



L I C E N S I N G S U B C O M M I T T E E B

Thursday, 21st July, 2016

at 7.00 pm

Room 102, Hackney Town Hall, Mare Street,
London E8 1EA

Councillors sitting:

**Cllr Sharon Patrick, Cllr James Peters and
Cllr Caroline Selman**

TIM SHIELDS
Chief Executive

Contact:
Natalie Williams, Governance Services Officer
020 8356 8407
governance@hackney.gov.uk

The press and public are welcome to attend this meeting

AGENDA

Thursday, 21st July, 2016

ORDER OF BUSINESS

Title	Ward	Page No
1 Election of Chair		
2 Apologies for Absence		
3 Declarations of Interest - Members to declare as appropriate		
4 Licensing Sub-Committee Hearing Procedure		(Pages 1 - 2)
5 Premises Licence- The Gravy, Basement, 20 Stamford Hill, N16 6XZ	Cazenove	(Pages 3 - 46)
6 Variation Premises Licence - Il Cudega Enogastronomy and Bar, Railway, Arch 358 To 359, Westgate Street, E8 3RL	London Fields	(Pages 47 - 76)
7 Variation Premises Licence- Binis Limited T/a Ozlem Restaurant, 1 Prince George Road, N16 8DL	Shacklewell	(Pages 77 - 102)
8 Temporary Event Notices - Standing Item		

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 as soon as possible. For further information on the application process, please see the guidance notes at 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 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) 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. 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
2nd Floor Maurice Bishop House
17 Reading Lane
London, E8 1HH

Telephone: 020 8356 3578
E-mail: 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

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 Yinka Owa, Director of Legal, on 020 8356 6234 or email Yinka.Owa@hackney.gov.uk



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Relevant Extracts from Hackney's Statement of Licensing Policy

Please find below relevant extracts from the Statement of Licensing Policy 2011.

LP1 Planning

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)
- (b) The hours sought do not exceed those authorised by any planning permission.

Note- Where the appropriate planning consent has not been obtained in advance and relevant representations are made, applicants will need to demonstrate that the operation of the premises would not be detrimental to the promotion of the licensing objectives.

LP2 Provisional Statements

The principles to be applied for provisional statements are similar to those applied for premises licences.

The application form for provisional statements is to include:

- Clear plans of the proposed structure
- An operating schedule including details of:
 - The activities to take place there
 - The time at which such activities will take place
 - The proposed hours of opening
 - Where the applicant wishes the licence to have effect for a limited period, that period
 - The steps to be taken to promote the licensing objectives, and
 - Where the sale of alcohol is involved, whether supplies are proposed to be for consumption on or off the premises (or both) and the name of the designated premises supervisor the applicant wishes to specify.

LP3 The Application Form and Operating Schedule (minimum requirements)

The application form is to outline the operations of the entire licensed business or event and must include:

- (a) Prescribed plans
- (b) A general description of the style and character of the business or event to be conducted at the premises or venue, e.g. supermarket, restaurant, cinema, nightclub, or street party

- (c) An indication of the type of entertainment available
- (d) The relevant licensable activities to be undertaken at the premises or event, preferably with a risk assessment in respect of these activities
- (e) The times during which each of the proposed licensable activities are to take place
- (f) Any other times during which it is proposed that the premises or event be open to the public
- (g) Where the applicant wishes the licence to have effect for a limited period, that period to be specified
- (h) Whether alcohol is to be supplied for consumption on or off the premises or both
- (i) Where alcohol is to be supplied, details of the designated premises supervisor (not necessary for premises holding club premises certificates unless alcohol is to be sold rather than supplied to members)
- (j) Whether they propose to have sexual entertainment involving nudity or striptease or any other activity involving full or partial nudity, e.g. topless waitresses etc, or sex related entertainment such as the showing of films or other recordings with an 18 restricted category. This will need to be licensed as a sex establishment under the Local Government (Miscellaneous Provisions) Act 1982, as amended. The applicant must demonstrate that they hold the relevant licence
- (k) The steps which are proposed to promote the licensing objectives. In doing this, applicants are strongly encouraged to address the LPs as applicable.

Note:

- The conditions that are necessary for the promotion of the licensing objectives should normally emerge initially from a prospective licence or certificate holder's application.
- If the application has been granted the details of the application will be incorporated into the licence as conditions. Breach of these conditions could result in prosecution or a review and ultimately revocation.
- Where representations are made and the matter progresses to a Licensing Sub Committee, if the Sub Committee have:
 - i) Doubts about the applicant's ability to promote the licensing objectives and comply with the terms of a licence (for example, proposed conditions, and how licensable activities will be conducted during the operation of the licence)

- ii) Doubts around the track record of the management and suitability of the DPS,
 - iii) Been notified of any actions taken by responsible authorities or the licensing authority in relation to the premises
 - iv) Been notified of recent or historical complaints
- the Council may not grant the permission as sought.

LP4 Crime and Disorder

Applicants are expected to demonstrate within their application measures to prevent crime and disorder, such as:

- (a) Details of registered door supervisors and other staff to be provided including their relevant qualifications or registrations, the number of such staff, their location whilst working at the premises and the times they will be on duty. All door supervisors are to be licensed by the Security Industry Authority (www.the-sia.org.uk)
- (b) Locations of any physical security features to protect the premises, customers and staff, such as CCTV equipment, alarms systems, secure window locks to be used inside/outside the premises. When referring to CCTV, identify its coverage of the interior and exterior of the premises, that it is to be recordable, kept for a minimum of 31 days and made available to the Police and Licensing Authority on request. When details of security measures are provided, they will be kept out of the public domain
- (c) Provision of adequate search facilities where appropriate to the use of the premises. This may include use of technology such as club scan, weapon arches and search wands
- (d) Measures proposed to prevent possession, supply or consumption of illegal drugs and possession of weapons. For example, designing out areas or surfaces where there is a risk of crime, drug detection and confiscation policies, internal patrols
- (e) Measures to be implemented to promote sensible drinking and prevent binge drinking. For instance, by the display of safe drinking material or legal warnings
- (f) Arrangements for any promotional events such as “happy hours” or special offers should be avoided having regard to the mandatory conditions. If any such event is undertaken, careful consideration should be given to their duration, times, location within premises and any additional measures (such as increased security), to minimise crime and disorder
- (g) Location of lighting inside/outside the premises
- (h) Other measures aimed at preventing crime and discouraging anti-social behaviour. Careful regard should be given to the Council applying its borough wide DPPO (“Controlled Drinking Area”). Depending on the

circumstances, this may for example include the restricted sale of low cost, high strength alcohol (which may be indicated by wording such as “super” on the drinks packaging) and the display of signage highlighting that the premises is located in a Controlled Drinking Area

- (i) Whether or not the premises will be serving alcohol in glass or plastic containers; if serving alcohol in glass containers, identify what measures will be implemented to ensure patrons cannot take glass outside the premises
- (j) Whether the premises belongs to a local Pub Watch scheme or has complied with a Police Club Industry Minimum Operating Standards (CIMOS) report
- (k) The availability of drinking water
- (l) The location of any toughened glass to be installed at the premises
- (m) The details of any proof of age scheme to be implemented
- (n) The maximum capacity figure for the premises and a statement demonstrating the premises’ ability to accommodate the predicted number of patrons safely and how this is managed, for example by way of door supervision or counting mechanisms such as clickers
- (o) Whether the premises has undertaken a Police Drug Ion Itemiser Tracker assessment or cooperated with any other Police investigation in order to detect crime and disorder. Where premises have taken part in such activity, an explanation of the outcomes, including any actions taken in addressing the issues raised is encouraged
- (p) Whether queue management arrangements are in place. This may include door supervision and/or the use of barriers where these do not obstruct the public highway
- (q) Whether staff training on the licensing objectives is provided and recorded
- (r) Whether other socially responsible practices are employed, such as anti spiking measures, use of hand bag clips, notices and designated driver schemes
- (s) Whether other management practices are employed, such as maintenance of incident and accident logs, refusal of sales logs, refusal of entry logs, server training, provision of emergency contact numbers to regulatory agencies should contact with management be required as a matter of importance
- (t) Whether appropriate safeguards are in place to address the potential risks and impacts of gang related activity, particularly where the area and/or the premises are renowned for being a source of or associated with gang related activity.

LP5 Public Nuisance

Applicants are expected to demonstrate within their application that problems such as noise, light, smoke, odour, litter, anti-social behaviour, human waste, fly posting and highways/footpath obstructions can be minimised through steps they propose.

For example, the application should where necessary:

- (a) Demonstrate that, between 11.00 pm and 7.00 am:
 - No noise is audible a metre from the façade of the nearest noise sensitive premises, or
 - No noise is audible within the nearest noise sensitive premises.
 - There is no discharge of glass recycling bins and no waste/recycling collectionsDepending on the individual circumstances, the Council may request the provision of an acoustic report
- (b) Provide details of the location and types of noise attenuation measures used to minimise noise and vibration escaping the premises and car parking areas. Such measures may include sound-proofing, acoustic lobbies and sound limitation devices
- (c) Demonstrate measures to avoid vehicular queuing on the carriageway and disturbances from patrons queuing on the footpath
- (d) Illustrate the location of any taxi ranks, bus stops, train or tube stations in relation to the premises
- (e) Provide details of the location of gardens, open-air areas and the number of tables and chairs (where relevant) within the property boundary for use by patrons drinking, eating, smoking, queuing or congregating outside, and the hours of use of such areas

Provide details of how outside areas will be managed, in particular:

- The hours of use of any outside area where for example smoking, eating and drinking will be permitted. These may explain that use of the area is prohibited after a certain time to avoid disturbance late at night where residents are located nearby
- Measures to prevent drinks being spiked where people leave these unattended
- Where there is payment for admission, how re-entry can be managed – for example by the use of wrist bands
- Measures to ensure that patrons outside do not create nuisance from noise, smoke, obstruction or litter to neighbours or members of the general public
- Use of any physical security features and CCTV
- Use of door supervisors to monitor the area and people's behaviour
- Clear delineation of outside areas in consultation with Environmental Enforcement Services and Public Realm to

avoid the obstruction of any public highway

- Provision of regular glass collection and cleaning patrols
- Any offer of a waited table service

Demonstrate that there are effective dispersal policies in place, such as:

- Door supervision
- Notices and posters asking patrons to enter and exit the premises quietly
- “Winding down” periods

NOTE:

For good practice guidance on managing the end of a night, applicants may wish to refer to the NOCTIS Dispersal Policy available at: www.noctisuk.org

- (f) Provide details of permissions where relevant (for example, planning permission or a street trading licence) for any gardens, open-air areas or tables and chairs to be used by patrons
- (g) Provide details of the refuse and waste management arrangements and collection times in place at the premises, including where on the premises refuse and recycling will be stored before collection. Give details of trade waste agreements that exist for the premises
- (h) Identify whether the activity will generate additional litter (including flyposters and/or illegal placards) in the vicinity of the premises, and the measures to deal with any such litter

LP6 The Protection of Children from Harm

- (a) Applicants are expected to demonstrate within their application that those factors that have the potential to harm children have been addressed. These include the potential for children to:
 - (i) Purchase, acquire or consume alcohol. (details of any proof of age schemes should be provided)
 - (ii) Be exposed to drugs, drug taking or drug dealing
 - (iii) Be exposed to gambling
 - (iv) Be exposed to activities of an adult or sexual nature including the exhibition of film, or transmission of programmes or videos that include strong language and/or sexual content
 - (v) Be exposed to incidents of violence or disorder
 - (vi) Be exposed to environmental pollution such as excessive noise
 - (vii) Be exposed to hazards

- (viii) Purchase cigarettes from vending machines. The Council expects these machines to be in sight and under the supervision of bar staff

Note – This is not intended to be an exhaustive list.

- (b) Alcohol is not to be served to under 18s, except in the limited circumstances allowed for by the Licensing Act 2003. For example children aged between 16 and 18 are only permitted to consume beer, wine or cider on licensed premises if accompanied by an individual aged 18 or over and if eating a table meal (this excludes bar snacks). (This excludes venues holding a club premises certificate where over 18s only are allowed alcohol.)

- (c) Where relevant representations have been made, the Council will not normally permit children to be admitted where:

- (i) Entertainment of an adult or sexual nature is commonly provided
- (ii) There have been convictions for serving alcohol to under 18s
- (iii) Certain gambling activities take place (see Council guidance note)
- (iv) There have been convictions of harbouring drug dealings or the premises has a known association with drug dealers

Note - The Act details a number of measures designed to protect children in licensed premises. The Council will work closely with the Police and its partners to ensure appropriate enforcement of the law, in line with the Council's Enforcement Policy

- (d) Where limiting access to children is considered necessary, the Council will consider the following options:

- (i) A limit on the hours when children may be present
- (ii) An age limitation (for under 18s)
- (iii) A limitation or exclusion when certain activities are taking place
- (iv) A requirement for children to be accompanied by an adult
- (v) Access may be limited to certain parts of the premises

- (e) No conditions will be imposed requiring that children be admitted to any premises and, where no limitation is imposed, this will be left to the discretion of the individual licensee

- (f) Events provided primarily for children will not be permitted to sell alcohol on or from the premises

- (g) Where internet access is provided measures may be put in place to ensure children are suitably supervised in those areas.

LP7 Access to Cinemas, Theatres, Auditoriums and similar premises

- (a) Licensees are required to restrict children from viewing age-restricted films according to the recommendations of the British Board of Film Classification or, where relevant, any age restriction agreed by the Council. The licensee should state in the operating schedule what measures are to be put in place to control such access
 - (b) For regulated entertainment especially presented for children, the Council will, where relevant representations have been made, require the following arrangements in order to control entry to and exit from the premises to ensure their safety:
 - (i) An adult member of staff to be stationed in the vicinity of every exit, subject to there being a minimum of one member of staff per 50 children or part thereof
 - (ii) No child, unless accompanied by an adult, to be permitted in the front two rows of any balcony
 - (iii) No standing to be permitted in any part of the auditorium during the performance
- Note The Council will expect these issues to be satisfactorily addressed in operating schedules. The Council will consider attaching conditions to licences and permissions to prevent harm to children.

LP8 Public Safety

Applicants are expected to demonstrate within their application measures to protect public safety, including:

- (a) A current fire risk assessment as required by the Regulatory Reform (Fire Safety) Order 2005. If this has not been undertaken, the Fire Authority are likely to make a relevant representation on public safety grounds
- (b) Safe use of special effects/equipments (lasers, smoke machines, strobe lights etc) which may affect public safety (particularly in music and dance venues and similar premises)
- (c) The availability of up-to-date public transport and car parking information at the premises
- (d) A detailed plan that identifies all existing and proposed fire safety features, including smoke detectors, emergency lighting, sprinkler systems and other safety features. All fire safety measures to be compliant with relevant standards
- (e) All exits to be kept unobstructed, easy to open and clearly signed
- (f) Adequate measures to be in place for disabled people to allow their safe evacuation in the event of an emergency

- (g) The availability of first aid equipment and arrangements for training staff in its use
- (h) Any equipment or fixtures of a particular standard used on the premises to be maintained and inspected with details of checks recorded in a log book.

