by SHAKESPEARE TOWER and DEFOE HOUSE (and others) are unknown.
- 12) The need for toileting facilities has, I think, been underestimated given that a crowd of 1000 people may be entering the event just after 1000 leave it. We do not want any part of Lauderdale Place to be used as a urinal.
- 13) There is a significant underestimation of the chaos and inconvenience that will be caused to ordinary pedestrians and to People with Restricted Mobility. As proposed, the Wednesday, Thursday, Friday and Monday will see ordinary City commuters unable to navigate the tunnel in the normal way. We have been told verbally that marshalls will direct people over the top, using the highwalks. Will this be 24 / 7? That proposed route would be closed

to People with Restricted Mobility using a walking stick, a wheelchair or a scooter. Will there be a mass of City workers and visitors who normally navigate via the tunnel on Thursday, Friday, Saturday and Sunday nights, now wandering over Beech Gardens (close to Lauderdale Tower) and the Ben Jonson Highwalk?

- 14) We cannot help but wonder if the applicant appreciates the extent to which residents use this tunnel on a daily basis, use the bus route through it, and find it a convenient covered location for hailing black cabs. Much more thought should be given to the proposed length of closure. People with Restricted Mobility rely on being able to use the pavements in the tunnel to go about their daily activities.

There are Public Safety considerations

- 15) The applicant had no knowledge of whether, or not, the LFB might need easy access to the tunnel in case of fire etc in SHAKESPEARE TOWER, FROBISHER CRESCENT, DEFOE HOUSE or LAUDERDALE TOWER. This concerns us.
- 16) The applicant had no knowledge as to whether the BEN JONSON and other residents' CAR PARKS vented into the tunnel (this would include the DEFOE HOUSE / SHAKESPEARE TOWER car park). This has implications for patrons' safety as well as the safety of residents using the car parks.
- 17) The "Audience Space" showed on the plan is not smooth and level. Most unusually, this carriageway is cambered down towards the middle (not down towards the outer edges). Part of the space has a central reservation, which for part of its length has a very uneven upper surface. There are a number of drainage grills in the carriageway close to the central reservation. This reservation and the pavements have sharp edges. The carriageway itself is not smooth and even, and it contains a number of utility chamber covers. We question whether this space is suitable for the quantity and range of patrons proposed, not least because we understand that the applicant wishes to turn off the street lights in the audience space and project "constantly evolving patterns of light responding to the music" on the walls and ceiling of the audience space.
- 18) We would like to be assured that the applicant will NOT have the street / tunnel lights turned off in the portion of the tunnel that is not in the audience space.

We are more than willing to work with the applicant to reach solutions to address our concerns, but we fear that such resolutions will not be in place before the Licensing Committee hearing.

I am more than willing to appear before the committee to give further explanations,

Yours sincerely,
Robert B. Barker
for Lauderdale Tower House Group Committee

Davenport, Peter

From: M&CP - Licensing
Sent: 23 December 2017 19:10
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Barbican Centre application - Beech Street Tunnel - 16 to 18 March 2018

From: John Rink
Sent: Saturday, December 23, 2017 7:09:25 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Cc: Stephen O'Hanlon
Subject: Barbican Centre application - Beech Street Tunnel - 16 to 18 March 2018

I am writing to object to this application on the grounds that it will result in public nuisance. The event is due to take place in the Beech Street Tunnel for over 7.5 hours on Saturday 17 March and 10.5 hours on Sunday 18 March, with up to 10 hours of sound checks and testing 'during normal noisy hours' on Friday 16 March, plus up to 7 more hours of sound checks/testing on the morning and early afternoon of Saturday 17 March (which are not 'normal noisy hours'). Although the applicants claim that they will work with local agencies and resident groups to ensure that 'recorded music playback causes minimal disturbance', the prolonged nature of this three-day event (lasting 18 hours for the event + up to 17 hours for checks/testing) means there will be public nuisance if **any** noise from the recorded music playback is heard outside the tunnel.

