



# L I C E N S I N G   S U B C O M M I T T E E   A S U P P L E M E N T A R Y P A C K

Thursday, 8th October, 2020

at 7.00 pm

Until further notice, all council meetings will be held remotely. A live stream link will be available here:

[https://www.youtube.com/watch?v=AE9VE\\_BfTAU&feature=youtu.be](https://www.youtube.com/watch?v=AE9VE_BfTAU&feature=youtu.be)

**Councillors sitting:**

**Tim Shields**  
Chief Executive

**Cllr Sharon Patrick and Cllr Gilbert Smyth**

Contact: Natalie Williams  
Governance Services Officer  
Tel: 020 8356 8407  
Email: [natalie.williams@hackney.gov.uk](mailto:natalie.williams@hackney.gov.uk)

The press and public are welcome to attend this meeting

# AGENDA

## Thursday, 8th October, 2020

### ORDER OF BUSINESS

Title	Ward	Page No
6 Application for a Premises Licence - Violet, 47 Wilton Way, E8 3ED	Dalston	(Pages 1 - 50)
8 Lion & Lamb, 46 Fanshaw Street, Hackney, London, N1 6LG - Application for Review of Premises Licence	Hoxton East & Shoreditch	(Pages 51 - 76)

1.	Field_Wards	
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## **Licensing Sub-Committee Hearings**

This guide details the procedure for Licensing Sub-Committee hearings under the Licensing Act 2003. Whilst this will be used in most cases, the procedure will be altered in exceptional circumstances and when for example Personal Licences, Temporary Event Notices and Reviews are considered.

### **A Licensing Sub-Committee will be held if:**

- The applicant has applied for a Premises Licence, Provisional Statement, Club Premises Certificate or expressed their intention to vary their existing licence/certificate and has advertised this in a local newspaper and displayed a distinctive blue notice at the premises, following which representations have been made by a Responsible Authority or Other Person/s.
- A Review has been requested by a Responsible Authority or Other Person/s and the Review has been advertised by displaying a distinctive blue notice at the premises and also at the Council's office and website.
- An application is made to transfer a Premises Licence or for interim authority and the Police have issued an objection
- The applicant has made a Personal Licence application and the Police have objected to the Licence being granted.
- A Temporary Event Notice has been given and the Police and/or those in the Council that exercise environmental health functions have issued an objection.

### **Prior to your item being heard:**

- The Licensing team upon receiving representations will form a view as to whether the representations are irrelevant, frivolous, vexatious or for review applications; repetitious.
- The Licensing team would have provided written notice to all parties in advance of the hearing and would have responded to any request relating to personal details being removed from the agenda.

If you do not believe this to have happened, please contact the Licensing Service on 020 8356 4970 or email [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk) as soon as possible. For further information on the application process, please see the guidance notes at [www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing).

### **Making decisions on the items being heard:**

Hearings will normally be held in public unless the Sub-Committee believe it not to be in the public interest to do so. Although the Chair will try to make the proceedings as informal as possible, these hearings are of a quasi-judicial nature, and the rules of natural justice shall apply.

Only those Responsible Authorities and Other Persons who have made a relevant representation in writing at the consultation stage **can register to speak at a subsequent hearing**. Applicants, Other Persons and Responsible Authorities will all be given a fair

opportunity to put their case and the Sub-Committee will take these representations into account when making their decision. The Sub-Committee may still make a decision on any matter even if any party fails to attend the hearing. However, in these circumstances, it will only be that party's written representation that may be taken into account.

For new applications relating to Premises Licences and Club Premises Certificates, Members can grant with additional conditions attached to the licence, exclude any licensable activities, refuse a Designated Premises Supervisor (DPS) if appropriate or reject the application.

Members when making decisions on variation applications regarding a Premises Licence or Club Premises Certificate, can modify (add, delete or amend) conditions on the licence or reject the application in whole or part. Members will be considering the request for a variation and the impact that this may have. Therefore, representations should be focused on the impact of the variation, although concerns relating to the existing terms of the licence may be relevant in considering the track record of the applicant. However, Members may consider other issues which relate to the promotion of the licensing objectives, although only if it is reasonable and proportionate to do so.

For Provisional Statements, Members can consider any steps that are necessary having regard to the representations made in order to ensure the licensing objectives are not undermined.

Members when deciding a Review application can modify (add, delete or amend) the conditions of the licence, exclude any licensable activities, remove a DPS if appropriate, suspend the licence/certificate for up to 3 months or revoke the licence/certificate completely.

For transfer of Premises Licences, interim authority requests and Personal Licence applications Members can only refuse or grant the application.

Members when deciding on an objection made against a Temporary Event Notice (TEN) will determine whether or not to issue a Counter Notice, which if issued will prevent the proposed event from proceeding. If a TEN has been given for a premises that already has a licence/certificate, Members may impose any of those conditions from the existing licence/certificate to the TEN.

### **Before the meeting starts:**

The Sub-Committee Members are requested to report for business no more than half an hour before the meeting starts to deal with any administrative/procedural issues. This will allow Members to consider;

- the appointment for any substitutes if required
- the appointment of the chair
- any procedural issues
- obtain the list of attendees
- late documents delivered prior to the meeting and to ensure all the paperwork is in order

The Sub-Committee will not be considering any of the actual points raised within the Report itself and no Responsible Authority or Other Person/s shall be present when the Sub-Committee deal with the above issues.

### **Attending the hearing that concerns you:**

All Applicants, Other Persons and Responsible Authorities involved will be informed in writing of the date and time that their application will be considered by the Licensing Sub-Committee. Please contact the Licensing Service on 020 8356 4970 or email [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk) to

confirm whether you wish to attend and/or register to speak at the Sub-Committee hearing or if you wish for someone else to speak on your behalf. If you are unable to attend, the application may be heard in your absence.

All parties should arrive promptly at the outset of the scheduled meeting regardless of when the item is listed to be heard on the agenda.

Please contact the Licensing Service for advice within 4 working days from the date on the notice letter if any of the following apply;

- you have special requirements to help make your representation, because of a disability or you need a translator for example
- you wish to supply additional [documentary] information such as photographs and videos/DVDs

Please note that if you wish to provide additional relevant information, this should be given at least **5 working days** before the hearing. Any additional information provided once the hearing has started will only be accepted if all parties agree. Please note that the use of videos/DVDs is at the Sub-Committee's discretion – requests to show these should be made in advance to the Committee Officer.

## **Timings**

In most cases the application will last no longer than 1 hour, and the times to be allocated to each section are shown on the relevant hearing procedure. If you think that your evidence is likely to exceed this time period, please let the Licensing Service know **within 4 working days of the date on the notice letter** and the Sub-Committee will be advised. If your request is agreed, all parties will also be granted the same extension of time.

## **Rights of Press and Public to Report on Meetings**

Where a meeting of the Council and its committees are open to the public, the press and public are welcome to report on meetings of the Council and its committees, through any audio, visual or written methods and may use digital and social media providing they do not disturb the conduct of the meeting and providing that the person reporting or providing the commentary is present at the meeting.

Those wishing to film, photograph or audio record a meeting are asked to notify the Council's Monitoring Officer by noon on the day of the meeting, if possible, or any time prior to the start of the meeting or notify the Chair at the start of the meeting.

The Monitoring Officer, or the Chair of the meeting, may designate a set area from which all recording must take place at a meeting.

The Council will endeavour to provide reasonable space and seating to view, hear and record the meeting. If those intending to record a meeting require any other reasonable facilities, notice should be given to the Monitoring Officer in advance of the meeting and will only be provided if practicable to do so.

The Chair shall have discretion to regulate the behaviour of all those present recording a meeting in the interests of the efficient conduct of the meeting. Anyone acting in a disruptive manner may be required by the Chair to cease recording or may be excluded from the meeting. Disruptive behaviour may include: moving from any designated recording area; causing excessive noise; intrusive lighting; interrupting the meeting; or filming members of the public who have asked not to be filmed.

All those visually recording a meeting are requested to only focus on recording councillors, officers and the public who are directly involved in the conduct of the meeting. The Chair of the meeting will ask any members of the public present if they have objections to being visually recorded. Those visually recording a meeting are asked to respect the wishes of those who do not wish to be filmed or photographed. Failure by someone recording a meeting to respect the wishes of those who do not wish to be filmed and photographed may result in the Chair instructing them to cease recording or in their exclusion from the meeting.

If a meeting passes a motion to exclude the press and public then in order to consider confidential or exempt information, all recording must cease and all recording equipment must be removed from the meeting room. The press and public are not permitted to use any means which might enable them to see or hear the proceedings whilst they are excluded from a meeting and confidential or exempt information is under consideration.

Providing oral commentary during a meeting is not permitted.

### **Lobbying of Councillors**

If a person or an organisation wants to make a representation to the Licensing Sub-Committee, they must **NOT** contact Sub-Committee Members directly. Licensing Sub-Committee Members have to retain an open mind on any application and determine it on its merits. Members can not be in anyway biased towards a party. Therefore, if a Member of the Sub-Committee has had any prior involvement they must ensure that they come to the hearing with an open mind.

Local ward councillors may be able to speak on behalf of objectors if requested to do so, provided that if they have a disclosable pecuniary interest they leave the meeting room when the application is being considered unless they have been granted dispensation.

### **Reports**

Agendas and Reports for Licensing Sub-Committees are published on the Council's website ([www.hackney.gov.uk](http://www.hackney.gov.uk)) 5 working days before the hearing takes place. Copies are also available by contacting Governance Services on 0208 356 3578 or email [governance@hackney.gov.uk](mailto:governance@hackney.gov.uk). Copies of applications together with the detail of any objections will be included in the report.

### **Appeals**

Applicants or any party to the hearing can appeal against the decision made by the Sub-Committee. The appeal to the Thames Magistrates Court must be made within 21 days of the decision being sent formally in writing. However, TEN's have the added restriction that no appeals can be made later than 5 working days before the event is scheduled to take place.

### **Withdrawal of an Item or Cancellation of a Hearing**

An item may be withdrawn from the agenda of a Licensing Sub-Committee meeting at short notice due to the withdrawal or resolution of the representations or objections to an application or notice. A hearing by the Licensing Sub-Committee may therefore be cancelled at short notice if there are no substantive items remaining on the agenda.

As much advance notice as is practicable of the withdrawal of an item on the agenda or cancellation of a meeting of the Licensing Sub-Committee will be provided on the Council's website but please note that this might be as little as a few hours before the hearing if the

applicant chooses to leave it that late to satisfactorily address any representation or objection giving rise to the need for a hearing.

## **Facilities**

There are public toilets available, with wheelchair access, on the ground floor of the Town Hall. Induction loop facilities are available in the Assembly Halls, rooms 101, 102 & 103 and the Council Chamber. Access for people with mobility difficulties can be obtained through the ramp on the side to the main Town Hall entrance.

## **Contacts**

If you have a query about Licensing Sub-Committee procedures and protocols then please contact Governance Services –

Governance Services  
2<sup>nd</sup> Floor Room 118  
Hackney Town Hall  
Mare Street  
E8 1EA

Telephone: 020 8356 1266  
E-mail: [governance@hackney.gov.uk](mailto:governance@hackney.gov.uk)

.If your query relates general licensing matters or to specific applications then you are advised to speak to the Licensing Service. They can be contacted at:

Licensing Service  
Hackney Service Centre  
1 Hillman Street  
London E8 1DY

Telephone: 020 8356 4970  
Fax: 020 8356 4974  
E-mail: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)

# ADVICE TO MEMBERS ON DECLARING INTERESTS

Hackney Council's Code of Conduct applies to **all** Members of the Council, the Mayor and co-opted Members.

This note is intended to provide general guidance for Members on declaring interests. However, you may need to obtain specific advice on whether you have an interest in a particular matter. If you need advice, you can contact:

- The Corporate Director of Legal, HR and Regulatory Services;
- The Legal Adviser to the committee; or
- Governance Services.

If at all possible, you should try to identify any potential interest you may have before the meeting so that you and the person you ask for advice can fully consider all the circumstances before reaching a conclusion on what action you should take.

## 1. Do you have a disclosable pecuniary interest in any matter on the agenda or which is being considered at the meeting?

You will have a disclosable pecuniary interest in a matter if it:

- relates to an interest that you have already registered in Parts A and C of the Register of Pecuniary Interests of you or your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner;
- relates to an interest that should be registered in Parts A and C of the Register of Pecuniary Interests of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner, but you have not yet done so; or
- affects your well-being or financial position or that of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner.

## 2. If you have a disclosable pecuniary interest in an item on the agenda you must:

- Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you (subject to the rules regarding sensitive interests).
- You must leave the room when the item in which you have an interest is being discussed. You cannot stay in the meeting room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision.
- If you have, however, obtained dispensation from the Monitoring Officer or Standards Committee you may remain in the room and participate in the meeting. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a pecuniary interest.



### 3. Do you have any other non-pecuniary interest on any matter on the agenda which is being considered at the meeting?

You will have 'other non-pecuniary interest' in a matter if:

- i. It relates to an external body that you have been appointed to as a Member or in another capacity; or
- ii. It relates to an organisation or individual which you have actively engaged in supporting.

### 4. If you have other non-pecuniary interest in an item on the agenda you must:

- i. Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you.
- ii. You may remain in the room, participate in any discussion or vote provided that contractual, financial, consent, permission or licence matters are not under consideration relating to the item in which you have an interest.
- iii. If you have an interest in a contractual, financial, consent, permission or licence matter under consideration, you must leave the room unless you have obtained a dispensation from the Monitoring Officer or Standards Committee. You cannot stay in the room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision. Where members of the public are allowed to make representations, or to give evidence or answer questions about the matter you may, with the permission of the meeting, speak on a matter then leave the room. Once you have finished making your representation, you must leave the room whilst the matter is being discussed.
- iv. If you have been granted dispensation, in accordance with the Council's dispensation procedure you may remain in the room. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a non pecuniary interest.

### Further Information

Advice can be obtained from Dawn Carter-McDonald, Interim Director of Legal and Governance, on 020 8356 6234 or email [dawn.carter-mcdonald@hackney.gov.uk](mailto:dawn.carter-mcdonald@hackney.gov.uk)



FS 566728

# Relevant Extracts from Hackney's Statement of Licensing Policy

Please find below relevant extracts from the Statement of Licensing Policy 2018.

## LP1 General Principles

The Council expects applicants to demonstrate:

- (a) That they have an understanding of the nature of the locality in which the premises are located and that this has been taken into consideration whilst preparing the operating schedule.
- (b) Where the application is for evening and night-time activity, that the proposal reflects the Council's aspiration to diversify the offer, whilst at the same time promoting the licensing objectives.

## LP2 Licensing Objectives

### **Prevention of Crime and Disorder**

Whether the proposal includes satisfactory measures to mitigate any risk of the proposed operation making an unacceptable contribution to levels of crime and disorder in the locality.

### **Public Safety**

Whether the necessary and satisfactory risk assessments have been undertaken, the management procedures put in place and the relevant certification produced to demonstrate that the public will be kept safe both within and in close proximity to the premises.

### **Prevention of Public Nuisance**

Whether the applicant has addressed the potential for nuisance arising from the characteristics and style of the proposed activity and identified the appropriate steps to reduce the risk of public nuisance occurring.

### **Protection of Children from Harm**

Whether the applicant has identified and addressed any risks with the aim of protecting children from harm when on the premises or in close proximity to the premises.

### **LP3 Core Hours**

Hours for licensable activity will generally be authorised, subject to demonstrating LP 1 and LP2, as follows:

- Monday to Thursday 08:00 to 23:00
- Friday and Saturday 08:00 to 00:00
- Sunday 10:00 to 22:30

Hours may be more restrictive dependent on the character of the area and if the individual circumstances require it.

Later hours may be considered where the applicant has identified any risk that may undermine the promotion of the licensing objectives and has put in place robust measures to mitigate those risks.

*It should be noted that this policy does not apply to those who are making an application within a special policy area (see section 3) unless they have been able to demonstrate that the proposed activity or operation of the premises will not add to the cumulative impact that is already being experienced.*

### **LP4 Off' Sales of Alcohol**

Hours for the supply of alcohol will generally be restricted to between 08:00 and 23:00.

