



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

Tuesday, 28th January, 2020

at 7.00 pm

Council Chamber, Hackney Town Hall, Mare  
Street, London E8 1EA

**Councillors sitting:**

**Cllr Margaret Gordon, Cllr Sem Moema and  
Cllr Harvey Odze**

**TIM SHIELDS**  
**Chief Executive**  
20 January 2020

Contact:  
Clifford Hart , Governance Services Officer  
020 8356 3597  
[Clifford.hart@hackney.gov.uk](mailto:Clifford.hart@hackney.gov.uk)

The press and public are welcome to attend this meeting

# AGENDA

## Tuesday, 28th January, 2020

### 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		
5 Application for a Premises Licence: Franco Manca, 5-8 Great Eastern Street, Hackney, London, EC2A 3EJ	Hoxton East & Shoreditch	(Pages 1 - 32)
6 APPLICATION TO VARY THE PREMISES LICENCE :Pizza Union, 14 Kingsland High Street, London E8 2JP	Dalston	(Pages 33 - 58)
7 Licensing Sub-Committee Hearing Procedure		(Pages 59 - 60)
8 Temporary Event Notices - Standing Item		

#### Licensing Sub-Committee Hearings

This guide details the procedure for Licensing Sub-Committee hearings under the Licensing Act 2003. Whilst this will be used in most cases, the procedure will be altered in exceptional circumstances and when for example Personal Licences, Temporary Event Notices and Reviews are considered.

#### **A Licensing Sub-Committee will be held if:**

- The applicant has applied for a Premises Licence, Provisional Statement, Club Premises Certificate or expressed their intention to vary their existing licence/certificate and has advertised this in a local newspaper and displayed a distinctive blue notice at the premises, following which representations have been made by a Responsible Authority or Other Person/s.
- A Review has been requested by a Responsible Authority or Other Person/s and the Review has been advertised by displaying a distinctive blue notice at the premises and also at the Council's office and website.

- An application is made to transfer a Premises Licence or for interim authority and the Police have issued an objection
- The applicant has made a Personal Licence application and the Police have objected to the Licence being granted.
- A Temporary Event Notice has been given and the Police and/or those in the Council that exercise environmental health functions have issued an objection.

#### **Prior to your item being heard:**

- The Licensing team upon receiving representations will form a view as to whether the representations are irrelevant, frivolous, vexatious or for review applications; repetitious.
- The Licensing team would have provided written notice to all parties in advance of the hearing and would have responded to any request relating to personal details being removed from the agenda.

If you do not believe this to have happened, please contact the Licensing Service on 020 8356 4970 or email [licensing@hackney.gov.uk](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 Room 118  
Hackney Town Hall  
London, E8 1EA

Telephone: 020 8356 1266

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 Corporate Director of Legal, HR and Regulatory Services;
- The Legal Adviser to the committee; or
- Governance Services.

If at all possible, you should try to identify any potential interest you may have before the meeting so that you and the person you ask for advice can fully consider all the circumstances before reaching a conclusion on what action you should take.

## 1. Do you have a disclosable pecuniary interest in any matter on the agenda or which is being considered at the meeting?

You will have a disclosable pecuniary interest in a matter if it:

- relates to an interest that you have already registered in Parts A and C of the Register of Pecuniary Interests of you or your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner;
- relates to an interest that should be registered in Parts A and C of the Register of Pecuniary Interests of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner, but you have not yet done so; or
- affects your well-being or financial position or that of your spouse/civil partner, or anyone living with you as if they were your spouse/civil partner.

## 2. If you have a disclosable pecuniary interest in an item on the agenda you must:

- Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you (subject to the rules regarding sensitive interests).
- You must leave the room when the item in which you have an interest is being discussed. You cannot stay in the meeting room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision.
- If you have, however, obtained dispensation from the Monitoring Officer or Standards Committee you may remain in the room and participate in the meeting. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a pecuniary interest.

### 3. Do you have any other non-pecuniary interest on any matter on the agenda which is being considered at the meeting?

You will have 'other non-pecuniary interest' in a matter if:

- i. It relates to an external body that you have been appointed to as a Member or in another capacity; or
- ii. It relates to an organisation or individual which you have actively engaged in supporting.

### 4. If you have other non-pecuniary interest in an item on the agenda you must:

- i. Declare the existence and nature of the interest (in relation to the relevant agenda item) as soon as it becomes apparent to you.
- ii. You may remain in the room, participate in any discussion or vote provided that contractual, financial, consent, permission or licence matters are not under consideration relating to the item in which you have an interest.
- iii. If you have an interest in a contractual, financial, consent, permission or licence matter under consideration, you must leave the room unless you have obtained a dispensation from the Monitoring Officer or Standards Committee. You cannot stay in the room or public gallery whilst discussion of the item takes place and you cannot vote on the matter. In addition, you must not seek to improperly influence the decision. Where members of the public are allowed to make representations, or to give evidence or answer questions about the matter you may, with the permission of the meeting, speak on a matter then leave the room. Once you have finished making your representation, you must leave the room whilst the matter is being discussed.
- iv. If you have been granted dispensation, in accordance with the Council's dispensation procedure you may remain in the room. If dispensation has been granted it will stipulate the extent of your involvement, such as whether you can only be present to make representations, provide evidence or whether you are able to fully participate and vote on the matter in which you have a non pecuniary interest.