LP9 Premises Safety

- (a) Applicants are expected to demonstrate the safety of their premises by ensuring records are kept detailing maintenance checks thereafter in respect of:
 - (i) Periodic electrical inspection
 - (ii) Annual inspection of fire alarm
 - (iii) Annual inspection of hand fire appliances
 - (iv) Emergency lighting inspection and test
- (b) Premises wishing to provide regulated entertainment, or who do not currently adequately ensure safety under current legislation, may also need to comply with prescribed standards. These may include (but are not limited to) additional certificates such as battery discharge, gas safety, passenger lifts, stage equipment, ceilings, and generators.

LP10 Personal Licences

- (a) When determining a contested application the Council will consider whether the grant of the licence promotes the crime and disorder objective. It 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.

LP11 Temporary Event Notices

- (a) The Police have indicated that they will normally object to TENs where:
 - The TEN does not provide sufficient information to alleviate Police concerns
 - The TEN has not been completed fully
 - Insufficient notice has been given for the Police to satisfy themselves that the event would not undermine the crime and disorder objective
 - The premises has a history of complaints or incidents linked to the crime and disorder objective. Alternatively, the premises has had a one off serious incident affecting the crime and disorder objective
 - Previous TENs by the premises user have caused issues of Police concern
 - The premises user has failed to comply with previous advice and recommendations given by the Police with regard to the management of the premises/ event
 - Crime and disorder issues have arisen as a result of previous

temporary events linked to the organiser and/or the premises

- The venue does not already possess a premises licence, or if the event involves a departure from the terms of the premises licence, applicants have not sufficiently demonstrated that the management of the event will meet the requirements set out in the LPs as applicable and proportionate to the nature of the event
- A risk assessment of the event in consultation with and to the satisfaction of the Police has not been provided to the Police 14 days in advance of the event. The Police recommend completion of a Form 696 to help satisfy this.

The Licensing Authority treats the Police as its main source of advice on crime and disorder and so is likely to treat the advice of the Police in matters concerning TENs as worthy of significant weight.

Therefore, applicants are strongly encouraged to have regard to the factors above and provide the following data when notifying the Police and Council of a TEN:

- Accurate premises user contact details as well as alternative contact details to ensure that contact can be made
- Full details of all acts/performers
- Confirmation that the owner of the land/building has consented, preferably in writing, to the TEN
- Confirmation that the building/land are deemed suitable for the proposed TEN both in terms of patron safety and neighbouring premises and occupants safety.

- (b) The premises user is reminded that a fire risk assessment is to be completed or should be in place. Failure to do so may lead to the Fire Authority prohibiting use of the premises under their separate powers
- (c) The freeholder or leaseholder of the premises (where relevant) should have given their permission for the use of the premises for the temporary event
- (d) When the Police have made an objection based on crime and disorder and a Licensing Sub Committee uphold the objection at a hearing, a counter notice will be issued.

LP12 Licensing Hours

Where relevant representations have been made, the Council adopts the following principles.

- (a) The Council supports the principle of flexibility in its approach to licensing hours and will consider the merits of each individual application. The licensing hours fixed will always reflect the individual merits of the application, the relevant representations received and the requirement to promote the licensing objectives.
- (b) Earlier hours may be set if the individual circumstances require it. Later hours will be set where it can be demonstrated by the applicant that there would be no breach of the licensing objectives. In residential areas the Council will not normally grant licences beyond 12 midnight, unless the applicant can demonstrate that operating hours beyond this will not cause

undue disturbance to local residents.

- (c) The Council would expect premises wishing to trade for longer hours to site themselves in places where they will not create disturbances to residential accommodation, and will take a stricter approach to licensing hours in residential areas.
- (d) The Council may impose conditions limiting the hours of usage of an outside area or preventing drinks being taken to the outside area beyond the stated terminal hour.

LP13 Special Policy Area – Shoreditch

It is the Council's policy that where a relevant representation is made to any application within the area of the Shoreditch SPA, the application will be refused unless there are exceptional circumstances. This policy is to be strictly applied.

The Council expects that any exceptional circumstances offered by the applicant should be genuinely exceptional and so would not include reference to:

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

LP14 Special Policy Area – Dalston

All **new or variation** applications within the Dalston SPA will have to show:

- High standards of management
- The quality and track record of the management
- The good character of the applicant

Notwithstanding the above, where a relevant representation is made the policy will be to refuse any new or variation application which seeks to:

- Increase the capacity of an existing premises,
- Extend the hours of operation of an existing premises, or
- Permit any activity/use not identified or allowed for in the table below or,
- Permit any activity/use where there is a genuine concern that the proposal will have a negative impact in the area. For example this may include premises that have a large capacity or are mainly outdoors.

The policy is directed at the concentration of persons in the area and particularly those who have been drinking late at night. Therefore any application will need to demonstrate that it does not add to the issues of cumulative impact in the Dalston area.

[✓ = yes * = no]

	Sun-Thurs Up to 23.00	Sun-Thurs Up to midnight	Fri& Sat Up to 23.00	Fri& Sat Up to midnight	Mon – Sun Post midnight
Restaurant (with alcohol)	✓	*	✓	✓	*
Restaurant (without alcohol)	n/a	*	✓	✓	*
Takeaways	n/a	*	n/a	*	*
Pubs and Bars	✓	*	✓	✓	*
Nightclubs	*	*	*	*	*
Off Licences	✓	*	✓	*	*
Theatres	✓	✓	✓	✓	*
Cinemas	✓	✓	✓	✓	*
Combined Uses	✓	✓	✓	✓	*
Qualifying Clubs	✓	✓	✓	✓	*

LP15 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.

LP16 The Olympic and Paralympic Games 2012

(a) Where, as a result of representation(s) made, it is identified that a licence, certificate or proposed event presents a risk that the licensing objectives will be undermined, it is likely that such applications will not be granted.

(b) Careful consideration will be given to representations from responsible authorities in relation to licence applications for activities before, during and after the Games which refer to the safety and security of the public.

(c) Particular regard will be given to representations received which highlight that the resources of the Police and other emergency/ regulatory services are insufficient to deal with the risks presented.

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Agenda Item 4

Licensing Sub-Committee hearings, under the Licensing Act 2003 & Local Government (Miscellaneous Provisions) Act 1982 – Type A [Re; Premises Licence, Club Premises Certificate, Provisional Statement & Sex Establishment Licence]

<p>Step 1 Appointment of Chair and introduction</p>	<p>The Sub-Committee will appointment a Chair.</p> <p>The Chair will introduce the Sub-Committee, announce the item, and establish the identity of those taking part.</p> <p>The Sub-Committee will consider any requests to depart from normal procedure, such as holding a private session if it is considered to be in the public interest to do so or if a deferral/adjournment is requested for the item.</p> <p>The Chair (or Legal Adviser if asked by the Chair) will briefly outline how the hearing will proceed. However, Members may seek clarification on any issue raised during the hearing if required and if requested.</p>	<p>5 minutes</p>
<p>Step 2 Licensing Officer</p>	<p>The Licensing Officer will outline the report.</p>	<p>5 minutes</p>
<p>Step 3 Applicant's Case</p>	<p>The Applicant will present their case in support of their application.</p>	<p>5 minutes</p>
<p>Step 4 Responsible Authorities' Case</p>	<p>The Chair will invite the relevant Responsible Authorities in attendance to highlight their reasons for objecting to the application as contained within the report.</p>	<p>5 minutes each</p>
<p>Step 5 Other Persons' Case</p>	<p>The Chair will invite the Other Persons in attendance to present their case, highlighting their reasons for objecting or supporting the application as contained in their written submissions.</p>	<p>5 minutes each</p>
<p>Step 6 Discussion</p>	<p>The Chair will structure and lead a discussion on the information presented enabling Sub-Committee Members to clarify any points raised and ask questions if necessary.</p>	<p>15 minutes</p>
<p>Step 7 Closing remarks</p>	<p>The Chair will ask Responsible Authorities, Other Persons, Applicants and the Licensing Officer if they have any final comments to make. These comments can <u>only</u> be in relation to issues raised during the discussion. These remarks should be brief.</p>	<p>10 minutes</p>
<p>Step 8 - Final clarification</p>	<p>Licensing Sub-Committee Members will have a final opportunity to seek clarification on any points raised, following which the Chair will conclude the discussion.</p>	<p>5 minutes</p>
<p>Step 9 Consideration</p>	<p>The Sub-Committee will normally withdraw to consider the evidence that has been presented to them with the Committee Officer and Legal Adviser in order that the Sub-Committee can reach a decision and obtain legal advice if required.</p> <p>The Legal Adviser will repeat any legal advice given to Members upon returning to the public hearing.</p> <p>In simple cases the Sub-Committee may not consider it necessary to retire.</p>	<p>10 minutes</p>
<p>Step 10 Chair announces the decision</p>	<p>The Sub-Committee will return and the Chair will announce the decision. Reasons for their decision will be given, if appropriate.</p> <p>The Licensing Officer will draw attention to any restrictions which will affect the running of the premises and provide a written record of the decision, which will be sent to the applicant.</p>	<p>5 minutes</p>

The Council's procedure rules are also incorporated into these hearing procedures in so far as it does not conflict the procedures as set out above. The Licensing Hearing Regulations can also be viewed by following the link below – <http://www.legislation.gov.uk/ukxi/2005/44/contents/made>

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REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 21/07/2016	Classification DECISION	Enclosure
Application for a Premises Licence The Gravy, Basement, 20 Stamford Hill, N16 6XZ	Ward(s) affected Cazenove	

1. SUMMARY

Applicant(s) Patsy Palmer Hailey & Carlton Westney	In SPA Not Applicable
Date of Application 25/05/2016	Period of Application Permanent
Proposed licensable activity Plays Films Live Music Recorded Music Performance of Dance Other Entertainment Similar to Live or Rec Music or Dance Performance Late Night Refreshment Supply of Alcohol (On Premises)	
Proposed hours of licensable activities	
Plays INDOOR:	Standard Hours: Mon 11:00-22:30 Tue 11:00-22:30 Wed 11:00-22:30 Thu 11:00-22:30 Fri 11:00-20:00 Sat 11:00-20:00 Sun 11:00-21:00
Films INDOOR:	Standard Hours: Mon 11:00-19:00 Tue 11:00-19:00 Wed 11:00-19:00 Thu 11:00-19:00 Fri 11:00-19:00 Sat 11:00-19:00 Sun 11:00-19:00

<p>Live Music</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-23:00 Fri 11:00-23:00 Sat 11:00-23:00</p>
<p>Recorded Music</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 11:00-02:30 Tue 11:00-02:30 Wed 11:00-02:30 Thu 11:00-02:30 Fri 11:00-04:30 Sat 11:00-04:30 Sun 11:00-01:00</p>
<p>Performance of Dance</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 11:00-02:30 Tue 11:00-02:30 Wed 11:00-02:30 Thu 11:00-02:30 Fri 11:00-04:30 Sat 11:00-04:30 Sun 11:00-04:30</p>
<p>Other Entertainment Similar to Live or Rec Music or Dance Performance</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 11:00-02:30 Tue 11:00-02:30 Wed 11:00-02:30 Thu 11:00-02:30 Fri 11:00-04:30 Sat 11:00-04:30 Sun 11:00-04:30</p>
<p>Late Night Refreshment</p> <p>INDOOR:</p> <p>Indoors</p>	<p>Standard Hours: Mon 23:00-02:30 Tue 23:00-02:30 Wed 23:00-02:30 Thu 23:00-02:30 Fri 23:00-04:30 Sat 23:00-04:30 Sun 23:00-04:30</p>
<p>Supply of Alcohol</p> <p>INDOOR:</p>	<p>Standard Hours: Mon 11:00-02:30 Tue 11:00-02:30 Wed 11:00-02:30 Thu 11:00-02:30 Fri 11:00-04:30 Sat 11:00-04:30 Sun 11:00-01:00</p>

The opening hours of the premises	
INDOOR	Standard Hours: Mon 11:00-02:30 Tue 11:00-02:30 Wed 11:00-02:30 Thu 11:00-02:30 Fri 11:00-04:30 Sat 11:00-04:30 Sun 11:00-04:30
Capacity: Not known	
Policies Applicable	LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety), LP12 (licensing Hours)
List of Appendices	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Representations from other persons D – Location map
Relevant Representations	<ul style="list-style-type: none"> • Environmental Health Authority (Pollution and Environmental Enforcement) • Police • Licensing Authority • Other Persons

2. APPLICATION

- 2.1 **Patsy Palmer Hailey & Carlton Westney** have made an application for a premises licence under the Licensing Act 2003:
- To supply alcohol for consumption on the premises
 - Regulated entertainment
 - Late night refreshment
- 2.2 The application is attached as Appendix A. The applicant has proposed measures that could be converted to conditions (see paragraph 8.1 below).

3. CURRENT STATUS / HISTORY

- 3.1 The premises are not currently licensed for any activity. Temporary Event Notices have been given over the past 12 months as follows:

25/07/15 – 26/07/15	22.00 – 04.00
01/08/15 – 02/08/15	22.00 – 04.00
11/09/15 – 12/09/15	21.00 – 03.00
03/10/15 – 04/10/15	22.00 – 05.00
13/11/15 – 14/11/15	21.00 – 04.00
17/12/15 – 19/12/15	21.00 – 04.00
26/12/15 – 27/12/15	21.00 – 04.00
31/12/15 – 01/01/16	21.00 – 04.00

28/01/16 – 31/01/16	21.00 – 04.30
26/02/16 – 28/02/16	21.30 – 04.30
25/03/16 – 27/03/16	21.00 – 04.00
15/04/16 – 17/04/16	21.00 – 04.30

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Pollution) (Appendix B1)	Representation received on the grounds of the prevention of public nuisance
Environmental Health Authority (Environmental Enforcement) (Appendix B2)	Representation received on the grounds of public safety and the prevention of public nuisance
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	No representation received
Police (Appendix B3)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, Licensing Hours
Licensing Authority (Appendix B4)	Representation received on the grounds of The Prevention of Public Nuisance, Licensing Hours
Health Authority	Have confirmed no representation on this application

5. REPRESENTATIONS: OTHER PERSONS

From	Details
Representation received from and on behalf of local residents. (Appendix C)	Representation received on the grounds of The Public Safety, Prevention of Public Nuisance

6. GUIDANCE CONSIDERATIONS

- 6.1 The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. POLICY CONSIDERATIONS

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.

- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety), LP12 (licensing Hours) are applicable.

8. OFFICER OBSERVATIONS

- 8.1 If the Sub-Committee is minded to approve the application, the following conditions should be applied the licence:

Supply Of Alcohol (On/Both)

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.

2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.

3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5.5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.

5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

- (a) a holographic mark or
- (b) an ultraviolet feature

6. The responsible person must ensure that:

a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider: 1/2 pint;
- gin, rum, vodka or whisky: 25ml or 35ml; and
- still wine in a glass: 125ml; and

b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

7.2 For the purposes of the condition set out in paragraph 7.1 above -

(a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) "permitted price" is the price found by applying the formula - $P = D + (D \times V)$
Where -

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence, or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Exhibition Of Films

8. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -

(a) Recommendations made by the film classification body where the film classification body is specified in the licence, or

(b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question.

"film classification body" means person('s) designated under s4 of the Video Recordings Act 1984(c.39).

Door Supervision

9. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.

Conditions derived from operating schedule

10. Alcohol shall stop being served 45 minutes before the end of the night.

11. The attendees will be encouraged by SIA door operative to leave the premise with respect for the neighbourhood

Conditions derived from Responsible Authority representations

12. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, 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. Recordings shall be made available immediately upon the request of Police or authorised officer.

13. 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 are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council 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 immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:

- a. all crimes reported to the venue
- b. any complaints received
- c. any incidents of disorder
- d. any faults in the CCTV system
- e. any refusal of the sale of alcohol
- f. any visit by a relevant authority or emergency service.

15. There shall be "CCTV in Operation" signs prominently displayed.

16. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.

17. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.

18. There shall be no glass, drinks or open containers taken outside of the premises at any time.

19. The DPS or manager from the premises will attend pubwatch meetings regularly.

20. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.

21. There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.

22. There shall be a maximum of ** tbc ** customers on the premises at any one time.

23. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.

24. There shall be a minimum of 1 SIA door supervisor employed at the premises on Thursdays, Fridays and Saturdays from 2100hrs. Additional SIA registered door supervisors shall be employed at the venue on an operational risk assessment basis. All security staff shall be clearly identifiable at all times. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the door supervisor was provided by an agency the name, registered business address and contact telephone number will also be provided. This register will be made available to police or authorised officer immediately upon request.

25. There shall be a written dispersal policy, which has been approved by police, at the premises. This policy will be kept on the premises and be made available to a police officer or other authorised officer upon request.

26. There shall be a written search policy on the premises. This policy shall be kept on the premises and be made available to a police officer or other authorised officer upon request.

27. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.

28. After 2100hrs there shall be a maximum of ** tbc ** smokers outside the venue at any one time. This shall be monitored by staff.

9. REASONS FOR OFFICER OBSERVATIONS

9.1 Conditions 10 to 11 above are derived from the applicant's operating schedule. Conditions 12 to 28 have been proposed by the police.

10. LEGAL COMMENTS

10.1 The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;

- The Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- The Protection of Children from Harm

10.2 It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

11.1 There are implications to;

- **Article 6** – Right to a fair hearing
- **Article 14** – Not to discriminate
- Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individuals rights against the interests of the community at large.

12. MEMBERS DECISION MAKING

A. **Option 1**
That the application be refused

B. **Option 2**

That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. CONCLUSION

13.1 That Members decide on the application under the Licensing Act 2003.

Group Director, Neighbourhoods and Housing	Kim Wright
Lead Officer (holder of original copy):	Mike Smith Principal Licensing Officer Licensing Service 2 Hillman Street E8 1FB Telephone: 020 8356 4973

LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
Office File: The Gravy - Basement, 20 Stamford Hill, N16 6XZ	Licensing Service 2 Hillman Street London E8 1FB

Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

APPENDIX A

↳ Hackney

LA01

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Mrs Palmer-Hailey Patsy
Mr Westney Carlton

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
THE GRAVY 20 STAMFORD HILL HACKNEY LONDON			
Post town	LONDON	Post code	N16 6XZ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£2425

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as
Please tick yes

a)	an individual or individuals *	<input checked="" type="checkbox"/>	please complete section (A)
b)	a person other than an individual *	<input type="checkbox"/>	

	i.	as a limited company	..	please complete section (B)
	ii.	as a partnership	..	please complete section (B)
	iii	as an unincorporated association or	..	please complete section (B)
	iv	other (for example a statutory corporation)	..	please complete section (B)
c)		a recognised club	..	please complete section (B)
d)		a charity	..	please complete section (B)
e)		the proprietor of an educational establishment	..	please complete section (B)
f)		a health service body	..	please complete section (B)
g)		a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales	..	please complete section (B)
ga		a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England	..	please complete section (B)
h)		the chief officer of police of a police force in England and Wales	..	please complete section (B)

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Title Mrs			
Surname Palmer-Hailey		First names Patsy	
I am 18 years old or over			<input checked="" type="checkbox"/> Please tick yes
Current postal address if different from premises address		[REDACTED]	
[REDACTED]		[REDACTED]	
Post Town	[REDACTED]	Postcode	[REDACTED]
Daytime contact telephone number		[REDACTED]	
E-mail address (optional)	[REDACTED]		

SECOND INDIVIDUAL APPLICANT (if applicable)

Title Mr			
Surname Westney		First names Carlton	
I am 18 years old or over			<input checked="" type="checkbox"/> Please tick yes
Current postal address if different from premises address		[REDACTED]	
[REDACTED]		UK-England	
Post Town	[REDACTED]	Postcode	[REDACTED]
Daytime contact telephone number		[REDACTED]	

E-mail address (optional)	
-------------------------------------	--

(B) OTHER APPLICANTS

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

Name
Address
UK-England
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?	08-06-2016
---	------------

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

Please give a general description of the premises (please read guidance note 1)
 On the right hand wall through the front entrance are the burglar and fire alarm panels. At the bottom of the 12 steps is a fire check door with 2 way hinges and Georgian wire safety glass. Non slip flooring has been laid in front and behind the bar. There is a lobby at the rear on the left. It has an emergency exit door with a push bar to open. After that a little flat area leads onto 8 concrete steps through a small yard up to the final emergency exit door (with push bar) to the car park. All recommended signage is in place. The appropriate fire extinguishers are visible behind the bar. Special safety electrical sockets have been fitted behind the bar. Maintained and non maintained emergency have been installed where necessary.

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

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

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

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

Provision of late night refreshment (if ticking yes, fill in box L)	<input checked="" type="checkbox"/>
Supply of alcohol (if ticking yes, fill in box J)	<input checked="" type="checkbox"/>

Complete boxes K, L and M (optional)

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	11:00	22:30		Please give further details here (please read guidance note 3) We want to provide a space for up and coming, small independent struggling artists and directors, needing a community based venue/space for their productions.	
Tue	11:00	22:30			
Wed	11:00	22:30	State any seasonal variations for performing plays (please read guidance note 4) The reason for the variation on times is so we can be as flexible as possible		
Thur	11:00	22:30			
Fri	11:00	20:00	Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5) The reason for the variation on times is so we can be as flexible as possible		
Sat	11:00	20:00			
Sun	11:00	21:00			

B

Films Standard days and timings (please read guidance note 6)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	11:00	19:00	<u>Please give further details here</u> (please read guidance note 3) Afternoon/early evening screening of old films – Aim to create a film club for OAP’S.		
Tue	11:00	19:00			
Wed	11:00	19:00	<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4) Afternoon/early evening screening of old films – Aim to create a film club for OAP’S		
Thur	11:00	19:00			
Fri	11:00	19:00	<u>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11:00	19:00			
Sun	11:00	19:00			

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	
				Outdoors	
Day	Start	Finish		Both	
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	11:00	11:00	<u>Please give further details here</u> (please read guidance note 3) We dont think this will happen that often but would like to give the premises the option for this type of event.		
Tue	11:00	11:00			
Wed	11:00	11:00	<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4)		
Thur	11:00	11:00			
Fri	11:00	11:00	<u>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11:00	11:00			
Sun					

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	11:00	02:30	<u>Please give further details here</u> (please read guidance note 3) We would like the premises to be open weekly on Thursday, Friday and Saturdays.		
Tue	11:00	02:30		Outside of those days we will have pop up functions – for occasion’s such as; Birthday Parties, Wakes/Ninth Nights, Christenings and Bar Mitzvah– for such occasion’s alcohol is normally served by way of celebration.	
Wed	11:00	02:30	<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4) Outside of those days we will have pop up functions – for occasion’s such as; Birthday Parties, Wakes/Ninth Nights, Christenings and Bar Mitzvah– for such occasion’s alcohol is normally served by way of celebration.		
Thur	11:00	02:30			
Fri	11:00	04:30	<u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u> (please read guidance note 5) The only time we would like and event to go on outside of the times provided, would be New Years Eve until 06.00.		
Sat	11:00	04:30			
Sun	11:00	01:00			

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
				Both	
Mon	11:00	02:30	<u>Please give further details here</u> (please read guidance note 3) this is covered in section F and has the same times and conditions		
Tue	11:00	02:30			
Wed	11:00	02:30	<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Thur	11:00	02:30			
Fri	11:00	04:30	<u>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat	11:00	04:30			
Sun	11:00	04:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			<u>Please give a description of the type of entertainment you will be providing</u> this is covered in section F and has the same times and conditions		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	11:00	02:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	11:00	02:30	<u>Please give further details here</u> (please read guidance note 3)		
Wed	11:00	02:30			
Thur	11:00	02:30	<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri	11:00	04:30			
Sat	11:00	04:30	<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun	11:00	04:30			

I

Late night refreshment Standard days and timings (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	
				Both	
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) The same conditions as mentioned in F. We would also		
Mon	11:00	02:30			
Tue	11:00	02:30	<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4) We will also provide a selection of hot snacks and bar snack.		
Wed	11:00	02:30			
Thur	11:00	02:30	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 5)		
Fri	01:00	04:30			
Sat	11:00	04:30			
Sun	11:00	04:30			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	
				Both	
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) We would like the venue to be open weekly on Thursday, Friday and Saturdays. Outside of those days we will have pop up functions – for occasion’s such as; Birthday Parties, Wakes/Ninth Nights, Christenings and Bar Mitzvah– for such occasion’s alcohol is normally served by way of celebration.		
Mon	11:00	02:30			
Tue	11:00	02:30			
Wed	11:00	02:30			
Thur	11:00	02:30	Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) same condition as section F.		
Fri	11:00	04:30			
Sat	11:00	04:30			
Sun	11:00	01:00			

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

Name :	
Mrs Palmer-HailelyPatsy	
Address	
[REDACTED]	
[REDACTED]	
[REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known)	
[REDACTED] 1	
Issuing licensing authority (if known)	
[REDACTED]	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

At no point, (now or in the future) will any forms of entertainment such as films with nudity or games machines be considered as entertainment on this premises.

L

<p>Hours premises are open to the public Standard timings (please read guidance note 6)</p>			<p>State any seasonal variations (please read guidance note 4) We will be open to the community/public at the times mentioned. The only times when the premises will not be opened to the community/public is if there is a private function being held.</p>
Day	Start	Finish	
Mon	11:00	02:30	
Tue	11:00	02:30	
Wed	11:00	02:30	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) The only time would be New Years Eve.</p>
Thur	11:00	02:30	

Fri	11:00	04:30	
Sat	11:00	04:30	
Sun	11:00	04:30	

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

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

Please see below, our outline for the premises. We hope that we have demonstrated our understanding of how we will promote the four licensing objectives re 20a Stamford Hill. Our main aim is to provide a community based space for all to enjoy that will not impact on the immediate residence, or prove to be a hindrance/public nuisance to the community at large. We intend to be part of the community, and in doing so all steps will be taken to ensure public safety and order. Rubbish from the premises will be recycled and cleared nightly. Smokers will be encouraged to do so with the minimum amount of noise and drinks will be consumed inside the premises (not outside).

b) The prevention of crime and disorder

We are marketing the premises to a mature clientele. That said we will serve alcoholic drinks with a glass of water
 We will stop serving alcohol 45 minutes before the end of the night.
 The attendees will be encouraged by SIA door operative to leave the premise with respect and consideration for the neighbourhood which is to be done quietly. My staff and I will liaise with local PCs and community support officer. We will promptly and readily CCTV available on request from local authorities

c) Public safety

CCTV is installed and will be operated to the correct standard in agreement with the Community Police.

We will stop serving alcohol 45 minutes before the end of the night.
 All drinks will be served in CE stamped polycarbonate drinking vessels which is our standard.

The premises, relevant safety certificates are all in place and up to date.

Our SIA security operative will not allow persons into the premises if they are clearly

intoxicated. They will also be encouraged to leave quietly.

No drinks (apart from water) will be served to a person who is clearly intoxicated.

d) The prevention of public nuisance

Part of the premises has been sound proofed.

we have a fair and zero policy of public miscontact and nuisance behaviour and will promptly and regularly liaise with police and local authorities.

There is also a noise limiter planned.

We will stop serving alcohol 45 minutes before the end of the night.

The attendees will be encouraged by SIA door operative to leave the premise with respect for the neighbourhood.

A free bottle of water will be provided when the club ends along with a lolly pop (people don't really speak when they have a lolly pop in their mouth)

e) The protection of children from harm

CCTV is installed and will be operated to the correct standard in agreement with the Community Police. Police will be informed if we suspect an adult

Staff will be vigilant and ensure Challenge 25 is adopted. We will register to participate in the voluntary test community purchases. We will adhere to The Proof of Age Standards Scheme (PASS).

Our staff will also be vigilant to ensure no adult is purchasing alcohol for a child under 25. Police will be informed if we suspect any adult of doing so.

Checklist:

Please tick to indicate agreement

I have enclosed the plan of the premises.

I have sent copies of this application and the plan to responsible authorities and others where applicable.

I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.

I understand that I must now advertise my application.

I understand that if I do not comply with the above requirements my application will be rejected.

