



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

Tuesday, 22nd November, 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 Emma Plouviez (Substitute)**

**TIM SHIELDS**  
**Chief Executive**

Contact:  
Natalie Williams, Governance Services Officer  
020 8356 8407  
[governance@hackney.gov.uk](mailto:governance@hackney.gov.uk)

The press and public are welcome to attend this meeting

# AGENDA

## Tuesday, 22nd November, 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 Minutes of the Previous Meeting		(Pages 1 - 10)
5 Licensing Sub-Committee Hearing Procedure		(Pages 11 - 12)
6 Premises Licence: Pizza Pilgrims, 136-137 Shoreditch High Street, London E1 6JE	Hoxton East & Shoreditch	(Pages 13 - 80)
7 Variation of Premises Licence: Station Place, 3a Blackstock Road, London N4 2JE	Brownswood	(Pages 81 - 106)
8 Premises Licence: Forest Road Brewing Co., Railway Arch 355, Westgate Street, Hackney, London E8 3RL	London Fields	(Pages 107 - 132)
9 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](mailto:licensing@hackney.gov.uk) as soon as possible. For further information on the application process, please see the guidance notes at [www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing).

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

## **Timings**

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

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

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

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

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

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

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

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

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

Providing oral commentary during a meeting is not permitted.

### **Lobbying of Councillors**

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

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

### **Reports**

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

### **Appeals**

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

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

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

As much advance notice as is practicable of the withdrawal of an item on the agenda or cancellation of a meeting of the Licensing Sub-Committee will be provided on the Council's

website but please note that this might be as little as a few hours before the hearing if the applicant chooses to leave it that late to satisfactorily address any representation or objection giving rise to the need for a hearing.

## **Facilities**

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

## **Contacts**

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

Governance Services  
2<sup>nd</sup> Floor Maurice Bishop House  
17 Reading Lane  
London, E8 1HH

Telephone: 020 8356 3578  
E-mail: [governance@hackney.gov.uk](mailto:governance@hackney.gov.uk)

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

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

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

# ADVICE TO MEMBERS ON DECLARING INTERESTS

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

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

- The Director of Legal;
- 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](mailto: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](http://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](http://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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## MINUTES OF A MEETING OF THE LICENSING SUB COMMITTEE B

THURSDAY, 21ST JULY, 2016

**Councillors Present:** Cllr James Peters in the Chair

**Cllr Emma Plouviez (Substitute) and  
Cllr Caroline Selman**

**Officers in Attendance:** Butta Singh (Senior Lawyer), David Tuitt, (Licensing Team Leader), Nadine Jackson (Pollution Team), Darren Reilly (Licensing), Robert Walker (Legal Services) and Rabiya Khatun (Governance Services).

**Also in Attendance:**

**The Gravy**

Patsy Palmer Hailey - Applicant  
Mr B Wilson (Leaseholder)–Applicant's representative

**Ozlem Restaurant**

David Claxton- Applicant's representative  
Fadime Ozturk Colaic- Applicant

PC Ryan – Metropolitan Police

### **1 Election of Chair**

1.1 Councillor Peters was duly elected to chair the meeting.

### **2 Apologies for Absence**

2.1 Apologies for absence were received from Councillor Patrick.

### **3 Declarations of Interest - Members to declare as appropriate**

3.1 There were no declarations of interest.

### **4 Licensing Sub-Committee Hearing Procedure**

4.1 The Chair outlined the hearing procedure within the agenda pack.

### **5 Premises Licence- The Gravy, Basement, 20 Stamford Hill, N16 6XZ**

5.1 The additional information submitted by Environmental Enforcement and Pollution were circulated at the meeting.

5.2 David Tuitt, Licensing Team Leader, introduced the report for a new premises licence and advised that Environmental Enforcement had withdrawn its representation following an agreement with the applicant to licensing

conditions. However, representations remained from the Police, Pollution, Licensing and Other Persons.

- 5.3 Mr Wilson, the applicant's representative and leaseholder briefly outlined the application and stated that the premises was a community based venue offering a wine bar. The applicant had soundproofed the building to minimise noise nuisance and local residents had been provided with contact details to report noise nuisance complaints. A dispersal policy was in place and staff would arrange for a taxi to collect patrons leaving the premises to minimise public nuisance. The applicant was currently applying for TENs for all licensable activities taking place at the premises and the additional costs was adding to his business expenses.
- 5.4 The Chair sought clarification regarding the final plan of the premises and the area for licensable activities. Mr Wilson clarified that the final plan was on page 32 of the report and explained the layout of the premises including licensable activities being restricted to the area identified as LAA on the submitted plan.
- 5.5 The Chair enquired about the designated smoking area and maximum capacity at the venue. Mr Wilson confirmed that the smoking area was located at the front of the premises in Stamford Hill with a maximum of six smokers permitted at any one time, and the maximum capacity at the venue was 100 people.
- 5.6 Councillor Plouviez sought clarification with regard to the hours for opening and licensable activities. Mr Wilson confirmed that the applicant was seeking the terminal hours 01.00 hours Sunday to Thursday and 02.30 hours Friday to Saturday.
- 5.7 PC Ryan (Metropolitan Police) outlined the police's representation in relation to the application based on the grounds of the prevention of crime and disorder, public safety and the prevention of public nuisance. PC Ryan stated that the premises are located within a residential area close to residential properties. Concern was expressed that the dispersal of one hundred people from the venue at 02.30 hours could potentially increase public nuisance, noise nuisance, anti- social behaviour and crime and disorder in the area. It was argued that the proposed opening and licensable activities hours were excessive and in accordance with LP12 it was proposed that the hours could be reduced to midnight during the weekdays and 01.00 hours during the weekends.
- 5.8 Mr Reilly outlined Licensing Enforcement's representation to the application and stated that the premises are located near residential properties in a residential area. The proposed hours could potentially increase anti-social behaviour and add to the negative cumulative impact experienced in the area. It was suggested that the hours could be reduced to bring them in line with the Council's LP12 policy and Mr Reilly proposed the hours of midnight Sunday to Thursday and 01.00 hours on Friday to Saturday with a further half an hour of operation.
- 5.9 Ms Jackson outlined the Pollution Team's representation to the application. Ms Jackson proposed additional conditions to be attached to the licence to minimise the public nuisance that could potentially arise from the proposed hours for licensable activities.



- 5.10 Addressing the Chair, Mr Wilson confirmed that he would agree to the Pollution Team's additional conditions subject to an amendment at condition 4 to replace the word 'password' with 'key'.
- 5.11 The Chair referred to the photograph at Appendix C of the report and asked whether the fire damaged fuse box had been replaced. Ms Hailey stated that she was not aware of any fire damage and that the premises had recently been inspected and issued an electrical safety certificate.
- 5.12 PC Ryan indicated that she would like the non- standard hours removed from the application and Mr Wilson agreed to the removal of these hours.
- 5.13 Addressing the issue of the opening hours and licensable activities, Mr Wilson agreed to the opening hours Sunday to Thursday from 11.00am to midnight with all licensable activities ceasing at 23.30 hours and Friday to Saturday from 11.00am to 01.30 hours with all licensable activities ceasing at 01.00 hours.
- 5.14 Councillor Plouviez enquired with regard to the noise emanating from the rear of the premises and the commercial premises above. Mr Wilson clarified that the area to the rear of the premises was a car park owned by the adjoining church and did not form part of the application. The business above the premise was a Chinese takeaway that was open until 01.00 hours.
- 5.15 In response to Councillor Plouviez's question regarding any noise complaints received during the Temporary Events Notices (TENs) events, Mr Wilson stated that management had engaged with local residents to minimise any noise nuisance during these events and that there had been no complaints from residents. PC Ryan confirmed that the police had received no complaints during the TENs events.
- 5.16 With regard to condition 28, Mr Wilson confirmed that he would agree to a maximum of six smokers and the smoking area being located at the front of the premises.
- 5.17 Mr Wilson summarised that the premises is a community-based business and that the premises would be well managed to ensure that there was minimal impact on local residents.
- 5.18 PC Ryan and Mr Reilly did not sum up.

### **The decision**

The Licensing Sub-Committee in considering this decision from the information presented to it within the report and at the hearing today has determined that having regard to the promotion of all the licensing objectives:

the application has been approved in accordance with the Council's licensing statement and the proposed conditions set out in paragraph 8.1 of the report, with the following amendments:

- From Sunday to Thursday, the opening hours will be from 11.00 to midnight, with all licensable activities ceasing at 23.30 hours and on Friday Saturday, the

opening hours will be from 11.00 to 01.30 hours, the day following, with all licensable activities ceasing at 01.00 hours, the day following.

- The non-standard hours be deleted.
- Conditions 10 and 28 be deleted.
- Condition 22 be amended so that there shall be a maximum of 100 customers.

and the following additional conditions:

- There shall be a maximum of 6 smokers outside of the premises only, at any one time, at the front of the premises only.
- The following Environmental Enforcement conditions to be added:
  1. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
  2. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.
  3. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe within which it may expect its waste carrier to collect is adhered to.
  4. The Licensee shall erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct a member of staff to make regular checks of the area immediately outside and within 10 metres either side of the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.
  5. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip hazard.
  6. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing at the façade of the building. This should remain unobstructed at all times and should clearly identify:-

the name of the registered waste carrier  
the date of commencement of trade waste contract  
the date of expiry of trade waste contract  
the days and times of collection  
the type of waste including the European Waste Code

- The following Pollution conditions to be added:

1. The licensee shall submit to the Council an acoustic report prepared by a reputable noise consultant (who is a member of the Institute of Acoustics or similar recognised association), which demonstrates how live music and amplified sound and voices generated at the premises will be contained within the said premises, thereby not causing a nuisance to neighbouring premises. The report shall have regard to any noise caused by any ventilation system and any likely escape of noise from the system, the opening of doors for patrons, acoustic characteristics of fire doors, windows, and the general fabric of the building. Where sound transmission is likely through the structure of the building to one attached, the report must show in detail how this will be eradicated, for example by improved sound insulation of the building.
2. The report should also include details of how smoking, patrons queuing or congregating outside will be managed.
3. The report is to be submitted to the Community Safety Team for their written approval. All recommendations within the report which have been approved by the Community Safety Team should be completed prior to any licensable activities taking place.
4. A suitable sound limiting device(s) must be installed to all systems generating music and/or amplified voices. The limiting device (s) should be set to ensure that noise nuisance is not caused in the nearest residential premises. This level must be agreed with the officer of the Community Safety Team. A certificate of compliance should be submitted to the Community Safety Team for their approval. The limiter(s) should be protected in such a manner as to prevent tampering with (i.e. locked in a tamper-proof box and only accessible by management or / and protected by a key).The sound limiting device shall be used at all times when music is played on the premise.
5. Any entertainment involving live and / or recorded music can only take place if conditions 1 to 4 have been implemented to the satisfaction of the Community Safety Team.
6. Notices must be prominently displayed at the exits reminding patrons to depart in an orderly manner.

### **Reasons for the decision**

The application has been approved, with the above amendments and additional conditions, as the Licensing Sub-Committee was satisfied that the licensing objectives would not be undermined by such approval.

### **Public informative**

It was noted that the plan of the premises is set out on page 32 of the agenda with the Licensable area indicated as 'LLA', extending to the wall dividing the main room from the toilets.

The applicant is also reminded of the need to operate the premises according to any current planning permission relating to its user class, conditions and hours.

It should be noted for the public record that the local planning authority should draw no inference or be bound by this decision with regard to any future planning application which may be made.

**6 Variation Premises Licence - Il Cudega Enogastronomy and Bar, Railway, Arch 358 To 359, Westgate Street, E8 3RL**

6.1 This item was withdrawn from the agenda at the request of applicant.

**7 Variation Premises Licence- Binis Limited T/a Ozlem Restaurant, 1 Prince George Road, N16 8DL**

7.1 David Tuitt introduced the report for a variation licence to change the layout of the premises and amend the seating area. He advised that representations had been received from the Police and Licensing and a correction to the report that the application was within the Dalston Special Policy Area.

7.2 Mr Claxon, the applicant's legal representative presented the case in support of the application and addressed the points requiring clarification:

- The forecourt as shown on the plan formed part of the licence
- The premises had been operating as a family diner for over 18 years without any issues of crime and disorder.
- The hours for late night refreshment were from Monday to Sunday 23.00 to 02.00 hours. The sale of alcohol would cease at midnight Monday to Saturday and 22.00 hours on Sundays.
- The maximum capacity at the premises would be 150 persons
- Doors and windows would be closed from midnight
- With regard to condition 14, it was proposed that a maximum of six smokers be allowed at any one time
- It was proposed that no more than 12 diners be seated in the outside area from 19.00 until 21.00 hours

7.3 PC Ryan outlined the Police's representation to the application and stated that, based on the significant changes being proposed, she believed that a new premises license application would be more appropriate. He expressed concern at the proposed hours for licensable activities which could potentially increase crime and disorder and public nuisance in the area and proposed an additional condition that 'no alcohol be consumed from 00.30 hours Monday to Saturday and 22.30 hours on Sundays. PC Ryan advised that officers had observed licensable activities taking place in the forecourt/outside area prior to the submission of the variation application.

7.4 Mr Claxon confirmed that the outside area has been in use based on incorrect professional advice, however, since it was brought to Ms Colaic's attention that that the outside area was not licensed she had ceased all licensable activities in this area and had submitted a variation application.

7.5 Mr Reilly outlined Licensing Enforcement's representation to the application. He stated that the premises are located within Dalston SPA and expressed concern at the proposed hours for the sale of alcohol, the increase in maximum capacity and the front area of the premises. It was added that the proposals would have a negative cumulative impact in the area and potentially increase

public nuisance, anti-social behaviour and noise nuisance. Mr Reilly stated that a recent complaint had been received in relation to noise nuisance.

- 7.6 PC Ryan and Mr Reilly proposed that condition 12 be amended to insert after the words “persons who are” the following words “seated at a table and who are”.
- 7.7 In response to a questions from Members regarding capacity and the management of the premises, Mr Claxon confirmed that under the proposals there would be an increase in capacity to 150 persons from 118. Mr Reilly confirmed that there had been no issues with the management except for a recent complaint.
- 7.8 PC Ryan expressed concern at the potential number of people exiting the premises into a quiet residential area at the terminal 02.00 hours and proposed that late night refreshment should cease at midnight. Mr Claxon proposed instead that late night refreshment could cease at 01.30 hours and capacity could be reduced from midnight. PC Ryan indicated that reducing the capacity at the venue would not reduce the footfall in an area already suffering from negative cumulative impact and Mr Reilly advised that there would be issues with enforcement.
- 7.9 The Chair proposed that the additional area in the application, previously identified as the Jeweller’s area, could close at midnight and Mr Claxon agreed to this condition.
- 7.10 Addressing the issue of reducing noise disturbance to local residents in the outside area, the Chair proposed that the outside area should be limited to 12 persons from 19.00 to 21.00 hours and close at 21.00 hours. Mr Claxon agreed to the proposed additional condition. Mr Reilly expressed concern at the number of people permitted in the outside area, which was on a busy pavement.
- 7.11 Responding to Councillor Plouviez, Mr Claxon advised that it would be possible to turn off the lights in the bar area at midnight to indicate that this area was closed.
- 7.12 Councillor Peters enquired about the doors remaining open past midnight. Mr Claxon advised that there was no condition on the current licence however when the area was closed the doors were also closed.
- 7.13 Councillor Selman referred to the complaint received and asked if the incident had occurred prior to 19.00 hours, Mr Reilly confirmed that the incident had occurred prior to 19.00 hours.
- 7.14 Mr Claxon summarised that the applicant had agreed to half an hour eating up time, there was no evidence that the higher capacity would lead to a rise in crime and disorder and public nuisance and the outside area had conditions to ensure the area would be well managed.

### **The decision**

The Licensing Sub-Committee in considering this decision from the information presented to it within the report and at the hearing today has determined that having regard to the promotion of all the licensing objectives:

the application has been approved in accordance with the Council's licensing statement and the existing and proposed conditions set out in paragraphs 3.1 and 8.1 of the report, with the following amendments:

- The hours for late night refreshment shall be Monday to Sunday 23.00 to 01.30 hours
- Conditions 8 to 13 in paragraph 3.1 be deleted
- Condition 12 in paragraph 8.1 be amended to insert after the words "persons who are" the following words "seated at a table and who are"
- Condition 14 in paragraph 8.1 be amended so that there shall be a maximum of six smokers outside at any one time.

and the following additional conditions

- No alcohol shall be consumed on the premises after 00.30 hours Monday to Saturday and 22.30 hours on Sundays.
- All doors and windows shall be closed after midnight except to allow egress and ingress.
- There shall be a maximum capacity of 150 persons at any one time.
- The outside area shall be limited to 12 persons from 19.00 to 21.00 hours and closed from 21.00 hours.
- The additional area licensed by this decision, as delineated on the amended plan to be provided, shall be closed after midnight. A copy of this plan is also to be retained and kept on the premises at all times.

### **Reasons for the decision**

This variation application to increase the capacity of licensed premises located within the Dalston SPA has been approved given the additional restrictions placed on the capacity of the venue along with ensuring that the premises is to be used as a restaurant at all times. It was felt that with the additional conditions placed on the licence, this variation would not unduly add to the problems already being experienced in the area.

It was for this reason the application has been approved, with the above amendments and additional conditions, as the Licensing Sub-Committee was satisfied that the licensing objectives would not be undermined.