### **LP5 Planning Status**

Licence applications should normally be from premises where:

- (a) The activity to be authorised by the licence is a lawful planning use or is a deemed permitted development pursuant to the General Permitted Development Order (1995) as amended.
- (b) The hours sought do not exceed those authorised by any planning permission.

The Licensing Authority may take into account the lack of planning permission or an established lawful use in deciding whether there is likely to be any harm to the licensing objectives.

### **LP6 External Areas and Outdoor Events**

The Licensing Authority will normally restrict external areas and outdoor activity to between 08:00 and 22:00 unless the applicant can demonstrate that comprehensive control measures have been implemented that ensure the promotion of the licensing objectives, in particular the public nuisance objective. Notwithstanding any proposed control measures, the Licensing Authority may restrict the hours and/or activity even further

**LP7 Minor Variations**

The Council expects applications to be made in the following circumstances only:

- Small changes in the layout/structure of the premises
- The addition of voluntary/agreed conditions
- Removal of conditions that are dated and have no impact on the operation of the premises
- Reduction of hours for any licensable activity

**LP8 Temporary Event Notices**

When considering an objection to a TEN the Council will:

- Expect that any existing conditions will be maintained (where relevant) in circumstances where an event is to take place at a premises that has an existing authorisation.
- Assess any history of complaints as a result of licensable activity that may or may not have been authorised by a TEN.
- Consider the track record of the premises user
- Consider any other control measures proposed to mitigate the objection

**LP9 Personal Licences**

(a) The Council will consider whether a refusal of the licence is appropriate for the promotion of the crime prevention objective and will consider the:

- (i) Seriousness and relevance of any conviction(s)
- (ii) The period that has elapsed since committing the offence(s)
- (iii) Any mitigating circumstances that assist in demonstrating that the crime prevention objective will not be undermined.

**LP10 Special Policy Areas – Dalston and Shoreditch**

It is the Council's policy that where a relevant representation is made to any application within the area of the Dalston SPA or Shoreditch SPA, the applicant will need to demonstrate that the proposed activity and the operation of the premises will not add to the cumulative impact that is currently being experienced in these areas. This policy is to be strictly applied.

It should also be noted that the;

- quality and track record of the management;
- good character of the applicant; and
- extent of any variation sought

May not be in itself sufficient.

*It should be noted that if an applicant can demonstrate that they will not add to the cumulative impact in their operating schedule and at any hearing, then the Core Hours Policy within LP3 will apply.*

**LP11 Cumulative Impact – General**

The Council will give due regard to any relevant representations received where concerns are raised and supported around the negative cumulative impact the proposed application has on one or more of the licensing objectives.

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**VIOLET CAKES**

47 Wilton Way

Application for a Premises Licence

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**APPLICANT'S SUPPORTING BUNDLE**

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Violet Cakes – 47 Wilton Way  
Application for a Premises Licence

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CONSOLIDATED DRAFT PROPOSED CONDITIONS  
AND LICENSED HOURS SUMMARY

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**Hours Applied for:**

Sale by Retail of Alcohol (only with a sale of food):

Sunday to Thursday 08:00 to 20:30  
Friday to Saturday 08:00 to 21:30

Opening Hours:

Sunday to Thursday 08:00 to 21:00  
Friday to Saturday 08:00 to 22:00

Note: all non-standard timings withdrawn.

**Proposed Draft Conditions**

**PREVENTION OF PUBLIC NUISANCE**

1. Save for take away service, the premises shall only operate as a bakery and cafe
  - (i) in which customers are seated at tables,
  - (ii) where the supply of alcohol is by waiter or waitress service only,
  - (iii) which provide food in the form of substantial table meals, pastries and freshly baked cakes that are prepared on the premises and are served and consumed at the table using non disposable crockery (except chopsticks),
  - (iv) which do not provide any take-away service of food or drink after 23.00, and
  - (v) where alcohol shall not be sold or supplied, otherwise than with a sale of food.

Notwithstanding this condition customers are permitted to take from the premises part consumed, and resealed bottles of wine supplied ancillary to their meal. Further, customers are permitted to purchase bottles of wine (including sparkling wine/champagne) to consume off the premises.

2. During the hours of operation, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed and litter and sweepings collected and stored in accordance with the approved **Page 2** storage arrangements by close of business.



3. Substantial food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption on the premises.
4. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and to leave the area quietly.
5. All waste shall be properly presented and placed out for collection no earlier than 30 minutes before collection times.
6. Loudspeakers shall not be located in the entrance lobby or outside the premise building.
7. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly
8. The premises licence holder shall ensure that any patrons smoking outside the premises do so on an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.
9. A direct telephone number for the manager at the premises shall be publicly available at all times the premises is open. This telephone number is to be made available to residents and businesses in the vicinity.
10. No noise generated on the premises, or by its associated plant or equipment, shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
11. No fumes, steam or odours shall be emitted from the licenced premises so as to cause a nuisance to any persons living or carrying on business in the area where the premises are situated.

#### **PREVENTION OF CRIME AND DISORDER**

12. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Westminster Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.

13. A staff member from the premises who is conversant with the operation of the

CCTV shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.

14. An incident log shall be kept at the premises and made available on request to an authorised officer of the City Council or the Police, which will record the following:
  - a) All crimes reported to the venue;
  - b) All ejections of patrons;
  - c) Any complaints received concerning crime and disorder;
  - d) Any incidents of disorder;
  - e) All seizures of drugs or offensive weapons;
  - f) Any refusal of sale of alcohol.
  
15. There shall be no striptease or nudity and all persons shall be decently attired at all times unless the premises are operating under the provisions of a Sexual Entertainment Licence.

#### **PREVENTION OF CHILDREN FROM HARM**

16. A challenge ~~21~~ 25 proof of age scheme shall be operated at the premise where the only acceptable forms of identification are recognised photographic identification cards such as a driving licence, passport or proof of age card with the PASS hologram.

#### **PUBLIC SAFETY**

17. The approved arrangements at the premises, including means of escape provisions, emergency warning equipment, the electrical installation and mechanical equipment, shall at all material times be maintained in good condition and full working order.
  
18. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
  
19. All emergency exit doors shall be available at all material times without the use of a key, code, card or similar means.
  
20. All emergency doors shall be maintained effectively self-closing and not held open other than by an approved device.
  
21. The edges of the treads of steps and stairways shall be maintained so as to be conspicuous.
  
22. Curtains and hangings shall be arranged so as not to obstruct emergency safety signs or emergency equipment.

**Further Conditions Agreed with Community Safety and Enforcement Service**

23. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their responsibility as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
24. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.
25. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe within which it may expect its waste carrier to collect is adhered to.
26. The Licensee shall instruct members of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.
27. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.
28. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in Violet. This should remain unobstructed at all times and should clearly identify:-
- the name of the registered waste carrier the date of commencement of trade waste contract
  - the date of expiry of trade waste contract
  - the days and times of collection
  - the type of waste including the European Waste Code

**Further Conditions Agreed with Police**

29. Off sales that are consumed in the designated external seating area shall be made only with a sale of food, and provided only to seated customers.

Violet Cakes – 47 Wilton Way  
Application for a Premises Licence

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#### STATEMENT OF CLAIRE PTAK

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My name is Claire Ptak and I am the owner and operator of Violet Cakes. I have been a proud E8 resident for the last 12 years and I am lucky enough for my business and home to be just a stone's throw away from one another. I am American but I have recently been granted British citizenship so I feel more at home than ever.

As many of you know, Violet Cakes has been operating for over 10 years – it evolved from a small stall on Broadway market to the bakery/café it is now. I have had the pleasure of baking for locals, cake enthusiasts from all around the world, many celebrity clients and of course the Royal family in the spring of 2018.

#### **Working Locally**

I employ 25 locals, many of them youngsters who can be seen to rise their way through the ranks – progressing from Kitchen Porters to Baristas, Managers and Pastry Chefs in their time at Violet. I am committed to donating to charity and give annually to St John's Hospice and several local primary schools such as Gayhurst, London Fields, Queensbridge and Hackney New School. We have also been involved in supporting the several street parties over the years. On one occasion I also organised a Playstreets community event with Debbie from the estate and organised local chefs from Ottolenghi and Gayhurst school to make food and donated cupcakes and allowed people to use my bakery for the event.

#### **Impact of COVID-19**

My business had been closed for six months due to the COVID-19 epidemic and while this has been extremely difficult, it did finally give me a chance to renovate the bakery to allow for more functionality for my staff and a better experience for our customers, all in line with COVID guidelines. This time has also given me a chance to reflect on my business model and offering and I strongly feel that obtaining a Premises Licence should contribute to my business' recovery but I know that it won't drastically change the model or clientele of my business.

I would like to reiterate that my vision is not for my business to become a drinking establishment – it is simply to give customers the choice to purchase a glass of wine or champagne to accompany their lunch, tea or cake.

Customers will only be allowed to purchase alcohol with food, within our reasonable licensable hours and will be seated throughout. There will be several management policies in place to ensure that the licensable activities intended at Violet Cakes will be responsibly delivered and the Licensing Objectives met. [1] [SEP] Mainly there will be a qualified Personal Licence Holder on site at all times who will ensure all of our management policies are being fulfilled ie: respectful dispersal of customers at closing, street management, smoking regulations and challenge 25 policy. We will also be part of an ongoing compliance scheme with Complete Licensing Ltd to ensure the proper recording and handling of any incidents or complaints that relate to our premises.

### **Concerns Raised By Residents**

I have read through the Representations provided by our neighbouring residents and would like to address the concerns raised.

#### **Longer Opening Hours**

We actually (post lockdown) open 8:00am to 4:30pm Monday to Thursday and only until 5pm Friday to Sunday. We have applied for later licensed hours as we would like test the water for evening trading and holding occasional promotional events in the bakery. As I set out above, alcohol will only be provided with food and (save for take away customers who want to enjoy their cakes and wine away from the Premises) to seated customers. This will not change our style of operation but could open up a further market to us. In the current national circumstances, being able to trade for longer with fewer customers would really help.

#### **Prices Charged – Concerns that local people would not be able to afford to drink in the premises.**

Many of our customers are actually locals. Although it is true that our baked goods are of a premium quality, there is something on our menu for most budgets. What we are hoping to offer people is a choice to have some wine or champagne with their food. Yes, that will cost more than drinking at one of the nearby pubs, but we want to keep attracting customers who come for our food, then offer them a little more. If someone wants to buy more drink for less money, they can go to the pub or off-licence; if they would like fewer drinks, with food, I am hoping they will come to us.

#### **Delivery Noise**

I am afraid this has never been raised with me or my staff. As we are primarily a bakery, our deliveries come in the morning to allow us to bake for the day. The earliest delivery is indeed 4am but this is very rare and all delivery drivers would be conscious of making noise.

This is essential for our business. Given the limited volumes of alcohol we are expecting to sell, deliveries of alcohol should be managed within our existing delivery runs – after 8am.

#### Late Night Parties

We have had some promotional events but never late night parties. I am more than happy to answer any question the Committee may have when we meet and it may be that we can identify the activity that causes the residents' concern and address it.

#### Staff Setting Out Tables and Chairs at 6/7am

Our front of house staff have never arrived earlier than 7am and the tables and chairs are the last thing to be done. I have never received a complaint regarding noise from this activity, or any other. Again, if this is something that causes concern, I am happy to explore ways of addressing it but would appreciate the input of the residents as to exactly what they feel is causing them disturbance.

#### Premises Nearby

The Wilton Estate Tenants and Residents Association have helpfully set out that:

*“Within a half-mile radius there are 6 pubs, 12 restaurants and 10 places selling alcohol”*

This includes off-licences in Wilton Way and Greenwood Road. It is true that people can buy alcohol cheaply nearby, and then drink outside. They can do this at pubs like the Spurstowe Arms or simply go to one of the off-licences and then drink wherever they want. We have all seen this happen.

Our client profile is very different to the customers of the pubs and off-licences and we do not intend for that to change. Our income comes from baking and selling baked goods, with additional revenue being generated by selling coffees and other soft drinks. We hope to slightly increase our turnover again by selling wine and champagne to our customers who come thanks to our reputation for great food.

If someone wants to go to a drink-led venue, where they can buy more alcohol for less money, they will simply go elsewhere. If they want to eat some great baked goods and maybe have a drink, I hope that they will come to us.

#### The Spurstowe Arms - Public House on Greenwood Road

I have read that residents are tired of *“customers sitting on the pavement and gutter drinking and blocking the right of way”* and that they have even witnessed a couple having sex nearby.

The irritation and upset that the above has caused the residents is completely understandable. I have copied a plan of the area from Google Maps and have attached it to this statement (**Exhibit CP01**). As you can see, the Spurstowe Arms is located opposite the north-east pedestrian entrance to the Wilton Estate. When customers stand outside of the pub drinking, they can cross the road and stand across the entrance to the estate.

You can see on the plan, that Violet Cakes is located on Wilton Way, away from the entrances to the Wilton Estate. Also, unlike the pub, our customers will only be supplied with alcoholic drinks if they are seated in our premises or at our own tables and chairs outside (that can only be there if permitted by the Council – I attach a copy of our Tables and Chairs licence at **Exhibit CP02**). Our customers will not be allowed to simply buy drinks and stand around near the Estate.

### Litter

This is something that upsets me too. Passers-by (members of the public and customers of the various licensed premises nearby) do throw their rubbish away on the public highway and around Violet Cakes. My staff spend a good amount of time every day cleaning up rubbish (even before we open) to keep the area looking pleasant. As for any rubbish generated by our customers sitting outside, we clean this up throughout the day. If we didn't, customers wouldn't want to spend their money on food and drink from our premises.

I have reflected the above in our Management Policies, as developed in consultation with our consultants.

As for the broken beer bottles that appear around the area, we are always having to clean these up in the morning when we come in. It seems people buy bottles of beer from the off-licences and supermarkets and drink them in the public areas nearby in the late evening and night-time. At least if we do open later, we should put off people that want to use the area to drink.

### COVID 19 Compliance

Residents are concerned that patrons of the local pubs are "*gathering with no regard for personal or public safety.*" I have seen this myself and can assure everyone that we will be taking Social Distancing seriously at Violet Cakes. Importantly, our patrons will be seated, which makes it far easier to enforce Social Distancing than simply letting them stand around drinking.

As for the queue that formed for our grand reopening, our customers were so happy to see us reopen after 6 months and so eager for cake after such a long time they queued up an hour before opening. Although this was flattering for our business, this is not something that happens normally. Also, the queue was longer than it would otherwise have been

because people spaced themselves 1 to 2 metres apart (depending on their other measures). Sadly, queues are a part of life now as we deal with the COVID-19 epidemic. It also reduces the number of patrons we allow into the building.

### Placement of Tables and Chairs

Originally, we had a licence to put tables and chairs on the highway, in front of the bakery. We then increased this to include the highway to the East side of the building, next to the public benches. We did this in discussion with the Street Trading inspectors and paid a higher licence fee for the larger area. It appears that our licence was not updated but this has been rectified as can be seen in the licence at **Exhibit CP02**.

We have taken steps to minimise disturbance on the pavement by moving tables and chairs away from the front of the building (this is reflected in our licence) so that people can queue close to the building and still allow anyone else to pass. We have also experimented with using the disused Council land to the West of the building although, as this is not public highway, we cannot get a licence for it.

### Public Urination

This has caused us distress also. Customers of the nearby pubs and members of the general public passing-by, continue to do this, although we have managed to reduce it by having our staff confront people trying to use the public space as a toilet. We also have to clean the area around Violet Cakes to make it welcome. I can honestly say that neither I nor any of my staff have witnessed Violet Cakes customers urinating in public.

### Disorder

Our customer profile is predominantly aged 25 to 55, enjoying baked goods and a drink in their lunch hour or after work. At weekends, the average age goes up a little. We don't appear to attract the younger, more boisterous crowd and in offering wine or champagne with our cakes and other baked goods, I do not see this changing. That is my precise business model. The current clientele do not buy Class A drugs from the Wilton Estate and I cannot see that changing if those same customers drink wine or champagne with their food.