### Further Information

Advice can be obtained from Suki Binjal, Interim Director of Legal, on 020 8356 6234 or email [suki.binjal@hackney.gov.uk](mailto:suki.binjal@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 2018.

## **LP1 General Principles**

The Council expects applicants to demonstrate:

- (a) That they have an understanding of the nature of the locality in which the premises are located and that this has been taken into consideration whilst preparing the operating schedule.
- (b) Where the application is for evening and night-time activity, that the proposal reflects the Council's aspiration to diversify the offer, whilst at the same time promoting the licensing objectives.

## **LP2 Licensing Objectives**

### **Prevention of Crime and Disorder**

Whether the proposal includes satisfactory measures to mitigate any risk of the proposed operation making an unacceptable contribution to levels of crime and disorder in the locality.

### **Public Safety**

Whether the necessary and satisfactory risk assessments have been undertaken, the management procedures put in place and the relevant certification produced to demonstrate that the public will be kept safe both within and in close proximity to the premises.

### **Prevention of Public Nuisance**

Whether the applicant has addressed the potential for nuisance arising from the characteristics and style of the proposed activity and identified the appropriate steps to reduce the risk of public nuisance occurring.

### **Protection of Children from Harm**

Whether the applicant has identified and addressed any risks with the aim of protecting children from harm when on the premises or in close proximity to the premises.



### **LP3 Core Hours**

Hours for licensable activity will generally be authorised, subject to demonstrating LP 1 and LP2, as follows:

- Monday to Thursday 08:00 to 23:00
- Friday and Saturday 08:00 to 00:00
- Sunday 10:00 to 22:30

Hours may be more restrictive dependent on the character of the area and if the individual circumstances require it.

Later hours may be considered where the applicant has identified any risk that may undermine the promotion of the licensing objectives and has put in place robust measures to mitigate those risks.

*It should be noted that this policy does not apply to those who are making an application within a special policy area (see section 3) unless they have been able to demonstrate that the proposed activity or operation of the premises will not add to the cumulative impact that is already being experienced.*

### **LP4 Off' Sales of Alcohol**

Hours for the supply of alcohol will generally be restricted to between 08:00 and 23:00.

### **LP5 Planning Status**

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

The Licensing Authority may take into account the lack of planning permission or an established lawful use in deciding whether there is likely to be any harm to the licensing objectives.

### **LP6 External Areas and Outdoor Events**

The Licensing Authority will normally restrict external areas and outdoor activity to between 08:00 and 22:00 unless the applicant can demonstrate that comprehensive control measures have been implemented that ensure the promotion of the licensing objectives, in particular the public nuisance objective. Notwithstanding any proposed control measures, the Licensing Authority may restrict the hours and/or activity even further

**LP7 Minor Variations**

The Council expects applications to be made in the following circumstances only:

- Small changes in the layout/structure of the premises
- The addition of voluntary/agreed conditions
- Removal of conditions that are dated and have no impact on the operation of the premises
- Reduction of hours for any licensable activity

**LP8 Temporary Event Notices**

When considering an objection to a TEN the Council will:

- Expect that any existing conditions will be maintained (where relevant) in circumstances where an event is to take place at a premises that has an existing authorisation.
- Assess any history of complaints as a result of licensable activity that may or may not have been authorised by a TEN.
- Consider the track record of the premises user
- Consider any other control measures proposed to mitigate the objection

**LP9 Personal Licences**

(a) The Council will consider whether a refusal of the licence is appropriate for the promotion of the crime prevention objective and 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 that assist in demonstrating that the crime prevention objective will not be undermined.

**LP10 Special Policy Areas – Dalston and Shoreditch**

It is the Council's policy that where a relevant representation is made to any application within the area of the Dalston SPA or Shoreditch SPA, the applicant will need to demonstrate that the proposed activity and the operation of the premises will not add to the cumulative impact that is currently being experienced in these areas. This policy is to be strictly applied.

It should also be noted that the;

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

May not be in itself sufficient.

*It should be noted that if an applicant can demonstrate that they will not add to the cumulative impact in their operating schedule and at any hearing, then the Core Hours Policy within LP3 will apply.*

**LP11 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.

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<b>REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 28/01/2020	<b>Classification</b> DECISION	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  Franco Manca, 5-8 Great Eastern Street, Hackney, London, EC2A 3EJ	<b>Ward(s) affected</b>  Hoxton East & Shoreditch	

## 1. SUMMARY

<b>Applicant(s)</b> Franco Manca 2 UK Limited	<b>In SPA</b> Shoreditch Area
<b>Date of Application</b> 30/10/2019	<b>Period of Application</b> Permanent
<b>Proposed licensable activity</b> Recorded Music Late Night Refreshment Supply of Alcohol (On and Off Premises)	
<b>Proposed hours of licensable activities</b>	
<b>Recorded Music</b>	<b>Standard Hours:</b> Mon 10:00-00:00 Tue 10:00-00:00 Wed 10:00-00:00 Thu 10:00-00:00 Fri 10:00-00:00 Sat 10:00-00:00 Sun 10:00-00:00
<b>Late Night Refreshment</b>	<b>Standard Hours:</b> Mon 23:00-00:00 Tue 23:00-00:00 Wed 23:00-00:00 Thu 23:00-00:00 Fri 23:00-00:00 Sat 23:00-00:00 Sun 23:00-00:00
<b>Supply of Alcohol</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 10:00-23:30 Sat 10:00-23:30 Sun 10:00-23:30