## **8 Temporary Event Notices - Standing Item**

8.1 There were no temporary event notices.

**Duration of the meeting:** 7.00 -9.45 pm

**Signed**

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**Chair of Sub-Committee**

**Contact:**

Governance Services Officer:  
Tel 020 8356 8407

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# Agenda Item 5

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><b>Step 1</b> <b>Appointment of Chair and introduction</b></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><b>Step 2</b> <b>Licensing Officer</b></p>	<p>The Licensing Officer will outline the report.</p>	<p>5 minutes</p>
<p><b>Step 3</b> <b>Applicant's Case</b></p>	<p>The Applicant will present their case in support of their application.</p>	<p>5 minutes</p>
<p><b>Step 4</b> <b>Responsible Authorities' Case</b></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><b>Step 5</b> <b>Other Persons' Case</b></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><b>Step 6</b> <b>Discussion</b></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><b>Step 7</b> <b>Closing remarks</b></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><b>Step 8 - Final clarification</b></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><b>Step 9</b> <b>Consideration</b></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><b>Step 10</b> <b>Chair announces the decision</b></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/uksi/2005/44/contents/made>

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<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 22/11/2016	<b>Classification DECISION</b>	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  Pizza Pilgrims 136-137 Shoreditch High Street E1 6JE	<b>Ward(s) affected</b>  Hoxton East and Shoreditch	

## 1. SUMMARY

<b>Applicant(s)</b> Pizza Pilgrims Limited	<b>In SPA</b> Shoreditch Area
<b>Date of Application</b> 27/09/2016	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Late Night Refreshment Supply of Alcohol (On and Off Premises)	
<b>Proposed hours of licensable activities</b>	
<b>Late Night Refreshment</b>	<b>Standard Hours:</b> 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
<b>Premises:</b>	
<b>Supply of Alcohol</b>	<b>Standard Hours:</b> Mon 10:00-23:00 Tue 10:00-23:00 Wed 10:00-23:00 Thu 10:00-23:00 Fri 10:00-23:30 Sat 10:00-23:30 Sun 10:00-22:30
<b>Premises:</b>	
<b>The opening hours of the premises</b>	
<b>Premises</b>	<b>Standard Hours:</b> Mon 10:00-23:30 Tue 10:00-23:30 Wed 10:00-23:30 Thu 10:00-23:30 Fri 10:00-00:00 Sat 10:00-00:00 Sun 12:00-22:30

<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety), LP13 (Special Policy Area - Shoreditch)
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Representations from other persons D – Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Licensing Authority</li> <li>• Other Persons</li> </ul>

## 2. APPLICATION

2.1 **Pizza Pilgrims Limited** has made an application for a premises licence under the Licensing Act 2003:

- To authorise the supply of alcohol from 10:00 to 23:00 Monday to Thursday, 10:00 to 23:30 Friday and Saturday and from 10:00 to 22:30 Sunday
- To provide late night refreshment from 23:00 to 23:30 Monday to Thursday and from 23:00 to 00:00 Friday and Saturday

2.2 The application is attached as Appendix A. The hours have been amended to those described above following agreement with police. The applicant has proposed and accepted conditions that could be applied to the licence (see paragraph 8.1 below).

## 3. CURRENT STATUS / HISTORY

3.1 The premises are not currently licensed for any activity.

3.2 No TENs have been submitted in respect of this premises in this calendar year.

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

<b>From</b>	<b>Details</b>
Environmental Health Authority (Environmental Protection)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
Environmental Health Authority (Environmental Enforcement)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
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	Have confirmed no representation on this application
Fire Authority	Have confirmed no representation on this application
Police	Representation has been withdrawn with the agreed amendment to hours as described in para 1 and conditions as set out in para 8.1
Licensing Authority (Appendix B)	Representation received on the grounds of The Prevention of Public Nuisance and Special Policy Area.
Health Authority	Representation has been withdrawn with the agreed conditions as set out in para 8.1

## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
8 representations received from and on behalf of local residents. (Appendices C1-C8)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and The Protection of Children from Harm.

## 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) and LP13 (Special Policy Area - Shoreditch) are relevant.

## 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.

### **Conditions derived from operating schedule**

8. 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.
9. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police officer copies of recent CCTV images or data with the absolute minimum of delay when requested.
10. 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.
11. All waste shall properly be presented and placed for collection in the designated storage area no later than 11:30pm.
12. Loudspeakers shall not be located outside the premises.
13. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
14. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport, military identification, EU identity card, or proof of age card with the PASS Hologram.
15. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.



16. Save for private function, throughout the premises food and beverages shall be supplied and consumed by persons seated at a table or counter.
17. Substantial food and substantial beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
18. The supply of alcohol on the premises shall be ancillary to food.
19. The premises shall only operate as a restaurant:
  - (i) in which customers are shown to their table,
  - (ii) where the supply of alcohol is by waiter or waitress service only,
  - (iii) which provides food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
  - (iv) which does not provide any take away service of food or drink for immediate consumption,
  - (v) which does not provide any take away service of food or drink after 23.00, and
  - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
20. Notwithstanding above condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.
21. Notwithstanding 19(i) and 19(vi) above, customers waiting for a table to become available will be entitled to consume alcoholic and other drinks in an area set aside by the management for that purpose without having ordered a substantial meal but on the proviso that that they will then do so once a table is available.

#### **Conditions derived from Responsible Authority representations**

22. There shall be no glass, drinks or open containers taken outside of the premises at any time, except for the designated outside seating area/ area licensed by way of pavement licence.
23. The premises will display and maintain appropriate signage advising customers of the contact details of the premises in case of complaint.
24. 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.

25. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.
26. After 2100hrs there shall be a maximum of 6 smokers outside the venue at any one time. This shall be monitored by staff.
27. Any music played at the premises shall be at background level.
28. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
29. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.
30. The Licensee's premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee's waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as his/her waste carrier arrives to collect the refuse.
31. The licensee shall instruct member of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles and glasses emanating from the premises. A final check be made at close of business.
32. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.
33. Any sales of alcohol for consumption off the premises shall be restricted to re-sealed bottles which have been partly consumed by customers who have had a substantial meal.

## **9. REASONS FOR OFFICER OBSERVATIONS**

- 9.1 Conditions 8 to 21 above are derived from the applicant's operating schedule. Conditions 22 to 26 have been proposed by the Police, 27 by Environmental Protection, 28 to 32 by Environmental Enforcement and 33 by Public Health. The proposed conditions have been accepted by the applicant.

9.2 It should be noted that the submitted plan of the premises does not show an outside seating area, and is therefore not included within the licensed area, or an area to set aside for customers to consume alcohol while waiting for a table to become available. It is suggested that some clarification is required on proposed conditions 19(iv), (v), (vi), 21, 22 and 33.

## 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.

<b>Group Director, Neighbourhoods and Housing</b>	Kim Wright
<b>Lead Officer (holder of original copy):</b>	Suba Sriramana Licensing Officer Licensing Service 2 Hillman Street E8 1FB Telephone: 020 8356 4915

## 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
<b>Office File:</b> Pizza Pilgrims 136-137 Shoreditch High Street E1 6JE	Licensing Service 2 Hillman Street London E8 1FB

### Printed matter

Licensing Act 2003

LBH Statement of Licensing Policy

**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 Pizza Pilgrims Limited

*(Insert name(s) of applicant)*

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

**Part 1 – Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description Pizza Pilgrims 137 Shoreditch High Street			
<b>Post town</b>	London	<b>Postcode</b>	E1 6JE
Telephone number at premises (if any)		n/a	
Non-domestic rateable value of premises		£29,500	

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- |    |   |                                     |                             |
|----|---|-------------------------------------|-----------------------------|
| a) | an individual or individuals *                  | <input type="checkbox"/>            | please complete section (A) |
| b) | a person other than an individual *             |                                     |                             |
|    | i. as a limited company                         | <input checked="" type="checkbox"/> | please complete section (B) |
|    | ii. as a partnership                            | <input type="checkbox"/>            | please complete section (B) |
|    | iii. as an unincorporated association or        | <input type="checkbox"/>            | please complete section (B) |
|    | iv. other (for example a statutory corporation) | <input type="checkbox"/>            | please complete section (B) |
| c) | a recognised club                               | <input type="checkbox"/>            | please complete section (B) |
| d) | a charity                                       | <input type="checkbox"/>            | please complete section (B) |
| e) | the proprietor of an educational establishment  | <input type="checkbox"/>            | please complete section (B) |
| f) | a health service body                           | <input type="checkbox"/>            | please complete section (B) |

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

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

Please tick yes

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

I am making the application pursuant to a  
 statutory function or   
 a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)



Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev) <input type="checkbox"/>	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over					<input type="checkbox"/> Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(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.

<b>Name</b> Pizza Pilgrims Limited
<b>Address</b> 
<b>Registered number (where applicable)</b> 
<b>Description of applicant (for example, partnership, company, unincorporated association etc.)</b> Company
<b>Telephone number (if any)</b> n/a
<b>E-mail address (optional)</b> n/a

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
A S	A P	

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

DD	MM	YYYY

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

Pizza restaurant, with associated take-away business for consumption boxed and prepared for consumption away from the premises.

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

n/a
-----

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

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

Provision of regulated entertainment

Please tick any that apply

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



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

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

In all cases complete boxes K, L and M

**A**

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place <u>indoors or outdoors or both</u> – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Thur					
Fri			<b>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</b> (please read guidance note 5)		
Sat					
Sun					





I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>Please give further details here</u></b> (please read guidance note 3)		
Mon	23:00	23:30			
Tue	23:00	23:30			
Wed	23:00	23:30	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4)		
Thur	23:00	23:30			
Fri	23:00	00:00	<b><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></b> (please read guidance note 5) The permitted hours on New Years Eve may be extended until the start of permitted hours on New Years Day		
Sat	23:00	00:00			
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	10:00	23:30			
Tue	10:00	23:30			
Wed	10:00	23:30			
Thur	10:00	23:30			
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	12:00	22:30			
			<b>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</b> (please read guidance note 5)		
			The permitted hours on New Years Eve may be extended until the start of permitted hours on New Years Day.		

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

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

K

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

None.

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	10:00	23:30	<p><b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5)</p> <p>The permitted hours on New Years Eve may be extended until the start of permitted hours on New Years Day.</p>
Tue	10:00	23:30	
Wed	10:00	23:30	
Thur	10:00	23:30	
Fri	10:00	00:00	
Sat	10:00	00:00	
Sun	12:00	22:30	

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

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

1. Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.
2. Any detail shown on the plan that is not required by the licensing plans regulations is indicative only and subject to change at any time.
3. Save for private functions, throughout the premises food and beverages shall be supplied and consumed by persons seated at a table or counter.
4. Substantial food and substantial beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
5. The supply of alcohol on the premises shall be ancillary to food.
6. The premises shall only operate as a restaurant
  - (i) in which customers are shown to their table,
  - (ii) where the supply of alcohol is by waiter or waitress service only,
  - (iii) which provides food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
  - (iv) which does not provide any take away service of food or drink for immediate consumption,
  - (v) which does not provide any take away service of food or drink after 23.00, and
  - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

Notwithstanding (i) and (vi) above, customers waiting for a table to become available will be entitled to consume alcoholic and other drinks in an area set aside by the management for that purpose without having ordered a substantial meal but on the proviso that that they will then do so once a table is available.

7. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the Council at all times whilst the premises is open.

**b) The prevention of crime and disorder**

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

9. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police officer copies of recent CCTV images or data with the absolute minimum of delay

when requested.

**c) Public safety**

10. Checks shall be undertaken prior to opening to ensure that all public areas are kept clear and fire exits unlocked and capable of use in an emergency.

**d) The prevention of public nuisance**

11. All waste shall properly be presented and placed for collection in the designated storage area no later than 11:30pm.

12. Loudspeakers shall not be located outside the premises.

13. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

**e) The protection of children from harm**

14. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport, military identification, EU identity card, or proof of age card with the PASS Hologram.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee (paid online).
- 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 (submitted online).
- 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	[Redacted]
Date	26 September 2016
Capacity	Solicitor to the applicant

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

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)  
 Amy King  
 TLT LLP  
 [Redacted]  
 [Redacted]  
 London Borough of Hackney  
 [Redacted] Postcode [Redacted]  
 Telephone number (if any) [Redacted] G SERVICE  
 If you would prefer us to correspond with you by e-mail, your e-mail address (optional)  
 [Redacted]

28 SEP 2016

Duty Officer [Signature] Acknowledged

**Notes for Guidance**

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.



London Borough of Hackney Council  
Hackney Service Centre  
2 Hillman Street  
LONDON  
E8 1FB  
**For the attention of: Licensing Section**



Date 3 November 2016  
Email 

Dear Sirs

**Licensing Act 2003: Application for a new premises licence  
Pizza Pilgrims 136-137 Shoreditch High Street London E1 6JE ('the applicant')**

I act for the applicant for a premises licence at the above site. We have received and considered the representations from local residents and a local community association. In response, we enclose the following documents, which we would ask you to forward to the licensing committee and for copies to be sent to all parties making representations.

- Letter from Thom and James Elliot to the residents
- Brochure outlining history of Pizza Pilgrims and proposed application
- Copy menu and drinks list
- Copy existing indicative alcohol policy for Dean Street
- Testimonials
- Updated operating schedule with agreed conditions

**Responses to specific issues raised in the representations**

Having carefully considered all the representations, there are a number of common themes that have been raised that I have responded to below. We will amplify on these responses at the hearing.

**Planning permission**





Planning permission for a change of use class from A1 to A3 use was granted on the 27 October 2016. We can confirm that the hours applied for in the licensing application match those applied for in the planning permission and that the conditions contained therein relating to waste disposal, soundproofing and provision of management plans for servicing, waste management and preventing undue disturbance will all be complied with.

### **The operation of the premises**

Some concerns have been raised that the premises is either a late night venue, or otherwise alcohol-led. We can confirm that neither concern is in fact correct.

I have enclosed a brochure which sets out how Pizza Pilgrims operates and what can be expected should a licence be granted for the site. Put simply, however, the premises will operate as follows:

- The premises will predominantly operate as a restaurant, with customers seated and alcohol served only to customers eating or intending to eat. On average, customers attending Pizza Pilgrims' restaurants consume only 1 alcoholic drink (if any) during a visit and very rarely more than 2. Please see the drinks list enclosed for a better idea as to the range and price of drinks offered.
- The take-away element of the business is for customers to take-away boxed pizzas to be eaten away from the premises. There is no sales of slices to be consumed immediately outside.
- The off-sales element of the application is only to permit customers who had bought a bottle of wine to take home anything they have not drunk in the restaurant. The bottles will be re-sealed. No off-sales will be made for customers to drink immediately outside the premises.
- Pizza Pilgrims provide family –friendly restaurants that do not cater for large or 'rowdy' parties. The atmosphere that is encouraged is fun and friendly and this is very important to the success of their restaurants.
- Pizza Pilgrims have a history of operating in Shoreditch and investing in the areas where they operate. The brochure gives further details on how Pizza Pilgrims feel that they offer more than being simply another 'pizza place' looking to get into Shoreditch.

### **Conditions**

We have been in discussions with the police, Public Health Authority and environmental protection teams in relation to the proposed operation of the premises. I have attached a copy of the conditions that were included with the licence application along with the additional conditions agreed with the police, environmental protection team, health and licensing officers. This document sets out the operating standards to which the applicants will be held, subject to the application being granted.

### **Invitation to meet the founders of Pizza Pilgrims**

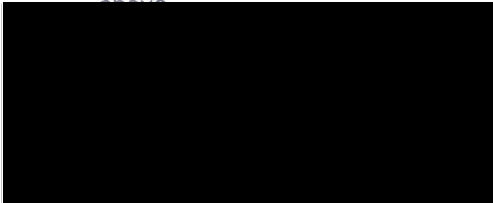
Enclosed with this letter is an invitation from the applicants for any resident or local association who wishes to do so to contact them directly. They would be delighted to discuss this application or Pizza Pilgrims more generally at a time convenient to them.

**Withdrawal of representations**

Should any party who has made a representation feel that this letter and the documents enclosed has allayed their concerns, I would invite them to contact the licensing authority and withdraw their representations. This can be done by emailing: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)

**Contact details**

Should any party wish to contact me directly, please feel free to do so. My contact details are



**Piers warne  
Associate  
for TLT LLP**



Pizza Pilgrims

London,  
W1B 5PD

01/11/2016

Dear Residents and Businesses of Shoreditch,

We wanted to write to introduce ourselves - we are Thom and James Elliot. A few years back, we decided to quit our jobs and dedicate our lives to pizza - founding a small company called Pizza Pilgrims in 2012. We started life as a three wheeled van, complete with a pizza oven, trading on Berwick St Market in Soho. Since then, via an ever steepening learning curve, we have opened a selection of dedicated pizzeria locations across London (from Soho to Exmouth Market).

We are really hoping to have the opportunity to open one of our friendly little pizzerias in Shoreditch in 2017, at 136 Shoreditch High St - where that street meets Rivington street. As a company, and as individuals, we have a long relationship with Shoreditch and Hackney as an area. We have traded here with our little van for a number of years, from some of our first events back in 2012, to Red Market in 2013 to Swingers in 2014 to NightTales in 2015. Shoreditch and the people of Shoreditch have always been good to us - and the vibrancy and energy of the area has always been a fantastic draw for our team. Hence why we leapt at the opportunity to open a site of our own here.

We are of course aware that plenty of people call Shoreditch and Hackney their home - and that the incredible changes in the area over the past decade have brought challenges for the people living and working here. We are aware that there can be issues with anti social drinking and behaviour - and we desperately want to reassure you, as the people to whom Shoreditch means the most, that we are here to be part of the solution, not the problem. We do not intend to open late past 11pm (we like our teams to be able to get home at a reasonable hour), we do not intend to sell slices or other "fast food" and we do not intend to sell alcohol other than in moderation when eating a pizza with us.

Regarding our pizzerias themselves, people do not tend to stay with us much longer than 35 mins - and in that time it is a rarity for a customer to have more than one drink. We have strict alcohol policies in place - and the team must be aware of them and adhere to them at all time. We have consulted at length with the fantastic police in Shoreditch, who have assured us that they are happy with our proposals and do not feel it will cause any issues in the area.

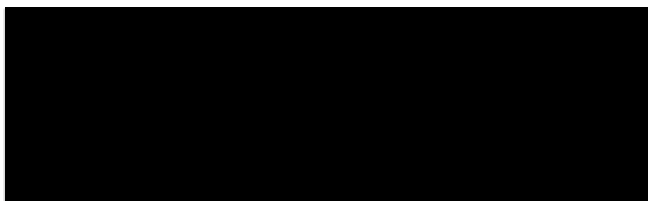
We have experience in operating pizzerias in areas with large numbers of licensed venues (3 out of 4 of our sites are in the Westminster SPA) and we have yet to have any issues related to alcohol at any of our sites. I also personally sit on the Soho Licensing committee - policing new licenses in the area.

We would relish any opportunity to speak with anyone who may have concerns about our proposal for this location - and would seek to reassure them that we are a eat-in food focused business offering high quality fare. Please feel free to contact me directly on the email address or phone number at the top of this letter - and I will be happy to arrange a

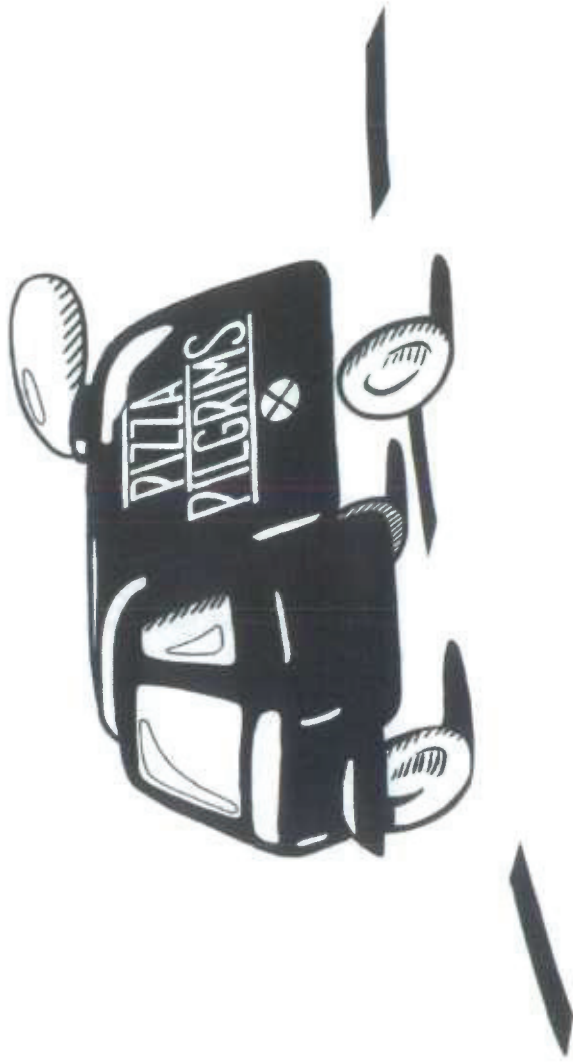
meeting to talk you through our plans and address any concerns. Furthermore, I will be in attendance at our hearing for the Premises Licence application at Hackney Town Hall on 22nd November.