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

Part 4 – Signatures (please read guidance note 10)

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

Signature	Patsy Palmer-Hailey
Date	5/5/2016
Capacity	DPS

For joint applications, signature of 2nd applicant or 2nd applicant’s solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	Carlton Westney
Date	5/5/2016
Capacity	Individuel

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

Applicant address

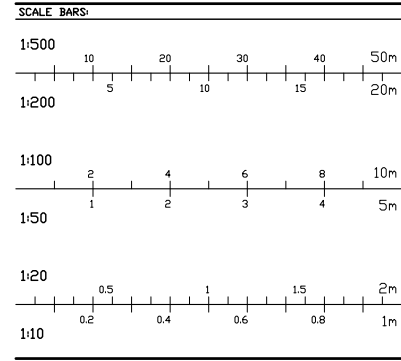
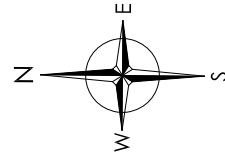
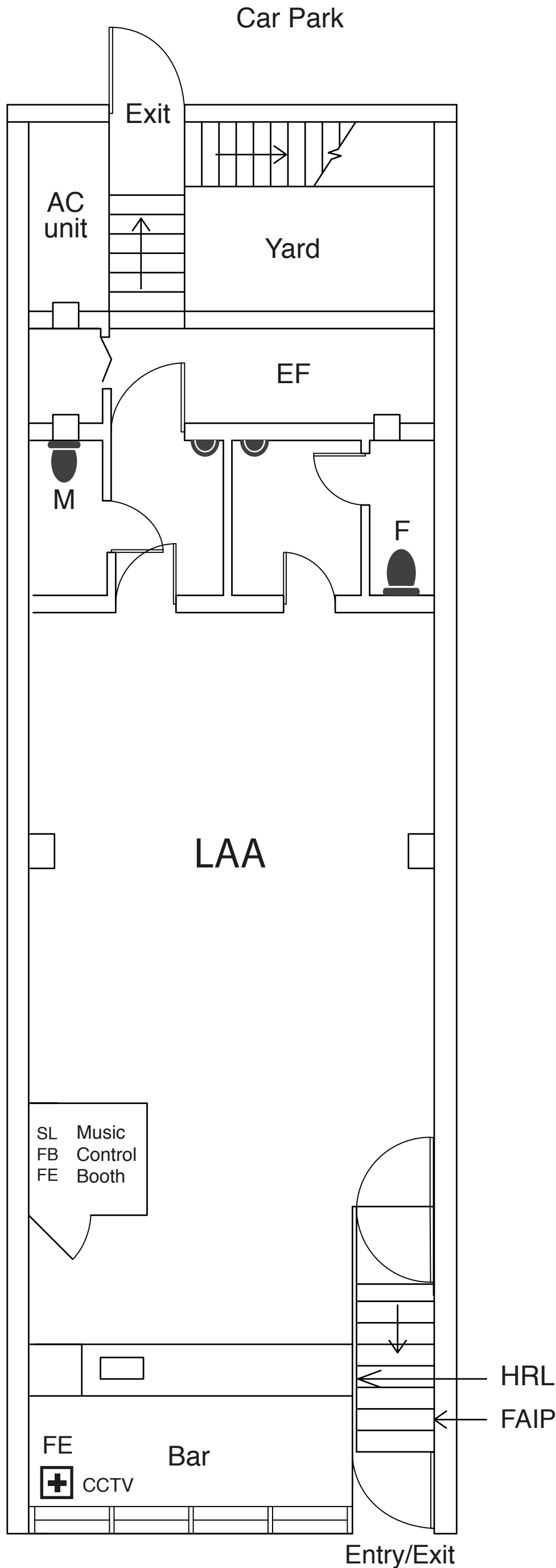
UK-England

Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.

Concrete Steps



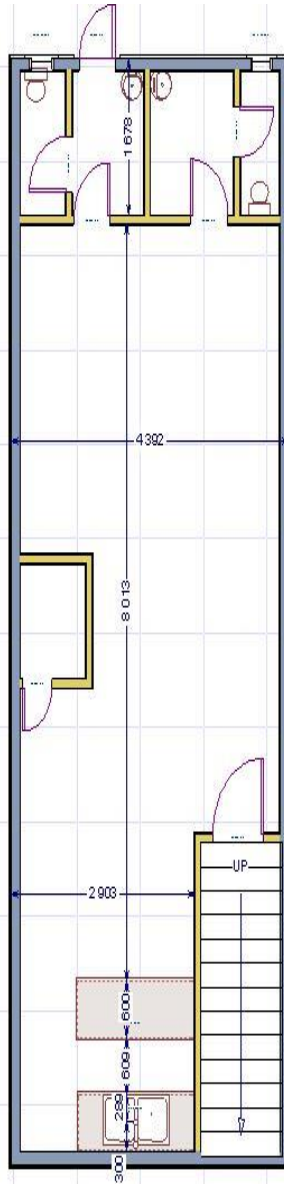
SCALE 1:100

KEY

- EF : Extractor Fan
- LAA : Licensable Activities Area
- SL : Sound Limiter
- FB : Fire Blanket
- FE : Fire Extinguishers
- HRL : Handrail
- FAIP : Fire Alarm Indicator Panel
- ⊕ : First Aid
- 🚽 : Toilet
- 🚿 : Basin

PROJECT: BASEMENT
20 STAMFORD HILL
LONDON N16 6XZ

CLIENT: VANESSA BENI



LIVING AREA
51.6 sq m

APPENDIX B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	London Borough of Hackney
ADDRESS OF AUTHORITY	Community Safety Team London Borough of Hackney PO Box 70210 London E8 9FB
CONTACT NAME	Elzbieta (Ela) Adamczyk
TELEPHONE NUMBER	020 8356 5258 0208 356 4455
E-MAIL ADDRESS	Elzbieta.adamczyk@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	The Gravy, Basement 20 Stamford Hill N16 6XZ
NAME OF LICENCE HOLDER/ DESIGNATED PREMISES SUPERVISOR	Mrs Plmer – Hailey Patsy Mr Westney Carlton DPS - Mrs Plmer – Hailey Patsy

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

The prevention of public nuisance **LP5**:

The Community Safety Team have reviewed the licensing application and wish to make a representation. The applicant has not demonstrated in full that the following Licensing Policy requirement would be met:

LP5 Public Nuisance:

Applicants are expected to demonstrate within their application that problems such as noise, light, smoke, odour, litter, anti-social behaviour, human waste, fly posting and highways/footpath obstructions can be minimised through steps they propose. For example, the application should where necessary:

(b) Provide details of the location and types of noise attenuation measures used to minimise noise and vibration escaping the premises and car parking areas. Such measures may include sound-proofing, acoustic lobbies and sound limitation devices.

The above representations are supported by the following evidence and information.

The Community Safety Team is concerned that the proposed activities may cause noise nuisance for the residents in vicinity and therefore requires more information to fully consider this application.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

The applicant is welcomed to contact the Community Safety Team to discuss the application.

Signed

Name: Elzbieta Adamczyk

Date: 20/06/2016

APPENDIX B2

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Environmental Health (Environmental Enforcement)
ADDRESS OF AUTHORITY	Keltan House, 89-115 Mare Street, London E8 4RU
CONTACT NAME	Jacey Frewin
TELEPHONE NUMBER	0208 356 4567
E-MAIL ADDRESS	Jacey.frewin@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	The Gravy Basement, 20a Stamford Hill London N16 6XZ
NAME OF PREMISES USER	Patsy Palmer-Hailey & Carlton Westney

COMMENTS

I make the following relevant representations in relation to the above application in respect of licensable activities.

- | | | |
|----|--------------------------------------|---|
| 1) | the prevention of crime and disorder | |
| 2) | public safety | X |
| 3) | the prevention of public nuisance | X |
| 4) | the protection of children from harm | |

Representations (which include comments and/or objections) in relation to:

ENVIRONMENTAL LICENCE CONDITIONS IN RESPECT OF The Kafeteria

The business is located in Stamford Hill, which is an area where waste is not allowed to be stored on the public highway for any length of time. Businesses have a legal requirement to ensure that they have adequate arrangements in place for the storage and disposal of waste generated by the business. Also there should be measures put in place to prevent littering to the detriment of the area.

The above representations are supported by the following evidence and information.

Information and Evidence – There has been no reference made as to its waste storage and collection arrangements and consequential environmental impact. Experience has also shown that there is the probability that there will be cigarette litter outside these premises due to the smoking ban and that it is possible that glasses and bottles may be left outside by patrons.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Applicant should contact Jacey Frewin by phone or email, to discuss some conditions which could allay our concerns.

Signed Jacey.frewin@hackney.gov.uk

Name Jacey Frewin

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003**

APPENDIX B3

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 691GD Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	The Gravy 20 Stamford Hill London N16 8XZ
NAME OF PREMISES USER	Mrs Patsy Palmer-Hailey & Mr Carlton Westney

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder ◆
- 2) public safety ◆
- 3) the prevention of public nuisance ◆
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

Police make the following representations in relation to the application for a new Premises Licence at THE GRAVY, 20 STAMFORD HILL, LONDON, N16 for the following reason(s):

This venue is located on a main thoroughfare through the centre of Stoke Newington, Hackney. It is, however, opposite residential properties. The times requested in this application are very late and would mean that a crowd of people would be pouring onto the street during the early hours of the morning. Police are concerned that the late hour will cause unnecessary disturbance to the local residents.

This premises, have in the past, held events using TENs, and these events have run late into the night and early hours, however, there has only been a few (4) held this calendar year and each of these events have been risk assessed by the Hackney Police Licensing Unit . A Premises Licence would allow these events to be held every weekend, and as the application states, every other week day until 0230hrs for pop ups such as birthday parties, christenings, wakes etc.

LP12 of LBH Statement of Licensing policy states that ' In residential areas, the council will not normally grant licences beyond midnight, unless the applicant can demonstrate that operating hours beyond this will not cause undue disturbance to local residents'.

Police believe that the hours proposed in this application are excessive and will cause a nuisance to the residents once outside on the street. A person leaving a venue at this late hour will have undoubtedly consumed copious amounts of alcohol and will be drunk. Drunk customers become loud, boisterous, confrontational. They will find various spots to urinate, vomit and generally be a nuisance.

Police would like further information as follows:

- What is the capacity of the venue?
- Do you have a dispersal policy? If so, police would like a copy
- The application states that alcohol will cease 45 minutes before closing time. Why is this not reflected in the times for sale of alcohol proposed in the application?

Police have attached a set of conditions to be considered by the applicant. Police look forward to hearing from the applicant soon to arrange a site visit.

The above representations are supported by the following evidence and information.

Application submitted

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed PC 691GD RYAN (By E-mail)

Name (printed)

Conditions for The Gravy,
20 Stamford Hill,
London, N16 6XZ

1. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, 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. Recordings shall be made available immediately upon the request of Police or authorised officer.
2. 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 are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
3. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. any complaints received
 - c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any refusal of the sale of alcohol
 - f. any visit by a relevant authority or emergency service.
4. There shall be "CCTV in Operation" signs prominently displayed.
5. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.
6. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.
7. There shall be no glass, drinks or open containers taken outside of the premises at any time.
8. The DPS or manager from the premises will attend pubwatch meetings regularly.
9. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
10. There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.
11. There shall be a maximum of ** tbc ** customers on the premises at any one time.

12. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.
13. There shall be a minimum of 1 SIA door supervisor employed at the premises on Thursdays, Fridays and Saturdays from 2100hrs. Additional SIA registered door supervisors shall be employed at the venue on an operational risk assessment basis. All security staff shall be clearly identifiable at all times. All door supervisors shall enter their full details in the premises daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number, and the time they commence and conclude working. If the door supervisor was provided by an agency the name, registered business address and contact telephone number will also be provided. This register will be made available to police or authorised officer immediately upon request.
14. There shall be a written dispersal policy, which has been approved by police, at the premises. This policy will be kept on the premises and be made available to a police officer or other authorised officer upon request.
15. There shall be a written search policy on the premises. This policy shall be kept on the premises and be made available to a police officer or other authorised officer upon request.
16. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.
17. After 2100hrs there shall be a maximum of ** tbc ** smokers outside the venue at any one time. This shall be monitored by staff.

ADDITIONAL CONDITIONS MAY BE ADDED AFTER DISCUSSIONS WITH THE APPLICANT.

APPENDIX B4

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Licensing
ADDRESS OF AUTHORITY	Licensing Service Legal, HR and Regulatory Services Directorate 2 Hillman St London E8 1FB
CONTACT NAME	Derek Fergus
TELEPHONE NUMBER	0208 356 3496
E-MAIL ADDRESS	derek.fergus@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	The Gravy 20 Stamford Hill London N16
NAME OF APPLICANT/PREMISES USER	Mrs Palmer-Hailey Mr Westney Carlton

COMMENTS

I make the following relevant representations in relation to the above application.

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance **x**
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

This premises is located on a main road but there are local residents in flats above the parade of shops in addition to residential streets in close proximity. Licensing have concerns about the risk of public nuisance and its associated problems. Therefore I believe that LP5 and LP12 (as specified in the Licensing policy) applies.

Further discussion is required to assess whether possible changes to the application and/or conditions being agreed could allay concerns.

The above representations are supported by the following evidence and information.

The Licensing Policy and Licensing Objectives

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Applicant should contact Licensing to discuss.