<b>The opening hours of the premises</b>	
<b>Standard Hours:</b> Mon 09:00-00:00 Tue 09:00-00:00 Wed 09:00-00:00 Thu 09:00-00:00 Fri 09:00-00:00 Sat 09:00-00:00 Sun 09:00-00:00	
<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP4 (Off-Sales of Alcohol), LP10 (Special Policy Areas – Dalston and 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>• Environmental Health Authority (Environmental Protection and Environmental Enforcement)</li> <li>• Planning Authority</li> <li>• Police</li> <li>• Other Persons</li> </ul>

## 2. APPLICATION

2.1 **Franco Manca 2 UK Limited** has made an application for a premises licence under the Licensing Act 2003 to authorise:

- Supply alcohol for consumption on and off the premises
- Regulated entertainment
- Late night refreshment

2.2 The application is attached as Appendix A.

## 3. CURRENT STATUS / HISTORY

3.1 The premises are not currently licensed for any activity.

3.2 No Temporary Event Notices have been given for the premises over the past 12 months

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

<b>From</b>	<b>Details</b>
Environmental Health Authority (Environmental Protection)	Have suggested removal of recorded music or noise mitigation measures that will be in place between 23:00 and 00:00 (Monday to Sunday). Have also suggested smoking on the pavement be restricted to a maximum of 5 people to use the space/designated smoking area at any one time.7.



Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority (Appendix B1)	Informative
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police (Appendix B2)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, The Protection of Children from Harm, Licensing Hours, Special Policy Area and Cumulative Impact. ??
Licensing Authority	No representation received
Health Authority	No representation received

## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
1 representation received from local resident. (Appendix C)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance, Special Policy Area.

## 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 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP4 (Off-Sales of Alcohol) and LP10 (Special Policy Areas – Dalston and 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 Responsible Authority representations**

8. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas and each 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. There shall be a staff member from the premises who is conversant with the operation of the CCTV system on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage when requested.
10. Signs will be prominently displayed at all entrance and exit points reminding customers to leave quietly and respect local residents.
11. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.
12. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
13. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.
  - a. All crimes reported:
  - b. All ejections of patrons
  - c. Any complaints received.
  - d. Any incidents of disorder.
  - e. Seizure of drugs or offensive weapons.
  - f. Any faults in the CCTV system.
  - g. Any refusal of the sale of alcohol.
  - h. Any visit by a relevant authority or emergency service.
14. Premises to operate zero tolerance policy to drugs and comply with Hackney Police Drugs and Weapons policy where appropriate.
15. All instances of crime and disorder witnessed or brought to the attention of staff is to be reported by the Designated Premises Supervisor or responsible member of staff to Police

16. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 12 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.
17. There shall be no glass, or open containers taken outside of the premises at any time.
18. 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.
19. All alcohol served shall be to seated customers only and ancillary to a substantial table meal.

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

- 9.1 Conditions 8 to 19 above 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 individual's 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>Acting Group Director, Neighbourhoods and Housing</b>	Ajman Ali
<b>Lead Officer (holder of original copy):</b>	Mike Smith Principal Licensing Officer Licensing Service 1 Hillman Street E8 1DY 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> Franco Manca, 5-8 Great Eastern Street, EC2A 3EJ	Licensing Service 1 Hillman Street London E8 1DY

**Printed matter**

Licensing Act 2003  
LBH Statement of Licensing Policy



# 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 FRANCO MANCA 2 UK 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 FRANCO MANCA 5-8 GREAT EASTERN STREET			
Post town	LONDON	Postcode	EC2A 3EJ
Telephone number at premises (if any)	UNDER APPP		
Non-domestic rateable value of premises	UNDER CONSTRUCTION		

#### 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/limited liability partnership       please complete section (B)
- ii as a partnership (other than limited liability)       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 (by ticking yes to one box below):

- 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)	
<b>Surname</b>			<b>First names</b>		
<b>Date of birth</b> over		I am 18 years old or		<input type="checkbox"/>	Please tick yes
<b>Nationality</b>					
Current residential address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**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>	
<b>Date of birth</b> over		I am 18 years old or	<input type="checkbox"/> Please tick yes
<b>Nationality</b>			
Current residential 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.**

Name FRANCO MANCA 2 UK LIMITED
Address FIRST FLOOR 50-51 BERWICK STREET LONDON W1F 8SJ
Registered number (where applicable) 07045067
Description of applicant (for example, partnership, company, unincorporated association etc.) PRIVATE LIMITED COMPANY
Telephone number (if any) 0207 993 4040
E-mail address (optional) mbrowning@balaw.co.uk

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
01	03	2018

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)  
Franco Manca is a popular nationwide chain of 50+ pizza restaurants where pizzas are made from slow baked sourdough in a traditional wood fired oven. The menu changes daily, with fresh meat and vegetarian pizzas as well as Italian specials such as meat and cheese plates. The concept is to provide freshly cooked food at an affordable price. Drinks include their own label beer, organic wine and famous homemade lemonade. Read more at <http://www.francomanca.co.uk/>.

