



London Borough of Hackney – Decisions taken by the Licensing Sub Committee B on Thursday, 11 October 2018

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

4	Minutes of the Previous Meeting	RESOLVED, the minutes of the 21 st June 2018 meeting were AGREED as an accurate record.
6	Application to vary the premises licence: Tava Restaurant, 17 Stoke Newington Road, N16 8BH	<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 conditions outlined in paragraph 8.2 of the report with the following amendments to the application and current licence:</p> <ul style="list-style-type: none">• The Operational Hours of the premises be 09:00 to 03:00 hours the day following from Monday to Sunday.• The Opening Hours (to members of the public) be 09:00 to 00:30 hours on Sunday to Thursday and 09:00 to 02:00 hours the day following, on Friday to Saturday. The operational hours of the premises after these times would be for delivery only through online and telephone orders.• The supply of alcohol (on-sales) hours be 09:00 to Midnight on Sunday to

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		<p>Thursday and 09:00 to 01:30 hours the day following, on Friday to Saturday</p> <ul style="list-style-type: none"> • Late Night Refreshment be from 23:00 to 03:00 hours the day following from Monday to Sunday (Outdoors) and until Midnight from Sunday to Thursday and until 01:30 hours the day following on Friday to Saturday (Indoors). • Conditions 1, 2, 4 & 6 within paragraph 8.2 be deleted, to avoid any duplication or repetition, with the relevant existing conditions being amended as appropriate. • Conditions 7 within paragraph 8.2 be amended to include 'With no deliveries taking place between 23:00 to 07:00 hours the day following' • Condition 25, 'no alcohol to be consumed on the premises after midnight' and Condition 28, 'No new admittance to the premises after 04:00 day following' – be deleted. • Condition 8, be amended to read 'CCTV systems installed to monitor entrances, exits and other parts of the premises, which shall be maintained and recordings kept for 31 days and be made available to the police on request.

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		<ul style="list-style-type: none"> • Condition 11, be amended to read ‘Customers shall be requested to leave the premises quietly, with prominent, clear and legible notices being displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly. • Condition 19, be amended to read ‘Challenge 25 –age verification policy to be applied with information to be displayed on the premises to prevent the supply of alcohol to under-age drinkers, with photographic proof of ID like a passport to be requested from customers who seem underage.’ • Condition 26, be amend to read ‘No more than 42 patrons on the premises at any one time’ <p>And the following additional conditions:</p> <ul style="list-style-type: none"> • Alcohol shall not be sold, supplied, or consumed on the premises otherwise than to persons who are taking substantial table meals and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter or waitress service only. • There shall be no consumption of alcohol in the outside areas. As such, no glasses, cans, open bottles/containers is allowed outside the premises at any time. • After 22:30 hours the use of the tables and chairs in the outside area will cease,

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		<p>with the use of the tables and chairs being rendered unusable by 23:00 hours.</p> <ul style="list-style-type: none"> • A minimum of one Security Industry Authority (SIA) regulated Door Supervisor will be employed at the front door of the premises from 22:00 until 02:00 hours on a Friday and Saturday only. • After 23:00 hours, off-sales/outdoor Late Night Refreshment will be by deliveries, through online and telephone orders, only from the premises. • The premises' catering kitchen extraction systems shall be professionally cleaned every six months, with records of such maintenance and cleansing being kept at the premises. <p>REASONS FOR THE DECISION</p> <p>The application has been approved, subject to the above amendments and additional conditions, as members of the Licensing Sub-Committee, after listening carefully to the representations from the applicant, Responsible Authorities and other persons, were satisfied that the licensing objectives would not be undermined.</p> <p>In granting the application within the Dalston SPA, the sub-committee believed that the amendments to the application including the reduction in hours that the premises would be open to the public, following which the premises would operate as a delivery service only through online and telephone orders, provided the sub-committee with the confidence that the revised operation and increase in alcohol hours would not unduly add to the negative impact that is currently being experienced. Therefore on balance, the sub-committee felt that the additional conditions imposed along with the revised operation would on the whole promote the licensing objectives.</p>

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7	Application for a Premises Licence: Bootyard, Car Park Rear 18 To 26, Ashwin Street,E8 3DL	<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 time-limited application has been approved in accordance with the Council's licensing statement and the conditions outlined within paragraph 8.1 of the report, along with the following amendment and additional conditions;</p> <ul style="list-style-type: none"> • Live Music commence from 18:00 hours on Monday to Friday • Additional conditions; <ol style="list-style-type: none"> 1. The capacity of the premises shall be no more than 120 patrons at any one time 2. All music systems shall be routed through a sound limiting device. The limiting device(s) should be set to ensure inaudibility in all nearby residential premises. The device shall be controlled by the licensee/management and kept in a locked, tamper-proof box. The sound limiting device must be recalibrated annually to ensure that the music is inaudible in nearby residential premises. A certificate of compliance should be submitted to the council's Environmental Health/Protection Team.

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		<p align="center">3. There shall be a written dispersal policy for the premises, which is to be shared with the Responsible Authorities (i.e. the Licensing Service and Police), a copy of which shall be kept on the premises and made available to police and/or other authorised officer upon request.</p> <p>REASONS FOR THE DECISION</p> <p>The application has been approved, as members of the Licensing Sub-Committee, after listening carefully to the representations from the applicant and other person were satisfied that the licensing objectives would not be undermined.</p> <p>In granting the application, the sub-committee believed that the conditions placed on the last time limited licence would be appropriate, given that there had been no complaints about the premises, although the additional conditions were placed on the licence on this occasion to reflect the change in the area. As such although the measures placed on the licence were deemed proportionate to ensure the licensing objectives were promoted the applicant was reminded that the area in which the premises was based had changed considerably since 2015, when the previous time-limited premises licence was granted, as such the applicant was encouraged to continue an ongoing dialogue and engagement with the surrounding local community.</p>