Name: Derek Fergus - Principal Licensing Enforcement Officer

Date: 21/06/16

APPENDIX C

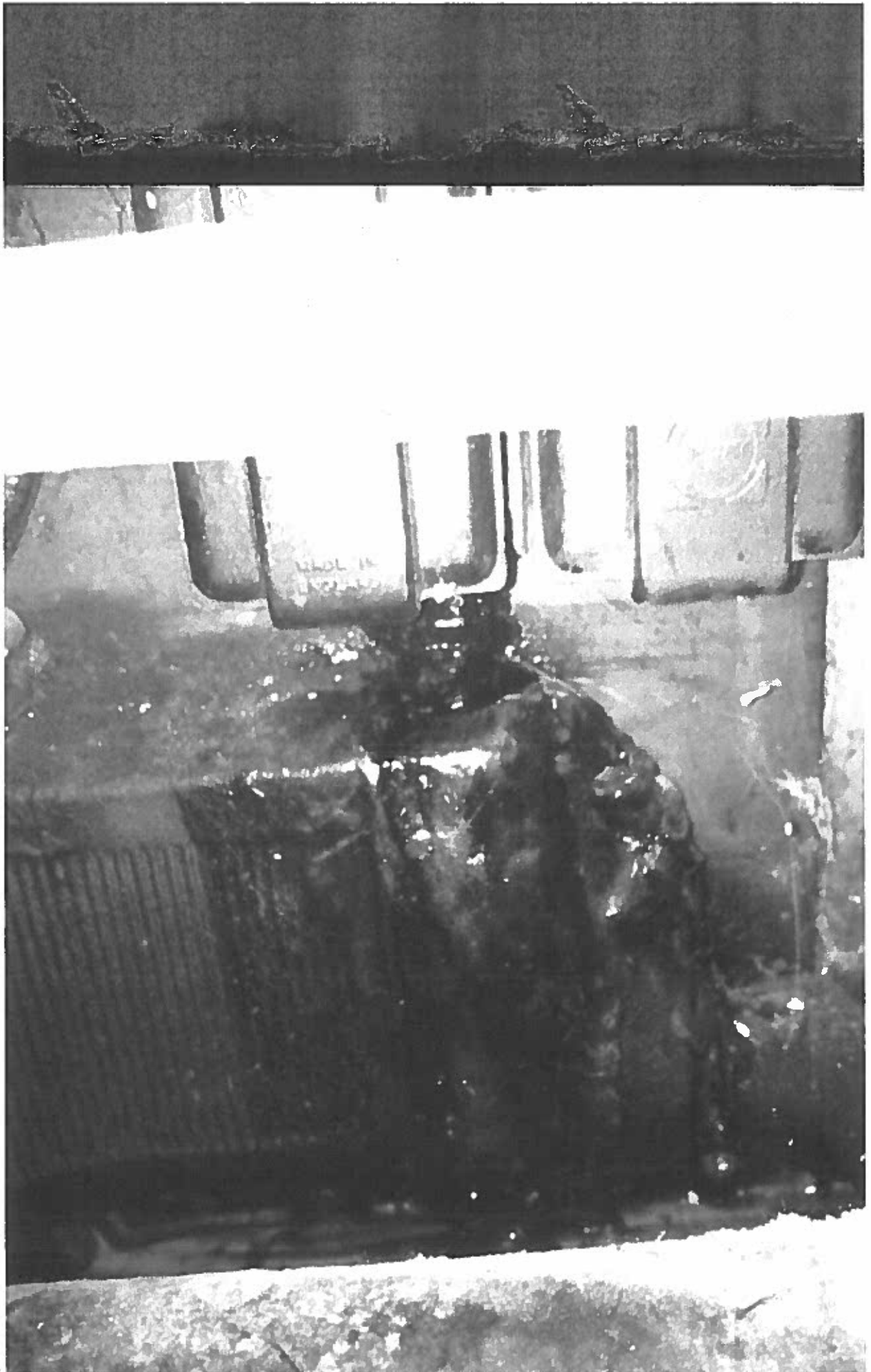
Subject: Object to premise license 20 Stamford hill n 16 6xz

Dear sir or madam

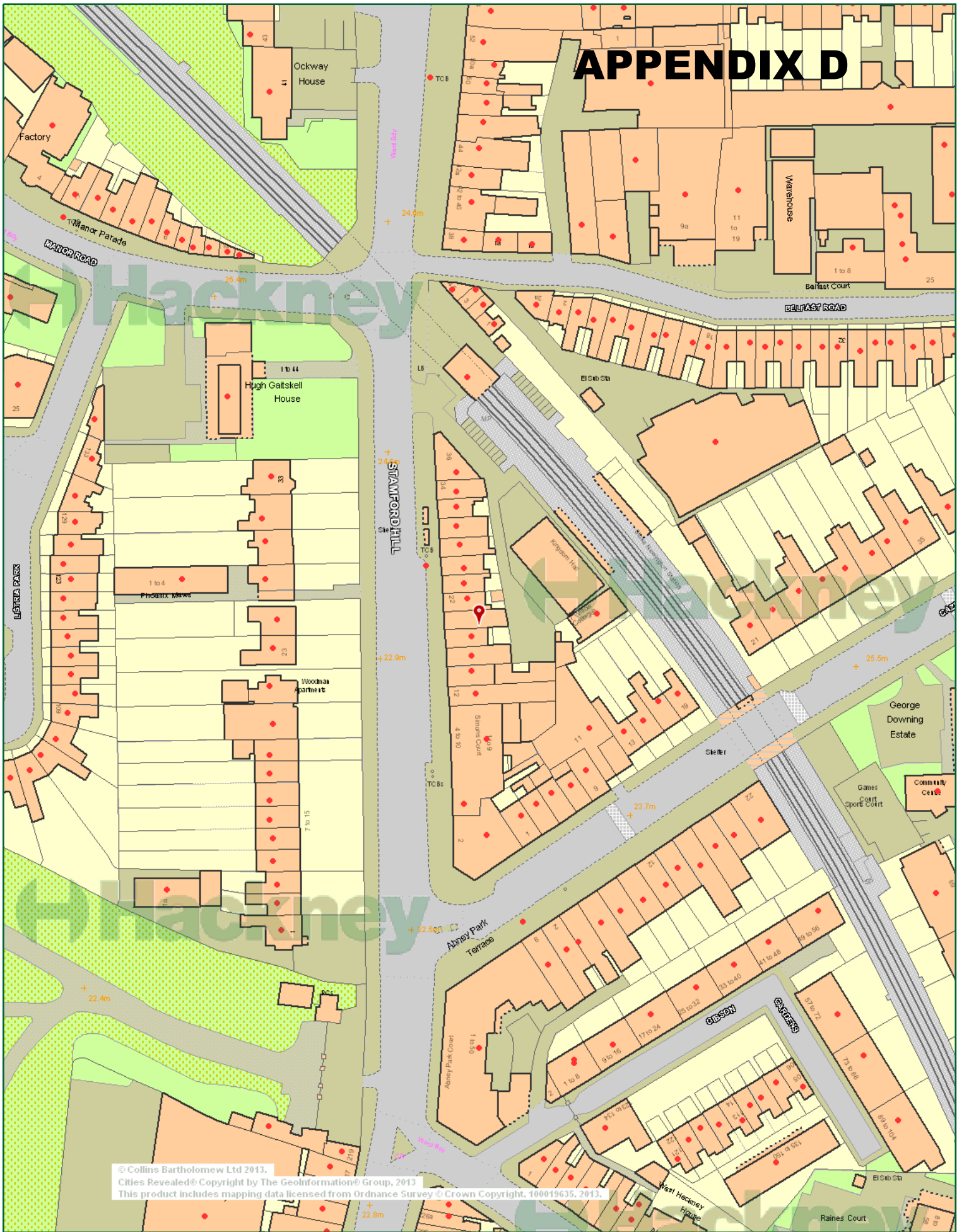
Regarding the gravey 20 Stamford hill London n16 6xz

I live at ■ Stamford hill

As I am aware that that building is deemed unsafe due to the fuses being in the basement for the flat and Chinese shop bitcamine is leak over the electric wires melting please can you make sure that the landlord for that properties has carried out full repairs as if not it can blow up also the noise coming from there smoking area at the back it very loud and if you give them a licence it would be noise week day as well at the moment weekend is difficult but week days would be unbearable I forward the picture of the electrical fault this is unsafe for members of the public and building next to it this is a letter requesting an rejection to the build licensing for those late hour and being unsafe



APPENDIX D



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The Gravy

Scale 1/1250

at A4



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Date 12/7/2016



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REPORT OF THE GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 21/07/2016	Classification DECISION	Enclosure
APPLICATION TO VARY THE PREMISES LICENCE : Il Cudega Enogastronomy and Bar, Railway Arch 358 To 359, Westgate Street, E8 3RL	Ward(s) affected London Fields	

1. SUMMARY

Applicant(s) Cingetrivott Ltd	In SPA No
Date of Application 26 May 2016	Period of Application Permanent
Proposed variation: Late Night Refreshment Supply of Alcohol (On Premises)	
Proposed hours for licensable activity	
Late Night Refreshment	Standard Hours: Mon 23:00-23:30 Tue 23:00-23:30 Wed 23:00-23:30 Thu 23:00-23:30 Fri 23:00-00:00 Sat 23:00-00:00
Supply of Alcohol on sales	Standard Hours: Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-23:30 Fri 11:00-23:30 Sat 11:00-23:30 Sun 11:00-22:30 Non-Standard Hours: Until 23:30 on any day followed by a bank holiday New Year's Eve from 10:00 until 02:00 New Year's Day

<p>Supply of Alcohol off sales</p>	<p>Standard Hours: Mon 10:00-22:30 Tue 10:00-22:30 Wed 10:00-22:30 Thu 10:00-22:30 Fri 10:00-22:30 Sat 10:00-22:30 Sun 10:00-22:00 Non-Standard Hours: Until 23:30 on any day followed by a bank holiday New Year's Eve from 10:00 until 02:00 New Year's Day</p>
<p>The opening hours of the premises:</p>	<p>Standard Hours: Mon 07:00-23:30 Tue 07:00-23:30 Wed 07:00-23:30 Thu 07:00-00:00 Fri 07:00-00:00 Sat 08:00-00:00 Sun 08:00-23:00 Non-Standard Hours: Until 00:00 on any day followed by a bank holiday New Year's Eve until 02:30 New Year's Day</p>
<p>Current activities/hours:</p> <p>The times the licence authorises the carrying out of Licensable activities</p> <p>Plays Standard Hours: Mon 14:00-18:00 Tue 14:00-18:00 Wed 14:00-18:00 Thu 14:00-18:00 Fri 11:00-18:00 Sat 11:00-18:00 Sun 11:00-18:00</p> <p>Films Standard Hours: Mon 14:00-18:00 Tue 14:00-18:00 Wed 14:00-18:00 Thu 14:00-18:00 Fri 14:00-18:00 Sat 11:00-18:00 Sun 11:00-18:00</p>	

Supply of Alcohol On:	Standard Hours: Mon 11:00-18:00 Tue 11:00-18:00 Wed 11:00-18:00 Thu 11:00-18:00 Fri 11:00-18:00 Sat 11:00-18:00 Sun 11:00-18:00
Supply of Alcohol Off:	Standard Hours: Mon 10:00-18:00 Tue 10:00-18:00 Wed 10:00-18:00 Thu 10:00-18:00 Fri 10:00-18:00 Sat 10:00-18:00 Sun 10:00-18:00
The opening hours of the premises	Standard Hours: Mon 07:00-18:00 Tue 07:00-18:00 Wed 07:00-18:00 Thu 07:00-18:00 Fri 07:00-18:00 Sat 08:00-18:00 Sun 08:00-18:00
Capacity: not known	
Policies Applicable	LP1 (Planning), LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety), LP12 (Licensing Hours),
List of Appendices	A – Application for variation of premises licence and supporting documents B – Representations from responsible authorities C – Location map
Relevant Representations	<ul style="list-style-type: none"> • Environmental Health Authority (Environmental Enforcement) • Planning Authority • Licensing Authority

2. APPLICATION

- 2.1 Cinqetrivott Ltd has made an application vary their premises licence under the Licensing Act 2003:
- To extend hours for supply of alcohol for consumption **on and off** the premises
 - To include late night refreshment
- 2.2 The application is attached as Appendix A. The applicant has proposed some additional measures to address the licensing objectives.

3. CURRENT STATUS / HISTORY

- 3.1 The current premises licence was granted in August 2015, with the hours described in para 1 and subject to the following conditions:

Annex 1 - Mandatory Conditions

Supply of Alcohol

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3.
 - (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
 - (2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.

5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - (a) a holographic mark or
 - (b) an ultraviolet feature

6. The responsible person must ensure that:
 - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - beer or cider: 1/2 pint;
 - gin, rum, vodka or whisky: 25ml or 35ml; and
 - still wine in a glass: 125ml; and
 - b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - c) where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

7.2 For the purposes of the condition set out in paragraph 7.1 above -
 - (a) "duty" is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;
 - (b) "permitted price" is the price found by applying the formula - $P = D + (D \times V)$
Where -
 - (i) P is the permitted price,
 - (ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and
 - (iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;
 - (c) "relevant person" means, in relation to premises in respect of which there is in force a premises licence -
 - (i) the holder of the premises licence,
 - (ii) the designated premises supervisor (if any) in respect of such a licence, or
 - (iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

- (d) "relevant person" means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and
- (e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 7.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day ("the first day") would be different from the permitted price on the next day ("the second day") as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Exhibition Of Films

8. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -
- (a) Recommendations made by the film classification body where the film classification body is specified in the licence, or
 - (b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question.

"film classification body" means person('s) designated under s4 of the Video Recordings Act 1984(c.39).

Conditions consistent with the Operating Schedule

9. There shall be no sale of draught or cans of beers, larger or ciders. Only selected premium bottled craft beers, ciders, wines and some spirits to be on sale.
10. The recorded music to be played at the background level only.
11. All sales of alcohol for consumption off the premises to be in a sealed containers.
12. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. 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. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31-day period.

13. There shall be a staff member from the premises who is conversant with the operation of the CCTV system on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage when requested.
14. There shall be "CCTV in Operation" signs prominently displayed.
15. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.
16. All music will be kept at background level to allow a face to face conversation.
17. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.
 - a. All crimes reported:
 - b. All ejections of patrons
 - c. Any complaints received.
 - d. Any incidents of disorder.
 - e. Seizure of drugs or offensive weapons.
 - f. Any faults in the CCTV system
 - g. Any refusal of the sale of alcohol.
 - h. Any visit by a relevant authority or emergency service.
18. Premises to operate zero tolerance policy to drugs and comply with Hackney Police Drugs, Weapons policy where appropriate.
19. All instances of crime and disorder to be reported by the Designated Premises Supervisor or responsible member of staff to an agreed police contact point, as agreed with the police.
20. All patrons will be seated with waiter/waitress service.
21. All staff receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons. There shall be written records of this training and they shall be made available to police or other authorised officer upon request.
22. All staff to be trained, as part of their General Induction, with regard to the business' legal requirements of Waste Disposal and Sustainable Environmental Management and Recycling. The procedure for handling and preparing for disposal of the waste shall be in writing and, as far as it is reasonably possible, displayed in a prominent place where it can be referred to at all times.
23. 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 its 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 its waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

24. The premises' staff shall make regular checks of the area immediately outside the premises and remove any litter, empty bottles, glasses and any other items originating from the business and likely to create any nuisance or public inconvenience. A further final check shall be made at close of business.
25. Alcohol shall not be sold, supplied or consumed otherwise than to persons who are taking a substantial meal from the menu and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol will be by waiter/waitress service only.
26. Alcohol may only be consumed whilst seated.
27. A maximum of 40 persons may be seated in the outside area.

3.2 TENs have been submitted in respect of the premises in the current calendar year as follows:

31/12/15 – 01/01/16	18:00 to 23:59
29/01/16	18:00 to 23:59
13/02/16	18:00 to 23:59
25/02/16 – 26/02/16	18:00 to 23:59
03/03/16 – 04/03/16	18:00 to 23:59
17/03/16	18:00 to 23:59
19/03/16	18:00 to 23:59
29/04/16	18:00 to 23:59
07/05/16 – 08/05/16	18:00 to 23:59
26/05/16 – 27/05/16	18:00 to 23:59
04/06/16	18:00 to 23:59
12/06/16	18:00 to 23:59
16/06/16 – 17/06/17	18:00 to 23:59

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Pollution)	No representation received
Environmental Health Authority (Environmental Enforcement) (Appendix B1)	Representation received on the grounds of public safety the prevention of public nuisance
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	Have confirmed no representation on this application

Planning Authority (Appendix B2)	The proposed hours exceed those permitted under current planning consent
Area Child Protection Officer	Have confirmed no representation on this application
Fire Authority	Have confirmed no representation on this application
Police	No representation received
Licensing Authority (Appendix B3)	Representation received on the grounds of Prevention of Public Nuisance
Health Authority	Have confirmed no representation on this application

5. REPRESENTATIONS: OTHER PERSONS

Representation received from and on behalf of local residents.	None
--	------

6. GUIDANCE CONSIDERATIONS

- 6.1 The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. POLICY CONSIDERATIONS

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies LP1 Planning, LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety) and LP12 (Licensing Hours) are relevant.