We look forward to hearing from you.

Yours faithfully,



THOM AND JAMES ELLIOT  
FOUNDER, PIZZA PILGRIMS



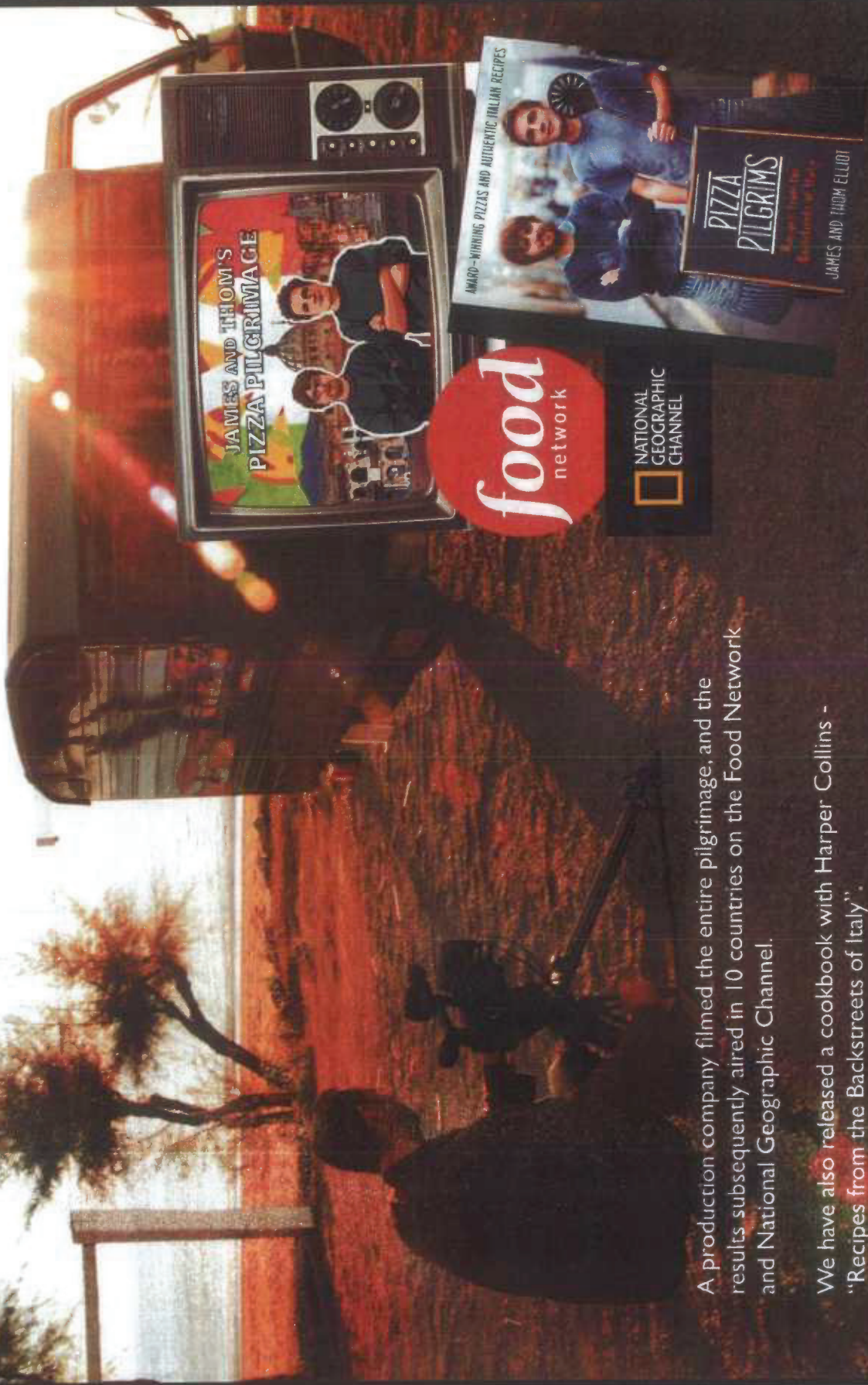
## A BRIEF HISTORY

# THE PILGRIMAGE

In 2011, Thom and James Elliot embarked on a 6 week "Pizza Pilgrimage" through Italy to discover the secrets of the perfect pizza.

At a top speed of 20 miles at hour they drove from Sicily to London, tasting every pizza they encountered along the way.

EDIA



A production company filmed the entire pilgrimage, and the results subsequently aired in 10 countries on the Food Network and National Geographic Channel.

We have also released a cookbook with Harper Collins - "Recipes from the Backstreets of Italy".

# THE VAN

After installing a pizza oven in the van - the business started life trading on Berwick St Market in Soho.

The van still travels around London and the country trading at some of the biggest and best events of the year and collaborating with our favourite brands.



BERWICK STREET W1  
CITY OF WESTMINSTER



CONVERSE



FRIEZE ART FAIR

HARVEY NICHOLS

BIRRA MORETTI



# THE PIZZERIAS

- SOHO
- CARNABY
- EXMOUTH MARKET
- COVENT GARDEN
- CITY



PIZZA PILGRIMS

23

25

We have now opened 5 pizzerias in central London.

Each serves the selection of Neapolitan pizzas - made fresh in store with 24-48 hour proved dough

The pizzas are washed down with British and Italian craft beers, our own limoncello, fussball, arcade machines and tunes you haven't heard in a while.

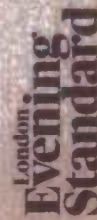
# SOME PRESS AND SOCIAL COVERAGE



The Daily Telegraph



Square Meal



ZAGAT



HOT DINNERS

Buzz Food

"Top 10 Central London cheap eats"

"7 Best London Food Trucks"

"100 coolest things in the world right now"

"Finalist"

"Londons Best Restaurants for Pizza"

"AWARD -Best Newcomer 2015"

"AWARD - Best Street Food"

"37 Reasons why you can't leave London"

"A religiously good lunch"

"Pizza Perfect the Neapolitan way"

"You will struggle to find Neapolitan Pizza done better than PP"

"An informal buzz and a great pizza"

"Some of the finest pizza North-West of Naples"

"A perfect Soho treat"

"Top 3 pizzas in London"

"The Finest streetfood"



24k followers

9k page likes

21k followers

"I may be the last blogger on earth to write about Pizza Pilgrims, but before you cry hype-fatigue, remember only this - they really are that good" - Cheese and Biscuits blog.

# PIZZA IN SHOREDITCH 2016



# OVERVIEW

Pizza Pilgrims is a young pizza company, started by Brothers Thom and James Elliot, specialising in authentic Neapolitan pizza.

We started life as part of the street food scene in 2012 after driving our little Piaggio Ape van from Sicily back to London (at 18mph!) on a "Pizza Pilgrimage" to discover everything we could about Italy's National dish.

3 years on and with two pizzerias now in Soho we are keen to move east.

This document explains more about what Pizza Pilgrims does and why we feel Shoreditch is the perfect next step for us.

PIZZERIAS



11 DEAN ST

- Opened August 2013
- Simple, fast-casual, Neapolitan pizzeria concept, with a focus on doing one thing well.
- Take away and 50 cover restaurant.
- Strong community ties - local sourcing of produce where possible, collaborations with community (Soho primary school, Soho Museum).



11 KINGLY ST

- Opened July 2014
- Development on Dean St relaxed feel, with new Friggitoria section serving authentic Pizza Fritta, arancini and deep fried mac'n'cheese.
- Take away and 110 cover restaurant
- Larger focus on cocktails and our newly created Limoncello collaboration - "Pococello".

VAN AND EVENTS



- Established a regular weekday trading spot on Berwick St Market, Soho from March 2012.
- The van had permanent pitch in the 5th floor food court at Harvey Nichols in Knightsbridge from Nov 2013 - Mar 2014
- The van has attended some of the biggest festivals and events in the UK
- We have also collaborated with some high profile clothing and drink brands on large scale corporate events.








MEDIA



- "Pizza Italiana" - a 6 part series following our eponymous pilgrimage through Italy in a Piaggio Ape van. Aired on The Food Network in 2013
- "Pizza Pilgrims" - a book dedicated to pizza and other Italian recipes. Published by Harper Collins in 2013, the iPad edition was named by Apple as one of the best ever in the iBook format.
- Multiple appearances on Channel 4's "Sunday Brunch" to promote our frying pan pizza product and Pizza Fritta.
- Appearances on stage at BBC Good Food Shows.



PRESS AND SOCIAL COVERAGE

-  "100 coolest things in the world right now" - Jan 2014
-  "50 foodie trends" - May 2013
-  "Top 10 Central London cheap eats" - Nov 2013
-  "Top 3 pizzas in London" - Aug 2015
-  "37 Reasons why you can't leave London" - May 2015

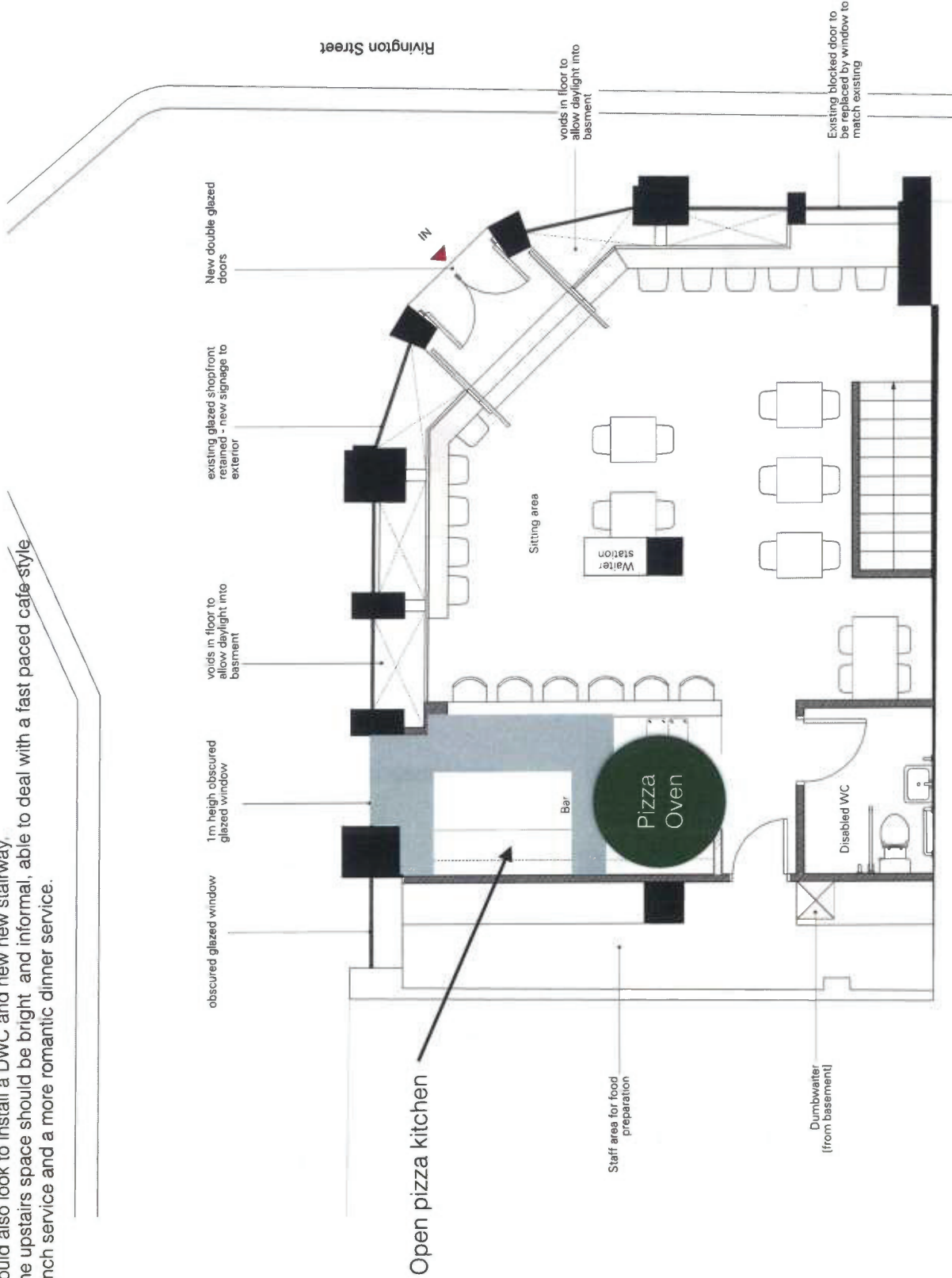
 21k followers
  7k page likes
  12k followers

"I may be the last blogger on earth to write about Pizza Pilgrims, but before you cry hype-fatigue, remember only this - they really are that good." - Cheese and Biscuits blog.

# PROPOSED GROUND FLOOR

We would like to create an open kitchen upstairs to maximise the theatre of pizza making. We would also look to install a DWC and new new stairway. The upstairs space should be bright and informal, able to deal with a fast paced cafe style lunch service and a more romantic dinner service.

This drawing is prepared for the purposes of a planning application and should not be used for any other purpose. The information contained herein is for the use of the client only. The information contained herein is for the use of the client only. The information contained herein is for the use of the client only. The information contained herein is for the use of the client only.



**PLANNING**

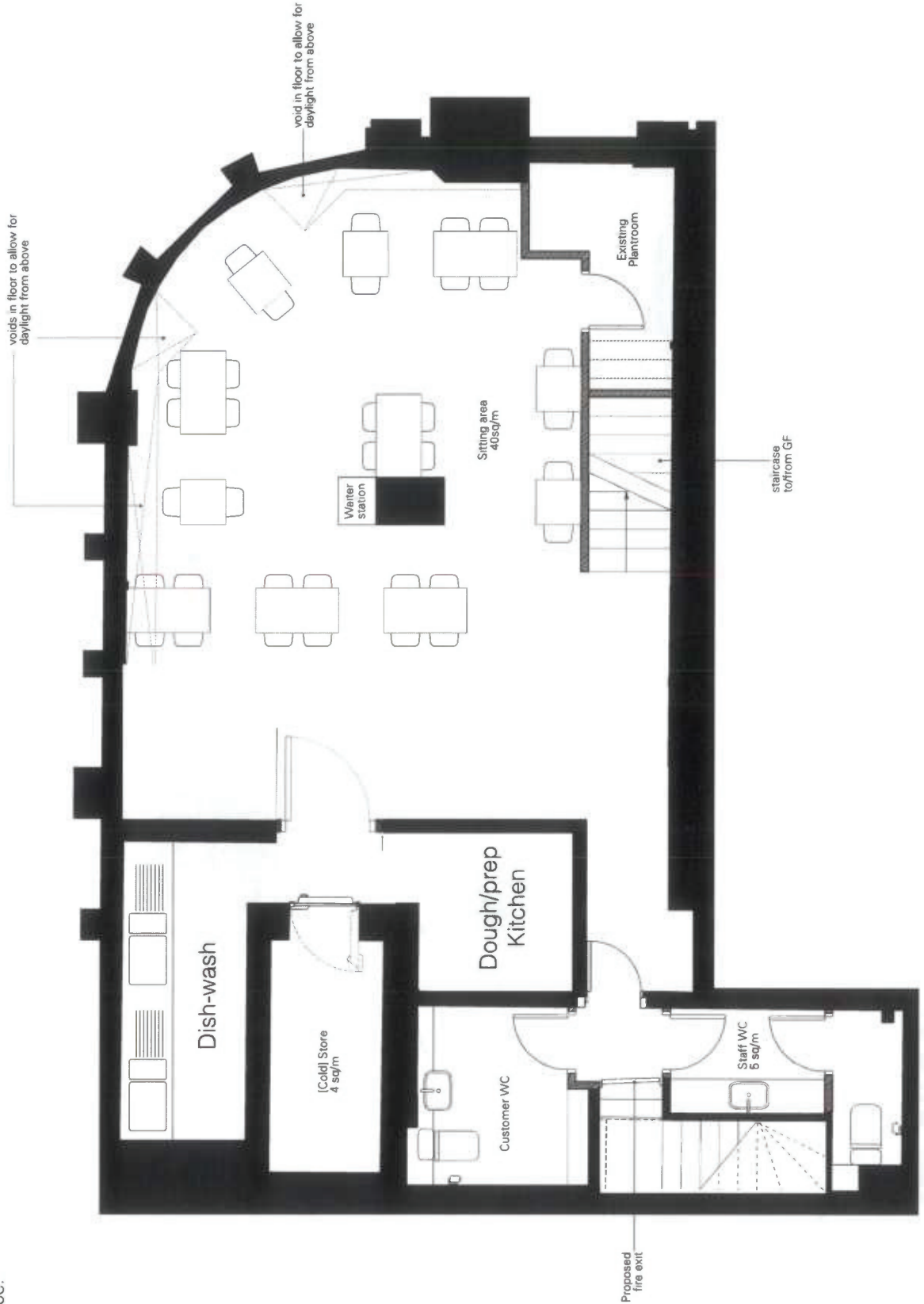
Architects Ltd  
 7-8, Red Street  
 London E2A 4AA  
 Tel: +44 (0)20 7613 5227  
 Fax: +44 (0)20 7613 5248  
 email: info@manthorpe.com  
 manthorpe.com

Thistleton  
 137 Shorecatch High Street  
 Proposed GF Plan\_A3  
 Date: Jan 2013  
 Scale: 1:50 @ A3  
 Drawn: NW

1-466-100A

# PROPOSED BASEMENT

The basement would provide the necessary back of house space as well as customer WC/staff room. The dining room downstairs will be more geared to the evening service, a cosy, relaxed space.