### Use of the Highway

It is true that customers who have purchased food from our bakery do sit on the public benches when they are free. Members of the public also sit on them. Alcohol will only be sold, with food, to customers seated in our premises or at our own tables and chairs. We will not serve alcohol to customers who choose to sit at the public benches (that may not be there much longer as the Council has plans to remove them and install a 5G mobile mast).



No member of the public has ever been told by my staff that they cannot sit at the public benches unless they buy food from Violet Cakes. I am surprised by that comment. We do however use a licence to place our own tables and chairs on the highway. This was not renewed during the COVID lockdown, but we have applied to renew it for our reopening and it is now in place as I explain above. We have been inspected by the Council's officers many times and they were always happy with the number and location of our tables and chairs. We will always comply with the Council's requirements for placing tables and chairs on the highway.

#### Use of Parking Spaces

I am afraid that I do not understand what is meant by this. I am the only one who parks outside the bakery. None of my staff even own cars. We have never parked in residents' parking spaces. There are a number of public, on-street spaces but these are always in demand given the limited number of them.

#### My Dedication to Violet Cakes

It has been said I am never on the premises. Violet Cakes is my life and my livelihood, I have been in most days since reopening and was in 2-3 times a week before we closed. I am an author and have written 5 cookbooks and am currently writing the 6<sup>th</sup> for Penguin Random House. I write at home rather than at the bakery for privacy and concentration. I am also a food stylist and Consultant and have work doing this which sometimes takes me away from the day to day running of the bakery but I am extremely hands on. When I started the business 15 years ago, it was in my kitchen just me, baking all day Friday and selling at Broadway Market all Day Saturday rain or shine. I started my business with £50 and have worked for the last fifteen years to make the best possible Cakes I can and to provide jobs and teach people to be better bakers. I also have an Instagram following of over 200,000 people who enjoy baking my recipes and seeing the cakes we produce right here on Wilton Way. I see it as an honour and a privilege to make my living doing something that makes so many people happy.

I will be in attendance on Thursday (by video link as is required these days) and look forward to discussing any of the issues that have been raised.

**Claire Ptak**

# Exhibit CP01



# Temporary Shop Front Trading Licence Card



## Notes

The Council may revoke or vary or refuse to renew this licence if:

on account of misconduct, or for any other sufficient reason the holder is in the opinion of the Council unsuitable to hold it; or (2) the space available in the street specified is insufficient; or (3) the street specified is not a licence street; or (4) the articles specified are of a class which, under the terms of a resolution passed by the Council under section 24(1) (B) of The London Local Authorities Act 1990 (as amended) may not be sold or exposed or offered for sale in the street specified; or (5) the holder has persistently refused or neglected to pay charges due from him or her to the Council or (6) the holder has for a period of not less than four weeks not fully exercised his or her rights under the licence.

Unless otherwise specified, this licence does not authorise the sale of second hand goods.

Notwithstanding any time specified in the schedule overleaf, the licence does not authorise the holder to trade at any time in contravention of any Order made under the Shops Act 1950 or any other statutory enactment.

Any breach of the conditions of this licence will result in a Fixed Penalty Notice or prosecution or both.



Markets and Street Trading Service. Call **02083565300**



Name of licensee   
Name of premises

Address

Postcode

Class of articles for sale/display/tables and chairs

Special conditions attached to licence:

**Schedule**

Trading Licence Number

Valid from:

Expiry date:

Permitted trading days:

Permitted trading days:

Dimensions of licensed area:

Area 1	Area 2	Area 3
Length (m) <input type="text" value="3.0m"/>	Length (m) <input type="text"/>	Length (m) <input type="text"/>
Width (m) <input type="text" value="3.6m"/>	Width (m) <input type="text"/>	Width (m) <input type="text"/>

**NOT TRANSFERABLE**

 Markets and Street Trading Service call **02083565300**

**THIS CARD MUST BE PROMINENTLY DISPLAYED IN PREMISES WINDOW**





# VIOLET

47 Wilton Way, E8 3ED

Mon-Fri 8-6

Sat-Sun 9:30-6

**Maple almond granola** with yoghurt and honey or coconut yoghurt and agave (vegan, +1.00)

w/ sliced banana **5.50**

w/ seasonal fruit **6.50**

**Sourdough or seeded rye toast**

w/ salted butter **3.00**

w/ Marmite **3.50**

w/ seasonal jams **4.50**

**Almond butter on toast** with coconut oil, honey and sea salt **4.50**

w/ sliced banana **5.00**

**Serrano ham and olive oil on toast** with a boiled egg **8.00**

**Grated tomato and olive oil on toast** with sea salt and salad leaves **9.00**

**Avocado on toast** with olive oil, chilli and lime **10.00**

Half **6.50**

**Kid's toastie** with carrot sticks and seasonal fruit **5.00**

**Franny's Breakfast** toast with butter, a boiled egg and half an avocado **5.00**

**Buffalo mozzarella toastie** with Serrano ham and rosemary **12.00**

Half **6.00**

**Cheddar, blue cheese and kimchi toastie** with sweet jelly on the side **12.00**

Half **6.00**

**Cheddar and green onion toastie** with sweet jelly on the side **10.00**

Half **5.00**

**Serrano ham and Comté cheese quiche** with salad leaves **10.00**

**Potato, caramelised onion and cheddar quiche** with green salad **10.00**

**Seasonal quiche** (see board) with green salad **10.00**

**Violet salad** leaves with shallot vinaigrette, a boiled egg, Comté cheese, pickles, olives, rosemary toasted almonds and saucisse seche with bread and butter **14.00**

**Hot-smoked salmon** with avocado, a boiled egg, salad leaves, bread & butter or toasted almonds **14.00**

**Sides:** Half avocado **2.50** Boiled egg **2.50** Salad leaves **4.00**

**Please speak to a member of staff if you have any food allergies/intolerances.**

*Breads from E5 Bakehouse. Cheeses from Borough Cheese and Neal's Yard Dairy. Salmon from Severn & Wye Smokery, Produce from Natoora, Fern Verrow. Organic eggs from Havensfield Farms. Milk and yoghurt from Northiam Dairy.*

**HOT DRINKS**Espresso/Americano **2.80**Macchiato/piccolo **2.90**Flat white **3.00**Cappuccino **3.20**Latte **3.50**Mocha **3.80**Hot chocolate **3.80**Babyccino **1.50**Kid's hot chocolate **2.50**Mug of Barry's breakfast tea **2.00**Loose leaf tea in a pot for one **3.00****SOFT DRINKS**Amalfi lemonade, housemade **3.20**Seasonal fruit soda, housemade (see board) **3.20**Lemon verbena iced tea, housemade **3.00**Coconut water, Fountain of Youth **5.50****ALCOHOL****Sparkling white**

Els Vinyerons, Pregadeau Cava, Xarel-lo, 2017 - £7.50 / £36

**Sparkling rose**

Camillo Donati, Ribelle, Barbera, 2018 - £7.50 / £38

**White**

Sepp Muster, Opok, Sauvignon / Chardonnay Blend, 2018 - £9 / £46

Werlitsch, Vom Opok, Chardonnay, 2017 - £10 / £52

**Red**

Els Vinyerons, Saltamarti, Garnacha / Tempranillo, 2018 - £5.80 / £29

Chato Pelicano, GRW, Grenache, 2016 - £6 / £30

**Beer**

Kernel IPA, 330ml bottle - £3.30

**Cocktails**

Negroni - £10

Margarita - £10

**CAKES**

Our cakes are baked daily – see individual signs on the counter.



**COMPLETE  
LICENSING**

# **VIOLET CAKES, HACKNEY**

**Crime & Disorder Report**  
Version 4.1



## 1. INTRODUCTION

I have been instructed to produce this report and policy document to support the Premises License application and future licensable activities at the business premises known as Violet Cakes, 47 Wilton Way, Hackney, London, E8 3ED.

## 2. PERSONAL INTRODUCTION

I retired from the police service in April 2016 having served in both Sussex and Metropolitan Police Services. On retirement I was issued with a certificate of service detailing that my career had been exemplary. Throughout my three decades of service I served in many differing roles in both uniform and detective roles including major crime branches, community policing and on retirement as a substantive sergeant I was responsible for the police licensing team in the City Of Westminster.

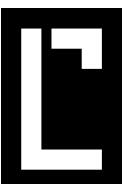
Prior to this I had been the Crime Operations Manager for Central Westminster and was the co-author of Operation Blizzard which is the policing initiative used through the busy autumn nights and Christmas period. This initiative supported Business Improvement Districts responsible for both daytime and night-time economies throughout the high-profile central areas of the City of Westminster. Such was its success with policing to demand methodology and the success it had driving down crime and disorder the Mayor of London firmly embedded Operation Blizzard in the capitals policing plan as best practice.

My community policing roles in Sussex gave me licensing responsibilities in various rural locations and market towns with night time economies.

## 3. BACKGROUND

The application has been made by the owner and founder of Violet Cakes, Miss Claire Ptak. The business itself was started by Miss Ptak some 14 years ago baking and selling cakes on the Broadway Market stalls in Hackney. The premises which Violet Cakes currently occupies was a derelict office space and had been for some length of time.

Through Miss Ptak's hard work and innovation the vibrant 'Violet Cakes' bakery and café came into being and has proved to be a successful and well managed business that both local residents and beyond come to



enjoy. Top quality cakes and light meals with a great coffee, tea or other non-alcoholic beverages are currently available.

Such has been the ongoing success of Miss Ptak she is the author of many baking and cookery books, and has now achieved world-wide fame having been responsible for the baking and decoration of the wedding cake for HRH Prince Harry and his wife Megan Markle and more recently the birthday cake for Sainsburys Supermarkets that was cut by her Majesty The Queen.

Following the Coronavirus (Covid – 19) outbreak Miss Ptak at last found the time and space to refurbish the current premises. Miss Ptak is now looking to give another experience to her valued customers and the opportunity to enjoy a chilled glass of champagne, wine or refreshing cocktail with her lunches and afternoon teas, allowing customers to enjoy family celebrations such as birthdays and other special occasions. To coincide with the hard-earned refurbishment the application for a premises license has been placed.

Miss Ptak has made Hackney her home, which is a far cry from her American routes. She has now obtained British Citizenship (Awaiting ceremony delayed by Covid-19). Over the years she has employed many local people. Many of these have been young and started in her kitchens washing up and waiting on customers. Now they can be found as expert bakers in the kitchens with skills and a future before them. Many have gone on to University and other careers all of the back of starting their working life with Violet Cakes. Miss Ptak currently employs 25 people which is supporting the local community.

Violet cakes can also be found supporting local charities and organisations showing a strong commitment to the local community and the business intention to continue to employ members of the local community.

## 4. LOCATION & PREMISES

The premises itself is situated in the middle of mixed residential accommodation in the London Borough of Hackney. Some 4 miles north-east of central London. Both large social housing estates and varying private residential properties can be found in this quite suburb of London. Without doubt this area is very up and coming and becoming more desirable as an ideal hub for commuters and those looking for business opportunities. Good London over ground links are available from the city and it was clearly evident from my visit to the premises many families are seeing the Hackney area as an ideal location with which to live, commute and work.

The building subject of this application is small. A former small office block. As seen from the plans a great deal is achieved from such a small premise. The refurbishment has allowed the business to operate with a more Covid friendly flow with an entry and exit door now being achieved. The lower floor is set up with a

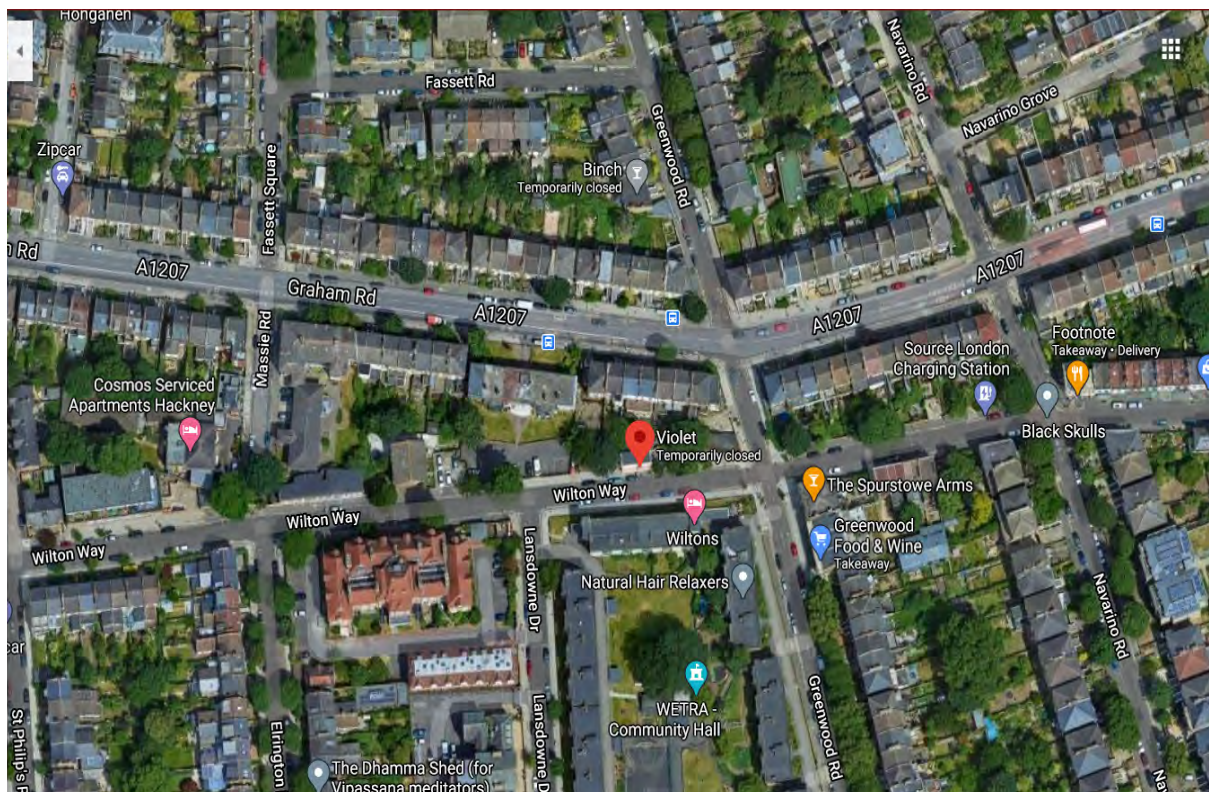


kitchen/bakery area and another room which will allow for meal preparation and washing up. The upper floor gives sufficient space for 20 patrons to be seated. There is the capacity to seat a further 30 outside. All this gives a small and comfortable experience for customers with little impact on local residents or other businesses.

There are other licensed premises in the area but all offering differing services and products. The nearby Spurstow Arms a typical Victorian built public house synonymous in the London area found on the junction of nearby Navarino Road. It is some 70 yards from the frontage of Violet Cakes. Next to this is the small Green Wood Food & Wine super market and off-license serving the local community until 2200 each day. You will find 300 yards further east a small parade of Victorian fronted shops which are all operating as trendy coffee shops, deli's or restaurants with a further off license called M&B Supermarket which operates until 2300 each day, and clothing shop. As you would expect to find in the area other public houses can be found all with differing styles and atmospheres. In general the area feels very relaxed with a supportive community.

I have provided some images below to detail the location and outlook.

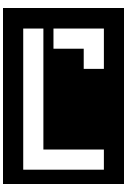
### Satellite view of 47 Wilton Way, Hackney, E8 3ED



Street view looking east along Wilton Way  
Violet Cakes building to the left and properties of Wilton  
estate opposite.