8. OFFICER OBSERVATIONS

- 8.1 If the Sub-Committee is minded to approve the application, the following additional conditions should be applied the licence:

Conditions derived from operating schedule

- The opening times for the Courtyard are:
Monday to Thursday to 23:00
Friday and Saturday to 23:30
Sunday to 22:00

9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 The above additional condition derives from the applicant's operating schedule.

10. LEGAL COMMENTS

10.1 The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;

- The Prevention of Crime and Disorder
- Public Safety
- Prevention of Public Nuisance
- The Protection of Children from Harm

10.2 It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

11.1 There are implications to;

- **Article 6** – Right to a fair hearing
- **Article 14** – Not to discriminate
- Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individuals rights against the interests of the community at large.

12. MEMBERS DECISION MAKING

A. Option 1

That the application be refused

B. Option 2

That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. CONCLUSION

13.1 That Members decide on the application under the Licensing Act 2003.

Group Director, Neighbourhoods and Housing	Kim Wright
Lead Officer (holder of original copy):	Mike Smith Principal Licensing Officer Licensing Service 2 Hillman Street E8 1FB Telephone: 020 8356 4973

LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
Il Cudega Enogastronomy and Bar Railway Arch 358 To 359, Westgate Street, E8 3RL	Hackney Service Centre Licensing Service 2 Hillman Street London E8 1FB

Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

APPENDIX A

↳ Hackney

LA07

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We CINQETRIVOTT Ltd (trading as IL CUDEGA)

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

070929

Part 1 – Premises Details

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

IL CUDEGA ENOGASTRONOMY, DELI & BAR

ARCHES 358 AND 359, WESTGATE STREET

Post town

LONDON

Postcode

E8 3RL

Telephone number at premises (if any)

██████████

Non-domestic rateable value of premises

£16000

Part 2 – Applicant details

Daytime contact telephone number

██████████

E-mail address (optional)

Current postal address if different from premises address

██████████

Post town

LONDON

Postcode

██████████

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

1) VARIATION OF THE CLOSING TIMES

2) VARIATION OF THE TIMES FOR THE SALE OF ALCOHOL

Please note: that the timings to the left in Section J refer to:

ON SALES UPPER ROWS (e.g. Sat. 11:00 / 23:30)

OFF SALES LOWER ROWS (e.g. Sat. 10:00 / 22:30)

3) INTRODUCTION OF LATE NIGHT REFRESHMENTS

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

N.A.

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

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

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

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon	23:00	23:30			
Tue	23:00	23:30			
			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed	23:00	23:30			
Thur	23:00	23:30			
			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Fri	23:00	24:00			
			UNTIL 24:00 ON ANY DAY FOLLOWED BY A BANK HOLIDAY		
Sat	23:00	24:00			
			NEW YEAR'S EVE - FROM 23:00 OF THE 31st OF DECEMBER UNTIL 02:00 ON 1st OF JANUARY, NEW YEAR'S DAY.		
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) NO SEASONAL VARIATIONS Please note: the timings here on the left refer to: ON SALES UPPER ROWS (e.g. Sat. 11:00 / 23:30) OFF SALES LOWER ROWS (e.g. Sat. 10:00 / 22:30) Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) UNTIL 23:30 ON ANY DAY FOLLOWED BY A BANK HOLIDAY NEW YEAR'S EVE FROM 10:00 OF THE 31st OF DECEMBER UNTIL 02:00 ON 1st OF JANUARY, NEW YEAR'S DAY.		
Mon	11:00	23:00			
	10:00	22:30			
Tue	11:00	23:00			
	10:00	22:30			
Wed	11:00	23:00			
	10:00	22:30			
Thur	11:00	23:30			
	10:00	22:30			
Fri	11:00	23:30			
	10:00	22:30			
Sat	11:00	23:30			
	10:00	22:30			
Sun	11:00	22:30			
	10:00	22:00			

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).

NOT APPLICABLE

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	07:00	23:30	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>UNTIL 24:00 ON ANY DAY FOLLOWED BY A BANK HOLIDAY</p> <p>NEW YEAR'S EVE UNTIL 02:30 ON 1st OF JANUARY</p>
Tue	07:00	23:30	
Wed	07:00	23:30	
Thur	07:00	24:00	
Fri	07:00	24:00	
Sat	08:00	24:00	
Sun	08:00	23:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

EXCEPT FOR THE AMENDMENT / VARIATION OF THE CLOSING TIMES AND THE EXTENSION OF THE TIMES FOR THE SALE OF ALCOHOL, THIS APPLICATION DOES NOT SEEK THE REMOVAL OF ANY OF THE CONDITIONS ATTACHED TO THE CURRENT LICENCE AS THESE CONDITIONS WERE AGREED WITH THE RELEVANT AUTHORITIES WHEN THE LICENCE WAS APPLIED FOR IN JUNE 2015.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

ALL THE STEPS TO PROMOTE THE FOUR LICENSING OBJECTIVES WERE CONSIDERED AND DISCUSSED WITH THE RELEVANT AUTHORITIES IN THE OCCASION OF THE ORIGINAL APPLICATION.

ONLY THE IMPOSITION BY PLANNING OF A RESTRICTION ON THE OPENING TIMES OF THE COMPOUND OF ARCHES 358, 359 AND 360 DID NOT ALLOW THE IMPLEMENTATION OF THE ORIGINAL BUSINESS PLAN (OPENING UNTIL 23:30 / 24:00) TO WHICH THIS APPLICATION STILL REFERS.

THIS APPLICATION ALSO REFERS TO DISCUSSIONS ORIGINALLY INTERVENED BETWEEN THE APPLICANT AND THE AUTHORITIES WHICH WERE INFORMED THAT AN APPLICATION FOR THE REMOVAL OF THE RESTRICTIVE CONDITION FROM PLANNING WAS GOING TO BE SERVED AT THE BEGINNING OF 2016 (THE APPLICATION WAS SERVED TO PLANNING IN APRIL 2016: THE DECISION IS STILL PENDING)

b) The prevention of crime and disorder

SINCE SEPTEMBER 2016 THE PREMISES HAVE OPERATED DURING SOME OF THE EVENINGS ON THE BASIS OF T.E.Ns.

15 T.E.NS WERE SERVED BETWEEN MID SEPTEMBER AND END OF DECEMBER 2015 FOR A TOTAL OF 21 DAYS.

8 T.E.NS HAVE BEEN SERVED IN 2016 BETWEEN JANUARY AND MAY, FOR A TOTAL OF 11 DAYS.

ALL THE EVENTS, WITH OPENING TIMES UP TO 24:00 (MIDNIGHT) OR 02:00am, HAVE NOT GIVEN REASONS FOR CONCERNS IN TERMS OF SECURITY AND NO INCIDENTS HAVE BEEN RECORDED.

NO COMPLAINTS FOR NOISE HAVE BEEN RECEIVED.

WE BELIEVE THAT THIS COULD BE CONSIDERED AS GOOD EVIDENCE THAT THE PREMISES HAS BEEN AND WILL BE MANAGED IN A RESPONSIBLE FASHION WITH ATTENTION TO GOOD PRACTICES AND RESPECT FOR THE SURROUNDING NEIGHBOURS

c) Public safety

ORIGINALLY, THE BUSINESSES USING AND MANAGING THE ARCHES AND THE FRONT YARD HAD RECEIVED PERMISSION FROM PLANNING FOR THE CREATION OF 2 PARKING SPACES. IT HAS NOW BEEN DECIDED THAT, DUE TO SAFETY CONCERNS FOR THE PEOPLE VISITING THE ENOGASTRONOMY AND BAR AND THE ADJACENT NURSERY, THESE 2 SPACES BE SUPPRESSED.

HACKNEY'S PLANNING DEPT. HAS BEEN INFORMED OF THIS DECISION

d) The prevention of public nuisance

DURING THE EVENTS MENTIONED ABOVE (please see point 'b') NO COMPLAINTS FOR NOISE WERE RECEIVED. PRE-APPLICATION CONSULTATIONS WITH NEIGHBOURS WERE HELD BEFORE THIS APPLICATION WAS MADE AND HAD, IN GENERAL, POSITIVE RESPONSES FROM THE NEIGHBOURS WHO ACCEPTED TO DISCUSS THE PLANS FOR LONGER OPENING HOURS.

THIS PROPOSAL WILL EXTEND THE USE OF THE LICENSED OUTDOOR AREA ACCORDING TO THE NEW SCHEDULE.

THE PROPOSED OPENING TIME FOR THE COURTYARD ARE:

MONDAY TO THURSDAY 23:00 - FRIDAY AND SATURDAY 23:30 - SUNDAY 22:00

e) The protection of children from harm

THE BUSINESS, FOR ITS VERY NATURE, IS A FAMILY FRIENDLY BUSINESS USED OFTEN BY THE MOTHERS AND PARENTS USING THE ADJACENT NURSERY.

A STRICT CHALLENGE 25 POLICY IS IMPLEMENTED AT THE PREMISES AND ALL THE STAFF ARE TRAINED IN THE RESPONSIBLE SALE OF ALCOHOLIC BEVERAGES.

A PERSONAL LICENCEE WILL BE ALWAYS ON DUTY WHEN THE PREMISES ARE OPEN FOR THE SALE OF ALCOHOL.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

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

Part 5 – Signatures (please read guidance note 10)

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

Signature	[REDACTED]
Date	25 th of May 2016
Capacity	Duly Authorised Agent of CINQETRIVOTT Ltd

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

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

[REDACTED]

[REDACTED]

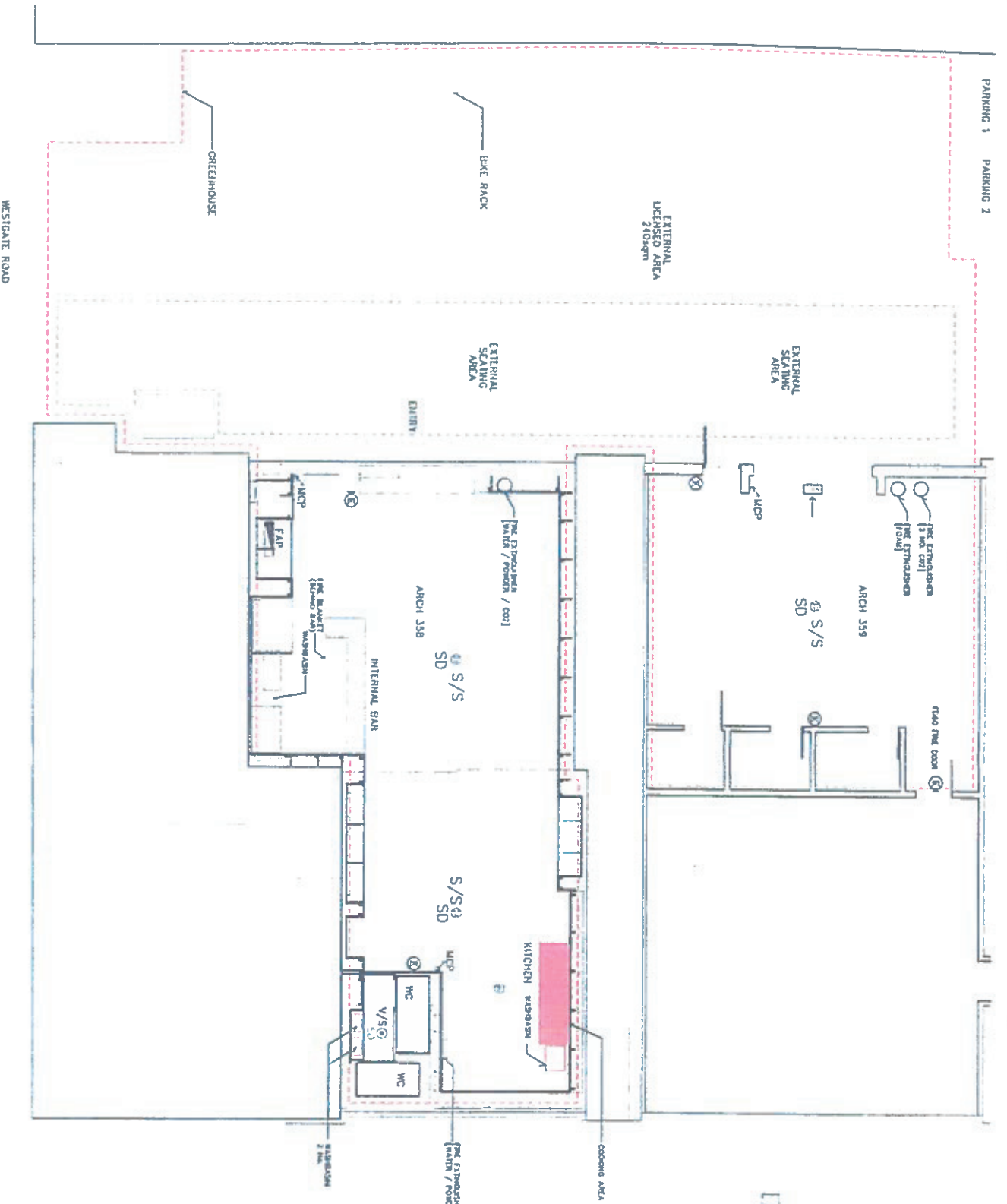
[REDACTED]

Post town	LONDON	Post code	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

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



1 SITE PLAN - 1
1:100 @ A3

APPENDIX B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Environmental Health (Environmental Enforcement)
ADDRESS OF AUTHORITY	Keltan House, 89-115 Mare Street, London E8 4RU
CONTACT NAME	
TELEPHONE NUMBER	0208 356 4875
E-MAIL ADDRESS	justice.awe@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	IL Cudega Enogastronomy Arches 358 and 359 Westgate Street London E8 3RL
NAME OF PREMISES USER	Director, Cinquetrivott Lid t/a IL Cudega

COMMENTS

I make the following relevant representations in relation to the above application in respect of licensable activities.

- | | | |
|----|--------------------------------------|---|
| 1) | the prevention of crime and disorder | |
| 2) | public safety | X |
| 3) | the prevention of public nuisance | X |
| 4) | the protection of children from harm | |

Representations (which include comments and/or objections) in relation to:

<p style="text-align: center;">ENVIRONMENTAL LICENCE CONDITIONS IN RESPECT OF IL Cudega Enogastronomy Arches 358 and 359 Westgate Street London E8 3RL</p>

This is a minor variation and license can be processed.