This drawing is prepared by the architect for the client and is not to be used for any other purpose without the written consent of the architect. The architect is not responsible for any errors or omissions in this drawing. The architect is not responsible for any errors or omissions in this drawing. The architect is not responsible for any errors or omissions in this drawing.

**PLANNING**

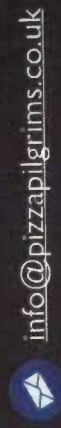
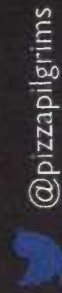
Job 137 Shorelitch High Street  
 Title Proposed Basement Plan - A3  
 Date Jan 2013  
 Scale 1:50 @ A3  
 Drawn RW

1-466-099A

Architects: Waugh Thistleton  
 waughthistleton.com  
 +44 (0)20 7613 5749  
 +44 (0)20 7613 5727  
 Telephone  
 London EC2A 4NA  
 74 Old Street  
 Architects Ltd  
 Waugh Thistleton

Proposed Basement

THANKS.





## PIZZA

<u>MARINARA</u>	Tomato, oregano, fresh garlic, basil & olive oil (no cheese - still delicious)	5.5
<u>MARGHERITA</u>	Tomato, fior di latte, parmesan, basil & olive oil	6.75
	with buffalo mozzarella	9.5
<u>FILETTI</u>	White pizza with fior di latte, baby plum tomatoes, basil, parmesan & olive oil.	7.5
<u>SMOKED NAPOLI</u>	Margherita with smoked anchovies, black olives, capers & oregano	8.75
<u>NDUJA</u>	Margherita with nduja (spicy Calabrian pork sausage)	9
<u>AUBERGINE PARMIGIANA</u>	Margherita with roast aubergine, parmesan, baby plum tomatoes & garlic.	9
<u>SALAMI</u>	Margherita with Neapolitan black pepper salami	9.5
<u>PORTOBELLO MUSHROOM &amp; TRUFFLE</u>	White pizza with portobello mushroom, fior di latte, parmesan, basil & truffle oil.	9.75
<u>CALZONE RIPIENO</u>	Folded pizza with Napoli salami, ricotta & mushroom, topped with tomato, fior di latte & parmesan.	10
<u>SALSICCIA E FRIARIELLI</u>	White pizza with fresh fennel sausage, chilli, wild broccoli, parmesan, basil & olive oil	10

Switch up any pizza to buffalo mozzarella for \$2.75 extra

### GUEST PIZZA

### EXTRAS

Fresh chilli, Fresh garlic	all 0.5
Smoked anchovies, Nduja, Black olives	all 2.25
Black pepper salami, Prosciutto	all 2.75

## WITH PIZZA

Mixed olives	3
Garlic, rosemary & parmesan flatbread	3
Berwick St. Market side salad	3
Buffalo mozzarella with smoked tomatoes, black pepper & rocket	5.5

## AFTER PIZZA

Vanilla ice cream	4
Vanilla ice cream with extra virgin olive oil & sea salt	4
Affogato	4.5
Nutella & salted ricotta pizza ring	5.5

Ice creams supplied by Ice Cream Union

## ESPRESSO

Espresso	1.5
Nocciolatte - espresso with Nutella	2

15 EXMOUTH MARKET LONDON EC1R 4DD

**PIZZA PILGRIMS**

PIZZAPILGRIMS.CO.UK @PIZZAPILGRIMS

A 12.5% service charge will be added for groups of 8 or more. Please ask about any allergen information.

## BEER

### HOUSE LAGER

Birra Moretti "Stubby" Can 330ml (4.6%) ..... 3.25

### ITALIAN CRAFT BEERS

Birra del Borgo Cortigiana 330ml (5%) ..... 5.5

Birra del Borgo Reale 330ml (6.4%) ..... 5.5

### BRITISH CRAFT BEERS

Brixton Reliance PA 330ml (4.2%) ..... 5

Brixton Atlantic APA 330ml (5.4%) ..... 5

## WINE

### GLASS & CARAFE

Red ..... 175ml 500ml

White ..... 4.25 11.5

Pink ..... 4.25 11.5

Prosecco ..... 4.25 11.5

..... 5.75 15.5

(125ml glasses also available)

### SNAZZY WINE BY THE BOTTLE

Grecanico White ..... 21

Barbera Red ..... 21

(All bottles 75cl)

## SOFT

Coke & Diet Coke cans ..... 2

San Pellegrino cans ..... 2.25

orange, lemon, blood orange, grapefruit, chinotto ..... 2.25

Orange juice ..... 2

San Pellegrino sparkling water (500ml) ..... 2

## POCOCELLO

GROWN IN AMALFI - DISTILLED IN ENGLAND - BORN IN SOHO

We've teamed up with Chase Distillery to create our very own limoncello, made from Luigi Aceto's Amalfi lemons & Chase English potato spirit.

Ice cold Pococello shot ..... 3.5

Pococello Tonic ..... 6

## COCKTAILS & DREAMS (AKA SPIRITS)

Aperol Spritz - Aperol, Prosecco, Soda ..... 6.5

Negroni - Chase Gin, Campari, Martini Rosso ..... 6.5

Lola's Cherry Cola - Disaronno, Prosecco, Chinotto, glacé cherry ..... 6

Lloyd Grossman - Campari, Grapefruit, San Pel ..... 6

Pococello Sour - Pococello, Disaronno, lemon juice, basil ..... 7

Chase G&T ..... 6

Italian Top Shelf Selection ..... 4

## ESPRESSO

Espresso ..... 1.5

Nocciolatte - A shot of espresso with a teaspoon of Nutella that you stir in. .... 2

Affogato - vanilla ice cream with a shot of espresso ..... 4.5

Coffee supplied by Terrone  
Italian Roasters, Hackney.



**11 Dean St - Alcohol policy**

We have access to a private terrace at 11 Dean St, which sits within the demise of our premises license. As such, we are able to serve food and drink to customers outside.

It is however important that we remember our requirement to only serve alcohol to customers who are eating with us - we are not a pub or a bar.

As such, the below criteria must always be considered and met before alcohol is served to anyone at 11 Dean St.

1. No alcohol should be served to anyone under the age of 18. If you are unsure ask for ID from all members of the party, or consult a manager.
2. No customers who appears already under the influence of alcohol should be served further alcoholic drinks in any circumstances.
3. Customers must be sitting at a table ready to eat with us, or on the waiting list for a table, with the expected wait time no longer that 30 minutes.
4. No drinks to be served without a written food order being taken on the waiting list (to be entered into Revel once the customer is seated).
5. Customers cannot be served more than 2 alcoholic drinks before sitting for food.
6. Customers must situated inside the tiled areas outside which mark out our private area. No customers can be served drinks outside this area (on the public highway). We must ensure that the number of people waiting is kept to a number that could reasonably be expected to fit within our demise.

These rules, with the exception of number 6 also apply inside the premises.

It is hugely important that the details of our license are adhered to at all times. If you are unsure of any of the above rules, or are not sure whether specific rules apply in a given situation, please consult a manager before serving alcohol.

I have read and understood this policy:

SIGNED.....

FULL NAME.....

DATE.....

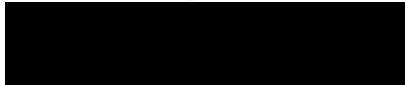
## LOCAL TESTIMONIALS

### **Andina**

I run Andina, a Peruvian inspired restaurant in Shoreditch. We have been open for almost 3 years.

I have known Thom and James Elliot for 5 years and are a fan of their work. They run 5 pizza focused restaurants all of which enrich the buildings, street and neighbourhoods they serve. They manage their restaurants with extreme care towards their staff, customers and neighbours and to serve their local communities. I support their application for a license as their focus is on quality, on great relationships with all whom they come into contact and on managing the sale of alcohol and all the items they sell.

Yours faithfully



Martin Morales  
Managing Director and Founder

Ceviche Ltd  
Incorporating Ceviche Soho, Ceviche Old St, Andina and Casita Andina  
Andina is at 1 Redchurch St, Shoreditch, London E2 7DJ.

*Adina: Restaurant (Shoreditch)*

### **Mother**

Here at Mother we are big fans of Pizza Pilgrims. Not only do they make the most delicious pizzas in London but they are a great brand with such a wonderful and authentic story behind them. Whilst there may be other pizzerias in the area, we would welcome them to Shoreditch with open arms (and mouths).

Dan Broadwood

*Mother London: Advertising Agency (Shoreditch)*

### **Frieze**

We're huge fans of Pizza Pilgrims and were very excited to hear they're opening another pizzeria, especially as it's so close to us. They're a lovely team, with a delicious product - their newest shop will be a great addition to the area and we fully support their endeavours.

**Louise Dixon**  
**Production Director**

*Frieze London | Frieze New York | Frieze Masters: Art Fairs (Shoreditch)*

### **BPL**

As pizza lovers our company is delighted to have Pizza Pilgrims coming to the area. Makers of some of the best pizzas in London they are a welcomed addition to the local restaurant scene.

Ben Floyd

*BPL Digital (Shoreditch)*



Ruffians Group Limited

London, EC2A

Tuesday 1<sup>st</sup> November 2016

To whom it may concern,

I'm Andrew Cannon, co-founder of Ruffians, an upmarket chain of men's barber shops and stores. We have been trading on Maiden Lane in Covent Garden for the last three years, for one year on Wigmore Street in Marylebone and this summer we launch a store on Rivington Street in Shoreditch.

In Covent Garden we have worked closely with Thom Elliot and his excellent team at Pizza Pilgrims, to cross promote our brands. It is clear that Pizza Pilgrims formed a local community focused reputation and become a pillar in the local community and fantastic meeting place for fun times, as well as drawing in footfall from the surrounding areas to promote our Covent Garden commerce and area.

I have always found Thom's team to be engaging, genuine and responsible; making sure their customers have a brilliant time and service but also respecting the local businesses and residents of the area to ensure there is no impact on their wellbeing and no nuisance of noise or litter etc.

I fully support Pizza Pilgrim's licencing application on Rivington Street. I am convinced that they are a fantastic addition to Shoreditch and will be good for the commerce in the area, attracting the correct type of customers to improve our business district and to provide a fantastic service (and pizzas) to our local businesses, residents and tourists.

Yours sincerely,

Andrew Cannon  
Co-founder and CEO Ruffians Group Limited

**Amendments to the application:**

- 1. Remove the New Year's Eve extension applied for**
- 2. Reduce the sales of alcohol daily from the original applicatoin by 30 minutes to create a 'drinking up' period**

**Conditions proposed in the operating schedule, as amended with the responsible authorities**

1. Locations of fire safety and other safety equipment subject to change in accordance with the requirements of the responsible authorities or following a risk assessment.
2. Any detail shown on the plan that is not required by the licensing plans regulations is indicative only and subject to change at any time.
3. Save for private functions, throughout the premises food and beverages shall be supplied and consumed by persons seated at a table or counter.
4. Substantial food and substantial beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
5. The supply of alcohol on the premises shall be ancillary to food.
6. The premises shall only operate as a restaurant
  - (i) in which customers are shown to their table,
  - (ii) where the supply of alcohol is by waiter or waitress service only,
  - (iii) which provides food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery,
  - (iv) which does not provide any take away service of food or drink for immediate consumption,
  - (v) which does not provide any take away service of food or drink after 23.00, and
  - (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.

Notwithstanding this condition customers are permitted to take from the premises part consumed and resealed bottles of wine supplied ancillary to their meal.

Notwithstanding (i) and (vi) above, customers waiting for a table to become available will be entitled to consume alcoholic and other drinks in an area set aside by the management for that purpose without having ordered a substantial meal but on the proviso that that they will then do so once a table is available.

7. 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.
8. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of the 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. Viewing of recordings shall be made available upon the request of Police within an agreed timeframe.

9. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open. This staff member must be able to provide a Police officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

10. Checks shall be undertaken prior to opening to ensure that all public areas are kept clear and fire exits unlocked and capable of use in an emergency.

11. All waste shall properly be presented and placed for collection in the designated storage area no later than 11:30pm.

12. Loudspeakers shall not be located outside the premises.

13. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

14. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport, military identification, EU identity card, or proof of age card with the PASS Hologram.

#### **Conditions agreed with the police and licensing officer**

1. There shall be no glass, drinks or open containers taken outside of the premises at any time, except for the designated outside seating area/ area licensed by way of pavement licence

2. The premises will display and maintain appropriate signage advising customers of the contact details of the premises in case of complaint.

3. 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.

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

5. After 2100hrs there shall be a maximum of 6 smokers outside the venue at any one time. This shall be monitored by staff.

#### **Condition agreed with the public health officer**

1. Any sales of alcohol for consumption off the premises shall be restricted to re-sealed bottles which have been partly consumed by customers who have had a substantial meal.

#### **Conditions agreed with Environmental Protection Officer**

1. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their responsibility as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.

2. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the

business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

3. The Licensee's premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee's waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as his/her waste carrier arrives to collect the refuse

4. The Licensee shall instruct member of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.

5. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.

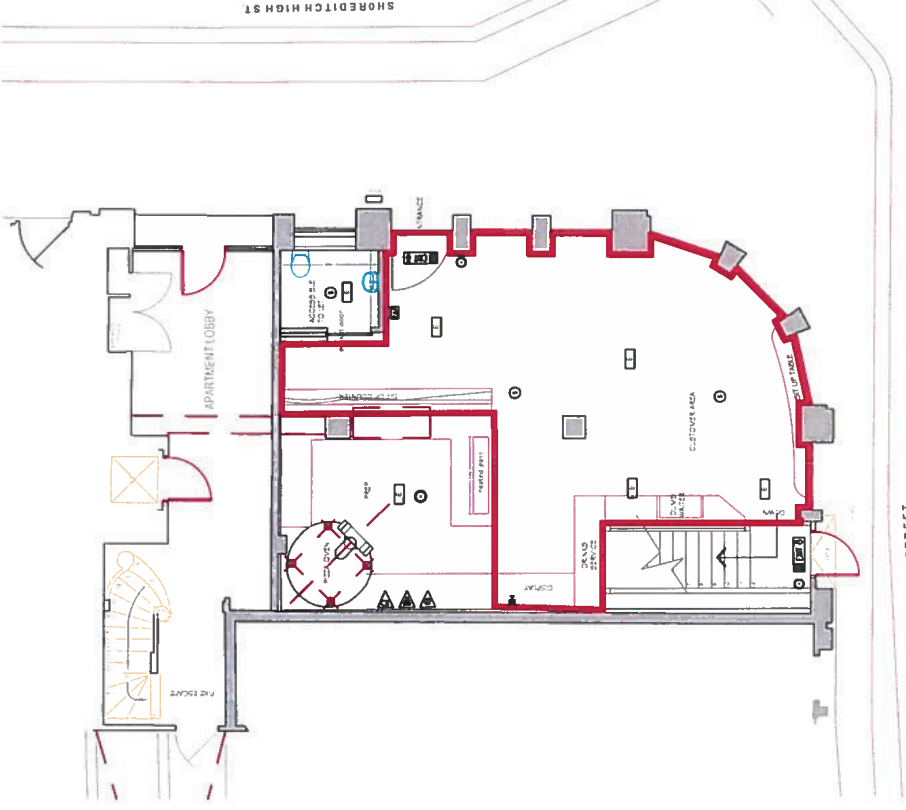


# FIRE ALARM & LIGHTING SCHEDULE

- S** SMOKE DETECTOR
- H** HEAT DETECTOR
- S** SMOKE DETECTOR CONCEALED IN CEILING VOID c/w REMOTE LED INDICATION
- SB** SMOKE DETECTOR c/w SOUNDER BASE
- SS** COMBINED SMOKE DETECTOR & STROBE
- MANUAL BREAK GLASS CALL POINT
- FLASHING XENON BEACON
- SR** FIRE ALARM BEAM SEND & RECEIVE UNIT
- R** FIRE ALARM REFLECTOR
- DU** FIRE ALARM DOOR INTERFACE UNIT c/w DOUBLE POLE CONTACTS
- BU** FIRE ALARM BEACON INTERFACE UNIT
- FAP** FIRE ALARM PANEL
- RP** FIRE ALARM REPEAT PANEL
- F** FIRE ALARM INTERFACE UNIT
- FDI** FIRE ALARM SHORT CIRCUIT ISOLATOR
- NI** REMOTE NEON INDICATOR CONNECTING TO DETECTION DEVICE
- ☐** FIRE ALARM SOUNDER
- P.S.U** 24V POWER SUPPLY UNIT
- MDH** MAGNETIC DOOR HOLDER
- SB** SMOKE DETECTOR c/w SOUNDER BASE
- HR** HEAT DETECTOR c/w SOUNDER BASE
- StB** STROBE & SOUNDER BASE
- E** 8 WATT RECESSED EMERGENCY LIGHT FITTING WITH 3 HOUR BATTERY BACK-UP
- EXIT** SURFACE MOUNTED 8 WATT MAINTAINED EXIT SIGN & PICTOGRAM WITH 3HR BATTERY BACK-UP.

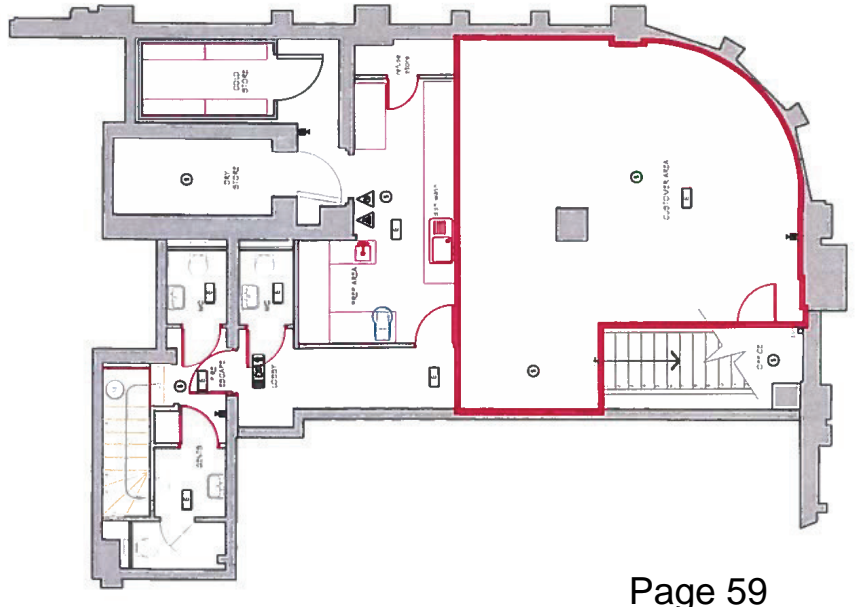
**PGID** INTERIOR DESIGN  
 paul@pogillingham.co.uk  
 www.pogillingham.co.uk  
 07816 966981

PROPOSED LAYOUTS
LICENSING DRAWING
JOB No. 1067
DRWG No.L1A
SCALE: 1:100 @ A3.
DATE: 02.08.2016



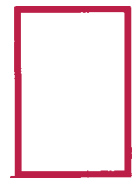
PROPOSED GROUND FLOOR LAYOUT SCALE 1:100

- NOTES**  
 THE FIRE ALARM SYSTEM IS TO COMPLY WITH BS 5389  
 THE LANDLORD IS TO PROVIDE AN ADDRESSABLE INTERFACE BETWEEN THE LICENSED PREMISES AND THE OTHER BUILDING OCCUPIERS FIRE ALARM SYSTEMS  
 AN ALARM MANAGEMENT SYSTEM OF FIRST ALERT AND FULL ALARM WILL BE ADOPTED TO COMPLY WITH THE LOCAL FIRE AUTHORITIES REQUIREMENTS.  
 FIRE SIGNS & NOTICES ARE TO COMPLY WITH BS 5499  
 FIRE FIGHTING EQUIPMENT TO SATISFY THE REQUIREMENTS OF BSEN3 & TO COMPLY WITH BS5306.



