



London Borough of Hackney – Decisions taken by the Licensing Sub Committee B on Tuesday, 30 January 2018

Agenda Item No	Topic	Decision
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Part A – Items considered in public

6	Premises Licence: BSMT, 5d Stoke Newington Road N16 8BH	<p><u>The decision</u></p> <p>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:</p> <ul style="list-style-type: none">• The prevention of crime and disorder;• Public safety;• Prevention of public nuisance;• The protection of children from harm, <p>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:</p> <ul style="list-style-type: none">• Opening hours of the premises: Mon – Sun 12:00 – 22:30• Hours for licensable activities: Supply of Alcohol Mon – Sun 12:00 – 22:00• Conditions 8 and 9 to be deleted.• Condition 11 be amended to read 'After 10pm there shall be no more than 4 patrons and/or smokers outside the venue at any one time'.• Condition 12 be amended to read 'The maximum capacity of the premises at any one time will be 50 excluding staff'.
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		<ul style="list-style-type: none"> • Condition 27 be amended to read ‘The primary use of these premises shall be as a gallery, displaying and selling artwork. Alcohol shall only be sold to guests attending a ticketed organised event at the premises that is ancillary to its use as a gallery, and which event is operated by or on behalf of the applicant, Lara Florentino’. <p>and the following additional conditions:</p> <ul style="list-style-type: none"> • The licensee, DPS or a member of staff will always be present at the venue whenever alcohol is being served or sold. • The outside area to the rear of the premises is not to be used by any customers/visitors or patrons at any time. • Deliveries will only take place on any day between 07:00 and 20:00 hours • 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’ <p><u>Reasons for the decision</u></p> <p>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.</p> <p>The Licensing Sub-Committee considered that, given the location of the premises and the acute problems suffered in this particular area of the Dalston SPA, as described in the representations from the responsible authority and other persons, the reduced operating and licensable hours, as detailed within the decision, are both proportionate and appropriate. The</p>

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		<p>applicants were reminded of the opportunity to use Temporary Event Notices (TENs) to operate later hours, if required, and that the hours granted would allow the licensee to effectively demonstrate her ability to manage the premises with alcohol sales now being included as a regular feature, which was not the case before, without undermining the licensing objectives.</p> <p><u>Public informative</u> The applicant is reminded of the need to operate the premises according to any current planning permission relating to its user class, conditions and hours.</p> <p>It also 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.</p> <p>The licensee was reminded of the need to comply with the rules forbidding the use of “A-boards” on pavements because of the hindrance such A-boards cause to pedestrians, particularly visually-impaired pedestrians.</p>
7	Premises Licence: Basement, 79-81 Paul Street EC2A 4NQ	The application was deferred at the request of the applicant.