The above representations are supported by the following evidence and information.

No previous complaint/problem received relation to the business/premises, however experience has also shown that there is the probability that there will be cigarette litter outside these premises due to the smoking ban, it is possible that glasses and bottles may be left outside by patrons

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Applicant should contact Justice Awe to discuss via email or phone to discuss how the concern will be allayed

Signed – justice.awe@hackney.gov.uk

Name - Justice Awe

APPENDIX B2

Planning Authority Representation: Application under the Licensing Act 2003

Details of Authority	2 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Laraine Rolt
Officer telephone number	020 8356 8076
Officer's email address	laraine.rolt2@hackney.gov.uk

APPLICATION PREMISES

Name and address of premises	Il Cudega Enogastronomy, Deli and Bar Arches 358 and 359 Westgate Street London, E8 3RL
Applicant name	Cinqetrivott Ltd. (trading as Il Cudega)

COMMENTS

I make the following relevant representation in relation to the above application at the above address.

- Prevention of crime on disorder
- Public safety
- Prevention of public nuisance
- Protection of children from harm

Please supply any relevant evidence/information to support the above representation.

The licensing applicant is applying to vary the current premises licence by varying the closing times, varying the times for the sale of alcohol and introducing late night refreshments.

Planning ref. 2014/2386 granted permission for the "Conversion of three railway arches to nursery (Use Class D1) and cafe (Use Class A3) and office (Use Class B1) together with works of conversion, external alterations and landscaping". The proposed use of Arches 358 and 359 as an enogastronomy, deli, wine shop, bar, with commercial pop up space and cultural activities (films, performances, training and conferences etc.) falls within Classes D1, A3 and B1 and, therefore, the use is authorised. Condition 3 of planning permission 2014/2386 restricts the hours of the A3 use to between 07:00 hours and 18:00 hours Mon to Fri and 08:00 hours and 18:00 hours Sat and Sun. The proposed opening hours within the premises licence application (07:00 hours to 23:30 hours Mon to Wed, 07:00 to 00:00 hours Thurs and Fri, 08:00 hours to 00:00 on Sat and 08:00 hours to 23:00 hours on Sun) exceed those permitted and the use is therefore considered to be unauthorised.

Please provide the following information (if applicable)

Area (that permission applies to)	Arches 358-360 Westgate Street
Permitted use	Classes D1 (nursery), A3 (café) and B1 (office).
Permitted hours	Between 07:00 hours and 18:00 hours Mon to Fri and 08:00 hours and 18:00 hours on Sat and Sun (for the A3 café and nursery uses)
Specific/restrictive conditions	N/A
Recent applications	2014/2386 - Conversion of three railway arches to nursery (Use Class D1) and cafe (Use Class A3) and office (Use Class B1) together with works of conversion, external alterations and landscaping.
Decisions	Granted
Pending decisions	N/A
Reasons for refusal	N/A
Relevant Conditions/discharges	N/A

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

The use of the premises at Arches 358 and 359 Westgate Street as a café/deli is authorised. However, the proposed opening hours exceed those permitted under Condition 3 of 2014/2386. The applicant is advised that before commencing any use authorised in connection with this premises licence application, planning permission must be sought and approved for the proposed use. The applicant is also advised that these comments do not represent a formal decision of the Local Planning Authority as to the acceptability or otherwise of the proposed use and that the decision of the Licensing Authority is not prejudicial to the determination of any subsequent planning application.'

Signed	
Name	
Date	

APPENDIX B3

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Licensing
ADDRESS OF AUTHORITY	Licensing Service Legal, HR and Regulatory Services Directorate 2 Hillman St London E8 1FB
CONTACT NAME	Derek Fergus
TELEPHONE NUMBER	0208 356 3496
E-MAIL ADDRESS	derek.fergus@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Arches 358 & 359 Westgate Street, E8 3RL
NAME OF APPLICANT/PREMISES USER	Cinqetrivott Ltd

COMMENTS

I make the following relevant representations in relation to the above application.

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance **x**
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

This premises is located in close proximity to a number of residential premises. Licensing have concerns about the risk of public nuisance and its associated problems. Therefore I believe that LP12/LP5 (as specified in the Licensing policy) applies.

Further discussion is required to assess whether possible changes to the application and/or conditions being agreed could allay concerns.

The above representations are supported by the following evidence and information.

The Licensing Policy and Licensing Objectives

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Applicant should contact Licensing to discuss.

Name: Derek Fergus - Principal Licensing Enforcement Officer

Date: 27/06/16

APPENDIX C



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Il Cudega

Scale 1/1250 at A4



Date 13/7/2016



REPORT OF THE GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 21/07/2016	Classification DECISION	Enclosure
APPLICATION TO VARY THE PREMISES LICENCE : Binis Limited T/a Ozlem Restaurant 1 Prince George Road N16 8DL	Ward(s) affected Shacklewell	

1. SUMMARY

Applicant(s)	In SPA No		
Date of Application 26 May 2016	Period of Application Permanent		
Proposed variation: <ul style="list-style-type: none"> To change the layout and amendment of seating area 			
Proposed hours for licensable activity			
<table border="0" style="width: 100%;"> <tr> <td style="width: 50%;">The opening hours of the premises: INDOOR</td> <td style="width: 50%;">Standard Hours: Mon 08:00-02:00 Tue 08:00-02:00 Wed 08:00-02:00 Thu 08:00-02:00 Fri 08:00-02:00 Sat 08:00-02:00 Sun 08:00-02:00</td> </tr> </table>		The opening hours of the premises: INDOOR	Standard Hours: Mon 08:00-02:00 Tue 08:00-02:00 Wed 08:00-02:00 Thu 08:00-02:00 Fri 08:00-02:00 Sat 08:00-02:00 Sun 08:00-02:00
The opening hours of the premises: INDOOR	Standard Hours: Mon 08:00-02:00 Tue 08:00-02:00 Wed 08:00-02:00 Thu 08:00-02:00 Fri 08:00-02:00 Sat 08:00-02:00 Sun 08:00-02:00		
Current activities/hours:			
Late Night Refreshment:			
Standard Hours:			
Monday to Sunday	23:00 to 02:00am		
Supply of Alcohol			
Standard Hours:			
Monday to Saturday	12:00 to 00:00		
Sunday	12:00 to 22:00		

Capacity: not known	
Policies Applicable	LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety)
List of Appendices	A – Application for variation of premises licence and supporting documents B – Representations from responsible authorities C – Location map
Relevant Representations	<ul style="list-style-type: none"> • Police • Licensing Authority

2. APPLICATION

- 2.1 Mrs Fadime Ozturk Colak has made an application vary their premises licence under the Licensing Act 2003:
- To change the layout and amendment of seating area

- 2.2 The application is attached as Appendix A.

3. CURRENT STATUS / HISTORY

- 3.1 The current premises licence was granted on 9 April 2008, with the hours described in para 1 and subject to the following conditions:

Supply of Alcohol

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.

(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -

 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to;
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - (ii) drink as much alcohol as possible (whether within a time limit or otherwise);

(b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;

(c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;

(d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.

(e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.
5.2 The designated premises supervisor in relation to the premises licences must ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.
5.3. The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - A. a holographic mark or
 - B. an ultraviolet feature.
6. The responsible person shall ensure that:
 - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - beer or cider: 1/2 pint;
 - gin, rum, vodka or whisky: 25ml or 35ml; and
 - still wine in a glass: 125ml; and
 - a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
 - b. where a customer does not in relation to a sale of alcohol specify the quantity of alcohol to be sold, the customer is made aware that these measures are available.

Minimum Drinks Pricing

7. 7.1 A relevant person shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

7.2 For the purposes of the condition set out in paragraph 7.1 above -

(a) “duty” is to be construed in accordance with the Alcoholic Liquor Duties Act 1979;

(b) “permitted price” is the price found by applying the formula -

$$P = D + (D \times V)$$

Where -

(i) P is the permitted price,

(ii) D is the amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol;

(c) “relevant person” means, in relation to premises in respect of which there is in force a premises licence -

(i) the holder of the premises licence,

(ii) the designated premises supervisor (if any) in respect of such a licence,

or

(iii) the personal licence holder who makes or authorises a supply of alcohol under such a licence;

(d) “relevant person” means, in relation to premises in respect of which there is in force a club premises certificate, any member or officer of the club present on the premises in a capacity which enables the member or officer to prevent the supply in question; and

(e) “value added tax” means value added tax charged in accordance with the Value Added Tax Act 1994.

7.3 Where the permitted price given by Paragraph 8.2(b) above would (apart from this paragraph) not be a whole number of pennies, the price given by that sub-paragraph shall be taken to be the price actually given by that sub-paragraph rounded up to the nearest penny.

7.4 (1) Sub-paragraph 7.4(2) below applies where the permitted price given by Paragraph 7.2(b) above on a day (“the first day”) would be different from the permitted price on the next day (“the second day”) as a result of a change to the rate of duty or value added tax.

(2) The permitted price which would apply on the first day applies to sales or supplies of alcohol which take place before the expiry of the period of 14 days beginning on the second day.

Conditions consistent with the Operating Schedule

8. CCTV is to operate on the premises, recordings are to be kept for 30 days and made available to Police and Hackney Council staff on request.

Conditions derived from Responsible Authority representations

9. Staff at the premises shall be made aware of the laws regarding sales or purchase of alcohol on behalf of children.
 10. The premises management shall ensure that all staff are fully aware of legislation with regards to Licensing, and shall remain vigilant of this.
 11. Staff at the premises shall insist that anyone who appears to be under 25 years of age must produce identification prove their age.
 12. Acceptable proof of age shall be; Passport, Photo Card Driving Licences, & Proof of Age Standard Schemes (PASS) such as Citizen Card supported by the Home Office.
 13. A refusal book shall be in operation at the premises to record details of customers who have been refused sales of alcohol due to them being thought to be under 18 years of age.
 14. The premises shall have a named member of staff who is able to advise other staff and deal with child protection matters and knowing who to contact and what to do if there are concerns about a child. This individual shall be competent in taking appropriate immediate or emergency child protection action and knowing how to make a referral to Duty and assessment and / or Police.
- 3.2 No TENs have been submitted in respect of the premises in the current calendar year.

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Pollution)	No representation received
Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	No representation received
Area Child Protection Officer	No representation received

Fire Authority	No representation received
Police (Appendix B1)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, and Prevention of Public Nuisance
Licensing Authority (Appendix B2)	Representation received on the grounds of The Prevention of Public Nuisance
Health Authority	Have confirmed no representation on this application

5. REPRESENTATIONS: OTHER PERSONS

Representation received from and on behalf of local residents.	None received
--	---------------

6. GUIDANCE CONSIDERATIONS

- 6.1 The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. POLICY CONSIDERATIONS

- 7.1 Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2 The Policy applies to applications where relevant representations have been made. With regard to this application, policies LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm) and LP8 (Public Safety) are relevant.

8. OFFICER OBSERVATIONS

- 8.1 If the Sub-Committee is minded to approve the application, the following additional conditions should be applied the licence:

Conditions derived from Responsible Authority representations

- The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, 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. Recordings shall be made available immediately upon the request of Police or authorised officer.

2. 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 are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
3. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. any complaints received
 - c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any refusal of the sale of alcohol
 - f. any visit by a relevant authority or emergency service.
4. There shall be "CCTV in Operation" signs prominently displayed.
5. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.
6. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.
7. There shall be no glass, drinks or open containers taken outside of the premises at any time, except in the designated seating area.
8. The outside area shall not be used after 2100hrs, except for smokers.
9. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
10. There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.
11. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.
12. Intoxicating liquor shall not be sold, supplied or consumed otherwise than to persons who are taking a substantial meal from the menu and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter/ waitress service only.

13. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.
14. After 2100hrs there shall be a maximum of **** tbc **** smokers outside the venue at any one time. This shall be monitored by staff.

9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 Conditions 1 to 14 have been proposed by Police.

10. LEGAL COMMENTS

- 10.1 The Council has a duty as a Licensing Authority under the Licensing Act 2003 to carry out its functions with a view to promoting the following 4 licensing objectives;
 - The Prevention of Crime and Disorder
 - Public Safety
 - Prevention of Public Nuisance
 - The Protection of Children from Harm
- 10.2 It should be noted that each of the licensing objectives have equal importance and are the only grounds upon which a relevant representation can be made and for which an application can be refused or terms and conditions attached to a licence.

11. HUMAN RIGHTS ACT 1998 IMPLICATIONS

- 11.1 There are implications to;
 - **Article 6** – Right to a fair hearing
 - **Article 14** – Not to discriminate
 - Balancing: **Article 1**- Peaceful enjoyment of their possession (i.e. a licence is defined as being a possession) with **Article 8** – Right of Privacy (i.e. respect private & family life) to achieve a proportionate decision having regard to the protection of an individuals rights against the interests of the community at large.

12. MEMBERS DECISION MAKING

- A. **Option 1**
That the application be refused
- B. **Option 2**
That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. CONCLUSION

- 13.1 That Members decide on the application under the Licensing Act 2003.