PROPOSED BASEMENT LAYOUT SCALE 1:100

AREAS TO BE USED FOR FOOD & DRINK SERVICE



## FIRE FIGHTING EQUIPMENT

- ☐** FIRE BLANKET IN CONTAINER
- ☐** CARBON DIOXIDE EXTINGUISHER
- ☐** WATER EXTINGUISHER

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

**RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Licensing Service 2 Hillman St London E8 1FB
CONTACT NAME	David Tuitt
TELEPHONE NUMBER	020 8356 4942
E-MAIL ADDRESS	david.tuitt@hackney.gov.uk

**APPLICATION PREMISES**

NAME & ADDRESS OF PREMISES	Pizza Pilgrims 136-137 Shoreditch High Street E1 6JE
NAME OF APPLICANT	Pizza Pilgrims Limited

**COMMENTS**

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

- the prevention of crime and disorder                    **x**
- public safety
- the prevention of public nuisance                        **x**
- the protection of children from harm

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

The premises is located in the Shoreditch Special Policy Area (SPA) therefore Policy LP13 applies. This area has been identified as suffering from negative cumulative impact as a result of the high concentration of licensed premises in the area. **LP13** states the following:

**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.**

The application does not demonstrate any exceptional reasons as to why the policy should not be strictly applied and the application refused.

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

The Licensing Act 2003, Statement of Licensing Policy 2016 and Guidance issued by the Home Office.

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

N/A.

**Name:** David Tuit (Licensing Officer)

**Date:** 21/10/2016

**Mike Smith**

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**From:** [REDACTED]  
**Sent:** 24 October 2016 20:54  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** Rejection to Licence application number 081769 - Pizza Pilgrims 136-137 Shoreditch High Street E1 6JE, UK

Hello,

cc [REDACTED]

I am the tenant above this proposed premises, and I object and reject this application.

The area already has a large amount of bars/restaurants and has an issue with drunken customers that display antisocial behaviour especially towards local residents. The entrance to our building is already next door to a bar and is littered with drunken smokers, some of them feel it's ok to urinate wherever they please. They can only smoke outside which means the smoke makes its way in to my window which is directly above. This really affects the quality of air which is already quite polluted from car and bus fumes as the road is a main artery in and out of the city. This is especially bad in summer when the Windows need to be open.

The pavements are currently not able to cope with the amount of drinkers and another bar will make this more congested, unpleasant and dangerous as this is a busy road and a small surge in the crowd could potentially spill people into the road and cause an accident or potential death as cars and busses are constantly passing (please see attached image taken by a local resident).

Noise pollution is already quite unbearable and and I have personally complained myself to the Hackney council for a while, unfortunately, it has fallen on deaf ears.

A kitchen in the bar would mean extractor fans would generate heat and pollution and unpleasant smells which would negatively affect the quality of air in the building. This is already evident in the flats above Bike Shed (124 Shoreditch High Street) I believe they have written to you previously.

I see the notice placed on the door over the weekend, in inconspicuous colours to not be seen, but I have seen it, and have informed the owner, ( I have been a tenant and who will no doubt contact you (cc above) also to lodge a written complaint as is this.

I know your cut off day for objections to this licence application is the 05-October 2016 (tomorrow), you have now received this ahead of the deadline.

Please acknowledge receipt and next steps and dates.

Regards,

[REDACTED]

**Mike Smith**

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**From:** [REDACTED]  
**Sent:** 04 October 2016 17:33  
**To:** Licensing  
**Subject:** Pizza Pilgrims 137 Shoreditch High Street London E1 6JE  
**Importance:** High

Dear Hackney Licensing

I wish to object to the license application for Pizza Pilgrims 137 Shoreditch High Street London E1 6JE for the following reasons:

1. This premises is inside the Shoreditch Special Policy Area and the SPA is already over saturated with licensed premises.
2. The switch of another retail store venue to a drinking establishment (regardless of hours) is detrimental to the neighbourhood.
3. The protection of the children of Shoreditch from harm is vital.
4. Change of use planning has not yet been granted for this space. Any granting of a license – both for alcohol and late night refreshment - would be premature.

For each one of the reasons set forth above we believe that the Application should be rejected in its entirety by the Council.

If this application will be going to the Planning Sub-Committee a representative of the SCA would like to be advised of the date.

Regards

[REDACTED]  
[REDACTED] Holywell Lane  
EC2A [REDACTED]

**Mike Smith**

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**From:** [REDACTED]  
**Sent:** 04 October 2016 21:14  
**To:** Licensing

Dear Team,

As you well know - this really needs to change. We have been fighting the obviously for ages. The police struggle with the stretch as do the residents.

I'm going to state the obvious:

Subject line: **Pizza Pilgrims 137 Shoreditch High Street London E1 6JE**

I write to object to the above referenced premises licence application for late night refreshment from 23:00 to 23:30 Mon to Thurs and from 23:00 to 00:00 Fri and Sat and to allow supply of alcohol for on and off sales from 10:00 to 23:30 Mon to Thurs, 10:00 to 00:00 Fri and Sat and from 12:00 to 22:30 Sun (the "Application").

I object to the entirety of the application for the following reasons:

1. This premises is inside the Shoreditch Special Policy Area. As a result this application should be rejected out-of-hand absent exceptional circumstances. There are no such circumstances, whether for on or off premises alcohol sales or late night refreshment.
2. This address is located in the heart of the SPA, next to some of London's busiest bars. It is common knowledge that the neighbourhood is often an open air club, with violence, vomiting, urination, defecation, drug use and unsociable conduct late into the night, presenting real safety and security issues. Enabling another drinking site immediately adjacent to London's busiest bars will inevitably contribute to the cumulative impact.
3. The switch of another retail store venue to a drinking establishment (regardless of hours) is detrimental to the neighbourhood. The current tilt towards growth of the night-time economy is having a negative impact on residents' and daytime businesses' quality of life and working environment. This tilt hampers efforts to attract responsible businesses and has a negative impact on the residents' and daytime businesses quality of life, as a result of increased noise, environmental filth, and anti-social behaviour.
4. The protection of children from harm is vital. Shoreditch is overwhelmed with inebriated and unsociable people due to the concentration of drinking establishments. Evenings attract violence, illicit acts and vile behaviour, and residents have their doors smashed, front doors urinated and defecated on, etc. Residents fear for the safety of their children – of which there are a significant number - who have to walk through this already overwhelmed gauntlet of revelry.
5. This is the fourth new pizza place in Shoreditch in mere months. Home Slice Pizza on Old Street about 500 metres away replaced a food grocery, and has a license. Bufo Pizza on Hackney Road about 500 metres away replaced a shoe shop. Voodoo Rays Pizza in Box Park replaced the Guardian's news café, and has a license. And now Pizza Pilgrims seeks to replace a hand bag shop. All of these venues are within feet of the SPA, further evidence of over-concentration.
6. Finally, I note that change of use planning has not yet been granted for this space. Any granting of a license – both for alcohol and late night refreshment - would be premature.

For each one of the reasons set forth above we believe that the Application should be rejected in its entirety by the Council.

If this application will be going to the Planning Sub-Committee a representative of the SCA would like to be advised of the date.

Its about time you refuse all these applications because we do NOT need anymore late licenses.

You know that, we know that and the Police know that.

████████████████████

Resident, business owner etc etc

**Mike Smith**

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**From:** [REDACTED]  
**Sent:** 04 October 2016 16:27  
**To:** Licensing  
**Cc:** Shoreditch Community  
**Subject:** OBJECTION: Pizza Pilgrims 137 Shoreditch High Street London E1 6JE

For the same set of reasons that I objected to the planning application for change of use for this premises from A1 to A3, I object to the (inevitable) licensing application that now follows for a premises licence for late night refreshment and to allow supply of alcohol for on and off sales.

We don't need a fourth pizza place within a four block radius.

We don't want to lose more retail to more fast food and more drink.

This is the SPA - what are the extenuating circumstances to justify another alcohol licence in an area where almost EVERY SINGLE STORE ON THE BLOCK has a licence? There are none.

The application for off sales is particularly heinous in an area where people tend to free load and get drunk. It shows a complete disregard by the operator for the context, other than as an opportunity to make money. Do they not know that off-licenses are the scourge of our neighbourhood? Absolutely appalling. Just a vendor pushing their luck so that they can carve out a limited licence. How predictable. It also shows greed on the part of the landlord for pushing up rents so that selling large volumes of cheap food and booze is the only way to cover extortionate commercial rents.

More drunk people filling up on fast food and then vomiting on our streets, our front doors, outside our homes, as we pick our way through the mess to more appealing places like Sagardi, or the Rivington, or Tramontana, or Chriskitch.

More of a mess for street services. More potential harm for the young children in the air. More anti-social behaviour.

No. No. NO. Not on this corner of Shoreditch. We need a responsible anchor tenant that is going to stem the flow. Fast food and cheap booze is not the answer for this site.

Please don't release any identifying information to the applicant. Tell them to stay in Soho. We have Voodoo Rays and Homeslice. Enough already.

[REDACTED]  
[REDACTED] New Inn Street  
EC2A [REDACTED]



**Mike Smith**

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**From:** [REDACTED]  
**Sent:** 25 October 2016 12:22  
**To:** Licensing  
**Subject:** Objection to application 081769 - 136-137 Shoreditch High Street

Dear Hackney Council Licensing office,

I am the owner of Flat [REDACTED] [Shoreditch High Street, E1](#) [REDACTED] and I am objecting to the license application above.

I would be more than happy to attend any related committee and speak personally about the points I raise.

The level of noise is constant through the night, being fully surrounded by late license drinking establishments: Juno to the left, Bar Fly to the right and Cargo at the back. The crowd's noise eventually dies down [around 4am](#) or later at weekends and the car / bus noise then picks up immediately, with no break. We have asked to have noise detectors fitted, if onsite visits in the night are hard to organise.

Additionally while the situation is worse [from Thursday to Monday](#), there is no real letting off and it is only marginally quieter on Tuesdays and Wednesdays.

I have often been so exasperated that I have needed to ask friends to put me up for the night as the level of noise is simply unbearable.

The behaviour displayed by patrons of these establishments while outside smoking or entertaining themselves gets progressively worse. I often encounter 'early drinkers' as early as [6pm](#) as I return from work, and as the evening progress I have often felt uncomfortable and at times intimidated getting through the crowds and to my own entrance door.

And in the morning the entrance door is littered with anything from vomit, urine, broken glasses, remnants of legal highs, cigarette buds, graffiti etc.

Often patrons find it entertaining to spend time buzzing the intercom as they chat.

While I love the area and I am so pleased to have seen it blossom in the past years, the level of respect for residents and the spirit of community seems not to have kept up with the pace. It has become rather unpleasant to be a resident.

Another bar, or restaurant with alcohol license which will inevitably attract the same crowd of drinkers looking for sustenance through the night, is only going to compound the problem. Conversely, a different

type of establishment such a boutique, a gallery or any other establishment not connected to serving food and alcoholic drinks or supporting other establishments that are conducive that type of behaviour would be a much better balance for the community and residents.

Should a new licensed restaurant go ahead, I would find it impossible to remain in the area as my flat would be right above it, while also facing Rivington Street with its own issues.

The only reason I decided to move in in the first place was because of the nature of the commercial property below, which used to be a shoe shop that had been in the area for decades.

Additionally a restaurant would require the installation of industrial extractor equipment which would cause significant noise disturbance within the building itself, further compounding the issues I currently face.

I am also concerned patrons spilling over on the street - I have often witnessed very dangerous situations with near-misses and people stumbling on the street, attempting to cross without being aware of the dangers around them. These risks would only be further compounded with the addition of yet another eating or drinking establishment in such close proximity.

I trust that you would address the situation comprehensively and you will consider the well being of residents as well as patrons and passers-by when reaching your decision about this application.

Lastly, the notice for the license application has only appeared very recently. Can you confirm the exact date the notice was affixed to the premises? I can see from the website that the application was received on 27/09 but I am pretty sure it has been on the door a lot shorter than that.

With best regards,

██████████  
██████████

## Subangini Sriramana

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**From:** Subangini Sriramana  
**Sent:** 10 November 2016 15:58  
**To:** Subangini Sriramana  
**Subject:** FW: Pizza Pilgrims, 136-7 Shoreditch High Street  
**Attachments:** license map.pdf

**From:** [REDACTED]  
**Sent:** 05 November 2016 19:25  
**To:** Sanaria Hussain <[Sanaria.Hussain@Hackney.gov.uk](mailto:Sanaria.Hussain@Hackney.gov.uk)>

**Subject:** Re: Pizza Pilgrims, 136-7 Shoreditch High Street

Dear Sanaria,

Thank you for this. In the interest of transparency I am copying my fellow residents who are equally concerned about this decision.

In a nutshell, NO, my concerns are not allayed at all.

I do not take particular issue with Pizza Pilgrims and their management, I am sure they are lovely people who love running their little pizzerias, as they say.

But I am deeply distressed that Hackney Council on this occasion demonstrates absolutely no understanding or respect for residents by granting a license for yet another establishment that compounds an unbearable situation for residents. How was this license granted without public consultation? Why are Pizza Pilgrims represented by a law firm, while us residents are left writing our own defence? Should the council not look out for the people who live in the community and pay council taxes?

I read the comment that the addition of one more restaurant with bar is not going to change the situation - that's a massive underestimation and shows total lack of awareness and perspective. Another restaurant is going to do the exact opposite: compound a situation that is already hard to bear. The comment made by Pizza Pilgrims' solicitors is deeply dismissive and shows utter lack of respect for residents.

There are a number of other issues:

The map included in the application documentation on the planning application archive (document P16-0132\_02A LUP attached) is **factually incorrect**: it marks only a fraction of the current bars and restaurants, giving a misleading view of the disproportionate amount of bars and restaurants that surrounds our home. For example Barrio East, Cargo, Power League Sports Club (now The Bike Shed) are all licensed to serve alcohol and open late, they should be marked as class A4. Why has this document been used as part of the case documentation, which has now resulted in the license being granted?

The reasoning offered by Pizza Pilgrims management is at best naive, at worst malicious. They may well sell their take away pizza in cardboard boxes, perhaps to people who have already been out visiting bars for a while, and people will step on the pavement under our windows and by our doorstep eating it, while

loudly talking and laughing and enjoying their night out etc. They will spill over to the right onto Rivington Street for additional standing room, right under my bedroom.

The license is until midnight, and even if the pizza oven and the cash register stop at 11pm, there will be customers and people noise for a while longer while people finish off, the restaurant is cleaned etc.

The floorplan provided does not clearly explain the location of the extractor fans. We know that this is of great concerns to residents because of noise and air conditions and we are aware of similar issues in the immediate vicinity.

There are no clear plans as to how waste management will be addressed, and we live in an old building, susceptible to pest if food leftovers are not adequately managed. How is the council going to enforce proper hygiene standards outside the premises such that it does not compromise our standard of living?

I note per Hackney Council's planning and regulatory services officer report dated 31/08/2016 note Paragraph C.2 (1) (a) Noise: the developer has not given details of sound insulation to be put in place to prevent undue noise or disturbance to the upper floor residential occupiers. This is a specific condition required as part of the license being granted. Why have you not demanded details from the developers?

As you can appreciate the additional noise from the patrons of the restaurant falls directly under my bedroom and living room windows and I will be particularly affected regardless of internal building insulation planned.

Is the council going to assess my needs and enforce a suitable level of noise protection for my home? If not, please explain why.

In closing, I'd like to ask Hackney Council why it considered that adding yet another restaurant / bar to an immediate neighbourhood of already countless bars and restaurants constitutes adding to the diversity and the cultural richness of the area. And in making that decision, how have the residents' needs been taken into account?

I confirm that I will attend the committee meeting on 22nd November but I look forward to hearing a response before then by Hackney Council.

Regards

██████████  
██████████ Shoreditch High Street  
E1 ████████



**KEY**

	<b>SITE LOCATION</b>		<b>CLASS A3</b>		<b>CLASS B1</b>		<b>CLASS D2</b>
	<b>CLASS A1</b>		<b>CLASS A4</b>		<b>CLASS C3</b>		<b>SUI GENERIS</b>
	<b>CLASS A2</b>		<b>CLASS A5</b>		<b>CLASS D1</b>		<b>VACANT</b>

**Mike Smith**

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**From:** [REDACTED]  
**Sent:** 04 October 2016 17:17  
**To:** Licensing  
**Subject:** Pizza Pilgrims 137 Shoreditch High Street Licensing Objection

Dear Licensing.

I am a local resident on Rivington Street who lives with my young family and strongly oppose this license application.

Shoreditch has dramatically gone from bad to worse with alcohol venues in the area continuing to rise and is beyond fully saturated. I live on Rivington Street with my young family and more and more people are drinking heavily and causing both a nuisance to residents and creating a disgusting mess with vomit all down our road most weekends. Allowing another venue to sell alcohol alongside a cheap pizza takeaway is a step too far when there are hundreds of retailers desperate to move in but thwarted by pizza and alcohol venues who are willing to pay more as long as they can get the all important alcohol license.

Licensing must look at this area and decide when enough is enough and I think there has to be a 0 tolerance to further alcohol venues opening and those that marsquerade under a pizza takeaway.

In this immediate area there are over 15 bars that are literally destroying a neighbourhood and the licensing department continues to hand out licences with little regard for the local community or the fact it is having a massively negative effect on the local economy as retail stores are not able to get a look in as bars are willing to pay 50% more rent than retail if they can sell alcohol.

We have been threatened as a family by drunks on this street or by the drug dealers who operate outside of these takeaway venues and the greater the concentration the worse it gets as police cannot cope with the huge amount of problems each weekend.

I hope the licensing committee appreciate just how bad the area of Rivington St and Shoreditch high st has become and that the main culprit is the wide distribution of alcohol licenses and this must stop before the whole area is reduced to a smelly enclave of vomit and anti social behaviour.