Violet Cakes Premises - 2<sup>nd</sup> September 2020



**Wilton Way 2<sup>nd</sup> September 2020 - Looking towards Spurstow Arms  
Wilton Estate buildings to right.**



Apartments – Massie Road (Behind Violet Cakes) 2<sup>nd</sup> September 2020



Parade shops opposite end of Wilton Way – 2<sup>nd</sup> September 2020



## 5. APPLICATION & OBJECTIONS

I am aware that the owner Miss Claire Ptak has made the application to secure a Premises Licence to serve alcohol between the hours of 0800 to 2030 Sunday to Thursday and 0800 to 2130 Friday and Saturday. Objections have been raised by the following:

- Hackney Borough Council Licensing on the grounds of Public Nuisance citing previous reported noise issues.
- Hackney Borough Council Community Safety & Enforcement citing Public Nuisance regarding waste and litter and proposing 6 conditions to combat this potential issue. These conditions have been agreed by the Applicant.
- Wilton Estate Tenants & Residents Association expressing concerns against the Prevention of Crime & Disorder, Prevention of Public Nuisance and Public Safety (Covid – 19).
- Various other residents from the Wilton Way Estate and Graham Road to the rear have also submitted objections mostly centred around the Prevention of Crime & Disorder and Public Nuisance.

With regard to the objections around Public Nuisance and the Prevention of Crime and Disorder it is my intention to bring confidence to the Licensing Sub-Committee, responsible authorities and local residents that with this report and policy document, together with the obvious well managed business Violet Cakes is, the licensable activities intended at Violet Cakes will be responsibly delivered and the licensing objectives are met.





## 6. CRIME & DISORDER POLICY

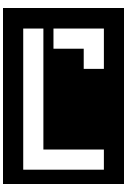
I have produced this policy to ensure the management and staff support the four required licensing objectives:

- Preventing crime and disorder.
- Securing public safety.
- Preventing public nuisance
- Protecting children from harm

To achieve this the following key areas will be covered and **will** be adopted by the owners and management to ensure the four objectives detailed are met:

- Working in partnership as detailed in the licensing act 2003.
- Major incident policy.
- Security Policy.
- Potential offences and related issues to managed.
- Drunkenness & Disorderly Policy.
- Noise & Nuisance & Anti-Social Behaviour Policy.
- Theft/Lost Property Policy.
- Premises Drug & Weapon Policy.
- Sexual Assault Policy.
- Recording Policy.

All of these policies managed and used correctly will support Violet Cakes in achieving the requirements of the now recognised four licensing objectives.



## 7. WORKING IN PARTNERSHIP

The successful control of crime and disorder and subsequent investigation should it be required can be best achieved through close partnership working. Strong professional working relationships between the owners, management, supporting consultants, staff, and security teams (should they be required for an event) and all local stakeholders are key to the successful delivery of the licensing objectives. The constant share of information and joined up working will deliver the best possible outcome for all. The following will be adopted into the venues managed approach to partnership work and the control of crime and disorder. The owners of the venue welcome the opportunity to work closely with the following organisations and groups:

- Hackney Police Licensing Team.
- Metropolitan Police Safer Neighbourhood Team (SNT) for the area.
- Hackney Borough Council Licensing Authority.
- Hackney Borough Council Environmental Health.
- Hackney Borough Council Community Safety Department.
- London Ambulance Service.
- London Fire Brigade.
- Hackney Business Associations.
- Local Residents Associations.
- Pub and Club watch schemes.
- Local public and private transport operators.

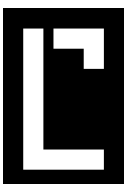


## 8. POTENTIAL CRIME & DISORDER OFFENCES AND RELATED ISSUES (VIOLET CAKES LOCATION)

- Offences against the licensing act 2003 (Underage drinking, drunkenness).
- Theft (Contrary to Sec 1-7 Theft Act 1968)
- Criminal Damage Act 1971 (Potential offences to venue, surrounding properties and vehicles.
- Child Exploitation 2003 Criminal Justice Act.
- Child Neglect Contrary to Children & Young Persons Act.
- Anti-Social Behaviour (Noise & nuisance)
- Potential terrorist threats and activity. (Crowded Places)
- Harassment
- Bribery & Corruption
- Littering
- Client Dispersal
- Street Management & Smoking

It is important to recognise that this venue has operated as a small bakery and café very successfully for the past ten years. Albeit they premises is now seeking a license to allow the consumption of alcohol on the premises the actual business model is not changing. It is still the same venue, serving the same cakes and meals but just looking to enhance its business potential. I am of the opinion that although the premises must consider the full licensing objectives and act responsibly there will be little change other than customers may take an alcoholic drink completely ancillary to a meal. The customer profile remains the same with the venue offering alcohol with food. In no way will the premises looking to promote a drink led clientele. The above list would suggest that the granting of a license will immediately provoke such offending and related issues to exist. To the contrary the management and staff will be focused on ensuring the customers, local communities, responsible authorities, and emergency services will not be subject to such issues when the licensable activities are taking place.

The owners, management, and associated licensing consultants will ensure the licensing objectives are met.

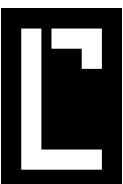
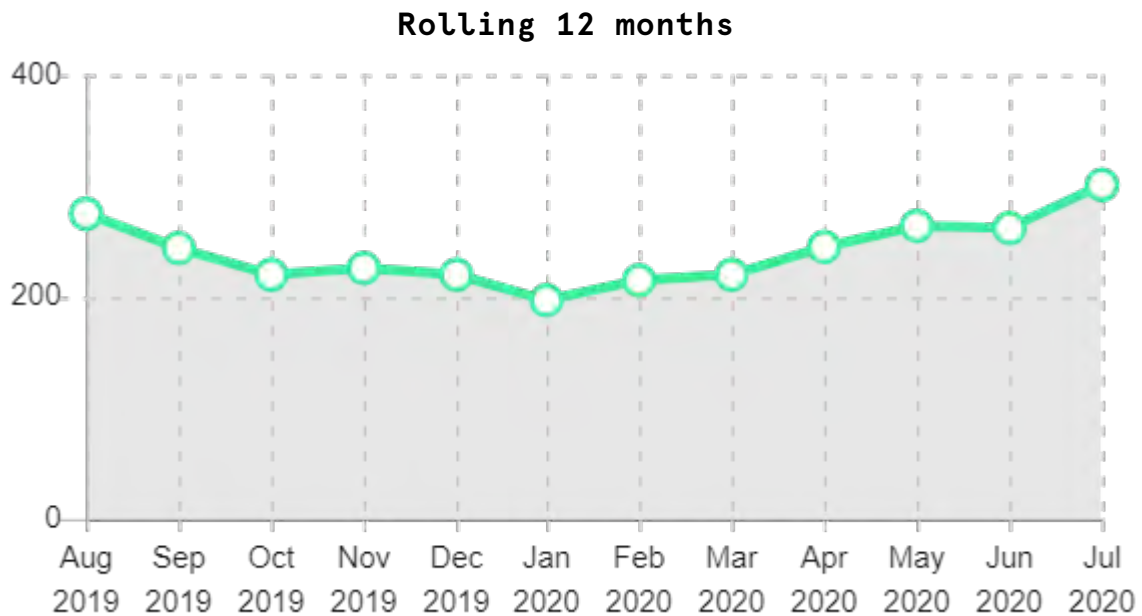


## 9. CRIME STATISTICS DALSTON

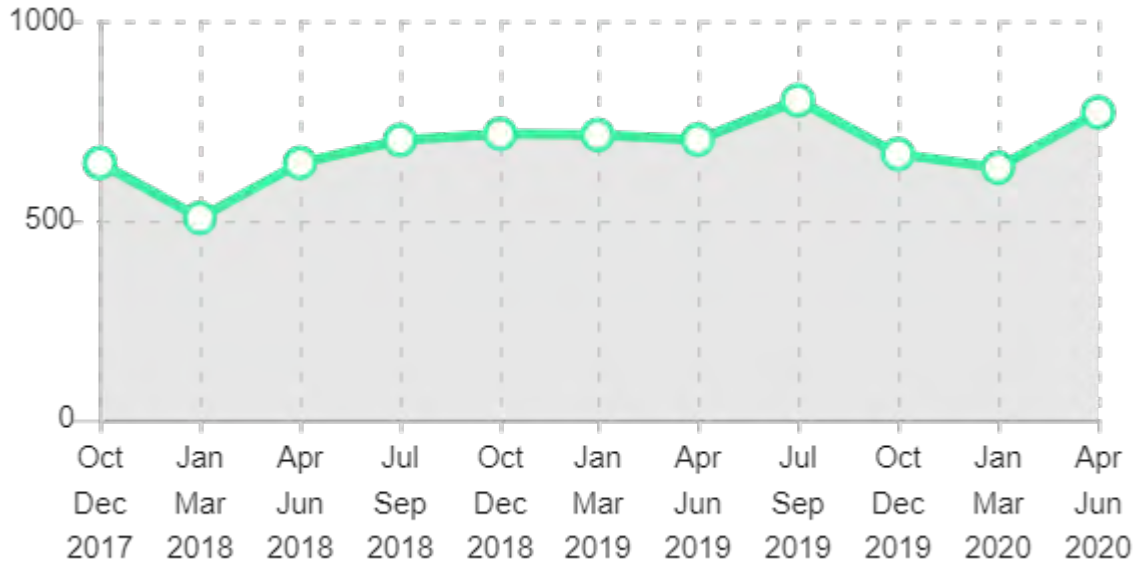
The below is the most recent charts on recorded crime taken from Police UK statistics for the Dalston Police area in which this venue sits. Its boundaries sit against another Police area, so this has produced a slight anomaly in the recorded figures (7 recorded crimes) in which this premises are located. This is due to the boundary markers. Crime types are consistent with what you would expect in this suburb and housing demographics. Crime reported in July 2020 numbered 301 for the entire area, the majority of which took place in the Dalston Junction location.

The month on month statistics are very consistent year on year. There is **NO** reported crimes at the venue's location. It is sandwiched between a crime hotspot for anti-social behaviour and nuisance in the Cosmos Serviced Apartments in Massie Road and the junction of Greenwood Road and Navarino Road. There is nothing causally linking crime and disorder to the nearby Spurstow Arms.

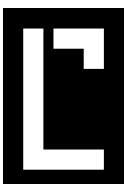
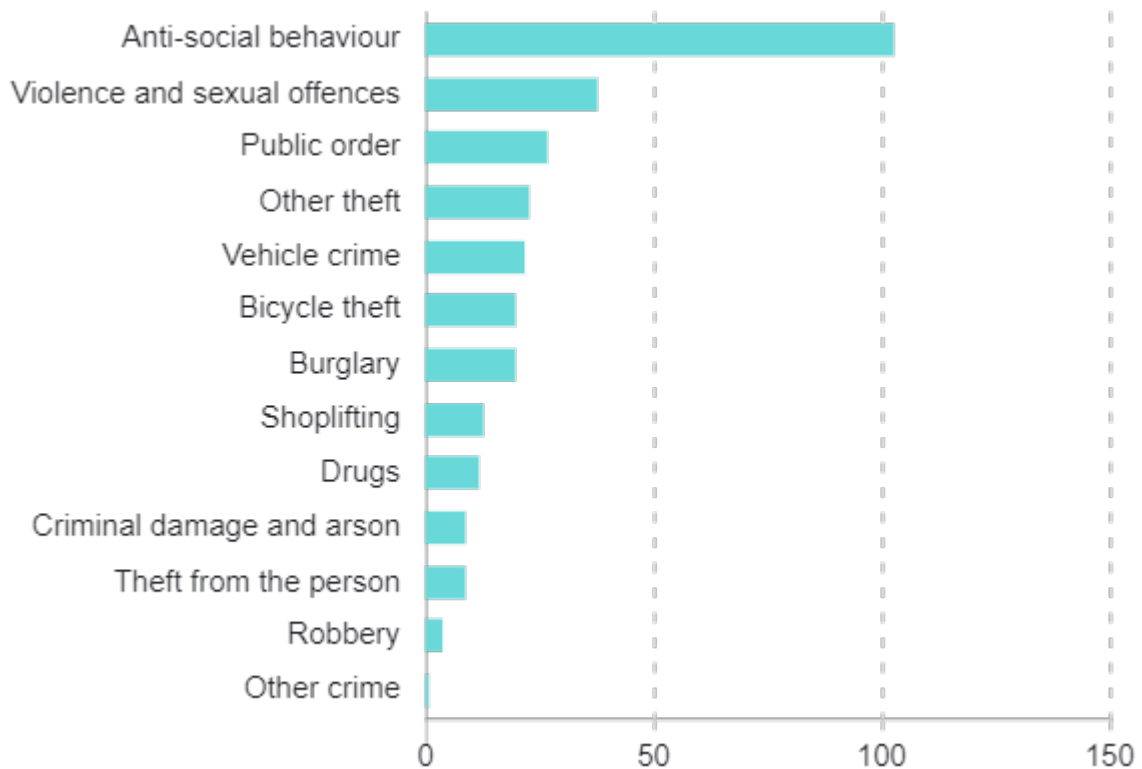
I am unable to determine if any of the Public Houses or other venues within the immediate area are attributable to the anti-social behaviour, public order or nuisance recorded in the area. I think this unlikely as at the time of writing there has been no objection to this application from Police on the grounds of preventing crime and disorder, public safety, or public nuisance.



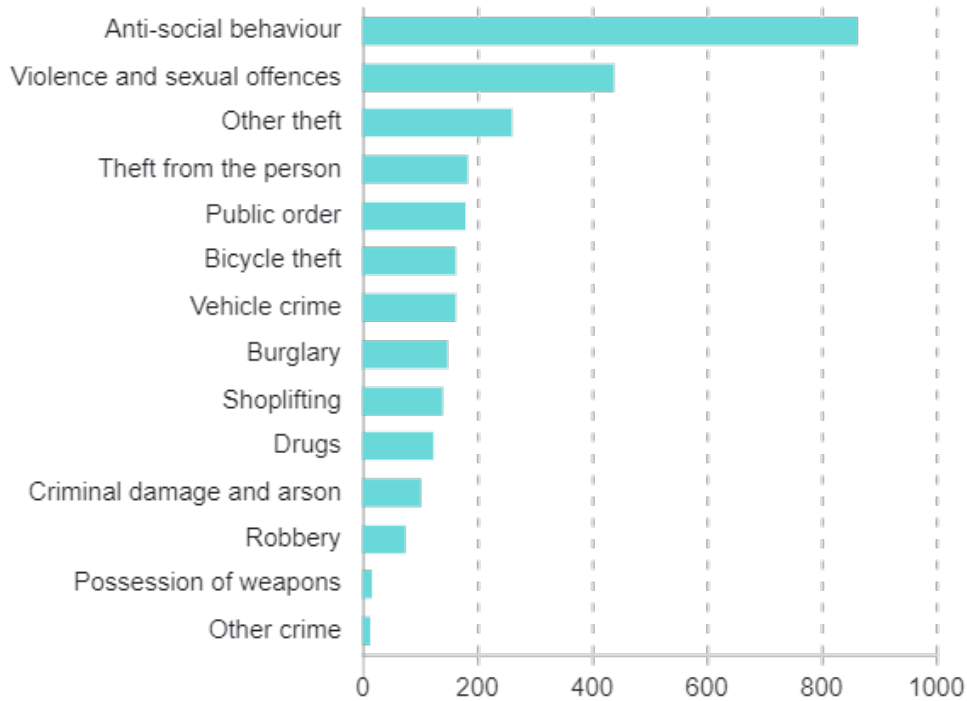
**Crime per quarter Last 3 years**



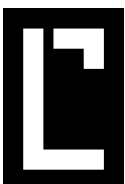
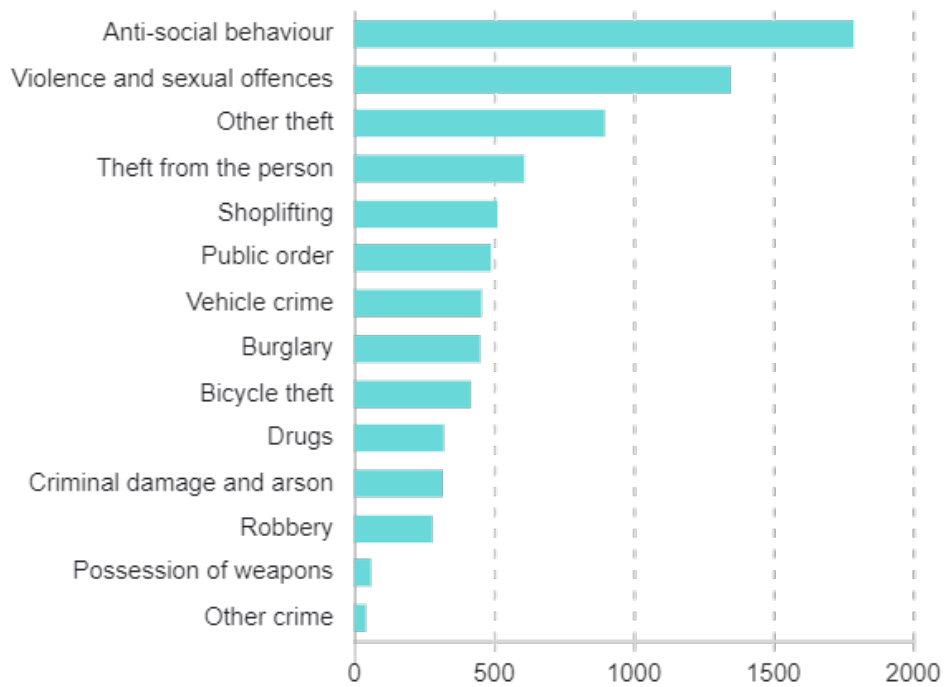
**Crime by Type - Latest month July 2020**