The applicants give no indication of the maximum decibel levels of the sound that will be generated or of the likely audibility of that sound outside the tunnel. Nor is there any evidence that precautionary checks have been made to date or potential auditory impact assessed. Thus, the reference to 'minimal disturbance' is meaningless unless the applicants can confirm that **no noise** will be audible outside the tunnel. That is highly improbable, however: the Beech Street tunnel is a highly resonant open space with potential sound egress not only at the two ends but also at the entrance to Golden Lane, at the west end of Ben Jonson House, and along the forecourt at Lauderdale House. Local residents live adjacent to each of these areas. I live in a flat overlooking the east end of the tunnel, and judging from the experience of roadworks, traffic etc., I believe that any amplified recorded music played in the tunnel will be clearly audible, hence this objection. The hundreds of other Barbican residents living in flats exposed to the tunnel will also be affected.

Thus, the application should not be approved as it does not give details of any safeguards likely to prevent nuisance, while the event will be much too long to be simply ignored when/if noise egress does occur.

Yours sincerely,

Dr J S Rink


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Butcher, Susan

From: M&CP - Licensing
Sent: 28 December 2017 15:07
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Beech Street Tunnel Licence Application dated 1st Dec 2017

Follow Up Flag: Follow up
Flag Status: Flagged

From: Alexander Wilson
Sent: Thursday, December 28, 2017 3:07:22 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Subject: Beech Street Tunnel Licence Application dated 1st Dec 2017

For attention of the Main Licensing Team

Dear Sirs

My wife spoke today with Robert in your Licensing Dept about the above application and how we could make a representation about it.

On your website, the closing date for such is 24th Dec. However, on the notice posted at the Beech Street tunnel entrance, it clearly states that we have 28 days from the date of posting (1st Dec), so making the 29th Dec the final day for you to receive comments. She was advised by Robert to submit an e-mail to your department so that you could consider it, the website no longer showing the application and thus there being no way of submitting on-line in the usual way.

Our comments are as follows:

- 1) The nature of the event (playing of recorded music) is likely to result in noise of two types i) the music and ii) crowds.
- 2) The noise will not be confined to the tunnel (between Silk St and Bridgewater St) but will bleed out from openings in the sides and roof of the tunnel from Bridgewater Street past Central Point offices at 45 Beech St. We know from experience that noise is reflected off Central Point onto Shakespeare Tower, where we reside. Currently we hear episodic traffic noise so it is safe to assume we will hear this music.
- 3) There is a significant difference between the impact of traffic noise and music. The events planned run from 0800 till 1800 on 16th March and from 0800 to 2230 on 17th & 18th, suggesting that there could be continuous music noise pollution during those times. Traffic noise can be annoying but it is random and transient, and we, as city dwellers, have become able to 'ignore' it in the main, i.e. tune it out. Music is quite different as it is insistent and difficult to ignore (or tune-out).
- 4) That is why we are concerned that music, that we don't want to listen to, will constitute a significant noise nuisance and reduce the residential amenity of the Barbican Estate during the event.
- 5) Another concern are the crowds. They will constitute another source of noise. There is also the question of residents security at Shakespeare Tower as there is a real risk of "tailgating" through the only lockable entrance at level 01 at the Barbican Estate 'garchey area'.

As per your notice posted in Beech St, it was my understanding that the 29th was the last day for submissions. Please consider this representation and let me know if it has been accepted or not.

Yours faithfully

Alexander Wilson

Dr A D Wilson



Butcher, Susan

From: M&CP - Licensing
Sent: 28 December 2017 17:46
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Fwd:
Attachments: Beech Street Tunnel Event March 2018.pdf

Follow Up Flag: Follow up
Flag Status: Flagged

From: Christopher Gorman-Evans
Sent: Thursday, December 28, 2017 5:45:52 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing; Breese, Robert
Cc: Jane Northcote
Subject: Fwd:

Please see the attached objection sent on behalf of the Cromwell Tower House Group with respect to the application by the Barbican Centre for a premises licence to be granted under the Licensing Act 2003 with respect to Beech Street Tunnel from 16/03/2018 to 18/03/2018.