Best Regards,

[REDACTED]  
[REDACTED] Rivington St  
London  
EC2A [REDACTED]

Shoreditch Community Association  
[shoreditchcommunity.com](http://shoreditchcommunity.com) | [@shoreditchcomm](mailto:@shoreditchcomm)  
[sca@shoreditchcommunity.com](mailto:sca@shoreditchcommunity.com)

BY E-MAIL ([licencing@hackney.gov.uk](mailto:licencing@hackney.gov.uk))

4 October 2016

The Licensing Service  
2 Hillman Street  
London  
E8 1FB

Ladies and Gentlemen,

**Re: Pizza Pilgrims 137 Shoreditch High Street London E1 6JE**

We write on behalf of the Licencing Committee of the Shoreditch Community Association (the “SCA”) regarding the above referenced premises licence application for late night refreshment from 23:00 to 23:30 Mon to Thurs and from 23:00 to 00:00 Fri and Sat and to allow supply of alcohol for on and off sales from 10:00 to 23:30 Mon to Thurs, 10:00 to 00:00 Fri and Sat and from 12:00 to 22:30 Sun (the “Application”). In summary, the SCA **objects** in the strongest possible terms to the Application.

### **Background**

The SCA is a community organization promoting the long term growth of Shoreditch in a responsible and sustainable manner, working to maintain Shoreditch’s unique culture. Our members are local individuals, families and businesses. The SCA has significantly grown in recent years, commensurate with residential growth in the neighbourhood. The SCA membership strongly believes responsible growth balances day and night activities, and the current tilt towards the night-time economy negatively impacts residents’ quality of life, and is detrimental to long-term growth.

### **Objections**

We object to the entirety of the application for the following reasons:

1. This premises is inside the Shoreditch Special Policy Area. As a result this application should be rejected out-of-hand absent exceptional circumstances. There are no such circumstances, whether for on or off premises alcohol sales or late night refreshment.
2. This address is located in the heart of the SPA, next to some of London’s busiest bars. It is common knowledge that the neighbourhood is often an open air club, with violence, vomiting, urination, defecation, drug use and unsociable conduct late into the night, presenting real safety and security issues. Enabling another drinking site immediately adjacent to London’s busiest bars will inevitably contribute to the cumulative impact.

3. The switch of another retail store venue to a drinking establishment (regardless of hours) is detrimental to the neighbourhood. The current tilt towards growth of the night-time economy is having a negative impact on residents' and daytime businesses' quality of life and working environment. This tilt hampers efforts to attract responsible businesses and has a negative impact on the residents' and daytime businesses quality of life, as a result of increased noise, environmental filth, and anti-social behaviour.
4. The protection of children from harm is vital. Shoreditch is overwhelmed with inebriated and unsociable people due to the concentration of drinking establishments. Evenings attract violence, illicit acts and vile behaviour, and residents have their doors smashed, front doors urinated and defecated on, etc. Residents fear for the safety of their children – of which there are a significant number - who have to walk through this already overwhelmed gauntlet of revelry.
5. We note that this is the fourth new pizza place in Shoreditch in mere months. Home Slice Pizza on Old Street about 500 metres away replaced a food grocery, and has a license. Bufo Pizza on Hackney Road about 500 metres away replaced a shoe shop. Voodoo Rays Pizza in Box Park replaced the Guardian's news café, and has a license. And now Pizza Pilgrims seeks to replace a hand bag shop. All of these venues are within feet of the SPA, further evidence of overconcentration.
6. Finally, we note that change of use planning has not yet been granted for this space. Any granting of a license – both for alcohol and late night refreshment - would be premature. In our objection to the Planning Committee we noted that: *“This application seeks to remove yet another storefront from Shoreditch High Street and turn it into a fast food restaurant servicing the night-time economy. Shoreditch is already overwhelmed with businesses of this type and those that seek to (quite literally) feed off the mania. The addition of the fourth new pizza place in Shoreditch in 18 months will be destructive and against policy.”*

## **Conclusion**

For each one of the reasons set forth above we believe that the Application should be rejected in its entirety by the Council.

If this application will be going to the Planning Sub-Committee a representative of the SCA would like to be advised of the date.

Sincerely

**The Shoreditch Community Association**



**Subangini Sriramana**

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**From:** [REDACTED]  
**Sent:** 25 October 2016 23:07  
**To:** Licensing  
**Subject:** Objection to application number 081769

I am the landlord at [REDACTED] 136-137 Shoreditch High Street and I writing to object to the proposal planning application above. The reasons for this are as follows:

1) the area has a huge number of bars/restaurants already and is plagued by drunken groups of customers that display anti social behaviour especially towards local residents. The entrance to our building is already next door to a bar and is littered with drunk people who smoke and feel it's ok to urinate where ever they please. As they are only allowed to smoke outside, the smoke makes its way into the windows of the residents which is a huge problem especially in the summer when these windows need to be open. My window is directly above the entrance where smokers would gather, this would actually be a health risk as this would force residents to secondary smoke. The pavements are not wide enough to cope with the amount of drinkers and another bar/restaurant will make this more congested, unpleasant and dangerous. A small surge in the crowd could quite easily spill people on to the road and in front of a bus (please see attached image which shows patrons of bar Kick a few doors up congesting the pavements)

2. Noise pollution is already unbearable as there is a bar next door where smokers stand outside screaming and swearing until late. This is an absolute nightmare for residents that work a 9-5 and need to sleep. Another bar/restaurant directly beneath my window would only create more noise and reduce the quality of life of the residents in the block.

3. A kitchen in the bar would mean extractor fans would create pollution and very unpleasant smells which would affect quality of air in the building and would be far worse in the summer again when windows need to be open. Again, this would probably be some kind of health hazard as fumes will be forced in through the windows. This would especially be worse in the summer when the windows are open.

I bought my flat in Shoreditch as it is an amazing place and social hub but I believe there needs to be a balance between the social traffic and residents who need some kind quality of life in their area.

I strongly object to this planning application. Please can you confirm acknowledgement of this email and confirm the next steps and dates.

Can you also please confirm when the notice was erected as no one noticed it until the weekend that has just passed? I believe it should have been up for 28 consecutive days but this doesn't seem to be the case. Is there any chance it could have been tampered with?

Yours sincerely

[REDACTED]



## Subangini Sriramana

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**From:** Subangini Sriramana  
**Sent:** 10 November 2016 16:11  
**To:** Subangini Sriramana  
**Subject:** FW: Pizza Pilgrims, 136-7 Shoreditch High Street

**From:** [REDACTED]  
**Sent:** 07 November 2016 18:44  
**To:** Sanaria Hussain <[Sanaria.Hussain@Hackney.gov.uk](mailto:Sanaria.Hussain@Hackney.gov.uk)>

**Subject:** Re: Pizza Pilgrims, 136-7 Shoreditch High Street  
Dear Sanaria

I am writing to inform you that my concerns have not been allayed. I like Pizza Pilgrim's glossy, corporate brochure but it seems a little general and vague to say the least.

Firstly, I'm stunned at how quickly and easily one can change the usage of a unit which is surrounded by residents. I'm also shocked at how uninterested Hackney Council have been towards the concerns of the residents who will have their quality of life further reduced with the addition of another establishment which will be polluting the (already) filthy air that enters through open windows and adding more footfall to an already overcrowded corner.

I believe that the notice period of 28 days was not adhered to as most residents only noticed it a day or two before the objection deadline. The separate alcohol licence was also noticed a day or two before the deadline.

There is already a problem with overcrowding from bar and restaurant patrons. They loiter in our doorway as this is the only space available. This creates noise, smoke and anti social behaviour towards residents. Another restaurant would add more smokers and more noise and further congestion to the already congested pavement. I am also concerned with the outdoor seating, I believe this is really pushing it. Currently, when the bars at their busiest, the pavement is so congested and packed, all I would take is a small surge in the crowd to force people into the street and in front of a bus. How much more can one corner take? The window of my apartment is directly above the entrance of the proposed Pizzeria, this means smoke will literally rise up and enter directly into my apartment. The other smell is garlic which is the first thing that hits you when you walk into a Pizzeria. I don't mind the smell of garlic when I'm visiting a restaurant but I think day in, day out it would be unbearable. Pizza Pilgrim claim they would be policing the amount of people that are smoking outside... really? I have never come across a restaurant where the busy staff are looking outside for excessive smoking.

There is no mention of where the extractor fans will be situated. Again, I am worried that the smoke and fumes will be adding to the already poor-quality air that comes in through our windows. It feels like Hackney Council have not even thought about the well being of it's residents.

With all the bars, restaurants and strip clubs, Shoreditch High Street is slowly becoming a drinking haunt and is losing it's residential appeal. When I bought the flat, the noise and air pollution was noticeable to say the least, it has now become unbearable.

It is for these reasons that I still strongly object.

Sincerely





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Pizza Pilgrims

Scale 1/1250 at A4



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<b>REPORT OF THE GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 22/11/2016	<b>Classification</b>  DECISION	Enclosure
<b>APPLICATION TO VARY THE PREMISES LICENCE :</b> Station Place, 3a Blackstock Road, N4 2JE	<b>Ward(s) affected</b>  <b>Brownswood</b>	

## 1. SUMMARY

<b>Applicant(s)</b> Mehmet Ordu	<b>In SPA</b> Not Applicable
<b>Date of Application</b> 19 September 2016	<b>Period of Application</b> Permanent
<b>Proposed variation:</b> Extend Hours for Supply of Alcohol (Off Premises) Vary layout of premises	
<b>Proposed hours for licensable activity</b>	
<b>Supply of Alcohol</b>  <b>INDOOR</b>	<b>Standard Hours:</b> Mon 08:00-00:00 Tue 08:00-00:00 Wed 08:00-00:00 Thu 08:00-00:00 Fri 08:00-00:00 Sat 08:00-00:00 Sun 08:00-00:00  <b>Non-Standard Hours:</b> An additional hour after the finish time set on any day preceding a bank holiday.
<b>The opening hours of the premises:</b> <b>INDOOR</b>	<b>Standard Hours:</b> Mon 07:00-01:00 Tue 07:00-01:00 Wed 07:00-01:00 Thu 07:00-01:00 Fri 07:00-01:00 Sat 07:00-01:00 Sun 07:00-01:00  <b>Non-Standard Hours:</b> An additional hour after the finish time set on the day preceding a bank holiday.

<b>Current activities/hours:</b>	
<b>Supply of Alcohol</b>	<b>Standard Hours:</b> Mon 09:00-22:00
<b>Premises:</b>	Tue 09:00-22:00 Wed 09:00-22:00 Thu 09:00-22:00 Fri 09:00-22:00 Sat 09:00-22:00 Sun 09:00-22:00
<b>The opening hours of the premises</b>	
<b>Premises</b>	<b>Standard Hours:</b> Mon 07:00-23:00 Tue 07:00-23:00 Wed 07:00-23:00 Thu 07:00-23:00 Fri 07:00-23:00 Sat 07:00-23:00 Sun 07:00-23:00
<b>Capacity:</b> not known	
<b>Policies Applicable</b>	LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP8 (Public Safety),
<b>List of Appendices</b>	A – Application for variation of premises licence and supporting documents B – Representations from responsible authorities C – Representations from ‘other persons’ D – Location map
<b>Relevant Representations</b>	• Police

## 2. APPLICATION

- 2.1 Mehmet Ordu has made an application vary their premises licence under the Licensing Act 2003:
- To extend hours for supply of alcohol for consumption **off** the premises
  - To vary layout of premises
- 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 2007 with the hours described in para 1 and subject to the conditions below. The licence was transferred to the applicant in March 2016.

### 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.
  - 3.1. 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.
  - 3.2 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.
  - 3.3. 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.
 Minimum Drinks Pricing
  
4.
  - 4.1 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.
  - 4.2 For the purposes of the condition set out in paragraph 4.1 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.

4.3 Where the permitted price given by Paragraph 4.2(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.

4.4 (1) Sub-paragraph 4.4(2) below applies where the permitted price given by Paragraph 4.2(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**

5. Staff are to be regularly trained in the licensing regulations.
6. All wines & sprits within the premise shall be kept behind the counter in a protected area.
7. An SIA door supervisor may be considered to prevent underage sales.
8. CCTV is to operate on the premises, recordings are to be kept for 31 days and made available to Police and Hackney Council staff on request.
9. Fire escape keep clear signs are to be clearly visible.
10. Fire escape exits are to be illuminated by internal fire escape signs.
11. Fire equipment such as: -
  - Safety lighting
  - Smoke detectors
  - Carbon dioxide and 9LT water fire extinguishers are to be maintained in working order at all times.
12. Signs discouraging noise are to be displayed where patrons enter, exit or queue for the premises.
13. Customers are not allowed to consume alcohol within the premises or within the local vicinity of the premises.
14. The licensee and staff will ask persons who appear to be under the age of 18 for photographic ID such as passport or driver's licence to prevent the sale of alcohol to a minor.
15. All refusals are to be entered into a refusals book, which is to be made available to the Police or Licensing Authority upon request.
16. Any spillage of alcohol shall be cleaned up with the appropriate signage in order to alert members of the public and avoid causing any injury

#### **4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES**

<b>From</b>	<b>Details</b>
Environmental Health Authority (Environmental Protection)	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)	No representation received
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	No representation received
Police (Appendix B)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance,
Licensing Authority	Have confirmed no representation on this application
Health Authority	Have confirmed no representation on this application

## **5. REPRESENTATIONS: OTHER PERSONS**

2 representation received from and on behalf of local residents (Appendices C1/C2)	Representations received in support of application
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## **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), 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 operating schedule**

1. A comprehensive CCTV system will be operated in accordance with the requirements of the metropolitan police.
2. Challenge 25 age verification system will be adopted.

**Conditions derived from Responsible Authority representations**

3. 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.

4. 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.

5. 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.

6. 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.

7. 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.

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

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

10. 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.

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

12. All spirits shall be kept behind the counter.

13. There shall be no sale or supply of beer, lagers or ciders exceeding 6.5% alcohol by volume (ABV).

14. Any alcohol sold or supplied must be in a sealed container.

## **9. REASONS FOR OFFICER OBSERVATIONS**

9.1 Additional conditions 1 to 2 derive from the applicant's operating schedule. Conditions 3 to 14 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.

<b>Group Director, Neighbourhoods and Housing</b>	Kim Wright
<b>Lead Officer (holder of original copy):</b>	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.

<b>Description of document</b>	<b>Location</b>
Station Place 3a Blackstock Road, N4 2JE	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 MEHMET ORDU

*(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-0876

### Part 1 – Premises Details

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

BLACKSTOCK ROAD  
HACKNEY

Post town LONDON

Post code N4 2JE

Telephone number at premises (if any)

Non-domestic rateable value of premises

£8800

### Part 2 – Applicant details

Daytime contact telephone number

E-mail address (optional)

Current postal address if different from premises address

UK-England

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
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 the plans attached to the licence to reflect changes to shop layout.  
 vary hours for the sale of alcohol to 8am to midnight each day

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:

20



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

**Provision of late night refreshment** (optional, fill in box L) ..

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

In all cases complete boxes K, L and M

### A

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

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 7)	On the premises				
				Off the premises	<input checked="" type="checkbox"/>			
				Both				
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon	08:00	00:00						
Tue	08:00	00:00						
Wed	08:00	00:00						
Thur	08:00	00:00				<b>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</b> (please read guidance note 5) additional hour after the finish time set on any day preceding a bank holiday		
Fri	08:00	00:00						
Sat	08:00	00:00						
Sun	08:00	00:00						

**K**

<p><b>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</b> (please read guidance note 8).</p> <p>none</p>
---

**L**

<b>Hours premises are open to the public</b> Standard timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	00:00	01:00	
	07:00	00:00	
Tue	00:00	01:00	
	07:00	00:00	
Wed	00:00	01:00	
	07:00	00:00	
Thur	00:00	01:00	
	07:00	00:00	
Fri	00:00	01:00	
	07:00	00:00	
Sat	00:00	01:00	
	07:00	00:00	
Sun	00:00	01:00	
		00:00	
			<b>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</b> (please read guidance note 5) an additional hour after the finish time set on the day preceding a bank holiday

**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.**

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)**

Premises currently operate as an off licence.  
Additional conditions will be discussed with the responsible authorities

### **b) The prevention of crime and disorder**

see a  
a comprehensive cctv system will be operated in accordance with the requirements of the metropolitan police

### **c) Public safety**

see a

### **d) The prevention of public nuisance**

see a

### **e) The protection of children from harm**

challenge 25 age verification system will be adopted

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.**

<b>Signature</b>	Robert Sutherland
<b>Date</b>	19/9/2016
<b>Capacity</b>	Authorised Agent on behalf of the applicant

**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.**

<b>Signature</b>	
<b>Date</b>	19/9/2016
<b>Capacity</b>	

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

██████████

██████████████████

UK-England

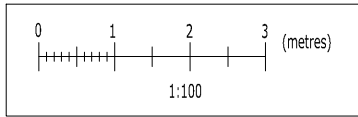
<b>Post town</b>	██████████	<b>Post code</b>	██████
<b>Telephone number (if any)</b>	██████████		
<b>If you would prefer us to correspond with you by e-mail, your e-mail address (optional)</b>			
██████████████████			

#### 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

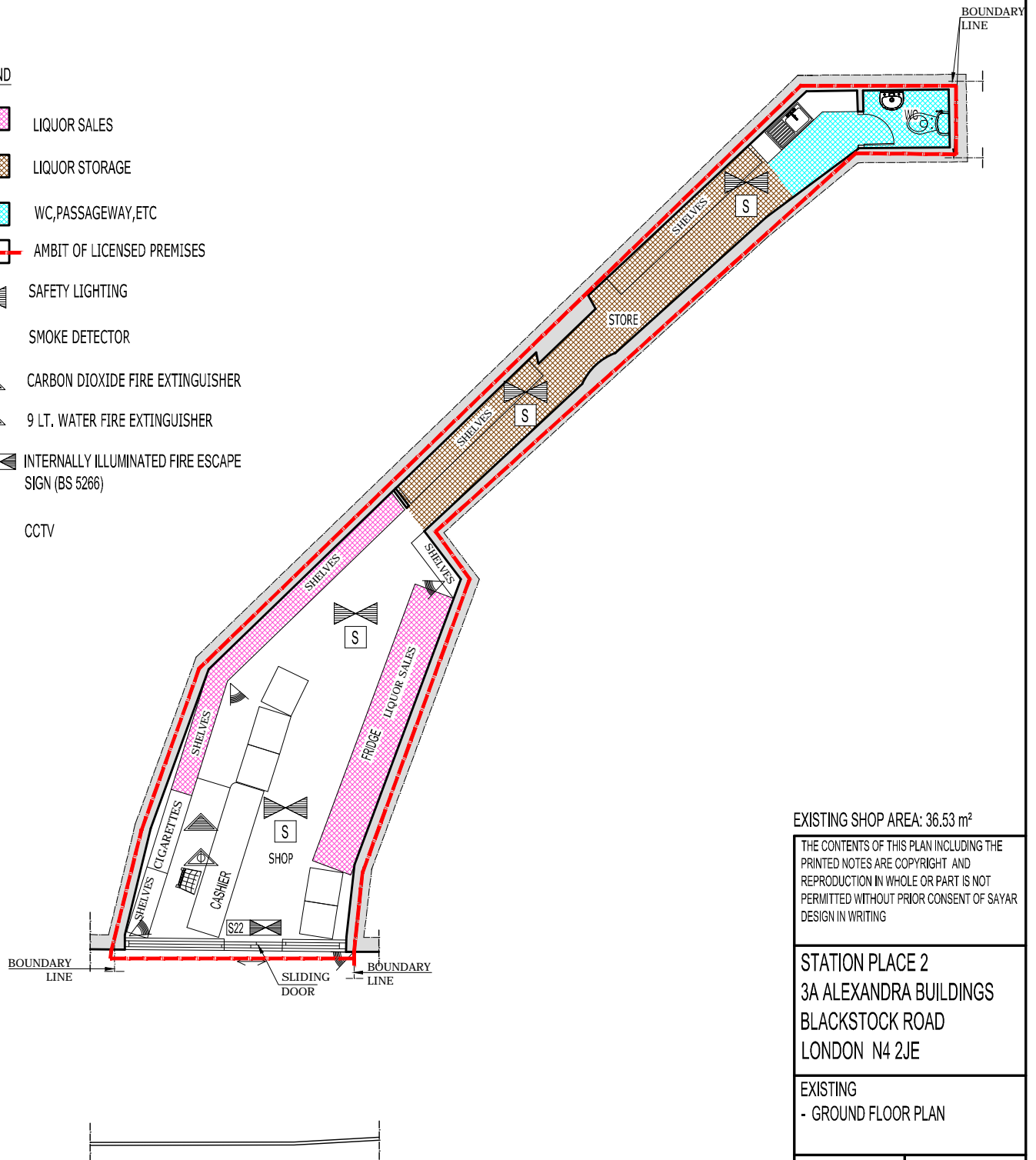
**to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. 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.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. 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'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.