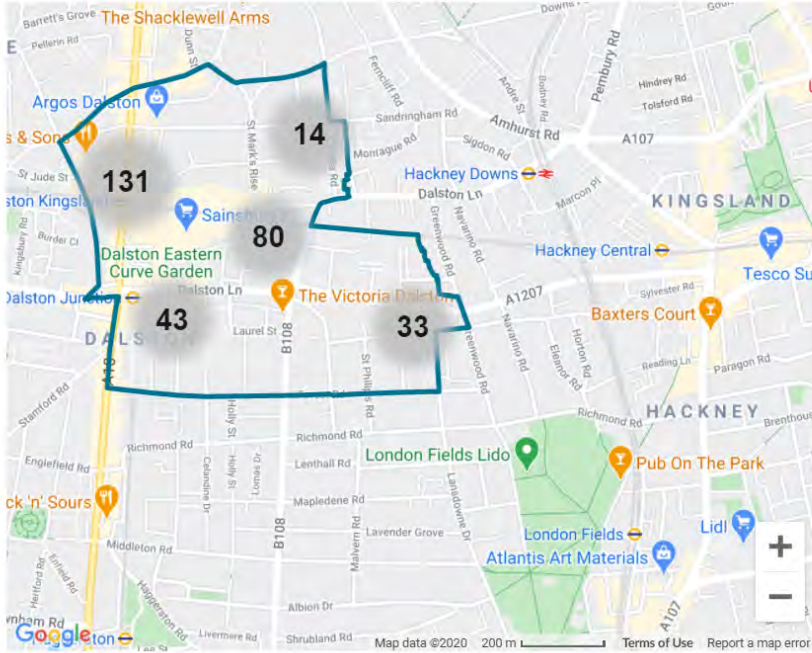
### Crime by type = Last 12 months



### Crime by type - Last three years



Click on a hotspot to see more details. Alternatively, [view as A-Z list](#).



Edit crime type and time period

All Crimes (301)

July 2020

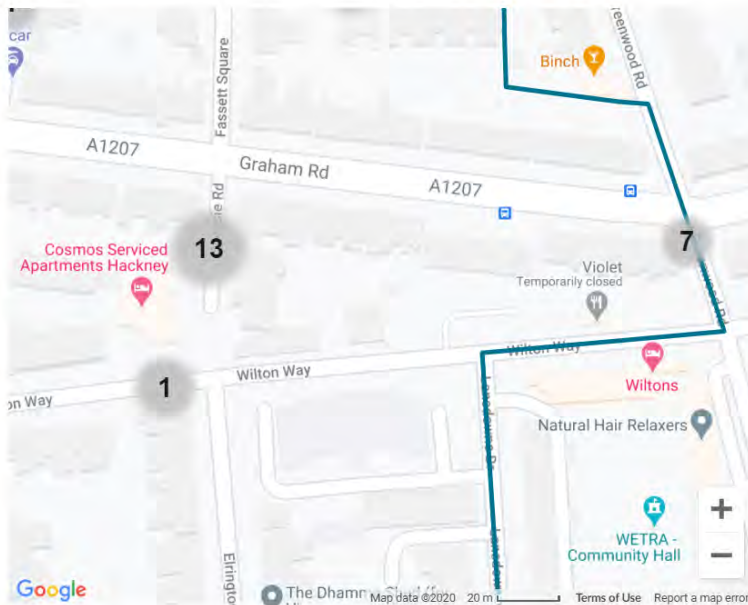
301 crimes were reported here in July 2020

Anti-social behaviour	103
Violence and sexual offences	38
Public order	27
All other crime	133

[View crime definitions](#)

[Download area crime data](#)

Click on a hotspot to see more details. Alternatively, [view as A-Z list](#).



Edit crime type and time period

All Crimes (301)

July 2020

14 crimes were reported here in July 2020

Anti-social behaviour	9
Public order	2
Bicycle theft	1
All other crime	2

[View crime definitions](#)

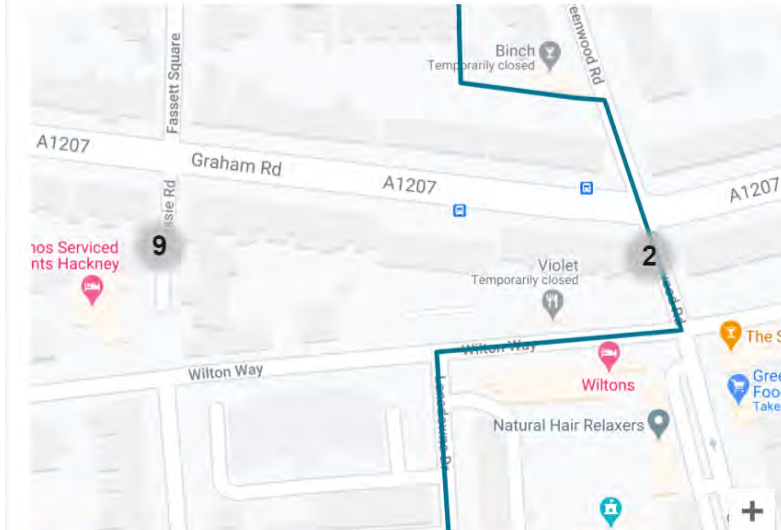
[Download area crime data](#)



### Explore crimes

Click on a hotspot to see more details. Alternatively, [view as A-Z list](#).

Edit crime type and time period



Anti-social behaviour (103) ▾

July 2020 ▾

103 crimes were reported here in July 2020

Anti-social behaviour 103

[View crime definitions](#)





## **10. POLICIES TO SUPPORT LICENSING OBJECTIVES (VIOLET CAKES)**

### **11. Challenge 25**

Staff will be trained to adopt the Challenge 25 Policy. Staff will be expected to follow the following 3 step approach through all periods of licensable activity.

1. Asses the age of every customer.
2. If staff believe the customer to be under the age of 25 they will be required to ASK for ID. The following forms of documentation will only be accepted as proof of ID.
  - (A) Valid Passport
  - (B) Valid photo drivers' licence.
  - (C) A "Pass" approved card from the national proof of age standards scheme.

Challenge 25 will always be used by staff and it will be emphasised by the Management that:

- Staff are not to rely on security staff and ID scanners at the point of entry.
- That staff are not to use the excuse they are busy.
- That staff believe they have already viewed a suitable form of ID for that customer.

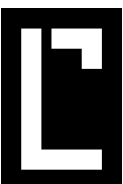
### **(B) Drunkenness & Disorder Policy**

To support the premises commitment to the licensing objectives the following policy will be adopted regarding drunken and disorderly behaviour. The owners, management, DPS, and all other Violet Cakes staff are fully aware of their legal responsibilities to sell alcohol and operate professionally and responsibly. All staff will receive the appropriate training and will be required to adopt the following approach:

- Customers will be refused access to the venue should they show signs of drunkenness or are acting in a disorderly manner at the point of entry.
- Staff will refuse to serve customers who appear to be drunk.
- Staff will refuse to serve customers who are attempting to purchase alcohol for someone who appears to be drunk.
- Staff will refuse to serve any customers that are acting in a disorderly manner.

In addition to this staff will be asked to be vigilant in looking for the following behavioural traits:

- Disruptive behaviour.



- Raised voices and arguments.
- Customers purchasing drinks or shots in quick succession.
- One or more people playing to a crowd.
- People being irresponsible to or being supported by friends.
- Customers with glazed eyes, slurred speech and unsteady on their feet.
- Customers that are quite or asleep.

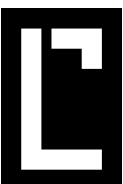
All Violet Cakes staff will be expected to take positive action around such behaviour and deal firmly and professionally.

### **(C) Theft & Lost/Found Property Policy**

The Violet Cakes team are committed to ensuring their clientele enjoy the best possible experience. It is imperative that the management, DPS, and staff, within the premises ensure that customers personal property remains safe and secure and that the police are not burdened with unnecessary crime investigations for theft offences. Equally the Violet Cakes team do not want to be continually attempting to reunite customers with lost/found property.

To ensure these numbers are kept to a minimum and always looking to achieve zero theft offences and persons losing personal items the Violet Cakes team will adopt the following policy:

- Customers will at point of entry be verbally reminded staff to look after items of personal property.
- Clear signage will be placed in both the inside and outside seating areas reminding customers to take care of personal items of property.
- Violet Cakes staff will be vigilant in looking for customers vulnerable items of property and ensuring the customer is reminded to take care of personal items.
- Recovered items of property will be collected by staff and stored in a secure location. The item of property will be recorded, and the time and date found.
- No items of property will be returned without adequate proof of ownership. Such items will be retained at the premises until proof of ownership is confirmed.
- Lost items of property will be collected by Violet Cakes staff in the same manner and the same proof of ownership criteria will apply.
- Customers reporting lost items of property can do so via the Complete Licensing website or by contacting Violet Cakes by telephone. Full details of the person concerned together with an accurate description of the property and possible location within the venue where the item of property was last in the possession of the reporting person will be recorded.



- Once such a report has been received it will be brought to the attention of the DPS, or management for immediate investigation. Every effort will be made to identify and items of lost/stolen property and return them to the owner.
- Items of recovered property will be accurately recorded, and every effort made to return them to the owner. Any such items unclaimed after 28 days will be disposed of or handed to police if deemed to be of sufficient value.

#### **(D) Protection of Children**

The very nature of the Violet Cakes business will draw in family groups. The Violet Cakes team will be made very aware of the responsibility the Licensing Act imposes on operators in the protection of children from harm.

Staff members will be trained and expected to monitor children and those thought responsible for them whilst on the premises. Particularly in the areas of:

- Neglect
- Drunkenness
- Exploitation

Any relevant concerns will be brought to the immediate attention of the Police for continued investigation.

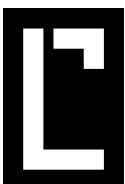
#### **(E) Major Crime Policy**

The venue itself cannot ignore the fact that it has a responsibility to prevent and assist in the investigation of major crime should the unlikely event it takes place in this small location. However, the owners, management and associated consultants will ensure the police will be contacted should any of the following offences type come to notice on the premises:

- Sexual Assaults
- Possession of drugs or offensive weapons
- Potential terrorist threat or activity

#### **(F) Noise, Nuisance and Anti-Social Behaviour Policy**

The Violet Cakes owners, management and recognise that a venue such as this will have members of the public dispersing from the venue throughout the periods of licensable activity. The organisers recognise the



fact that there are both residential and commercial properties located in the vicinity of the premises and as such there may be concerns from these communities, they may be subject of noise, nuisance, and anti-social behaviour.

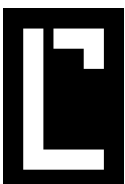
The Violet Cakes team would like to ensure these communities that the intention is not to change the customer profile or the nature of the business that has operated so successfully over the past ten years. They wish to confirm there will be no change other than an offering of alcohol with the same service and products.

To ensure there is no likelihood of noise, unnecessary nuisance, and anti-social behaviour the following policy will be adopted during the permitted hours of licensable activity.

- The Violet Cakes management and staff will monitor client behaviour both inside and outside of the premises.
- The management and staff will only operate within the curtilage of the premises.
- Clear verbal and signed messaging will be delivered to customers as they leave the premises to respect the local area and residents.
- The Violet Cakes team will look to work in partnership with Dalston Safer Neighbourhood Police Team, local residents their associated residents and tenants associations to deliver a safe and nuisance free environment in the Wilton Way area.
- The Violet Cakes owners, management and staff will ensure to present a clean, clear, waste free environment promoting the area in a positive light for all to enjoy.

## **(G) Security**

- The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the Hackney Police Licensing Team. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
- A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.



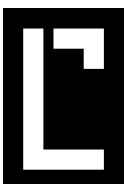
- CCTV has been installed to cover both the interior and exterior areas used by customers.
- The capacity of the venue is 20 customers seated in the restaurant area on the upper floor and 30 in the exterior seating. The very nature and client base of the business does not lend itself to requiring SIA security staff. 10 staff members are on duty at any one time and will be more than capable through normal business operations to monitor customer activity. The owners and management will of course secure the services of such suitably trained SIA security staff should such an event and risk assessment at the location require such levels of security.

### **(H) Client Dispersal**

The Violet Cakes Management Team are aware of the potential for neighbourhood noise and disturbance when customers leave at closing time. Management have agreed to implement a written dispersal policy to move customers from the premises and the immediate vicinity in such a way to cause minimum disturbance or nuisance to local residents. Every effort will be made to minimise any potential nuisance and it will be the responsibility of all members of Violet Cakes staff to support this policy.

Winding-down Period:

1. Management have put into place an effective "wind-down" procedure to facilitate prompt closure of the premises and orderly dispersal pattern by customers.
2. Approaching closing time, staff will inform customers that the premises will be closing soon and direct them towards the nearest exit.
3. Given the style of our bakery/cafe business there is a gradual departure of customers and the premises are frequently not full at closing time.
4. If we are trading into the evening, internal lighting levels will be increased during the last 30 minutes of trading.
5. The winding down period outlined above ensures that customers disperse gradually prior to cessation of trade.
6. The Violet Cakes team are proud of their lovely little building and the area they work in. The team will endeavor to keep the area clean and attractive for their patrons and local residents. This means dealing with litter and debris outside our frontage that may have nothing to do with us but in the interests of maintaining good standards and supporting the local community in the area they will still take responsibility and keep the area clean and tidy.
7. Violet Cakes Staff are trained to know:-
  - (a) where the nearest mode of public transport is
  - (b) details of taxi companies, with a number available at the reception



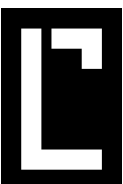
- (c) general local knowledge so that if customers decide to move on the Violet Cakes staff can help them with directions.
8. Violet Cakes Staff are assigned key roles, and these include supervising the dispersal and general control of the vicinity.
  9. Violet Cakes Staff will be easily identifiable in their uniforms and before each shift there will be a team briefing to allocate the roles.

There is a weekly team meeting to discuss any ways that the premises may improve the dispersal of patrons and any actions points are added into each role's job card

(l) Street Management:

This policy has been created to assist in promoting the four licensing objectives. This policy can be changed from time to time following best practice improvements and any recommendations that are approved by Violet Cakes. All members of staff must make sure that they are familiar with the terms of this policy.