Franco Manca currently have restaurants at 52 Broadway Market and Stoke Newington.

The premises are situated on the ground and basement, with customer toilets, staff and kitchen facilities in the basement.

The restaurant is fully seated and served, with limited alcohol which is always served as ancillary to a full meal and Challenge 21 in place. The application is for normal restaurant hours, and conditions commensurate with a restaurant are offered as part of this application. The premises are also very family friendly.

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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



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



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

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon	1000	0000			
Tue	1000	0000	<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Wed	1000	0000			
Thur	1000	0000	<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Fri	1000	0000			
Sat	1000	0000			
Sun	1000	0000			



**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)		
Mon	2300	0000			
Tue	2300	0000			
Wed	2300	0000	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Thur	2300	0000			
Fri	2300	0000			
Sat	2300	0000	<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 6)		
Sun	2300	0000			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	1000	2330			
Tue	1000	2330			
Wed	1000	2330			
Thur	1000	2330			
Fri	1000	2330			
Sat	1000	2330			
Sun	1000	2330			
			<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 6)		

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name NABIL MANKARIOUS	
Date of birth 24.03.1967	
Address 42 DUNBAR AVENUE BECKENHAM KENT	
Postcode	BR3 3RQ
Personal licence number (if known) PERS1474	
Issuing licensing authority (if known) LAMBETH BC	



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 9).**

NONE

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	0900	0000	<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 6)
Tue	0900	0000	
Wed	0900	0000	
Thur	0900	0000	
Fri	0900	0000	
Sat	0900	0000	
Sun	0900	0000	

**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 10)**

Please see a full description of the premises above.  
Restaurant conditions are offered, where the sale of alcohol is ancillary to food.  
Whilst the premises do fall within the Cumulative Impact area, we respectfully submit that Franco Manca is of negligible impact given (a) that it is fully seated and served (b) alcohol is very much ancillary to this food-led business (c) departure is staggered (d) patrons are not drunk and (e) the premises close at a reasonable time and are very family friendly.

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

Close liaison with Local CPO. Comprehensive CCTV with 31 days recording. Refusals and incident log. No customers to leave the premises with open containers.

**c) Public safety**

Public safety is taken seriously and H&S, RIDDOR and fire risk assessments will be kept up to date. Staff are comprehensively trained and a record is kept of all incidents and accidents. Contact details for local taxi firms will be made available.

**d) The prevention of public nuisance**

Franco Manca is always particularly aware of its neighbours to ensure that it does not cause noise nuisance, that rubbish collections are properly managed and that all plant kept in good order.  
Clear, prominent and legible notices shall be displayed at the exit requesting the public to respect the needs of the local residents and to leave the premises and area quietly.

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

Challenge 21 to be fully implemented. Staff to be trained on their responsibilities.

**Checklist:**

**Please tick to indicate agreement**


- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant’s solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
Signature	
Date	29 OCTOBER 2019
Capacity	BA LAW OBO THE APPLICANTS

**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 13). **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 14) MARK BROWNING BA LAW 59 PELHAM STREET			
Post town	<b>LONDON</b>	Postcode	<b>SW7 2NJ</b>
Telephone number (if any)	07956 415441		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) mbrowning@balaw.co.uk			

#### 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. In terms of specific regulated entertainments please note that:

**NOTES**  
 All dimensions must be checked on site and not varied from the drawing.  
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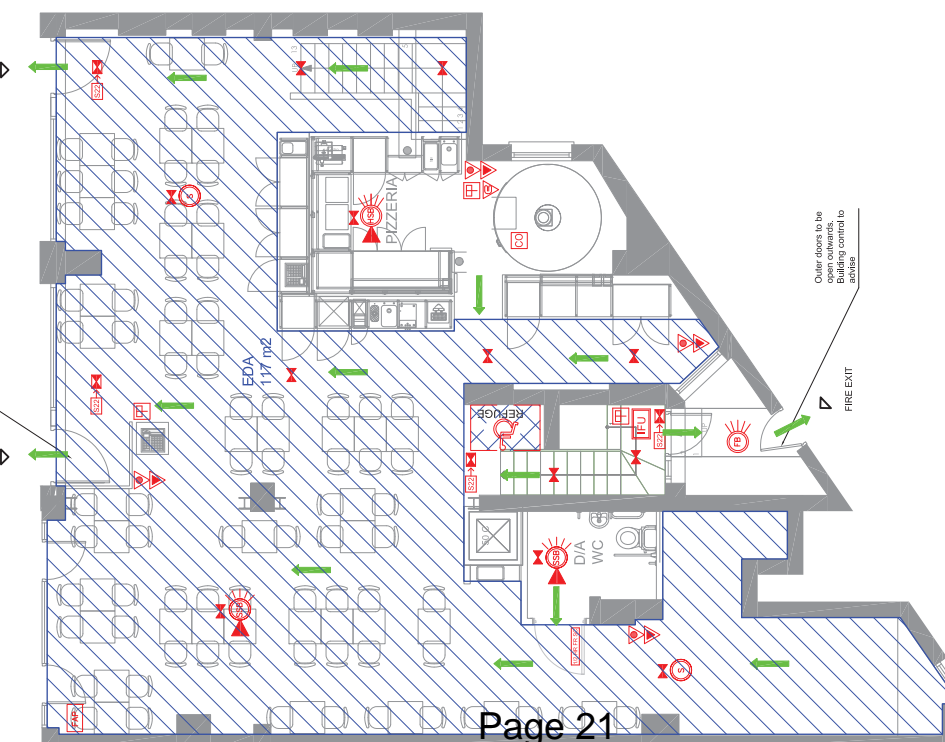
**FIRE SAFETY STANDARDS AND TECHNICAL NOTES FOR LICENSING APPLICATIONS**