All the best for the New Year,

Christopher M. Gorman-Evans


**Christopher M. Gorman-Evans
for Cromwell Tower House Group**



December 28, 2017

City of London Licensing Authority
Markets and Consumer Protection
PO Box 270
Guildhall
London EC2P 2EJ

Submitted by email to licensing@cityoflondon.gov.uk

Dear Members of the City of London Licensing Team

Re: Objection to application by the Barbican Centre (the “Applicant”) for a premises licence to be granted under the Licensing Act 2003 with respect to Beech Street Tunnel (the “Premises”) from 16/03/2018 to 18/03/2018 (the “Application”)

I write on behalf of the Cromwell Tower House Group (“CTHG”) to OBJECT to this Application. The CTHG is the Recognized Tenants’ Association for Cromwell Tower, in Cromwell Place within the Barbican Residential Estate, at the eastern end of the Beech Street Tunnel. Cromwell Tower is a residential tower comprising 111 flats.

We are very much supportive of innovative cultural events in the City of London provided that they are held in appropriate locations and organized and conducted in such a way as not to create an unreasonable nuisance to residents.

We are keen to engage in dialogue with the Applicant to ensure that the event to which the Application relates is a success. However, this has not been possible within the timescales of this Application. The Application was filed on or about December 1, 2017. The first opportunity for residents to discuss the proposed event with the Applicant was at a meeting held on December 12, 2017. The Applicant circulated a note of their understanding of the discussions at that meeting only on December 20, 2017. The relevant officer of the Applicant has since been on leave and will remain so until after the last date for representations to be made with respect to the Application, which is December 29, 2017. This has meant that essential dialogue with the Applicant has not been possible to date. We believe that the only way to have our concerns heard is to object within the licensing system. We hope that the Applicant will bring forward detailed plans of appropriate procedures, or revised proposals, to address our concerns. We look forward then to working constructively with the Applicant to make the event a success.

Our key concerns relate to **prevention of public nuisance**, given the substantial impact the proposal will have on the 111 homes in Cromwell Tower:

1. Access to Cromwell Place:-

This event, and its set-up and take-down, risk blocking access to our homes. The obstruction is likely to be caused by:

- (a) Queues and crowds of event-goers entering and leaving the event;
- (b) Contractors' vehicles involved in setting up and taking down the structures in and around the Beech Street Tunnel and other materials used in the event; and
- (c) Beech Street closure causing traffic problems, so that vehicles cannot reach us.

We have been advised by the Applicant that up to 1,000 people may enter the Premises for each performance session, and that each performance session is anticipated by the Applicant to be about 30 minutes long. Therefore, there will potentially be about 1,000 people every half hour entering, and about 1,000 people leaving, the performance area of the Premises. We are concerned about the obstruction to the roadway caused by this considerable number of people.

The plan of the Premises comprised in the Application (the "Plan") does not show the area in front of Cromwell Place and specify to any meaningful extent how attendees will queue/enter/exit and be managed. However, the Plan indicates that this area will be the primary entrance point for the Premises; so, at times there may be as many as 2,000 people in front of Cromwell Tower. Unless properly managed with an organized queuing system, this number of people will obstruct the road and make it impossible for vehicles to access and service our Tower. The Plan shows emergency exit points in three locations (Golden Lane and each of the east and west ends of the Beech Street Tunnel), but does not seem to show the intended non-emergency exit points; our reading of the Plan is that the eastern end of the tunnel in front of Cromwell Place is likely to be the primary non-emergency exit point as well as the primary entrance point, but the Applicant should clarify this.

We understand from the Applicant that, although apparently not referred to in the Application, the Applicant intends to close Beech Street to traffic as far east as the junction with Whitecross Street and Silk Street, so denying road access to Cromwell Place. This is unacceptable.

Cromwell Tower comprises 111 homes. Cromwell Place is the only road access, and the only level pedestrian access, to these homes. Access is required for, among other things (i) the Tower's lobby porters twice a day, (ii) daily refuse collection, (iii) access to and from the residents' car park, (iv) multiple deliveries and collections of goods to and from the Tower including but not limited to several Amazon and courier deliveries each day, food and grocery deliveries, and Royal Mail deliveries, (v) contractors who may be working within the Tower, (vi) moving home for incoming and outgoing long leaseholders and tenants, and (vii) access by those residents of the Tower who use mobility vehicles. None of these vehicle movements are amenable to restriction to a limited number of windows each day, which we understand to be the Applicant's current thinking on this topic; nor are they any less relevant on a Saturday and Sunday than on other days of the week.