1. Smoking is not permitted within any part of Violet Cakes Bakery/Cafe.
2. Customers within the premises who wish to smoke should be directed to the agreed designated smoking area or asked to relocate to the lawfully placed tables and chairs outside.
3. The door attendant(s)/door supervisor(s) or daytime staff on duty shall oversee monitoring the designated smoking area and any lawfully placed tables and chairs.
4. The smoking area and outside tables and chairs should be cleaned regularly, and ashtrays emptied.
5. Customers should be reminded to respect our neighbours and to keep conversations to an acceptable level.
6. The door attendant(s)/door supervisor(s) on duty shall keep a log of any person causing any disturbance or nuisance whether or not that person is a customer. Any person causing a nuisance shall be refused service and asked to leave the premises.
7. The door attendant(s)/door supervisor(s) on duty shall assist in keeping any noise disturbances/incidents from the designated smoking area as well as in the immediate vicinity of the premises to a minimum.



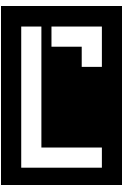
## (J) Recording

The venue's Management and staff have a responsibility to record the following information for the benefit of various professional bodies. This must be done immediately concisely, and contain all relevant material related to the incident. Hardcopy notes will be produced for immediacy and a subsequent electronic copy completed for storage and ease of access should it be required.

This will include:

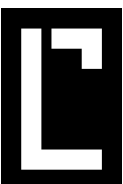
- (a) All crimes reported to the venue.
- (b) All ejections of patrons.
- (c) Any complaints received concerning crime and disorder.
- (d) Any complaints of noise or nuisance.
- (e) Any incidents of disorder.
- (f) Any refusal of the sale of alcohol.
- (g) Any visit by a relevant authority, Police Service, Ambulance Service or Fire Service.

This is an especially important process and the owners and management of Violet Cakes have considered the use of an appropriate Licensing Consultancy Team to assist with and monitor this ongoing requirement.



## 11. CONSIDERATIONS FOR LICENSING SUB-COMMITTEE

12. The applicant is able to prove herself to be a suitable person to hold a premises license of this nature.
13. The applicant has run a successful business at this location without issue for the past ten years.
14. The applicant is a long-standing member of the local community.
15. The applicant is a significant employer to the local community.
16. The applicant is supportive in the development of young people from the local community.
17. Such is the nature of the applicant her reputation has led her to bake for a Royal wedding and Royal Birthday, promoting local skills to the Hackney area.
18. The applicant proposes little change to the operation of her current business other than there has been a refurbishment to cope with customer flow amid the current Covid 19 pandemic, and the offering of alcohol to a well-established customer base.
19. The applicant is not looking to bring about a change to her customer profile.
20. All alcohol will be served at tables ancillary to meals or cakes.
21. There will be no bar and the promotion of alcohol only by table service.
22. The applicant is requesting very reasonable terminal hours at 2030 Sunday through to Thursday and 2130 Friday & Saturdays.
23. The applicant is incredibly supportive of local organisations and charities.
24. The business model itself does not lend itself to the promotion anti-social behaviour, nuisance, violent crime etc.
25. The premises have not been subject of continued reported crime or police attendance.
26. The Police have withdrawn their objection.
27. The Violet Cakes business has taken a derelict building and transformed it into a successful venue promoting the area in a positive light.
28. The applicant and her team have made every effort to assist with cleaning and tidying the immediate area at their time and cost. This has gone beyond the boundaries of the Violet Cakes property.
29. The crime in the area appears to be highlighted in two distinct areas. The highest reported crime is anti-social behaviour. The crime mapping clearly suggests this offending is constantly taking place away from licensed premises and focused on social housing areas. I would suggest this is in no way attributable to licensable activity or the current activities of Violet Cakes.
30. The applicant is committed to promoting the four licensing objectives and ensuring her management and staff are suitably trained to support them.





- I am of the opinion the proposed licensable activities will have little or no impact in relation to crime and disorder, nuisance, public safety or bring children to harm.
- The local residents, responsible authorities and licensing sub-committee can be confident that the premises will be run to the highest level and all the licensing objectives met.
- From my experience the Licensing Sub-Committee can be confident in granting this license and ensuring Violet Cakes continues to support the local economy.



# Violet Cakes Bakery and Cafe

47 Wilton Way  
Hackney  
London

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## DISPERSAL POLICY

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This Dispersal Policy has been implemented to assist in the promotion of the four licensing objectives, in particular crime and disorder, public nuisance and public safety. This document is subject to change from time to time as it is a working best practices document that may change through discussions with interested parties and more specifically with our neighbours.

The Violet Cakes Management Team are aware of the potential for neighbourhood noise and disturbance when customers leave at closing time. Management have agreed to implement a written dispersal policy to move customers from the premises and the immediate vicinity in such a way so as to cause minimum disturbance or nuisance to neighbours. Every effort will be made to minimise any potential nuisance and it will be the responsibility of all members of staff to support this policy.

### 1. Winding-down Period

1. Management have put into place an effective “wind-down” procedure in order to facilitate prompt closure of the premises and orderly dispersal pattern by customers.
2. Approaching closing time, staff will inform customers that the premises will be closing soon and direct them towards the nearest exit.
3. Given the style of our bakery/cafe business there is a gradual departure of customers and the premises are frequently not full at closing time.
4. If we are trading into the evening, internal lighting levels will be increased during the last 30 minutes of trading.
5. The winding down period outlined above ensures that customers disperse gradually prior to cessation of trade.
6. We are proud of our lovely little building and the area we work in. We will endeavour to keep the area clean and attractive for our patrons and our neighbours. This means dealing with debris outside our frontage that may have nothing to do with us but in the interests of maintaining good standards in the area we will still clear it up.

### 2. Door Supervisors

7. As we are a bakery/café, our need for door supervisors is not the same as for pubs, clubs and bars; however, to ensure the promotion of the licensing objectives, we will always risk assess our activities and when applicable, door supervisors shall be maintained until the premises are closed and shall be in position early enough in the evening to ensure

that procedures for promoting public safety and preventing public nuisance are effective.

### **3. Staff Roles in Relation to Effective Dispersal**

8. Violet Cakes Staff are trained to know:-
  - (a) where the nearest mode of public transport is
  - (b) details of taxi companies, with a number available at the reception
  - (c) general local knowledge so that if customers decide to move on the door staff can help them with directions.
9. Violet Cakes Staff are assigned key roles and these include supervising the dispersal and general control of the vicinity.
10. Violet Cakes Staff will be easily identifiable in their uniforms and before each shift there will be a team briefing to allocate the roles.
11. There is a weekly team meeting to discuss any ways that the premises may improve the dispersal of patrons and any actions points are added into each role's job card.

### **4. Notices**

12. Notices shall be displayed at customer exits and in prominent positions requesting that patrons respect the needs of local residents and leave the premises and area quietly.
13. All employees are given appropriate instructions and training to encourage customers to leave the premises and the area quietly.

### **5. Incident Reports**

14. All incidents of crime or disorder or nuisance are to be reported by the designated premises supervisor or responsible member of staff.
15. The licence holder shall ensure that the details of all complaints are recorded in an occurrence book.
16. When required, Violet Cakes staff shall be in place at the exits to wish customers farewell and ask them to leave quietly and shall answer any questions regarding transport availability.
17. Violet Cakes do not tolerate departing customers congregating outside of the premises.
18. Violet Cakes staff should at all times be aware of activity outside of the premises and endeavour by their presence to minimise bad behaviour. They should be aware of potential areas of difficulty (e.g. nearby residences) and provide a presence in those places to minimise potential problems.
19. Whilst carrying out their legitimate duties outside of the premises all staff are trained not to behave in a manner likely to disturb the neighbourhood, conversation and laughter must be quiet.

## **Violet Cakes Bakery and Cafe**

47 Wilton Way  
Hackney  
London

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### **STREET MANAGEMENT AND SMOKING POLICY**

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This policy has been created to assist in promoting the four licensing objectives. This policy can be changed from time to time following best practice improvements and any recommendations that are approved by Violet Cakes. All members of staff must make sure that they are familiar with the terms of this policy.

1. Smoking is not permitted within any part of Violet Cakes Bakery/Cafe.
2. Customers within the premises who wish to smoke should be directed to the agreed designated smoking area or asked to relocate to the lawfully placed tables and chairs outside.
3. The door attendant(s)/door supervisor(s) or daytime staff on duty shall be in charge of monitoring the designated smoking area and any lawfully placed tables and chairs.
4. The smoking area and outside tables and chairs should be cleaned regularly and ashtrays emptied.
5. Customers should be reminded to respect our neighbours and to keep conversations to an acceptable level.
6. The door attendant(s)/door supervisor(s) on duty shall keep a log of any person causing any disturbance or nuisance whether or not that person is a customer. Any person causing a nuisance shall be refused service and asked to leave the premises.
7. The door attendant(s)/door supervisor(s) on duty shall assist in keeping any noise disturbances/incidents from the designated smoking area as well as in the immediate vicinity of the premises to a minimum.



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**Fwd: License application hearing for Violet on Thursday 8th October**

1 message

5 October 2020 at 09:12

Gareth,

----- Forwarded message -----

From: [REDACTED]  
Date: Mon, 5 Oct 2020 at 06:41  
Subject: License application hearing for Violet on Thursday 8th October  
To: Gareth Sykes <gareth.sykes@hackney.gov.uk>

Dear Gareth,

I have not heard officially re this application from your office. I submitted my concerns via the website before the closing date back in August but heard nothing else. I am aware that others who did so received emails inviting them to attend the hearing virtually.

I would also like to submit further explanation of my opposing this licence.

Since August the Estate where I live - Wilton Estate, Greenwood Road E8 [REDACTED] - has had numerous disturbances caused by people leaving the premises of Spurstowe Arms which is on the North East Corner of the estate and just meters from this proposed license application.

These disturbances include, gatherings of people over the in place Covid 6 rule. Seen to be from 9 up to 12 at times.

Drunken behaviour that keeps residents awake such as loud singing, chanting etc.

Urination in the estate at entrances to blocks and into people's gardens.

Rubbish of glass bottles and plastic bags.

Drug taking in the form of smoking drugs.

Increased presence of drug dealers at the north West corner where there is no camera.

All of the above will only get worse with the impact of a second licence holder in the direct vicinity. As has already been proved the current licence holder of the Spurstowe Arms does nothing to ensure that their patrons leave the premises and disperse immediately. In fact they even have to cross the road to the estate to collect glasses.

During the opening celebrations for Violet after renovations the queue went down Wilton Way and round into Graham Road at one point. The patrons spilt over the pavement outside gathering in non socially distanced groups and made it impossible for others to use that stretch of pavement. This is now a regular occurrence during the daytime. Extending the hours and introducing alcohol into the mix will only make this worse, and as previously stated, will spill over the road to the other side.

Please see attached pictures. These were taken at 1pm several hours after the initial opening.

It has also transpired that originally the owner of Violet was to open a second venue on Mare Street this year where there would be an application for alcohol licence to run the model of cafe with wine. This indicates that the license applicant knew Violet on Wilton Way was not a suitable venue for a licence. I am sure that the impact of covid has made it financially impossible to do this, but it does not make it right to then use a venue that you know is not suitable for this purpose. A venue on Mare Street is far more suited and would not impact so heavily upon a purely residential space.

Please do let me know how I can attend the meeting.

Kind regards



[www.nhs.uk/coronavirus](http://www.nhs.uk/coronavirus)

Disclaimers apply, for full details see: <https://hackney.gov.uk/email-disclaimer>

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**4 attachments**



**IMG\_20201005\_063107.jpg**  
353K

**IMG\_20201005\_063043.jpg**  
221K



**IMG\_20201005\_063019.jpg**  
288K



**IMG\_20201003\_070755.jpg**  
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## IN THE MATTER OF THE LICENSING ACT 2003

### REVIEW APPLICATION IN RELATION TO LION & LAMB 46 FANSHAW STREET LONDON

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#### RESPONSE TO REVIEW APPLICATION ON BEHALF OF Mr ANDRE KING FOR THE PREMISES LICENCE HOLDER

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Ms Kathryn Havelock has made a review application dated 7 August 2020, and served on the Licensing Authority on 12 August 2020, against the Lion & Lamb licensed premises, at 46 Fanshaw Street; premises operated by Mr Andre King of Plug Inn Limited.

The review application has been brought during a period when the premises have not been trading, due to the coronavirus pandemic lock-down. The premises did not open when they were first entitled to, from 4 July 2020, and have remained closed for extensive refurbishment and sound attenuation works to be done.

This review application is strongly refuted as unjustified and, in large part, vexatious.

Ms Havelock is the [REDACTED], both of [REDACTED] Burt House, a block of flats on Fanshaw Street, London N1 [REDACTED]. [REDACTED] has for a long time mounted a campaign of harassment against Mr King and the Lion & Lamb for personal reasons. [REDACTED] was refused a job when he applied to Mr King and there is evidence to demonstrate that since that time, he has directed hostility and retributive actions towards the premises and Mr King, in an attempt to undermine the business.

Mr King has successfully converted the Lion & Lamb from the troubled premises that it was when he first took it on; when it attracted a “football hooligan” style of clientele, and the business was facing bankruptcy. The premises licence was transferred to Mr King’s company, and he embarked on an ambitious programme to revitalise and refurbish the premises, to attract a completely different, more affluent clientele with a different demographic and style. This immediately addressed the “trouble” elements of the previous operation, which no longer affected the new style premises.

It is notable that there is no allegation of any breach of the crime and disorder licensing objective in this review application.

When Mr King took on the premises, there was no soundproofing installed at all. It is likely that the residents encountered some noise breakout from the premises in the hands of the previous landlord, as his regulated entertainments, by all accounts, were not considerate of local neighbours. Mr King embarked upon a programme of installation of state of the art sound attenuation systems. This was in full awareness of the relative proximity of residential properties, and therefore, the need to make a socially acceptable regulated entertainment venue. Mr King and his team imported their experience from working with many other London venues over the past 20 years, and invested significant sums of personal money. It took in excess of a year, from signing for the venue in June 2015 to opening in November 2016 to complete the initial round of works.

A small number of neighbours, specifically three out of the hundreds in the area - had concerns about noise. Mr King quickly engaged with them, visiting their properties, and together concluded that there was no audible disturbance emanating from the premises.

When Mr King's team first occupied the venue, several individuals moved onsite to live in the rooms on the 1st floor of the premises. It quickly became apparent that the area was generally noisy, with noise generated by commuters and passers-by and pedestrians crossing the street (Fanshaw Street) throughout the week and to an even greater extent at the weekend. This is a vibrant area, and people are generally passing as they leave nearby pubs and restaurants, generating movement and noise at all hours of the day, including night time. There are also sometimes parties carried out in the flats of the neighbouring area. This noise has nothing to do with the Lion & Lamb, and they are not patrons of the venue. To a significant extent, this general neighbourhood noise has been pinned on the Lion & Lamb by Ms Havelock and [REDACTED], in their campaign against the premises.

Mr King has also paid particular attention to controlling patrons when they go outside the venue to smoke, to ensure that they do not generate noise in outdoor areas.

Some of the interventions that have been implemented to achieve this include a pergola with sound-proofing material and additional sound absorbing material installed around the smoking area. Mr King employs extra security on site at all times to make sure patrons keep the volume at a minimum while outside, and to manage their dispersal as they leave the venue.

Further works have been implemented since the premises were opened, as a rolling programme of improvements and upgrading. A combination of all works implemented has created a system that is so effective, combined with the physical distancing between the premises and neighbouring properties that sound inside the premises cannot be heard outside the building. This system has been assessed and tested by the Council's EHO, and has been approved as effective.

Mr King's ambition has been realised, to revive an old and delapidated pub, that had seen little attention since its rebuild in the 1940s, into a cultural and music arts venue, and create an asset for the community and neighbourhood. The value of a music venue supporting up and coming artists is well recognised by Amy Lane, the Night Czar, and the Music Venue Trust, and the Night Time Industries' Association. The premises have received significant support in this regard.

The premises licence clearly permits a full range of licensable activities, including: Films, Indoor Sporting Events, Live Music, Recorded Music, other entertainment similar to live or recorded music or dance performances, late night refreshment and supply of alcohol. It is not accepted that any activities at the premises transgress the terms of the premises licence, and the assertion by Ms Havelock in her application that 'the venue has effectively transitioned itself from local public house to a de facto nightclub by stealth' is totally unfounded.