- 1) DOORS AND PARTITIONS REQUIRED TO BE FIRE RESISTING ARE TO BE IN ACCORDANCE WITH BS 476, AS AMENDED UNLESS TESTED IN ACCORDANCE WITH BS 476, SECTION 31.1, BE FITTED WITH A SMOKE SEAL.
- 2) FIRE RESISTING DOORS REQUIRED TO RESIST THE PASSAGE OF SMOKE AT AMBIENT TEMPERATURE CONDITIONS SHOULD UNLESS TESTED IN ACCORDANCE WITH BS 476, SECTION 31.1, BE FITTED WITH A SMOKE SEAL.
- 3) THE FIRE ALARM SYSTEM IS TO COMPLY WITH BS 5893 PART 1. THE ATTENTION OF THE DESIGNING ENGINEER CONSULTANT WITH THE FIRE AUTHORITY.
- 4) THE EMERGENCY LIGHTING INSTALLATIONS TO COMPLY WITH BS 5266 PART 1. THE ATTENTION OF THE DESIGNING ENGINEER SHOULD BE DRAWN TO PARAGRAPH 4.3 (CONSULTATION AND RECORDS) OF BS 5266 PART 1, WHICH REQUIRES CONSULTATION WITH THE FIRE AUTHORITY.
- 5) FIRE SAFETY RELATED SIGNS AND NOTICES ARE TO CONFORM TO CURRENT BRITISH STANDARD, BS 5449, PART 1, 1996.
- 6) ILLUMINATED EXIT SIGNS ARE TO CONFORM TO BS 5449, PARTS 1 & 3.
- 7) FIRE FIGHTING EQUIPMENT IS TO COMPLY WITH BS EN 144 BS 7861, BS 7861, BS 7897 AND BS 5256.
- 8) UNPROTECTED SEATING FURNITURE MUST SATISFY, AS A MINIMUM STANDARD, LONDON SOURCE 0 (CIGARETTE TEST) OF UPHOLSTERED SEATING BY SMOULDERING AND FLAMING (LONDON SOURCE 0).
- 9) IN ORDER TO SECURE COMPLIANCE WITH THE ABOVE STANDARDS THE FABRIC SUBMITTED FOR TEST HAS BEEN TREATED IN ACCORDANCE WITH THE FIRE RETARDANT PRODUCT. THE TESTING LABORATORY MUST BE INSTRUCTED TO SUBJECT THE TEST SAMPLES TO A TYPICAL WASH TEST. THIS WASH TEST IS A REQUIREMENT OF BS 5893 PART 1. THE RESULTS OF THE WASH TEST ARE TO BE CARRIED OUT.
- 10) A COPY OF THE LABORATORY TEST REPORT FROM AN ACCREDITED TESTING LABORATORY IDENTIFYING COMPLIANCE OF CURTAINS AND OTHER TEXTILE FINISHINGS MUST BE SUBMITTED WITH THE LICENSING APPLICATION. THE CURTAINS AND OTHER TEXTILE FINISHINGS MUST BE TREATED WITH A DURABLE FIRE RETARDANT PRODUCT. THE TESTING LABORATORY MUST BE INSTRUCTED TO SUBJECT THE TEST SAMPLES TO A TYPICAL WASH TEST. THIS WASH TEST IS A REQUIREMENT OF BS 5893 PART 1. THE RESULTS OF THE WASH TEST ARE TO BE CARRIED OUT.
- 11) ARTIFICIAL FOULAGE AND OTHER DECORATIVE EFFECTS ARE TO BE RETAINED TO THE SATISFACTION OF THE FIRE AUTHORITY.
- 12) FINISHES AND SURFACE FINISHES OF WALLS AND CEILINGS ARE TO HAVE A SUITABLE SPREAD OF FLAME RATINGS AS SPECIFIED IN BS 5893 PART 1.
- 13) CERTIFICATES OF ANALYSIS FOR THE FINISHES TO BE USED MUST BE OBTAINED AND MUST BE SUBMITTED TO THE FIRE AUTHORITY FOR REVIEW.
- 14) OUTER DOORS TO ENTRANCE LOBBY ARE TO BE HELD OPEN AT ALL TIMES DURING PUBLIC TRADING PERIODS.
- 15) ALL FIRE ESCAPE DOORS ARE TO INCORPORATE PANIC TYPE OPERATING LATCHES FOR EMERGENCY ESCAPE.
- 16) FIRE ALARM SYSTEMS ARE TO BE INTERLINKED WITH LANDLORDS FIRE ALARM FOR BEST OF BUILDING.