Group Director, Neighbourhoods and Housing	Kim Wright
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Lead Officer (holder of original copy):	Suba Sriramana Licensing Officer Licensing Service 2 Hillman Street E8 1FB Telephone: 020 8356 4915
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LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
Binis Limited T/a Ozlem Restaurant 1 Prince George Road N16 8DL	Hackney Service Centre Licensing Service 2 Hillman Street London E8 1FB

Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

↳ Hackney LA07	Application to vary a premises licence under the Licensing Act 2003
---------------------------------	--

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Fadime Ozturk Colak
(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LBH-PRE-T-0918
--

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Ozlem Turkish Pizza PRINCE GEORGE ROAD HACKNEY			
Post town	LONDON	Post code	N16 8BY

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£19000

Part 2 – Applicant details

Daytime contact telephone number	[REDACTED]		
E-mail address (optional)	[REDACTED]		
Current postal address if different from premises address	1 PRINCE GEORGE ROAD HACKNEY UK-England		
Post town	LONDON	Postcode	N16 8DL

--	--	--	--

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?	Yes
If not, from what date do you want the variation to take effect?	
Do you want the proposed variation to have effect in relation to the introduction of the late night levy	<input type="checkbox"/> Yes <input checked="" type="checkbox"/> No

(Please see guidance note 1)

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

Change of layout and amendment of seating area. Please see attached plans

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

50

L

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) no changes from current license
Day	Start	Finish	
Mon	08:00	02:00	
Tue	08:00	02:00	
Wed	08:00	02:00	
Thur	08:00	02:00	
Fri	08:00	02:00	
Sat	08:00	02:00	
Sun	08:00	02:00	
			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

There are no changes to the licensing activities therefore we believe the conditions already attached to the current licence are enough to promote the licensing objectives.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

Copy of premises licence has been posted to licensing department.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 9)

only change of layout and amend seating area

b) The prevention of crime and disorder

only change of layout and amend seating area

c) Public safety

only change of layout and amend seating area

d) The prevention of public nuisance

only change of layout and amend seating area

e) The protection of children from harm

only change of layout and amend seating area

Checklist:

Please tick to indicate agreement

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

Part 5 – Signatures (please read guidance note 10)

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

Signature	Cohan Zedek
Date	26/5/2016
Capacity	Licensing consultant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	26/5/2016
Capacity	

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

Cohan Zedek

[REDACTED]

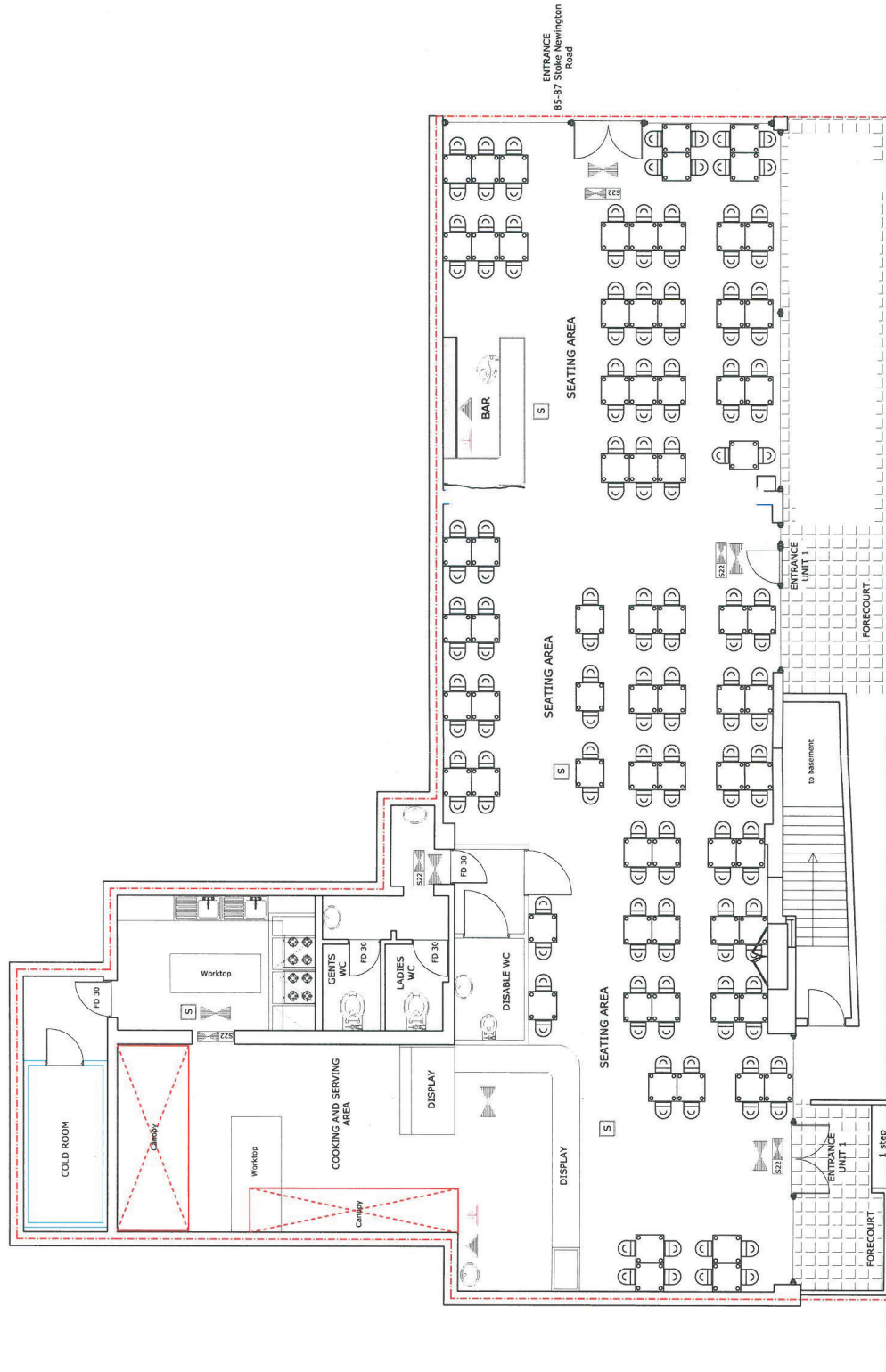
[REDACTED]

Post town	[REDACTED]	Post code	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish

Propose Plan



EXISTING GROUND FLOOR PLAN

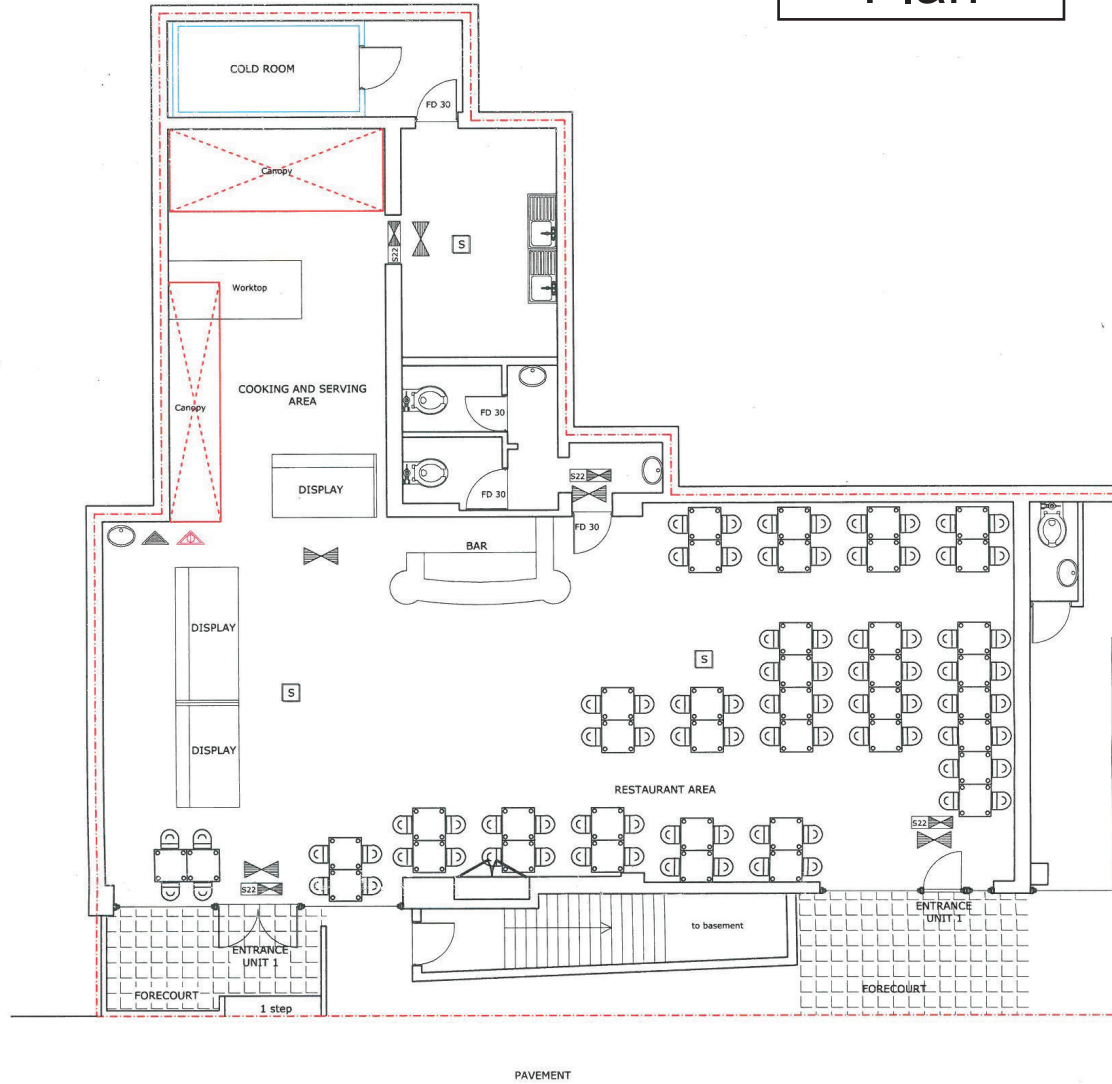
LEGEND	
	AMBIT OF PREMISES
	LIQUOR SALES
	SAFETY LIGHTING
	SMOKE DETECTOR
	CARBON DIOXIDE FIRE EXTINGUISHER
	9 LT. WATER FIRE EXTINGUISHER
	INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
	30min FIRE RESISTANCE DOOR (PERMITTED TO HAVE INTERRUPTIBLE STRIPS AND SELF CLOSER)
	FIRE EXIT ROUTE
	CALL POINT FIRE ALARM BS5839
	FIRE ALARM PANEL

 Unit 17, Ashley House, Ashley Road, London N17 9LZ Telephone: (020) 8801 6601 E-Mail: info@advancepi.co.uk	PROJECT	UNIT 1, PRINCE GEORGE ROAD, N16 8DL and 85-87 STOKES NEWINGTON ROAD, N16 8AA	DRAWING NUMBER	15.072.02	SCALE	1:100 @ A3
	TITLE	PROPOSED GROUND FLOOR PLAN	DATE	27.07.15	SCALE BAR	 0.5m 1 2 3 4 5

- All dimensions to be verified on site DO NOT SCALE DIRECTLY ON DRAWING.
- All dimensions are in millimeters.
- No works shall commence until all approvals and agreements have been obtained. These include, Planning, Building Regulations, Thames Water and Party Wall.
- The Copyright of this drawing belong to Advance Planning and Licensing Limited.
- All dimensions to be verified on site.

Propose Plan

EXISTING GROUND FLOOR PLAN



ADVANCE
ARCHITECTURE | PLANNING | LICENSING
Unit 17, Ashley House,
Ashley Road, London N17 9LZ
Telephone: (020) 8801 6601
E-Mail: info@advancepl.co.uk

1. All dimensions to be verified on site DO NOT SCALE DIRECTLY ON DRAWING.
2. All dimensions are in millimeters.
3. No works shall commence until all approvals and agreements have been obtained. These include, Planning, Building Regulations, Thames Water and Party Wall.
4. The Copyright of this drawing belong to Advance Planning and Licensing Limited.
5. All dimensions to be verified on site.

PROJECT	UNIT 1, PRINCE GEORGE ROAD, N16 8DL and 85-87 STOKE NEWINGTON ROAD, N16 8AA	DRAWING NUMBER	15.072.01
TITLE	EXISTING GROUND FLOOR PLAN	DATE	27.07.15

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003**

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 691GD Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Ozlem Turkish Pizza Prince George Road London N16 8BY
NAME OF PREMISES USER	Fadime Ozturk Colak

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder ◆
- 2) public safety ◆
- 3) the prevention of public nuisance ◆
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

Police make the following representations in relation to the application for a variation to the Premises Licence at OZLEM TURKISH PIZZA, PRINCE GEORGE ROAD, LONDON, N16 for the following reason(s):

This venue is located on the main thoroughfare through the centre of Stoke Newington, Hackney, and it located within the Dalston Special Policy Area. Police are aware that there is a valid premises licence at these premises, but that it covers a small area to the rear of the premises. It is our understanding that this application seeks to extend the area and layout of the previous licence.

Police would like further information as follows:

- What is the capacity of the venue?
- Is all alcohol served by waiter/waitress service to the tables?
- What experience does the proposed DPS have of running and managing licensed premises?
- The current opening hours on the licence are shown as 1000hrs - 2300hrs, yet the application states new proposed opening hours of 0800hrs - 0200hrs. There is no application for late night refreshment or sale of alcohol, so what activity will be taking place for the three hours extra?

This is an outdated licence. The police have therefore, attached a set of conditions to bring it up to date to ensure the promotion of the licensing objectives. Police would like to meet the applicant on site to discuss this application in further detail.

The above representations are supported by the following evidence and information.

Application submitted

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed PC 691GD RYAN (By E-mail)

Name (printed)

Conditions for Ozlem Turkish Pizza,
1 Prince George Road,
London, N16 8BY

1. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, 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. Recordings shall be made available immediately upon the request of Police or authorised officer.
2. 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 are open to the public. This staff member shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
3. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - a. all crimes reported to the venue
 - b. any complaints received
 - c. any incidents of disorder
 - d. any faults in the CCTV system
 - e. any refusal of the sale of alcohol
 - f. any visit by a relevant authority or emergency service.
4. There shall be "CCTV in Operation" signs prominently displayed.
5. All instances of crime or disorder to be reported by the designated premises supervisor or responsible member of staff to an agreed police contact point, as agreed with the Police.
6. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.
7. There shall be no glass, drinks or open containers taken outside of the premises at any time, except in the designated seating area.
8. The outside area shall not be used after 2100hrs, except for smokers.
9. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
10. There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.

11. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.
12. Intoxicating liquor shall not be sold, supplied or consumed otherwise than to persons who are taking a substantial meal from the menu and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter/waitress service only.
13. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.
14. After 2100hrs there shall be a maximum of ** tbc ** smokers outside the venue at any one time. This shall be monitored by staff.

ADDITIONAL CONDITIONS MAY BE ADDED AFTER DISCUSSIONS WITH THE APPLICANT.

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003**

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Licensing
ADDRESS OF AUTHORITY	Licensing Service Legal, HR and Regulatory Services Directorate 2 Hillman St London E8 1FB
CONTACT NAME	Derek Fergus
TELEPHONE NUMBER	020 8356 3496
E-MAIL ADDRESS	derek.fergus@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	1 Prince George Road London N16 8BY
NAME OF APPLICANT/PREMISES USER	Fadime Ozturk Colak

COMMENTS

I make the following relevant representations in relation to the above application.

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance x
- 4) the protection of children from harm

Representations (which include comments and/or objections) in relation to:

The premises is located in a residential area and Licensing have concerns about the impact the change of layout may have in terms of public nuisance. Licensing want to ensure that the premises operations do not present any risk of undermining the licensing objectives. LP12/LP5 apply.

Further discussion is required to assess whether possible changes to the application and/or conditions being agreed could allay concerns.

The above representations are supported by the following evidence and information.

The Licensing Policy and Licensing Objectives

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Applicant should contact licensing to discuss

Name: Derek Fergus - Principal Licensing Enforcement Officer

Date: 21/06/16



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1 Prince George Road

Scale 1/1250

at A4



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