The premises is operated entirely based upon the premises licence and its conditions. The premises conduct a number of activities from gong baths, meditation, sound healings, a record store and record fairs, art exhibitions, showcases, album launches, music industry panel talks, and more, where the team support new and upcoming artists from various backgrounds and industries; bringing them together with world-class artists and agencies. The Lion & Lamb has built a world-wide following of like minded artists and patrons, and is renowned for what it has achieved in the industry in a short space of time. The Lion & Lamb is also a gastropub with high quality Italian food and cocktails.

To maintain the licensing objectives, Mr King and his team operate a very tight regime, whereby:

- They check the decibel level constantly throughout nightly operation, both manually with a decibel counter, and a decibel level display in the DJ booth, clearly visible to both the DJ and to staff and management.
- They have employed a professional security company of military veterans who work closely with the Metropolitan Police. To date, they have had no record of any incident inside or outside the venue, and the Police have not submitted a relevant representation in relation to this Review, confirming that there is no crime & disorder issue here.
- They have created an effective policy of patron dispersal in order to control noise once patrons are outside the venue. This has never been criticised by the responsible authorities.
- Although pubs and restaurants were allowed to reopen on 4th July 2020, the Lion & Lamb remained closed for a further full month, in order to carry out refurbishment works to the venue and to further soundproof the flat roof where there had been problems of water leaking. As the previous roof was removed, the opportunity was taken to put in place an extra layer to further soundproof the roof.

These works have been carried out while the premises have been closed due to Covid-19 and have just been completed. These works can be evidenced by the licensee's soundproofing experts, and have been checked and approved by the Council's EHO. Mr. Olalekan Olaosebikan of Hackney Council has visited the premises since the complaint was raised in order to fully assess the efficacy of the current soundproofing, and has found that noise cannot be heard to any observable level outside the venue in order to cause a nuisance to our neighbours. He has agreed to withdraw his representation on this matter following this site visit.

During the lockdown, in line with many other premises, the Lion & Lamb team has had to rethink, reorganise and restructure the business model and have adapted to the new measures. They have made cuts and are now at half the previous capacity since reopening on 6th August 2020. The current situation with the control of the COVID-19 pandemic appears to be getting worse and not better, putting enormous strain on this business, as well as many others. This is a disastrous time for the premises to be facing an unfounded review application.

The Council's approach should be guided by the letters that have emanated from the Home Office, and from other regulatory bodies, such as the Institute of Licensing,

advising a pragmatic and considered approach to licensed businesses during this difficult time.

**Particular observations on the Review Application:**

Page 2 Line 2 ( bullet point) – There is only one licensing objective cited. It will not be possible to expand into further licensing objectives at the hearing. ( See Secretary of State’s S.182 Guidance at paragraph 9.37 and 11.9).

Lines 4 – 6:

Miss Clover, acting on behalf of Mr King works regularly with Amy Lame ( Night Tzar), Paul Broadhurst and the GLA team. She is on the GLA Task and Finish Group and the London Transition Board Business Reopening Strategy Group. They would not give advice to Applicants for review in relation to individual cases, and these claims should not be accepted nor given any weight. If Ms Havelock wishes to be legally represented, that is her right.

The current licence is fully fit for purpose for the licensable activities which are conducted at the premises.

Third full paragraph. The licence was transferred, not “inherited”. The premises are not a nightclub. This would be a change of planning use class. The premises comprise a public house and have not changed use.

Fourth paragraph. There have been no relevant complaints disclosed from residents other than the [REDACTED] of this Applicant, [REDACTED]. There has been no breach of condition or term of the premises licence.

Fifth paragraph. A recording studio does not fall under the remit of the Licensing Act 2003, and all references to it are irrelevant to a review procedure. The Licensing Authority has no jurisdiction over a recording studio under the auspices of a licence review. It is not appropriate for the Licensing Authority to take any steps based upon hypothesis and speculation as to what might happen in the future in circumstances where the business has been operating without difficulty. Licensing is a remedial regime, intended to direct steps to cure a specific breach of a licensing objective that has arisen. That is not the case with this review application. No licensing steps are possible based upon the Applicant’s suggestion of “unwelcome possibilities”. The facility of review in the Licensing Act 2003 is designed to address problems when they arise, based on specific evidence of what the problem is and what it would take to remedy it.

Sixth paragraph. The “Agent of Change” principle is from paragraph 182 of the National Planning Policy Framework ( NPPF), and has no relevance in licensing proceedings. Even under the terms of the NPPF, “agent of change” refers to new development and these premises would not fall within the definition.

Seventh paragraph

- (1) – All allegations about inappropriate music break-out are refuted.
- (2) – Agent of Change – as above.
- (3) – “Future proofing” is not an appropriate licensing step. Licensing, as above, is remedial, and as per paragraph 9.43 of the Secretary of State’s s. 182 Guidance, determinations should be “evidence based, justified as being appropriate for the promotion of the licensing objectives and proportionate to what is intended to be achieved”. In this context, it is inappropriate to attempt to impose licensing steps for things that have not happened yet.

Page 3 paragraph 3, bullet points 1 – 5.

The Applicant generalises as to impacts that noise *can* have, but provides no substantive evidence as to what impacts she alleges that noise is having, or upon whom, in this particular case. This is a flaw with the review application that must be remedied before it could be heard. The Licensing Committee could not take any steps in relation to the licence without seeing evidence of what impact the licensable activities are said to be having. In allegations about noise, the Committee would expect to see evidence of occasions, places and times when noise has caused an issue of a specific type, described in the evidence. They would probably expect to see acoustic evidence produced by the applicant.

The Applicant highlights that the application was made during the lockdown period / period of non-trading, which confirms that no breach of licensing objective could possibly have been identified at the time of the application. The Applicant states that a “new sense of urgency” has been created during the lockdown period, when the precise opposite must be true.

The Applicant notes that the premises have been subjected to building works and that these have been tested for acoustic attenuation. The Applicant suggests that the works done have made the sound insulation of the premises worse, which is preposterous.

The Council's own Environmental Health Officer ( EHO) has been invited to scrutinise these works, and has pronounced himself satisfied with the works, to the point where the EH representation in relation to this review has been withdrawn. This is a key point, as there has historically been investigation into complaints made about noise, and if the EHO were still in any way in doubt about the propensity of the premises to give rise to a noise nuisance, this would have to be actioned, as a statutory duty under the Environmental Health Act 1990, as well as actioned through active participation in this review.

The absence of representation from Environmental Health is very compelling in this case. The Secretary of State's s.182 Guidance makes it very plain that the expert Responsible Authority in relation to any of the licensing objectives should take the lead in make relevant representations if there is any likelihood of a breach of those objectives ( see, for example, paragraph 9.12). The confirmation from Environmental Health that the works done to the premises are adequate to preclude a breach of the licensing objective is very important evidence that undermines the Applicant's review application significantly.

Page 4 of the Application: "Please provide as much information as possible to support the application":

The Applicant indicates that she has supplied a "detailed log of specific license (*sic*) infractions and nuisance noise occurrences to the Business Regulation Team Leader" for 2019. The only "detailed log" that appears to have been served comprises a list of dates, without any clear indication of what is said to have transpired on these dates. All the dates pre-date lockdown, and the most recent round of building and acoustic works. It is expressly refuted that these premises have given rise to noise nuisance in 2019. Had they done so, Environmental Health Officers would have been under a statutory duty to take action, upon the report of such complaints. On the contrary, the complaints were investigated at the time, and found not to be substantiated, such that no action by the Responsible Authority was necessary.

The "log" is not effective evidence upon which the Committee could take action, even in relation to the period to which it is said to pertain – namely, 2019. In any event, the Committee will not be so concerned with past events, but will wish to be concerned

with what the situation is now, and for the future, particularly with further sound attenuation works done, which have been checked and approved by the EHO.

Similarly, the allegations in relation to noise from patrons is refuted. The EHO will be well aware of where patrons gather in relation to the premises, and this is not regarded as a contributory factor to any noise nuisance. This review application was not brought at any time relating to patrons being outdoors, but has been brought several months into a period of non-trading. The review is based upon the evidence as it stands before the Committee now: retrospective steps in relation to what a situation might have been in the past, or speculation as to what it might be in the future is not appropriate.

The Secretary of State's s182 Guidance is clear at paragraphs 9.43 & 9.44 that:

“9.43 The authority's determination should be evidence-based, justified as being appropriate for the promotion of the licensing objectives, and proportionate to what it is intended to achieve”,

“9.44 Determination of whether an action or step is appropriate for the promotion of the licensing objectives requires an assessment of what action or step would be suitable to achieve that end. While this does not therefore require a licensing authority to decide that no lesser step will achieve the aim, the authority should aim to consider the potential burden that the condition would impose on the premises licence holder (such as the financial burden due to restrictions on licensable activities) as well as the potential benefit in terms of the promotion of the licensing objectives. However, it is imperative that the authority ensures that the factors which form the basis of its determination are limited to consideration of the promotion of the objectives and nothing outside those parameters. As with the consideration of licence variations, the licensing authority should consider wider issues such as other conditions already in place to mitigate potential negative impact on the promotion of the licensing objectives and the track record of the business. Further advice on determining what is appropriate when imposing conditions on a licence or certificate is provided in Chapter 10. The licensing authority is expected to come to its determination based on an assessment of the evidence on both the risks and benefits either for or against making the determination.”

The Applicant indicates at page 5 that:



“ This request for review includes but is not limited to review of entire venue license (*sic*).

As indicated above, the Application can only relate to the grounds of review and the licensing objectives indicated in the review application itself - paragraphs 9.37 and 11.9 Secretary of State’s s.182 Guidance. There is no prospect of a licensing review dealing with anything outside or beyond the premises licence.

At page 5, the Applicant indicates that she wishes for an independent acoustic report to be carried out. The premises licence holder has already commissioned independent acoustic experts to assess the premises and the works, and it is this which the Council’s EHO has assessed and approved. If the Applicant wishes to commission her own independent acoustic report, she is welcome to do so. This is not something that the Committee could order, as there is no power to do so.

The suggestions from the Applicant that amplified music should be played at background levels only, and that hours of the premises should be curtailed, and that noise limiting should be installed is clearly contrary to the factual evidence, as demonstrated empirically by the premises’ noise report as approved by the Council’s EHO. None of these suggestions are reasonable or proportionate, as they would need to be to constitute a licensing step.

The further steps suggested by the Applicant on the penultimate page of the review application are not reasonable, proportionate or borne out by the evidence. The conditions on the premises licence are already effective to control any potential impact on the licensing objectives, and the Applicant has adduced no substantive evidence that there has been an impact on the licensing objectives in the past; her allegations are entirely refuted and they all pre-date the lock-down.

The Applicant suggests limitations on the capacity of the premises. This is not something that is appropriate for the Committee as licensing decision-maker, being an issue predominantly of fire safety. Furthermore, the Applicant has not cited the licensing objectives that might be pertinent to capacity issues. The Secretary of State’s s.182 Guidance makes this plain at paragraph s2.12 and 2.12.

Supplementary material that supports the assertions made above is attached as Appendix 1 and 2 to this Response.

I declare that the contents of this Statement are true to the best of my knowledge and belief.

Andre King



.....Signed  
29th of September 2020.....Date

## Lion & Lamb Review

### Appendix 1

The claimant has tried to paint a negative picture of the venue by distorting the facts wherever possible. In this appendix we would like to paint a true picture of the kind of venue we really are. We have established ourselves as a multi-faceted music and arts venue. The claimant has made a claim that we have transitioned from Public House to a nightclub (which is untrue) using the evidence from the website Resident Advisor, an event listings platform. On this site, every venue, no matter what its purpose or setup is called a 'nightclub'. You can see this includes a number of pubs, bars, hotels and spaces that are simply venues. If you search on Google "The Barbican Centre" and "Resident Advisor" together it comes up as London Nightclub. This is clear evidence that this does not justify this claim. We have taken screenshots of some of them below:

[www.residentadvisor.net](http://www.residentadvisor.net) › club ▼

#### RA: Ace Hotel - London nightclub - Resident Advisor

An escape from the typical cocktail bar, Downstairs fosters an at-home sense of familiarity for locals and hotel guests with inspired programming including live ...

##### Ace Hotel

Jack Priest at The Ace Hotel.

March/. Fri, 27 Mar 2020. 1 ...

[More results from residentadvisor.net »](#)

[www.residentadvisor.net](http://www.residentadvisor.net) › club ▼

#### RA: The Barbican Centre - London nightclub - Resident Advisor

The Barbican is Europe's largest multi-arts and conference venue presenting a diverse range of art, music, theatre, dance, film and education events. Within the ...

[www.residentadvisor.net](http://www.residentadvisor.net) › club ▼

#### RA: The Horse & Groom - London nightclub - Resident Advisor

The Horse & Groom is a small, pub-style venue on Curtain Road in the heart of Shoreditch, east London. Opened in 2007, The Horse & Groom has since ...

[www.residentadvisor.net](http://www.residentadvisor.net) › club ▼

#### RA: Lion and Lamb - London nightclub - Resident Advisor

Lion and Lamb · Address / 46 Fanshaw Street, N1 6LG, London.

Sat, 26 Sep [Dinner with Butter Side Up ...](#)

5 Apr 2021 [\[RESCHEDULED\] Toi Toi ...](#)

The List goes on and on, with every pub, bar, art centre and even a bowling alley, restaurant & bar clearly listed as a London nightclub if you search on Google with the resident advisor link. This is what the claimant is basing the accusation on, however, this would mean that all venues in London should be considered nightclubs.

Below are pictures and links to videos that provide evidence to confirm that we don't operate as a nightclub. We are a public house, gastropub, and a hub that supports a variety of artists in the music and art industry. We host everything from panel talks, poetry recitals, jazz concerts, meditation sessions, and comedy nights. We are a music venue that showcases new upcoming artists in a variety of genres, filling the entire industry spectrum. We have become a powerhouse for upcoming artists to showcase their material and project them onto the world stage, and have become a platform that supports all local artists at a time when a lot of venues have been forced to close. Venues like ours should be protected as we are the first line for developing these new and upcoming artists.

Below are a variety of events that we have had in the pub since we opened:

### **Comedy Nights:**



### **Links to videos of our comedy nights:**

<https://www.facebook.com/pratik.barman/videos/10154993533886739>

<https://www.facebook.com/pratik.barman/videos/10155651250786739>

<https://www.facebook.com/pratik.barman/videos/10155628114476739>

<https://www.facebook.com/ricardo.sputnick/videos/1364047866963377>

### **Links to videos of Panel Talks for Artists, Community and the Wider Music Industry:**

<https://www.facebook.com/107669157311141/videos/2331637513609578>

<https://www.facebook.com/107669157311141/videos/2427642224156195>

<https://www.facebook.com/107669157311141/videos/554687955320915>

<https://www.facebook.com/HomeOfSoundLDN/videos/421487058526340>

<https://www.facebook.com/107669157311141/videos/888250665010161>  
<https://www.facebook.com/HomeOfSoundLDN/videos/878378102631020/>

**Links to videos of Workshops:**

<https://www.facebook.com/mauroferno/videos/10160564969020582>

**Links to videos of Poetry and Spoken Word showcases:**

<https://www.facebook.com/moe.conteh/videos/10155366605443408>  
<https://www.facebook.com/moe.conteh/videos/10155363244443408>  
<https://www.facebook.com/moe.conteh/videos/10155363260673408>

**Gong Bath, Meditation, Sound Healing:**

Zerya specialises in sound healing and intertwines the powerful sounds of a gong with chimes and a rain stick to stimulate meditative states; calming the mind and allowing the body to deeply relax.