GROSS FLOOR AREA		COVERS	
GROUND FLOOR = 191 m <sup>2</sup> (1739.92)	BASEMENT = 108 m <sup>2</sup> (1168.92)	GROUND FLOOR = 117 m <sup>2</sup> (1259.92)	BASEMENT = 0 m <sup>2</sup> (0.00)

Total area - 3541 sq.ft (329 m<sup>2</sup>)  
 BOH area - 212 m<sup>2</sup>  
 FOH area - 117 m<sup>2</sup>  
 Internal covers - 74  
 External covers - 00

Proposed new  
 licenced trading area 117 m<sup>2</sup>  
 (1256 Sq.Ft)



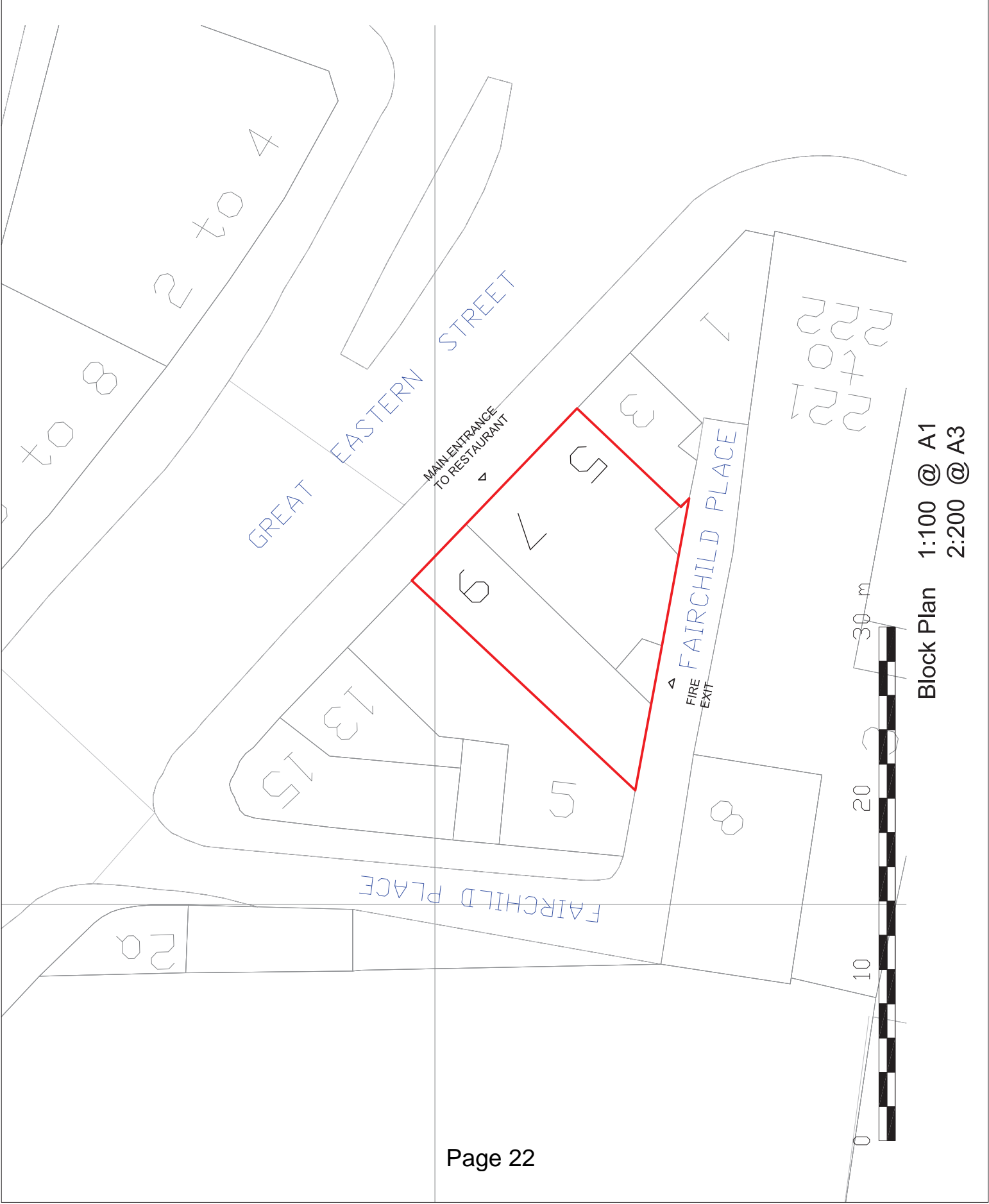
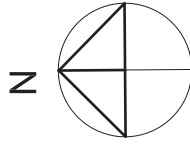
KEY TO SYMBOLS	DESCRIPTION
FA	FIRE ALARM PANEL
FA	FIRE ALARM CALL POINT
S	SMOKE DETECTOR
S	SMOKE DETECTOR WITH BASE MOUNTED SOUNDER
S	HEAT DETECTOR WITH BASE MOUNTED SOUNDER
CC	AREA COVERED BY AUTOMATIC CARBON MONOXIDE DETECTORS
E	CARBON DIOXIDE (CO2) FIRE EXTINGUISHER
E	WATER FIRE EXTINGUISHER
E	FOAM FIRE EXTINGUISHER
E	FIRE BLANKET
FD	12 HOUR FIRE RESISTANT SELF CLOSING DOOR WITH SMOKE SEALS AND INTUMESCENT STRIPS
FD	1 HOUR FIRE RESISTANT SELF CLOSING DOOR WITH SMOKE SEALS AND INTUMESCENT STRIPS
FD	FIRE DOORS FITTED WITH EMERGENCY PUSH BAR FACILITY
VP	VISION PANEL
SD	FIRE EXIT NOTICE WITH DIRECTIONAL ARROW
SD	FIRE EXIT NOTICE, INTERNALLY ILLUMINATED
SD	SMOKE DETECTOR IN VOID AREA WITH VIBRANT INDICATOR
SD	SMOKE DETECTOR WITH BASE MOUNTED SOUNDER AND BEACON
SD	HEAT DETECTOR WITH BASE MOUNTED SOUNDER AND BEACON