The Application does not explain how the Applicant will keep free the requisite access to Cromwell Place. Unrestricted road and pedestrian access into Cromwell Place from Beech Street needs to be maintained at all times.

The Applicant needs to provide a traffic management plan that ensures both that (A) it is clear to vehicles accessing Cromwell Place that they do have access, and so are not put off and, for example, fail to make their delivery, because the driver is confused or uncertain as to whether they have access, and (B) it is clear, at an appropriate distance from the Premises, to vehicles that intend to pass east to west through the Beech Street Tunnel that access through the tunnel is denied. This should be clearly signposted before vehicles enter Chiswell Street from the A501 or Finsbury Square and before vehicles enter Chiswell Street or Silk Street via Moor Lane or Milton Street and not just as vehicles arrive at the closed section of road.

2. Noise Pollution:

The Application raises a number of potential noise pollution issues.

We are primarily concerned about:

- (a) noise from the performances; and
- (b) noise from event-goers queuing for, entering and leaving the event.

We are also concerned about noise from sound checks and other set-up and take-down noise.

The Application refers, very briefly, to management of music noise from the performances within the Premises and to management of noise from people leaving the event; however, it does not address management of noise from the set up and take down of the performance space and structures, nor from the large crowds of people queuing for and entering the event.

The set-up of the performance space will, we understand, include the erection of scaffolding within the Beech Street Tunnel and a number of other activities that have potential to create noise in residents' homes both during set up/take down and the performance phase. The Applicant should explain how it proposes to ensure that residents are not disturbed by such noise. Noisy activities within the Beech Street Tunnel are audible outside it. Indeed the structure and acoustic characteristics of the tunnel often amplify noise, which affects residents of adjacent buildings.

As far as sound leakage from performances within the Premises is concerned, the Application states: "*The Event Partners will ... work closely with local agencies and resident groups to ensure recorded music playback causes minimal disturbance*". In principle we support the target of "minimal disturbance", but we are concerned that this concept is subjective and open to interpretation; therefore, the Applicant should specify this target in a way which can be monitored and enforced. We believe that the proper approach to be taken would be for weekend sound monitoring on residents' balconies beforehand, so as to establish the true low-level of background noise here, particularly after 8.00pm and before 10.00am, and for the event organisers to use devices which ensure that the sound produced by the event does not rise above that background level. A wide range of testing points should be used, as noise travels to different Barbican residential buildings, and to flats at different altitudes and with different aspects within a single residential Barbican building, in unpredictable ways. The

Barbican is extremely quiet on weekend afternoons and evenings and the objective should be to achieve zero noise impact on residences wherever located.

Groups of up to 2,000 people massed in a queue for entry and exiting the Premises will inevitably create substantial noise from conversation. This noise will inevitably substantially affect homes in Cromwell Tower and will be an issue throughout the afternoon and into the very late evening on a Saturday and Sunday. We know from past experience that simply to “*communicate with event-goers that they are in a residential area, and ask them to leave quietly*” will not be effective, and in any case relates only to the departure of event-goers and not their queueing ahead of admission to the Premises.

3. *Toilet Facilities:*

In our view, the need for toilet facilities and the practicability of their locations has been significantly underestimated by the Applicant. Given that a crowd of 1,000 people may be queueing for entry to the event just before 1,000 leave it, the proposed arrangements are likely to be inadequate. The Barbican Cinemas 2 and 3 location has very limited toilet capacity and the more extensive Barbican Centre toilets are located some distance away. These latter are accessed from the Premises via a convoluted route and take some 5-10 minutes to reach. People leaving their place in a queue for entry are unlikely to want to go as far as the toilets in the lower levels of the Barbican Centre to relieve themselves. We do not want any part of Cromwell Place or the surrounding streets to be used as a urinal. Public urination has been a chronic problem in and around the Beech Street Tunnel area over a long period of time. The Applicant needs to demonstrate how adequate toilets will be provided for the event-goers.

We are keen to make this event work and very happy to work with the Applicant to reach solutions to address our concerns. We are currently not confident that such solutions will be in place before the Licensing Committee hearing on January 24, 2018.