**LEGEND**

- LIQUOR SALES
- LIQUOR STORAGE
- WC, PASSAGEWAY, ETC
- AMBIT OF LICENSED PREMISES
- SAFETY LIGHTING
- SMOKE DETECTOR
- CARBON DIOXIDE FIRE EXTINGUISHER
- 9 LT. WATER FIRE EXTINGUISHER
- INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
- CCTV



BLACKSTOCK ROAD

**GROUND FLOOR PLAN**

SCALE: 1/100

EXISTING SHOP AREA: 36.53 m<sup>2</sup>

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STATION PLACE 2  
3A ALEXANDRA BUILDINGS  
BLACKSTOCK ROAD  
LONDON N4 2JE

EXISTING  
- GROUND FLOOR PLAN

SCALE: 1/100 @ A4

REF. NO: 017.16/01

DATE: MAY. 2016

DRG BY: S.AY

**SAYAR DESIGN**

Tel.: 078 8787 1149 / 079 0425 2588  
12 HANDSWORTH ROAD,  
LONDON N17 6DE  
info@sayar.co.uk - mimarsinan\_ay@hotmail.com  
www.sayar.co.uk



# APPENDIX B

## 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	<b>Station Place 3a Blackstock Road London N4 2JE</b>
NAME OF PREMISES USER	<b>Mehmet ORDU</b>

### 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 to vary the Premises Licence at STATION PLACE, 3A BLACKSTOCK ROAD, LONDON, N4 2JE for the following reason(s):

This venue is on a very busy junction near Finsbury Park and Finsbury Park Station. Police licensing have liaised with the local neighbourhood team who work specifically in this area. They have shown great concern over the extension of hours for this venue. They stated that there are street drinkers in the area who regularly rely on these off licenses to get their drinks, which they then consume on the streets, creating litter, and ASB problems for the residents and members of the public, especially those premises that sell high strength lagers, ciders etc. above 6.5%abv Does this premises sell these?

This application is seeking to extend hours for an hour at the beginning of the day, from 09:00hrs to 08:00hrs and two hours at the end of the day. The shop currently ceases the sale of alcohol at 22:00hrs and closes at 23:00hrs. This application requests the sale of alcohol until 00:00hrs with the shop closing at 01:00hrs each day. This is a huge extension of hours for an off license in this area. The shop will attract a lot more drunk customers seeking to continue their drinking on the streets.

Police would also like clarity on the space of the shop that is to be licensed. The red line showing the licensable area, also covers the red hatched area shown as storage and also includes the passageway and WC facilities. Is this whole area to be licensed?

Police propose that the starting hours for the sale of alcohol remain the same. i.e. 09:00hrs and that the sale of alcohol ceases at 23:00hrs. Police also propose that the nonstandard hours be removed from the application.

Police have included a set of conditions as this is an old licence and requires some updating to ensure the promotion of the licensing objectives.

We look forward to hearing from the applicant soon to discuss.

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 Station Place,**  
**3a Blackstock Road,**  
**London, N4 2JE**

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. 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.
5. 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.
6. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
7. There shall be prominent signage requesting customers to leave the premises quietly and respect local residents.
8. 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.

9. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.
10. All spirits shall be kept behind the counter.
11. There shall be no sale or supply of beer, lagers or ciders exceeding 6.5% alcohol by volume (ABV).
12. Any alcohol sold or supplied must be in a sealed container.

**ADDITIONAL CONDITIONS MAY BE ADDED AFTER DISCUSSIONS WITH THE APPLICANT.**

**From:** [REDACTED]  
**Sent:** 16 October 2016 20:12  
**To:** Licensing  
**Subject:** alcohol license for Mr Mehmet Ordu (Station Place 2)

Dear Sir or Madam,

I am writing in support of Mr Mehmet Ordu, owner of a convenient store in Blackstock Road (Station Place 2, 3A Alexandra Buildings N42JE). Mr Ordu is currently applying for a license in order to sell alcoholic beverages after 10pm.

As I often have to work late in the evening, I would appreciate if I had the opportunity to stop at Mr Ordu's store to buy a beer after work. One additional reason why I support Mr Ordu's application is that smaller businesses have to compete with bigger stores that are just nearby (such as Sainsbury's in Blackstock Road). Having the legal right to sell alcoholic beverages after these larger stores close would be a unique selling point, and hence, an advantage that ensures the competitiveness of such smaller stores.

Mr Ordu is an extremely friendly, very polite and considerate man who works hard for his living. I would therefore be very delighted if he had the chance to get this license in order to support his business (and his employees).

Kind regards,  
[REDACTED]

**From:** Channing Riviere  
**Sent:** 14 October 2016 17:30  
**To:** Ashton Liburd  
**Subject:** FW: Station Place - Finsbury

FYI.

Regards

Channing Riviere  
Licensing Officer  
Neighbourhoods and Housing Directorate  
3rd Floor, Annex Building  
2 Hillman Street  
E8 1FB  
Tel: 0208 356 4622  
Fax: 0208 356 4916  
Email: [channing.riviere@hackney.gov.uk](mailto:channing.riviere@hackney.gov.uk)  
Website: [www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing)

<https://consultation.hackney.gov.uk/planning-regulatory-services/licensing-customer-survey-2016>

**From:** [REDACTED]  
**Sent:** 13 October 2016 17:38  
**To:** Licensing <[Licensing@Hackney.gov.uk](mailto:Licensing@Hackney.gov.uk)>  
**Subject:** Station Place - Finsbury

Hello,

I am writing to you as a regular customer of station place, located in Finsbury Park on blackstock road. I noticed a letter in there window detailing of a possibility for a late license. I'm local and this is my nearest stop I'm located above the Costa. I want to write to you as my friend works for the council up north in Yorkshire and he mentioned after visiting that it can help shop owners if I were to write in to you to mention how helpful a later licence would be for me, I'm a chef and work late shifts in central, Holborn.

Many times I finish after a long day and have nowhere to buy what I need and find myself being short of what I may need at that time. The guys in the shop are really helpful and to be honest it's the best shop in the neighbourhood compared to others that are another 10 mins away which tend to be dirty and not very well looked after. I don't think that this would only be helpful to me but helpful to the local community.

And living right in the centre by the station, I assume this means for many other residents as well as workers in the local community. There are a lot of restaurants and local businesses in this area too which also work late hours and tend to be still open when I finish therefore I'm sure it will also be beneficial to those people too. I hope that this may help guide you in your desicion and I look forward to the result it would make a lot of the residents in Finsbury Park very happy.

Kind regards

[REDACTED]



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<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 22/11/2016	<b>Classification</b> DECISION	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  Forest Road Brewing Co., Railway Arch 355, Westgate Street, Hackney, London, E8 3RL	<b>Ward(s)</b> <b>affected</b>  London Fields	

## 1. SUMMARY

<b>Applicant(s)</b> Ferment London Ltd	<b>In SPA</b> Not Applicable
<b>Date of Application</b> 03/10/2016	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Late Night Refreshment Supply of Alcohol (On and Off Premises)	
<b>Proposed hours of licensable activities</b>	
<b>Late Night Refreshment</b>	<b>Standard Hours:</b> Fri 23:00-00:00 Sat 23:00-00:00
<b>Primary:</b>	
<b>Supply of Alcohol</b>	<b>Standard Hours:</b> Mon 15:00-23:00 Tue 15:00-23:00 Wed 15:00-23:00 Thu 15:00-23:00 Fri 15:00-00:00 Sat 12:00-00:00 Sun 12:00-22:00
<b>Primary:</b>	
<b>The opening hours of the premises</b>	
<b>Primary</b>	<b>Standard Hours:</b> Mon 15:00-23:30 Tue 15:00-23:30 Wed 15:00-23:30 Thu 15:00-23:30 Fri 15:00-00:30 Sat 12:00-00:30 Sun 12:00-22:30
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety),
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents

	B – Representations from responsible authorities C – Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Police</li> </ul>

## 2. APPLICATION

- 2.1 **Ferment London Ltd** has made an application for a premises licence under the Licensing Act 2003:
- To authorise the supply alcohol for consumption on and off the premises
  - 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.

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

<b>From</b>	<b>Details</b>
Environmental Health Authority (Environmental Protection)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
Environmental Health Authority (Environmental Enforcement)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
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	Have confirmed no representation on this application
Fire Authority	No representation received
Police (Appendix B)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance,
Licensing Authority	Have confirmed no representation on this application.
Health Authority	Representation has been withdrawn with the agreed conditions as set out in para 8.1

## 5. REPRESENTATIONS: OTHER PERSONS

<b>From</b>	<b>Details</b>
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), LP2 (Provisional Statements), LP3 (Operating Schedule), LP4 (Crime and Disorder), LP5 (Public Nuisance), LP6 (Protection of Children from Harm), LP8 (Public Safety) are relevant

## **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.

### **Door Supervision**

8. 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**

9. CCTV covering the interior & exterior of the premises will be installed to the minimum standards of the metropolitan police service and will be kept operational at all times the premises are open to the public. It shall be capable of taking a head & shoulders shot of persons entering the premises, be capable of storing images for a minimum of 31 days and a member of staff trained & capable of downloading images shall be on duty at all times the premises are open to the public. Images shall be provided to the police or authorised council officers on request.

10. No open bottles, no glasses or drinks will be permitted to be taken outside the premises at any time except to the outside drinking area including the tables & chairs when in use until 22.00.

11. The outside drinking area shall be closed to the public at 22.00 daily and customers asked to go inside the premises at that time. No open bottles, glasses or drinks shall be permitted outside after 22.00.

12. After 22.00 a maximum of 10 smokers will be allowed outside at any time. Staff shall monitor their conduct by use of the CCTV and physically.

13. Only sealed bottles may be sold for consumption off the premises.

14. Challenge 25 will be operated as the proof of age policy

15. Front of house/waiting staff will be trained on induction and at six monthly intervals for their role & in the operation of challenge 25. Training will include identifying persons under 25, making a challenge, acceptable proof of age and checking it, making and recording a refusal, proxy sales, avoiding conflict & responsible alcohol retailing.

16. An incident book shall be kept at the premises, and made available to the police or authorised council officers, which will record the following:

- A) all crimes reported,
- B) lost property,
- C) all ejections of customers,
- D) any complaints received,
- E) any incidents of disorder,
- F) any seizure of drugs or offensive weapons,
- G) any faults in the CCTV,
- H) any refusal in the sale of alcohol,
- I) any visit by a relevant authority or emergency service,
- J) door supervisor details if required.

17. Notices will be prominently displayed by the entry/ exit door and bar (as appropriate) advising customers:

- A) that CCTV and Challenge 25 are in operation;
- B) of the provisions of the licensing act regarding underage & proxy sales;
- C) of the permitted & opening times of the premises;
- D) of the opening & closing times of the outside drinking area;
- E) that no open bottles, no glasses or drinks will be permitted to be taken Outside the premises at any time except to the outside drinking area including the tables & chairs when in use until 22.00.
- F) that only sealed bottles may be sold & removed for consumption off the premises;
- G) to respect residents, leave quietly and not to loiter outside;
- H) that the premises has a zero tolerance to illegal drugs & weapons;

18. That a maximum of 10 smokers will be allowed outside after 22.00.

19. A minimum of 2 staff shall be on duty in the bar from 19.00 to close on Friday, Saturday and on bank holidays.

20. Management shall undertake an ongoing daily risk assessment to identify the staffing levels and any need for SIA licensed door supervisors.

21. If door supervisors are in attendance they must record their dates & times of attendance, full name, full SIA licence number and if employed by an independent company the name & address of the company in a section within the incident book.

22. All door supervisors must clearly display their SIA licence while on duty.

23. The premises shall have written zero tolerance policies for drugs and weapons the details of which will be included in staff training. A copy of the policies shall be provided to the licensing authority.

24. The premises shall have a written dispersal policy the details of which will be included in staff training. A copy of the policy shall be provided to the licensing authority.

25. At the terminal hour a member of staff shall be tasked to monitor departing customers to remind them to leave the premises & area quietly, ensure customers do not loiter outside, monitor their conduct and ensure no open bottles, no glasses or drinks are removed from the premises

26. Notices will be prominently displayed by the entry/ exit door and bar as appropriate- see section b condition 9 for full details.

27. No open bottles, no glasses or drinks will be permitted be taken outside the premises at any time except to the outside drinking area including the tables & chairs when in use until 22.00.

28. Management & staff will regularly monitor the outside of the premises including customers outside smoking by CCTV & physically. Suitable containers will be provided for cigarette ends.

29. The front of the premises will be kept tidy at all times and shall be swept at close.

30. No deliveries will be received or glass bottles/rubbish removed between 21.00 and 08.00.

31. A phone number will be displayed for residents to contact management with any concerns. Details of any complaints & the action taken will be recorded in the incident book.

32. Staff will direct customers to a nearby cab office or call a cab for Customers on request.

33. Any music will only be played at a background level

34. Notices will be prominently displayed by the entry/ exit door and bar as appropriate

35. Challenge 25 will be operated as the proof of age policy. Only a photographic driving licence, valid passport, proof of age card bearing the holders photograph and the pass hologram/logo on it or HM forces. Photographic ID card will be accepted as proof of age.

36. All refusals of service will be recorded in the incident book (refusals section) and will be made available to the police or authorised council officers on request.

37. Front of house staff will be trained on induction and at six monthly intervals in the operation of challenge 25. Training will include identifying

persons under 25, making a challenge, acceptable proof of age and checking it, making and recording a refusal, proxy sales, avoiding conflict & responsible alcohol retailing.

38. No child or young person under 18 will be permitted to be on the premises at anytime.

**Conditions derived from Responsible Authority representations**

39. Any music (live or recorded) and amplified voices will be played at a background level and indoors only.

40. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.

41. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

42. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe within which it may expect its waste carrier to collect is adhered to.

43. The Licensee shall erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct member of staff to make regular checks of the area immediately outside and within 10 metres either side of the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.

44. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.

45. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing. This should remain unobstructed at all times and should clearly identify:-

- the name of the registered waste carrier
- the date of commencement of trade waste contract
- the date of expiry of trade waste contract
- the days and times of collection
- the type of waste including the European Waste Code



46. Any sales of alcohol to be consumed off site shall be charged at no less than 50p per unit of alcohol. The licence holder will prepare a price list calculating the units for each available product, which shall be made available to the Police or Licensing Enforcement on request

## **9. REASONS FOR OFFICER OBSERVATIONS**

9.1 Conditions 9 to 38 above are derived from the applicant's operating schedule. Conditions 39 has been proposed by Environmental Protection, 40 to 45 by Environmental Enforcement and 46 by Public Health. The proposed conditions have been accepted by the applicant.

## **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.

<b>Group Director, Neighbourhoods and Housing</b>	Kim Wright
<b>Lead Officer (holder of original copy):</b>	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.

<b>Description of document</b>	<b>Location</b>
<b>Office File:</b> Forest Road Brewing Co., Railway Arch 355, Westgate Street, Hackney, London, E8 3RL	Licensing Service 2 Hillman Street London E8 1FB

#### **Printed matter**

Licensing Act 2003  
LBH Statement of Licensing Policy

LTH : 081802  
SR : 548764  
LDR : 31/10/16

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

# APPENDIX A

## 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 FERMENT LONDON LTD

(Insert name(s) of applicant)

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

#### Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description FOREST ROAD BREWING CO, RAILWAY ARCH, 355 WESTGATE STREET, LONDON E8 3RL			
Post town	LONDON	Postcode	E8 3RL
Telephone number at premises (if any)			
Non-domestic rateable value of premises	£7,700 BAND B		

#### Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

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

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

Please tick yes

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

I am making the application pursuant to a statutory function or

a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS (fill in as applicable)**

Mr	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over			Please tick yes		
Current postal address if different from premises address					
Post town			Postcode		
Daytime contact telephone number					
E-mail address (optional)					

**SECOND INDIVIDUAL APPLICANT (if applicable)**

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				Please tick yes	
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

**(B) OTHER APPLICANTS**

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

Name FERMENT LONDON LTD
Address RAILWAY ARCH, 355 WESTGATE STREET, LONDON E8 3RL
Registered number (where applicable) 09131289
Description of applicant (for example, partnership, company, unincorporated association etc.) PRIVATE LIMITED COMPANY
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
21	02	016

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

DD	MM	YYYY
00	00	0000

Please give a general description of the premises (please read guidance note 1)  
 THE PREMISES WHICH IS LOCATED IN A RAILWAY ARCH WILL OPERATE AS A TAP ROOM (MICRO PUB). THE TAP ROOM WILL BE TO THE FRONT OF THE PREMISES (WITH ENTRY FROM WESTGATE STREET) AND WILL CONSIST OF THE BAR, CUSTOMER SEATING / STANDING AREA & TOILET. TO THE REAR OF THE PREMISES WILL BE THE STORAGE AREA WITH A SMALL PILOT BREWERY.  
 THERE WILL BE ADDITIONAL SEATING TO THE IMMEDIATE OUTSIDE OF THE BAR (LOCATED ON PRIVATE LAND). ESTIMATED CAPACITY WILL BE 25 SEATED & 25 STANDING INSIDE THE TAP ROOM AND 20 SEATED PLUS 20 STANDING OUTSIDE.