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 7 The Westgate, 10th Floor, Business Park, Cammerford  
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 W: www.shuconsultancy.co.uk

JOB Name	FRANCO MANCA 2
Job Address	5-9 Great Eastern Street, London, EC2A 3EJ
Drawing Title	Proposed Licensing Layout
Status	For Information
Scale	1:500 @ A3 1:100 @ A2
Drawn By	SK
Checked	KS
Drawing No.	FM/GES/03
Rev	1

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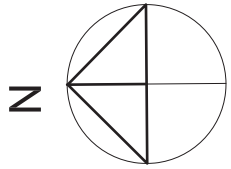
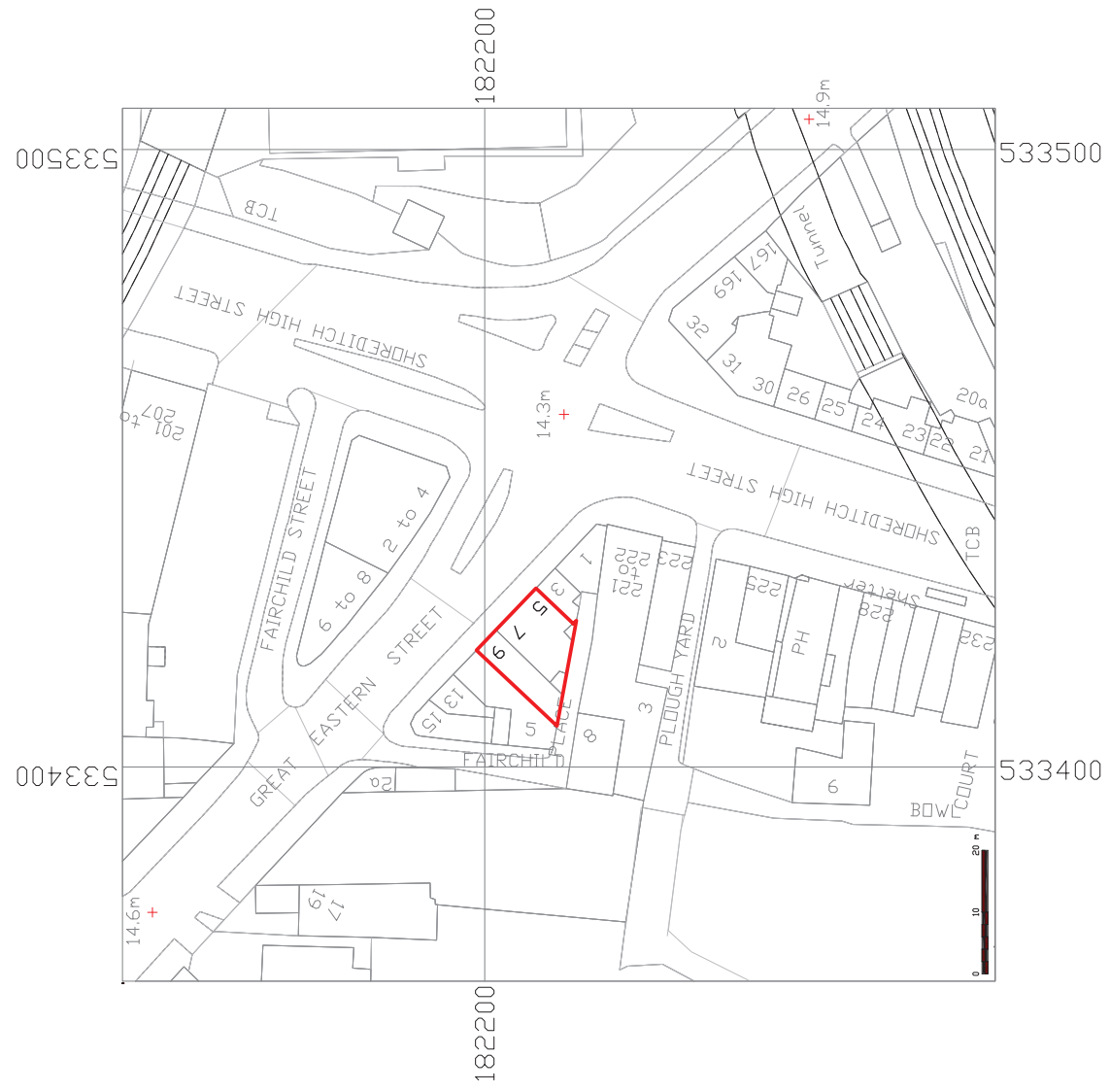
188 m2