Yours sincerely,

Christopher M. Gorman-Evans
for Cromwell Tower House Group Committee

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Butcher, Susan

From: M&CP - Licensing
Sent: 28 December 2017 18:16
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Premises Licence - Beech Street Tunnel

Follow Up Flag: Follow up
Flag Status: Flagged

From: Boait
Sent: Thursday, December 28, 2017 6:16:17 PM (UTC+00:00) Monrovia, Reykjavik
To: M&CP - Licensing
Subject: Premises Licence - Beech Street Tunnel

I noted with dismay the proposal to use Beech Street Tunnel for an installation in March 2018 and planned to write and express my concerns. I reviewed the application on-line through the City of London website just before Christmas and noted that the final date for representation was stated as the 29th December. I showed this to my husband and we both noted that we would need to send a written response before the 29th December. I have now gone online to see where I should deliver my representation (there seems to be no means to do this electronically) and have found that the last date has been changed to 24th December, which means that I am too late.

I am writing to you in the hope that, given the incorrect information that was shown on the website, you will accept my representation by e-mail and direct it to the correct department.

I live in Ben Jonson House; immediately above the planned installation. Occasionally there is a noise issue when vehicles speed through the tunnel or street cleaning machinery is run through after 10 pm, but these are not yet significant problems. However, in addition to the totally unnecessary traffic disruption that the installation will cause, the prospect of having the same piece of music being played for most of each of three days, up until 10.30 pm on at least one of the days, fills me with dismay. I have no idea how melodious or otherwise this piece of modern music will be, but it will be the same piece, played throughout the day, which would be distressing to a listener even if it was one of their favourite pieces. I am sure that staff will be allowed to work in shifts, as a resident, I will not be able to escape from it.

The Barbican centre already has the Curve which seems to be eminently suitable for this type of installation – it would also allow it to continue for longer than the planned three days. In addition, there is the Exhibition Hall 2, which is seldom used, and which could also host such an installation. There seems to be no reason to close the Beech Street tunnel and subject the nearby residents to noise during times that would not be allowed under the usual working hours arrangements. I note that there does not appear to have been any attempt to liaise with those affected by this nuisance to advise of the plans and explain the impact and any mitigating actions.

Thank you in advance for your help; I look forward to hearing from you.

Regards

J C Boait



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Butcher, Susan

From: M&CP - Licensing
Sent: 28 December 2017 18:18
To: Aznar, Stephen; Blake, Steve; Breese, Robert; Butcher, Susan; Davenport, Peter; Hewitt, Andre; Minas, Aggie; Patel, Sangeeta
Subject: FW: Objection to License for event in Beech Street Tunnel, March 2018
Attachments: Licence Objection Ben Jonson House.docx

Follow Up Flag: Follow up
Flag Status: Flagged

From: Wendy Spurry
Sent: Thursday, December 28, 2017 6:18:07 PM (UTC+00:00) Monrovia, Reykjavik
To: Breese, Robert; M&CP - Licensing
Cc: Bruce Badger; [REDACTED]
Subject: Objection to License for event in Beech Street Tunnel, March 2018

Please see the attached objection sent on behalf of the Ben Jonson House Residents Group regarding the application by the Barbican Centre for a premises license to be granted for the Beech Street Tunnel event from 16/03/2018 to 18/03/2018.

Best
Wendy Spurry, Ben Jonson House Group

From: Wendy Spurry, on Behalf of Ben Jonson House Residents Group

To: City of London Licensing Authority

Markets and Consumer Protection

PO Box 270

Guildhall

London EC2P 2EJ

Date: December 28th 2017

Dear Members of the City of London Licensing Authority

Re: Objection to application by the Barbican Centre for a premises licence to be granted under the Licensing Act 2003 with respect to Beech Street Tunnel from 16/03/2018 to 18/03/2018

I am writing on behalf of the Ben Jonson House Group. This the Recognised Tenants Association for Ben Jonson House within the Barbican Residential Estate, situated directly above Beech Street Tunnel and is a residential terrace block with 220 flats.

After careful consideration the Ben Jonson House Group wishes object to the Application.

We are very much supportive of innovative cultural events in the City of London providing that they are held in appropriate locations and organized and conducted in such a way as not to create an unreasonable nuisance to residents.