<https://www.facebook.com/tuneinwithzerya/photos/gm.873113409787489/605205286716390>



**Links to videos of upcoming Singers and Bands:**

<https://www.facebook.com/mauroferno/videos/10161210273550582>  
<https://www.facebook.com/mauroferno/videos/10159770259005582>  
<https://www.facebook.com/mauroferno/videos/10158814806205582>  
<https://www.facebook.com/mauroferno/videos/10158815005640582>

## Jazz and Orchestra Recitals:



### Links to videos of jazz and orchestra recitals:

<https://www.facebook.com/ricardo.sputnick/videos/2470953292939490>

<https://www.facebook.com/ricardo.sputnick/videos/2089007771134046>

<https://www.facebook.com/ricardo.sputnick/videos/1900371039997721>

<https://www.facebook.com/mauroferno/videos/10161772523575582>

<https://www.facebook.com/ricardo.sputnick/videos/2597970070237811>

<https://www.facebook.com/mauroferno/videos/10161745132375582>

<https://www.facebook.com/ricardo.sputnick/videos/1870089569692535>

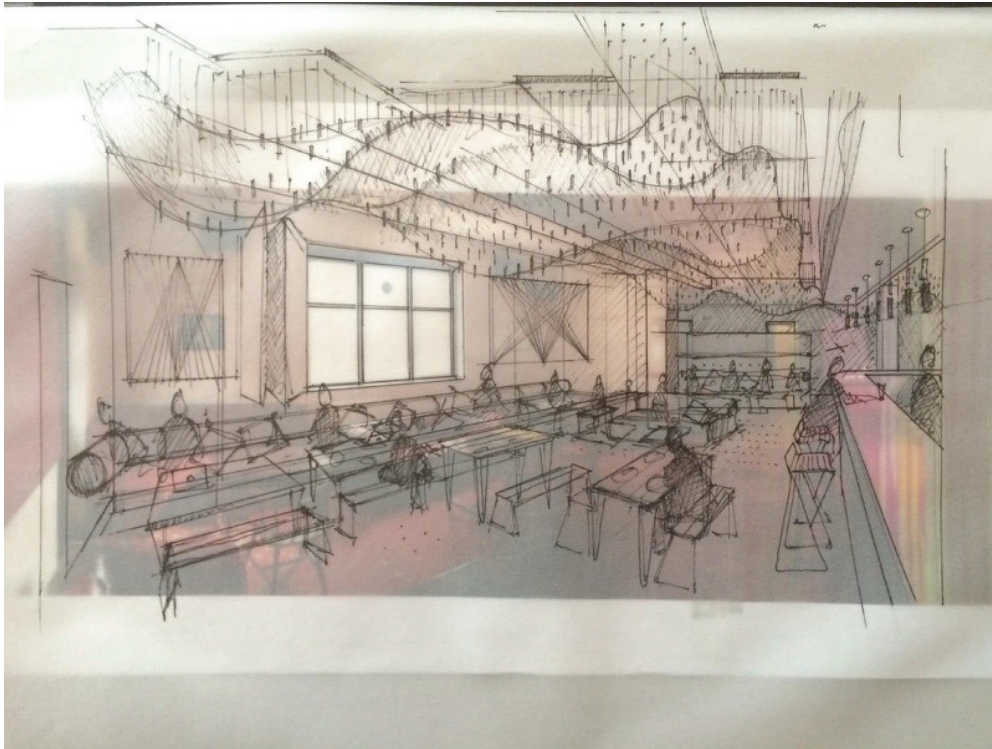
We also run a record label, and a record shop for promoting established and new, upcoming artists and their labels.

The screenshot shows the Juno Records website interface. At the top, there is a navigation bar with the Juno Records logo, a search bar, and utility links like 'GBP', 'Gift Vouchers', and 'Help'. A 'BACK IN STOCK! CLICK HERE' banner is visible on the right. Below the navigation bar is a promotional banner for 'CLASSIC SOUL ON VINYL'. The main content area features a breadcrumb trail: 'Home > Minimal House/Tech House > Lion & Lamb > V3000 aka VOIGTMAN/ALEX CELLER/ANDRE KING/UNAI TROTTI > Various Artists EP'. The product details include: 'V3000 aka VOIGTMAN / ALEX CELLER / ANDRE KING / UNAI TROTTI', 'Various Artists EP', and 'Lion & Lamb'. Technical specifications are listed: 'Format: 140 gram vinyl 12"', 'Cat: LL 001', 'Released: 17 Feb 20', and 'Genre: Minimal/Tech House'. There are buttons for 'Add to Wishlist' and 'e-mail me when available'. The price is shown as 'Out of stock £9.99' with a link to 'Email me if this price drops'. A music player is embedded, showing '1 / 4. The Man Who Belongs To The Horizon by V3000' with a progress bar and playback controls. Below the player, there are 'Related artists' links for Z@p, Charonne, Alec Falconer, Omar, and Riccardo. An 'Embed / share image' button is located at the bottom left of the product image area.



Below are pictures and architect's renders of our renovations to the building - inside and outside, our food menu, and a link to our website.

**Architect's render of our project, clearly showing a layout which was not designed as a nightclub:**



**Pictures from after the renovation works:**

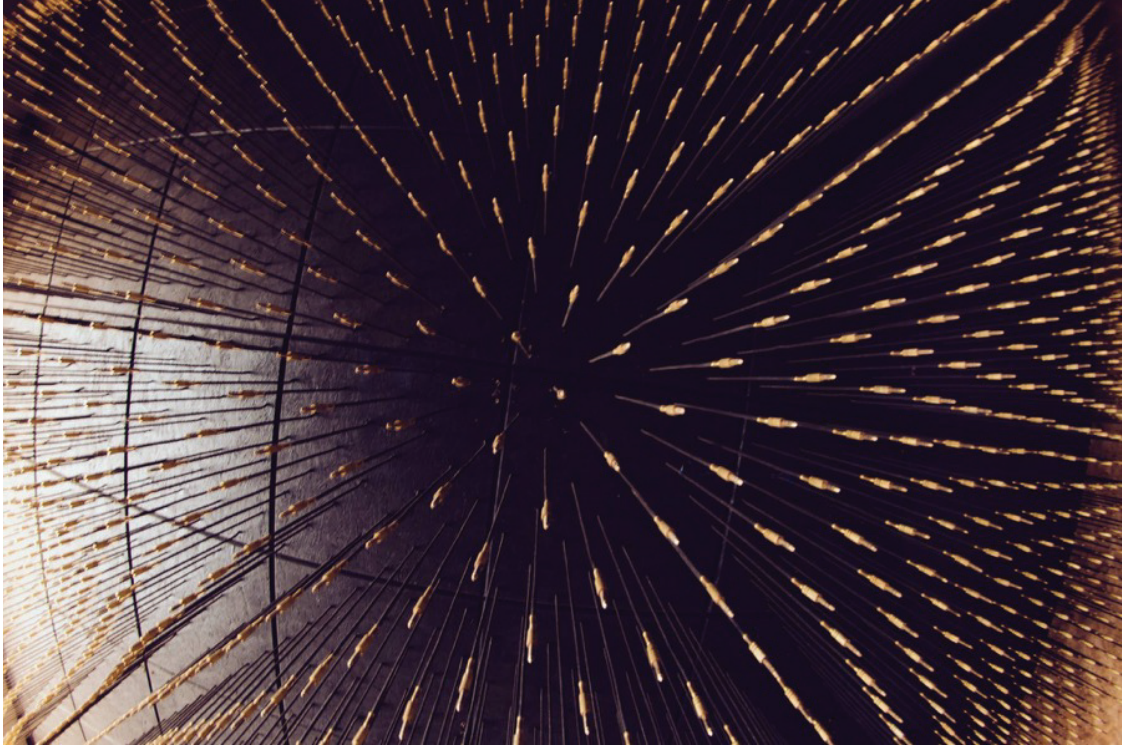








Our Beautiful Ceiling Designed By Award Winning Architect Harry Clover:



## Our Food Menu:



### ANTIPASTI

<b>Olives</b>	<b>£3.00</b>
<b>Olives &amp; Bread</b> (gluten)	<b>£5.00</b>
<b>Burrata</b> with grilled vegetables (dairy)	<b>£8.00</b>

### MAINS & SALADS

<b>Pan-Fried Sea Bass</b> fillets of sea bass with tender stem broccoli, grilled butternut squash & a fennel and rocket salad.	<b>£15.00</b>
<b>Chicken Skewers</b> chicken, chorizo, and button mushroom skewers with rocket salad. (gluten, dairy)	<b>£13.00</b>
<b>Grilled Butternut Squash &amp; Halloumi Salad</b> grilled butternut squash, baby gem lettuce, rocket, Halloumi with Chimichurri dressing * can be made vegan (dairy)	<b>£12.00</b>
<b>Chicken Caesar Salad</b> grilled chicken, baby gem lettuce, sourdough croutons and shaved Parmesan. (gluten, eggs, fish, dairy)	<b>£11.00</b>
<b>Pizza Fritta</b> with tomato sauce, oregano and Fior Di Latte mozzarella (v) (gluten, dairy, sulphites) OR with tomato sauce, oregano and grilled aubergine (v) (gluten, sulphites)	<b>£9.00</b>

### THE LION & LAMB DELUX SANDWICHES

<b>The Bloodthirsty</b> The Steak Sirloin grilled sirloin beef steak, sourdough bread, chimichurri mayo, caramelised onion and rocket served with skin-on fries (gluten, eggs, sulphites)	<b>£14.00</b>
<b>The Hallouminati</b> The Vegetarian Fried halloumi, Chimichurri Mayo, caramelised onion and rocket on sourdough, served with skin-on fries (gluten, eggs, sulphites)	<b>£13.00</b>
<b>Hi, I'm Vegan</b> The Vegan grilled mixed vegetables, vegan Chimichurri mayo, caramelised onion and rocket on sourdough, served with skin-on fries (gluten)	<b>£11.00</b>

### SIDES

<b>Deep Fried Halloumi</b> (dairy)	<b>£6.00</b>
<b>Skin-on Potato Fries</b>	<b>£4.00</b>
<b>Sweet Potato Fries</b>	<b>£5.00</b>
<b>Rocket &amp; Cherry Tomato Salad</b>	<b>£4.00</b>

### DOLCI

<b>Tiramisù</b> (eggs, gluten, dairy)	<b>£4.50</b>
<b>Italian Cannolo Siciliano</b> (dairy, gluten)	<b>£5.00</b>

Some of our dishes contain allergens. There is a small risk that traces of these may be found in a number of other products served here.  
Please speak to a member of staff for any queries.

Picture of our Food:



**In summary, we would like to clearly state once again that we are a multi-cultural music and arts venue that has become important to the cultural landscape of London. It is very important that the committee understands that any loss to our licensable activities or trading hours would quickly force us into bankruptcy in the future. We are currently feeling this loss of hours during the current restrictions due to Covid and are relying on grants and crowdfunding platforms in order to survive.**

**Please visit our website:  
<https://www.thelionandlamb.co.uk/>**

## Appendix 2 - Sound proofing of The Lion & Lamb

We have spent somewhere in the region of £100,000 to soundproof the venue from the original renovations 4 years ago to the last round of work that has just been completed over the last few months. One of the things we are famous for is how good our soundproofing is. Ask any of our patrons and they will all categorically say "you just can't hear anything outside" This work was done with a duty of care to our residents and at huge personal costs to the owners. We have furthermore conducted many series of tests which have included going to the flat of Kathryn Havelock and [REDACTED] at [REDACTED] Burt House in the past (after us repeatedly requesting access so we could see if their complaints were justified) and sound tests were carried out that concluded that there was no disturbance being caused by the venue. We have furthermore visited flats in Fairchild House (which is closer to the venue than Burt House) that also concluded the same thing. We have carried out many series of tests all concluding that there is no disturbance being caused by the venue to the neighbouring flats. After all the tests carried out we confidently categorically deny that we have created any disturbance to our neighbours and that there has been no breach of our licence as claimed. Furthermore the council's own EHO visited the venue recently and concluded the same thing.

Lastly there is a letter attached here from [REDACTED] a resident from [REDACTED] Fairchild House, who lives on the [REDACTED] [REDACTED] with his young children and their grandmother directly looking onto the premises (this is closer to the venue than Kathryn Havelock of [REDACTED] Burt House) and he categorically states that they have never been disturbed by the venue. It is clear that any noise complaints are in large part vexatious. It has also been brought to our attention that a petition carried out by [REDACTED] of Kathryn Havelock) is actually based on us building a new roof terrace that if in use, would affect the residents of Burt House and Fairchild House with noise from patrons. [REDACTED] has clearly manipulated the facts here to get people to sign a petition that looks like it supports this review but is in fact about the roof terrace, which has nothing to do with this review. (Please note the only resident to make a representation was concerning the roof terrace and nothing to do with licencing and the review in question). To clarify this is not a roof terrace but is in fact additional soundproofing that has just been built and is not going to be used as a roof terrace unless we apply for planning permission, which we are currently not looking to do.

I will now lay out for your information all the soundproofing that has been carried out by us to the venue in the last 4 years. We built a Lobby of 7m by 2.5m - the inside wall (15inches (40cm)) is made of a frame filled with 100mm rockwool Sound Insulation Slab, 2 soundproof plasterboards on each side, plus OSB boards on each end, with a 2 way door system separated by 4m apart. The entire venue has an independent stud frame all around, with over 15inches (40cm) of an assembly of 100mm mineral rockwool, SoundBoard, rubber, foam, plasterboard, silicon, OSB, all floating on rubber with an extra 4 inches separation from the original venue walls for dead air sound trap.

We have also created a triple window system of double glass and a (24mm Perspex sheet which blocks - Low frequencies 30db, Flat frequency spectrum 35db, High frequencies predominant 36db). The venue also has all soundproof doors and soundproofed fire exits.

This a picture of the soundproofing works during the original renovations



In addition to this, following a water leak on the flat roof which we believed had damaged some of the sound proofing, we took the opportunity to build a further soundproofed 2nd roof as an extra precaution. This was built again with a duty of care and at further personal costs to the venue at a difficult time during the end of lockdown when we were not trading.

Removal of the old roof when this review was raised:



This new roof (please refer to pictures below) has been build exclusively as an additional soundproofing measure from the top of the roof and consists of a 2 way joist system with a top and bottom soundstop 6mm acoustic rubber mat in-between to absorb and dampen sound. This joist frame system raises over 15 inches and has been packed on all sides with 100mm mineral rockwool. Then there is a 4 inch gap for dead air after which the top of the frame is sealed with soundboard rubber sheets with silicone, then soundproof acoustic plasterboard, then structural plywood and then a last layer of heavy duty acoustic felt for both sound and waterproofing.

Pictures of the new roof being built:





Completed roof, finished with acoustic felt:





█ Fairchild House  
Fanshaw Street  
London  
N1 █

To Whom It May Concern:

I am a resident of the above address and we look directly on to The Lion & Lamb from the second floor,

We are a family and have been living here for over 4 years

I would like to say that in the 4 years since the Lion & Lamb have been operating we have never been disturbed by them by loud music or noise from customers.

I hope this shows that Lion & Lamb have been nothing more than respectful to the residents around.

Yours truly,

█

██████████  
██████████ Academy Buildings  
Fanshaw Street  
London  
N1 ██████████

## To Whom It May Concern

I am a resident of the above address on Fanshaw Street and face directly towards the front entrance of The Lion & Lamb.

I have lived around the area almost for 3 years now and can state that the pub is the least noisy aspect of living here. I have never been annoyed by noisiness of the pub or its patrons. My balcony faces the same street as The Lion and Lamb, and the noise of passing cars and people is louder than any noise I've heard from the pub. Furthermore, there is constant noise from passers by and also from inconsiderate neighbours living across the road from me. I have been kept up by parties in the opposite blocks to mine, also on Fanshaw Street, but never by the Lion & Lamb.

This is an area where lots of young people live and you can always hear music most weekends coming from their flats. Also, there are lots of random people shouting in the street who are walking via Fanshaw Street to or from Shoreditch, but they have nothing to do with The Lion and Lamb.

Being a customer of Lion and Lamb, I have witnessed their staff always keeping their customers quiet outside the venue and can see that they respect the area wholeheartedly.

Yours Truly,

██████████

21 September 2020