



London Borough of Hackney – Decisions taken by the Licensing Sub Committee A on Thursday, 14 November 2019

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

5	New Premises Licence - Mavya News, 37 Scrutton Street, EC2A 4HU	<p>The Licensing Sub-Committee in considering this decision, from the information presented to it within the report and presented at the hearing today, from the applicant, the Responsible Authorities and Other Persons, has determined that having regard to the promotion of all the licensing objectives:</p> <ul style="list-style-type: none"><li>• The prevention of crime and disorder;</li><li>• Public safety;</li><li>• Prevention of public nuisance;</li><li>• The protection of children from harm;</li></ul> <p>The application for a new premises licence has been approved in accordance with the Council's licensing statement and paragraph 8.1 of the report, with the following amendments:-</p> <ul style="list-style-type: none"><li>• The opening and licensable activity (off- sales of Alcohol) hours to be from; Monday to Sunday – 08:00 to 23:00 hours</li><li>• Condition 11 to be amended, to read:  All alcohol shall be sold in sealed containers. They shall not be opened or consumed in, or within, the immediate vicinity of the premises</li><li>• Condition 21 to be deleted</li></ul> <p><b><u>Reasons for the decision</u></b></p>
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		<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>In making this decision the Licensing Sub-Committee has taken into consideration that the Responsible Authorities (Licensing, the Metropolitan Police Service and Trading Standards) had withdrawn their representations following agreement with the applicant as to the amended hours for the sale of alcohol along with the additional conditions being imposed. It was also noted that the only remaining representations were that of a local business and a resident who resides close to the premises and works at the local business.</p> <p>The concerns relating to the local business (a pub) were carefully, considered, alongside the amended application and it was felt that the impact of any pre-loading of drinks could be adequately assessed by the imposition of the onerous condition requiring the applicant to clearly and permanently mark all containers of alcohol sold from the premises, under the licence, with the trading name, address and post code of the premises. Furthermore, it was felt that any possible negative impact of the applicant's proposed operation on their business (i.e. on the pub) could be negated by more effective management measures for their premises, should this become necessary.</p> <p>The Licensing Sub-Committee also took on board the applicant's responses to the representations made by the applicant's agent, as to it possibly stifling another business, of a similar but somewhat different nature, from operating during reasonable hours of the day and that by refusing the application or restricting it any further would, in effect, be tantamount to protectionism for certain types of businesses, as opposed to the promotion of the licensing objectives.</p>

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		<p>Having considered all the factors and arguments presented, the Licensing Sub-Committee felt that the amendments to the application would, as outlined above, adequately ensure that the licensing objectives would be promoted having considered the concerns raised within the two remaining representations.</p>
6	<p>Premises Licence Variation- Patel &amp; Sons, 101 Great Eastern Street, EC2A 3JD</p>	<p>The Licensing Sub-Committee in considering this decision from the information presented to it within the report and presented at the hearing today, from the applicant and the Responsible Authorities, it has determined that having regard to the promotion of all the licensing objectives:</p> <ul style="list-style-type: none"> <li>• The prevention of crime and disorder;</li> <li>• Public safety;</li> <li>• Prevention of public nuisance;</li> <li>• The protection of children from harm;</li> </ul> <p>The application to vary the premises licence has been approved in accordance with the Council's licensing statement and paragraph 8.1 of the report, with the following amendments:-</p> <ul style="list-style-type: none"> <li>• The opening hours of the premises, Monday to Sunday, be 08:00 hours to 02:00 hours</li> <li>• The supply of alcoholic sales, Monday to Sunday, be 09:00 hours to 00:00 hours</li> </ul> <p><b><u>Reasons for the decision</u></b></p> <p>The application to vary the premises licence has been approved, with the above amendments, as the Licensing Sub-Committee were satisfied that the licensing objectives would not be undermined.</p> <p>The Licensing Sub-Committee took into consideration that the applicant, following their</p>

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		amended application, was simply looking to open the premises for longer and had amended the application to remove their request to have longer licensable hours, which the majority of the Responsible Authorities were content with given the existing and additional conditions. As such, the sub-committee were satisfied in approving the amended application the licensing objectives would not be unduly undermined.
<b>7</b>	Temporary Event Notices - Standing Item	There were no Temporary Event Notices (TENs) for consideration at the meeting.