Our key concerns relate to prevention of public nuisance and fire safety, given the substantial impact the proposal will have on the residents of Ben Jonson House:

Noise Pollution:

We are concerned about

- (a) noise from the performances
- (b) noise from sound checks and other set-up and take-down noise
- (c) noise from patrons entering and leaving the event.

We would like confirmation that there will be weekend sound monitoring on residents' balconies beforehand, to establish the true low-level of background noise here, particularly after 8.00pm and before 10am, and for the event organisers to use devices which ensure that the sound produced by the event does not rise above that background level. A wide range of testing points should be used, as noise travels to different residential buildings, and to flats at different altitudes and with different aspects, in unpredictable ways. The Barbican is extremely quiet on weekend afternoons and evenings and the objective should be to achieve zero noise impact on residences wherever located.

Toilet Facilities:

In our view, the need for toilet facilities and their locations has been significantly underestimated by the Arts Centre. Given that a crowd of 1000 people may be queueing for and the event just before 1000 leave it, the toilet requirements are substantial. The Barbican Cinemas 2 and 3 have very limited toilet capacity and the more extensive Barbican Centre toilets are located some distance away. We do not want any the surrounding streets to be used as a urinal. Public urination has been a chronic problem in and around the Beech Street Tunnel area over a long period of time. The toilet facilities must be adequate to cater for the large number of people attending.

Public Safety:

The plan accompanying the application does not make it clear that the street level fireman's entrance, and residents' and car park users exit for Ben Jonson on the west side of the junction with Golden Lane should be outside of the curtilage of the scaffolding and screening to ensure appropriate accessibility in emergencies.

There is a resident and fireman's entrance/exit from Ben Jonson on the north side of eastern portion of the tunnel and this appears from the plan included with the application to be enclosed within the performance space. This must remain accessible during these events. Residents of Ben Jonson House are keen to retain unrestricted use of that entrance / exit. In addition there are two fireman entrances to Ben Jonson which appear on the plan to be within the enclosed event area, and these must be kept accessible to the fire services and escaping residents and car park users at all times.

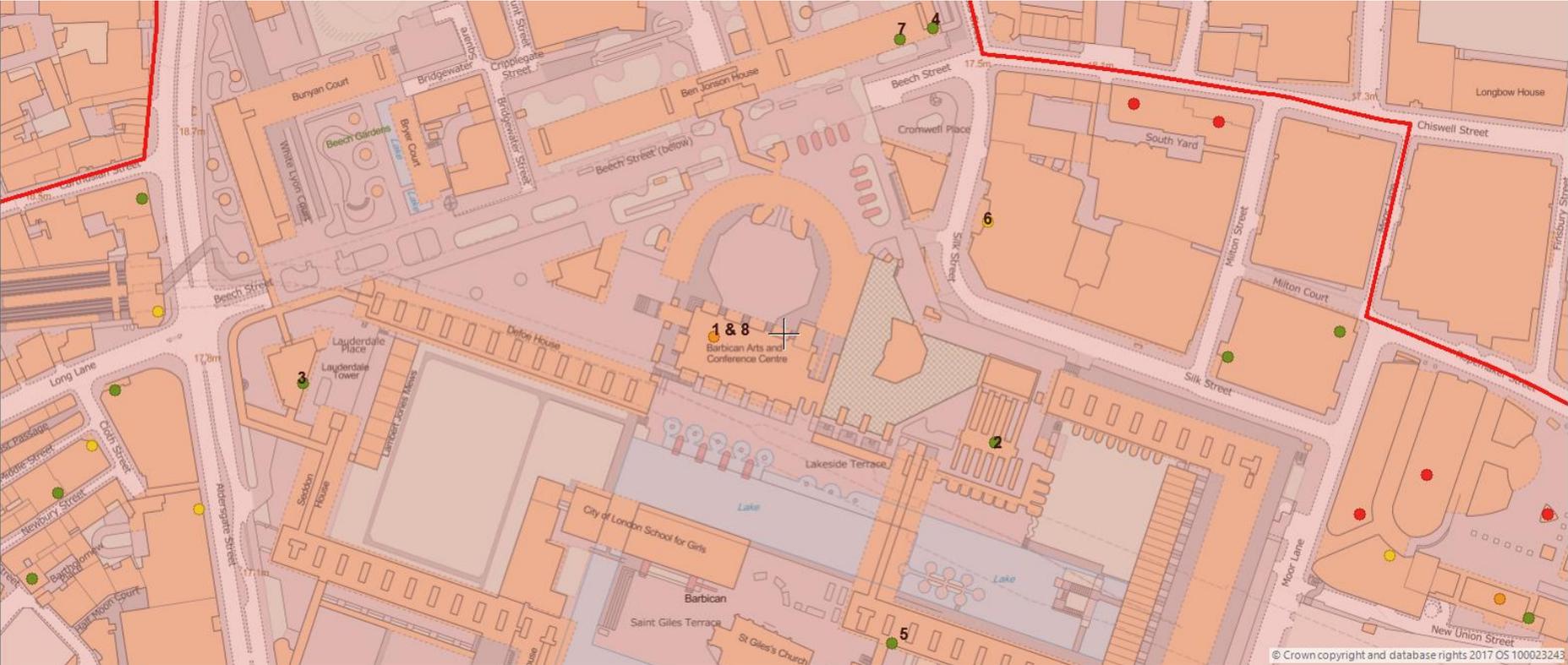
We are keen to make this event work and very happy to work with the Applicant to reach solutions which address our concerns.