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

N/A
-----

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

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

X

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

X

**In all cases complete boxes K, L and M**

**A**

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

1



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	X
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 3) NONE		
Tue					
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4) NONE		
Thur					
Fri	23.00		<b>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</b> (please read guidance note 5) NONE		
		00.00			
Sat	23.00				
		00.00			
Sun					



**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input checked="" type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4) NONE					
Mon	15.00	23.00						
Tue	15.00	23.00						
Wed	15.00	23.00						
Thur	15.00	23.00						
Fri	15.00	00.00						
Sat	12.00	00.00						
Sun	12.00	22.00						
						<b>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</b> (please read guidance note 5) NONE		

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

Name	KAYLEIGH COLLINS
Address	
Postcode	
Personal licence number (if known)	TO BE ADVISED
Issuing licensing authority (if known)	LONDON BOROUGH OF ISLINGTON

K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).**  
 NONE

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4) NONE
Day	Start	Finish	<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 5) NONE
Mon	15.00		
		23.30	
Tue	15.00		
		23.30	
Wed	15.00		
		23.30	
Thur	15.00		
		23.30	
Fri	15.00		
		00.30	
Sat	12.00		
		00.30	
Sun	12.00		
		22.30	

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

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

WE WILL OPERATE OUR BUSINESS IN A RESPONSIBLE MANNER AND ACTIVELY PROMOTE THE LICENSING OBJECTIVES AT ALL TIMES.

**b) The prevention of crime and disorder**

1) CCTV COVERING THE INTERIOR & EXTERIOR OF THE PREMISES WILL BE INSTALLED TO THE MINIMUM STANDARDS OF THE METROPOLITAN POLICE SERVICE AND WILL BE KEPT OPERATIONAL AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC. IT SHALL BE CAPABLE OF TAKING A HEAD & SHOULDERS SHOT OF PERSONS ENTERING THE PREMISES, BE CAPABLE OF STORING IMAGES FOR A MINIMUM OF 31 DAYS AND A MEMBER OF STAFF TRAINED & CAPABLE OF DOWNLOADING IMAGES SHALL BE ON DUTY AT ALL TIMES THE PREMISES ARE OPEN TO THE PUBLIC. IMAGES SHALL BE PROVIDED TO THE POLICE OR AUTHORISED COUNCIL OFFICERS ON REQUEST.

2) NO OPEN BOTTLES, NO GLASSES OR DRINKS WILL BE PERMITTED TO BE TAKEN OUTSIDE THE PREMISES AT ANY TIME EXCEPT TO THE OUTSIDE DRINKING AREA INCLUDING THE TABLES & CHAIRS WHEN IN USE UNTIL 22.00.

3) THE OUTSIDE DRINKING AREA SHALL BE CLOSED TO THE PUBLIC AT 22.00 DAILY AND CUSTOMERS ASKED TO GO INSIDE THE PREMISES AT THAT TIME. NO OPEN BOTTLES, GLASSES OR DRINKS SHALL BE PERMITTED OUTSIDE AFTER 22.00.

4) AFTER 22.00 A MAXIMUM OF 10 SMOKERS WILL BE ALLOWED OUTSIDE AT ANY TIME. STAFF SHALL MONITOR THEIR CONDUCT BY USE OF THE CCTV AND PHYSICALLY.

5) ONLY SEALED BOTTLES MAY BE SOLD FOR CONSUMPTION OFF THE PREMISES.

6) CHALLENGE 25 WILL BE OPERATED AS THE PROOF OF AGE POLICY. (SEE BOX E FOR FURTHER DETAILS.)

7) FRONT OF HOUSE / WAITING STAFF WILL BE TRAINED ON INDUCTION AND AT SIX MONTHLY INTERVALS FOR THEIR ROLE & IN THE OPERATION OF CHALLENGE 25. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE AND CHECKING IT, MAKING AND RECORDING A REFUSAL, PROXY SALES, AVOIDING CONFLICT & RESPONSIBLE ALCOHOL RETAILING.

8) AN INCIDENT BOOK SHALL BE KEPT AT THE PREMISES, AND MADE AVAILABLE TO THE POLICE OR AUTHORISED COUNCIL OFFICERS, WHICH WILL RECORD THE FOLLOWING:

- A) ALL CRIMES REPORTED,
- B) LOST PROPERTY,
- C) ALL EJECTIONS OF CUSTOMERS,
- D) ANY COMPLAINTS RECEIVED,
- E) ANY INCIDENTS OF DISORDER,
- F) ANY SEIZURE OF DRUGS OR OFFENSIVE WEAPONS,
- G) ANY FAULTS IN THE CCTV,
- H) ANY REFUSAL IN THE SALE OF ALCOHOL,
- I) ANY VISIT BY A RELEVANT AUTHORITY OR EMERGENCY SERVICE,
- J) DOOR SUPERVISOR DETAILS IF REQUIRED.

9) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE ENTRY/ EXIT DOOR AND BAR (AS APPROPRIATE) ADVISING CUSTOMERS:

- A) THAT CCTV & CHALLENGE 25 ARE IN OPERATION;
- B) OF THE PROVISIONS OF THE LICENSING ACT REGARDING UNDERAGE & PROXY SALES;
- C) OF THE PERMITTED & OPENING TIMES OF THE PREMISES;

- D) OF THE OPENING & CLOSING TIMES OF THE OUTSIDE DRINKING AREA;
- E) THAT NO OPEN BOTTLES, NO GLASSES OR DRINKS WILL BE PERMITTED TO BE TAKEN OUTSIDE THE PREMISES AT ANY TIME EXCEPT TO THE OUTSIDE DRINKING AREA INCLUDING THE TABLES & CHAIRS WHEN IN USE UNTIL 22.00.
- F) THAT ONLY SEALED BOTTLES MAY BE SOLD & REMOVED FOR CONSUMPTION OFF THE PREMISES;
- G) TO RESPECT RESIDENTS, LEAVE QUIETLY AND NOT TO LOITER OUTSIDE;
- H) ADVISING THAT THE PREMISES HAS A ZERO TOLERANCE TO ILLEGAL DRUGS & WEAPONS;
- I) THAT A MAXIMUM OF 10 SMOKERS WILL BE ALLOWED OUTSIDE AFTER 22.00.
- 10) A MINIMUM OF 2 STAFF SHALL BE ON DUTY IN THE BAR FROM 19.00 TO CLOSE ON FRIDAY, SATURDAY AND ON BANK HOLIDAYS.
- 11) MANAGEMENT SHALL UNDERTAKE AN ONGOING DAILY RISK ASSESSMENT TO IDENTIFY THE STAFFING LEVELS AND ANY NEED FOR SIA LICENSED DOOR SUPERVISORS.
- 12) IF DOOR SUPERVISORS ARE IN ATTENDANCE THEY MUST RECORD THEIR DATES & TIMES OF ATTENDANCE, FULL NAME, FULL SIA LICENCE NUMBER AND IF EMPLOYED BY AN INDEPENDENT COMPANY THE NAME & ADDRESS OF THE COMPANY IN A SECTION WITHIN THE INCIDENT BOOK.
- 13) ALL DOOR SUPERVISORS MUST CLEARLY DISPLAY THEIR SIA LICENCE WHILE ON DUTY.
- 14) THE PREMISES SHALL HAVE WRITTEN ZERO TOLERANCE POLICIES FOR DRUGS AND WEAPONS THE DETAILS OF WHICH WILL BE INCLUDED IN STAFF TRAINING. A COPY OF THE POLICIES SHALL BE PROVIDED TO THE LICENSING AUTHORITY.
- 15) THE PREMISES SHALL HAVE A WRITTEN DISPERSAL POLICY THE DETAILS OF WHICH WILL BE INCLUDED IN STAFF TRAINING. A COPY OF THE POLICY SHALL BE PROVIDED TO THE LICENSING AUTHORITY.
- 16) AT THE TERMINAL HOUR A MEMBER OF STAFF SHALL BE TASKED TO MONITOR DEPARTING CUSTOMERS TO REMIND THEM TO LEAVE THE PREMISES & AREA QUIETLY, ENSURE CUSTOMERS DO NOT LOITER OUTSIDE, MONITOR THEIR CONDUCT AND ENSURE NO OPEN BOTTLES, NO GLASSES OR DRINKS ARE REMOVED FROM THE PREMISES.

**c) Public safety**

A FIRE RISK ASSESSMENT AND EMERGENCY PLAN WILL BE PREPARED & REGULARLY REVIEWED. STAFF WILL BE GIVEN APPROPRIATE FIRE SAFETY TRAINING.

**d) The prevention of public nuisance**

- 1) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE ENTRY/ EXIT DOOR AND BAR AS APPROPRIATE- SEE SECTION B CONDITION 9 FOR FULL DETAILS.
- 2) NO OPEN BOTTLES, NO GLASSES OR DRINKS WILL BE PERMITTED TO BE TAKEN OUTSIDE THE PREMISES AT ANY TIME EXCEPT TO THE OUTSIDE DRINKING AREA INCLUDING THE TABLES & CHAIRS WHEN IN USE UNTIL 22.00.
- 3) MANAGEMENT & STAFF WILL REGULARLY MONITOR THE OUTSIDE OF THE PREMISES INCLUDING CUSTOMERS OUTSIDE SMOKING BY CCTV & PHYSICALLY. SUITABLE CONTAINERS WILL BE PROVIDED FOR CIGARETTE ENDS.
- 4) THE FRONT OF THE PREMISES WILL BE KEPT TIDY AT ALL TIMES AND SHALL BE SWEEPED AT CLOSE.
- 5) NO DELIVERIES WILL BE RECEIVED OR GLASS BOTTLES / RUBBISH REMOVED BETWEEN 21.00 AND 08.00.
- 6) A PHONE NUMBER WILL BE DISPLAYED FOR RESIDENTS TO CONTACT MANAGEMENT WITH ANY CONCERNS. DETAILS OF ANY COMPLAINTS & THE ACTION TAKEN WILL BE RECORDED IN THE INCIDENT BOOK.
- 7) STAFF WILL DIRECT CUSTOMERS TO A NEARBY CAB OFFICE OR CALL A CAB FOR CUSTOMERS ON REQUEST.

8) ANY MUSIC WILL ONLY BE PLAYED AT A BACKGROUND LEVEL.

e) The protection of children from harm

- 1) NOTICES WILL BE PROMINENTLY DISPLAYED BY THE ENTRY/ EXIT DOOR AND BAR AS APPROPRIATE– SEE SECTION B CONDITION 9 FOR FULL DETAILS.
- 2) CHALLENGE 25 WILL BE OPERATED AS THE PROOF OF AGE POLICY. ONLY A PHOTOGRAPHIC DRIVING LICENCE, VALID PASSPORT, PROOF OF AGE CARD BEARING THE HOLDERS PHOTOGRAPH AND THE PASS HOLOGRAM / LOGO ON IT OR HM FORCES PHOTOGRAPHIC ID CARD WILL BE ACCEPTED AS PROOF OF AGE.
- 3) ALL REFUSALS OF SERVICE WILL BE RECORDED IN THE INCIDENT BOOK (REFUSALS SECTION) AND WILL BE MADE AVAILABLE TO THE POLICE OR AUTHORISED COUNCIL OFFICERS ON REQUEST.
- 4) FRONT OF HOUSE STAFF WILL BE TRAINED ON INDUCTION AND AT SIX MONTHLY INTERVALS IN THE OPERATION OF CHALLENGE 25. TRAINING WILL INCLUDE IDENTIFYING PERSONS UNDER 25, MAKING A CHALLENGE, ACCEPTABLE PROOF OF AGE AND CHECKING IT, MAKING AND RECORDING A REFUSAL, PROXY SALES, AVOIDING CONFLICT & RESPONSIBLE ALCOHOL RETAILING.
- 5) NO CHILD OR YOUNG PERSON UNDER 18 WILL BE PERMITTED TO BE ON THE PREMISES AT ANY TIME.

**Checklist:**


**Please tick to indicate agreement**

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

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

**Part 4 – Signatures** (please read guidance note 10)

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

Signature	
Date	26/09/2016

Capacity	AUTHORISED LICENSING CONSULTANT
----------	---------------------------------

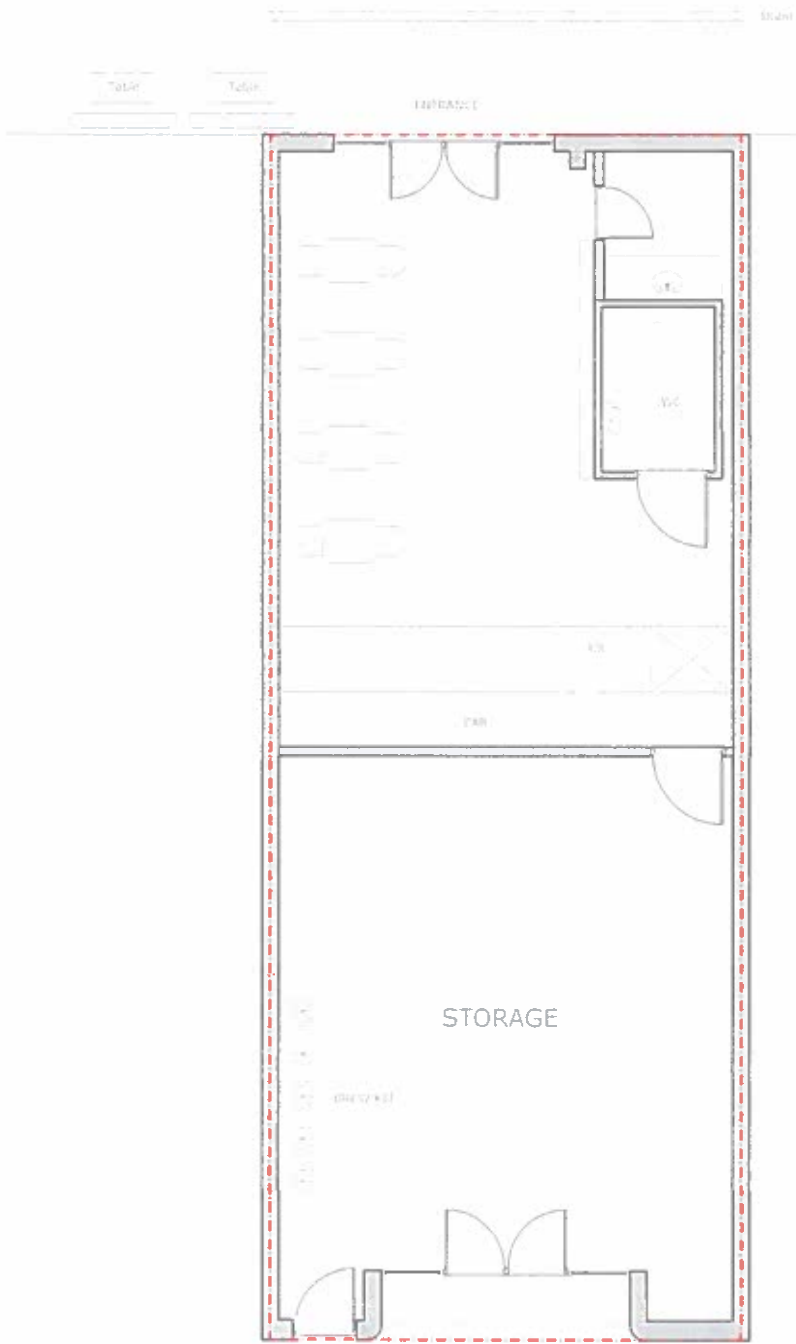
**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) GT LICENSING CONSULTANTS, [REDACTED]			
Post town	[REDACTED]	Postcode	[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**

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



30 SFP 2015





**ADVANCE**  
ARCHITECTURE

ARCHITECTURE / PLANNING / LICENSING  
Unit 17, Ashley House, Ashley Road  
London N17 9LZ  
020 8801 6801 / 0 7879 999 178  
www.advancepl.co.uk  
info@advancepl.co.uk

**PLEASE NOTE**

1. All dimensions to be verified on site
2. All dimensions are in millimeters
3. No work 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

Date	13/09/16
Scale (@ A4)	1:100
	
Drawn by	
Checked by	KK

PROJECT STATUS	<b>LICENSING</b>	
	<b>PROPOSED</b>	
PROJECT	Arch 355 Westgate Street, E8 3RL	
SHEET	SITE	
JOB No.	<b>16.000</b>	
DRAWING NUMBER	<b>S 100</b>	REV

**GROUND FLOOR PLAN**

# APPENDIX B

## 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	<b>Forest Road Brewing Co</b> <b>Railway Arch</b> <b>355 Westgate Street</b> <b>London</b> <b>E8 3RL</b>
NAME OF PREMISES USER	<b>Ferment London Ltd</b>

### 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 Premises Licence at FOREST ROAD BREWING CO., RAILWAY ARCH, 355 WESTGATE STREET, LONDON, E8 3RL for the following reason(s):

This venue is located directly in between Mare Street and Broadway Market where footfall is becoming heavier all the time due to new licensed premises in the area.

The application describes the premises as a micro pub with a tap room to the front with a capacity of 50 and an outside space capable of accommodating 40

Police would like further information on a couple of points in the application:

- What are the off sales of alcohol required for? There is already a huge problem with people drinking on the street in this specific area, which is currently a priority for departments across Hackney Council and the police. Police have huge concerns that this could add to the problems.
- The application seeks late night refreshment on Fridays and Saturdays, yet the plans do not show a kitchen. What food will be served and where will it be prepared? Is there adequate extraction in place?
- What experience do the operators and DPS have of working in licensed premises?
- Dispersal of customers is again a huge problem in this area. Customers are often noisy and boisterous after having consumed alcohol and have a tendency to urinate, vomit and cause litter and damage to nearby local residents properties. Police would like to see a dispersal plan to ensure that all customers are directed towards public transport and encouraged to leave the area quickly and quietly at the end of the night.

Police would like to meet with the applicant at the venue to discuss this application and conditions and how this application can progress.

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)

# APPENDIX C



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Forest Road Bewing Co

Scale 1/1250

at A4



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