Yours sincerely

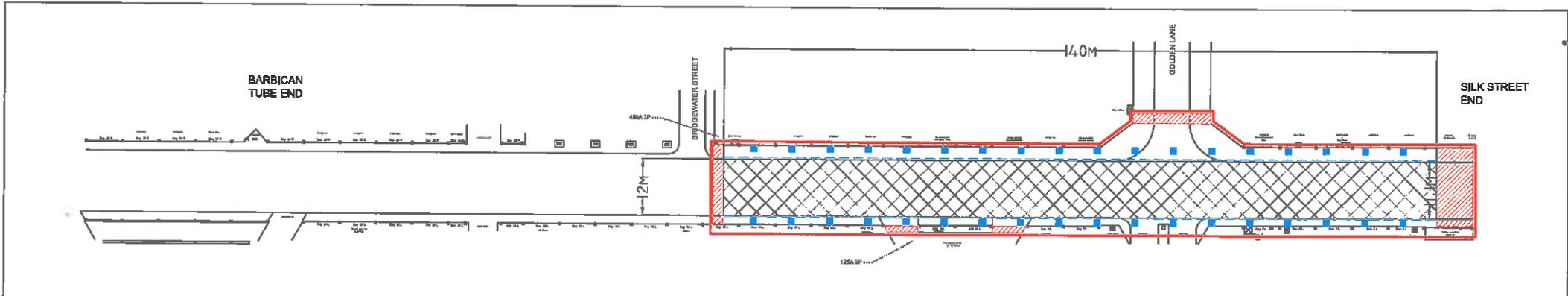
Wendy Spurry, Ben Jonson House Residents Group

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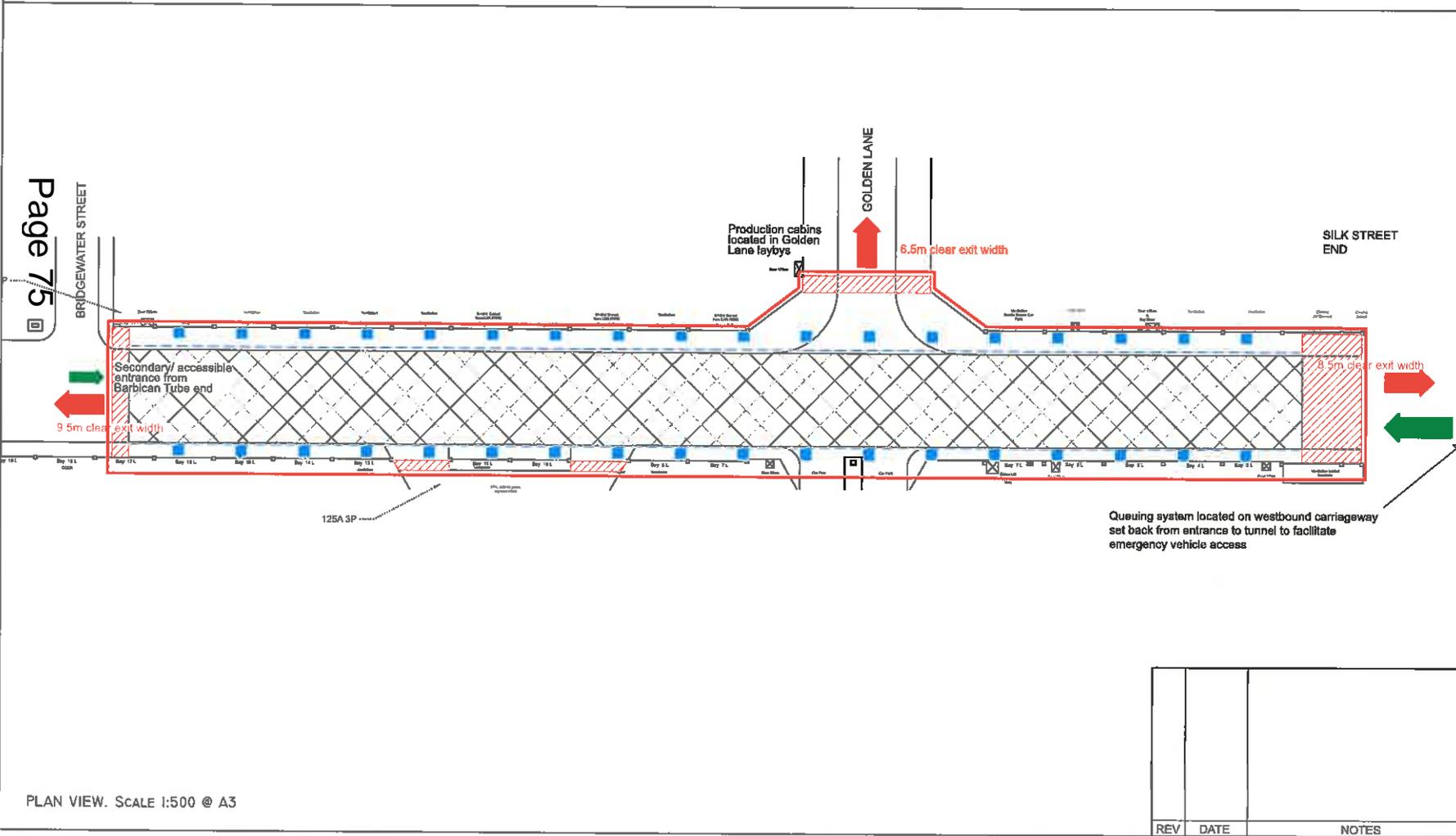
Map of area surrounding location of 'premises'.



No	Trade Name	Alcohol Closing Time	Late Night Refreshment Closing Time
1	Barbican Exhibition Hall 2	23:00	-
2	Guildhall School Of Music & Drama	23:00	-
3	Geranium	23:00	-
4	Cote Restaurant Limited	22:30	-
5	Wood Street Bar and Restaurant	23:00	-
6	Linklaters LLP	00:00	00:00
7	Barbican Centre Cinemas	22:30	-
8	Barbican Arts Centre	01:00	01:00



OVERVIEW. SCALE 1:750 @ A3



PLAN VIEW. SCALE 1:500 @ A3

- NOTES**
1. Indicative plan only
 2. Structure details TBC
 3. Useable audience space approx 1250m² (140m x 11m minus central reservation)
 4. Temporary maintained emergency lighting to be installed throughout tunnel

- LEGEND**
- LICENCE BOUNDARY
 - PED BARRIER
 - EMERGENCY EXIT ROUTE
 - PUBLIC ENTRANCE
 - TEMPORARY SCAFFOLD STRUCTURES
 - PROJECTOR/PA PLATFORM
 - AUDIENCE SPACE

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CLIENT: Barbican	
PROJECT: Beech Street Tunnel Project	
VENUE: Beech Street Tunnel	
DRAWING TITLE: Premises Licence Application	
DWG NO: PP-BARB-BST-PLAPP	
SCALE: AS SHOWN	ISSUE DATE: 28/11/2017

REV	DATE	NOTES

Page 75

Appendix 4

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