A.		Date		Revisions	
<p>SHU Construction and Property          Provideable Procurement Solutions for the Built Environment          7 The Woodlands, 1000 The Woodlands, London, W14 3EP          Tel: 0203 715 000 Fax: 0202 79850          Email: info@shuconstruction.com          Web: www.shuconstruction.com</p>					
Job Name		FRANCO MANCA 2		Status	
Site Address		5-9 Great Eastern Street, London, EC2A 3EJ		For Information	
Drawing Title		Block Plan		Scale	
				1:100@A1 Date 23/08/2019	
Drawn By		SK		Checked	
Drawing No.		FM/GES/09		Rev	



**NOTES**  
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**Location Plan 1:1250**

Revision	
A.	Date
 <b>SFA Construction and Property</b> Provide Procurement Solutions for the Built Environment 7 The Warehouse, Bull Mill Business Park, Chislehurst The Middlesex Road, London, E16 3EJ Tel: 0203 715 000 Fax: 0203 716822 Email: info@sfaconstructionandproperty.co.uk Web: www.sfaconstructionandproperty.co.uk	
Job Name	FRANCO MANCA 2
Job Address	5-9 Great Eastern Street, London, EC2A 3EJ
Drawing Title	Location Plan
Status	For Information
Scale	1:1250@A4
Drawn By	SK
Checked	KS
Drawing No.	FM/GES/08



# APPENDIX B1

## Planning Authority Representation: Application under the Licensing Act 2003

Details of Authority	2 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Ashley Rogers
Officer telephone number	020 8356 7914
Officer's email address	ashley.rogers@hackney.gov.uk

### APPLICATION PREMISES

Name and address of premises	Franco Manca, 5-8 Great Eastern Street, EC2A 3EJ
Applicant name	Mark Browning

### COMMENTS

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

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

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

The application proposes for a new premises license. The premises is used as a Pizza Restaurant under the Licensing Act 2003

The following licensable activities proposed are:

Recorded music Mon-Sun 10:00 to 00:00  
Late night refreshment Mon-Sun 23:00 to 00:00  
Supply of alcohol Mon-Sun 10:00 to 23:30  
Hours premises are open to the public Mon-Sun 09:00 to 00:00

Planning Ref: 2013/2059 (5 - 7 Great Eastern Street) Change of use from A1 retail to A4 Bar. Erection of rear external extractor/ducting. Hours of opening 11 am -12 pm Monday to Sunday. (Refuse Permission)

A search of Council's planning records has found no planning approval for the usage of the premises as a restaurant.

If the applicant would like formal confirmation from Council that the usage of the premises is lawful, it is recommended that they seek planning permission. The applicant is reminded that licensing approval does not grant planning approval. Operation of the premises without appropriate planning approval is unlawful and may result in enforcement action.

Please provide the following information (if applicable)

Area (that permission applies to)	Ground
Permitted use	N/A
Permitted hours	N/A
Specific/restrictive conditions	N/A
Recent applications	N/A
Decisions	N/A
Pending Decisions	N/A
Reasons for refusal	N/A
Relevant Conditions/discharges	N/A

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

***No representation with informative***

A search of Council's planning records has found no planning approval for the usage of the premises as a restaurant.

If the applicant would like formal confirmation from Council that the usage of the premises is lawful, it is recommended that they seek planning permission. The applicant is reminded that licensing approval does not grant planning approval. Operation of the premises without appropriate planning approval is unlawful and may result in enforcement action

The applicant is advised that these comments do not represent a formal decision of the Local Planning Authority as to the acceptability or otherwise of the proposed use and that the decision of the Licensing Authority is not prejudicial to the determination of any subsequent planning application.

Signed	
Name	John Tsang
Date	05/11/19

**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 1505CE Dave ATKINS
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

**APPLICATION PREMISES**

NAME & ADDRESS OF PREMISES	<b>Franco Manca 5-8 Great Eastern Street London EC2A 3EJ</b>
NAME OF PREMISES USER	<b>Franco Manca 2 UK Limited</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                       ◆
- the protection of children from harm                   ◆

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

Police make the following representations in relation the application for a new premises licence at Franco Manca, 5-8 Great Eastern Street;

This premises is located within the boundaries of the Shoreditch Special Policy area (SPA) the SPA has been recognised as an area where there is a high density of licensed premises. It is likely that due to the location of this premises it is likely that without effective provisions in place the venue is likely to contribute to the negative cumulative impact in the area.

LP10 from the London Borough of Hackney Statement of Licensing policy outlines that it is the council's policy where a relevant representation is made to any application within the SPA the applicant will need to demonstrate that the proposed activity will not contribute to the negative cumulative impact in the area.

With the above in mind police would request that the applicant consider reducing the hours that have been applied for in order to reflect those laid out in LP3 and LP4 of the London Borough of Hackneys Statement of Licensing Policy.

Police have attached a set of proposed conditions that incorporate many of these are derived from those laid out in the operating schedule.

Police look forward to hearing from the applicant soon.

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

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

Signed PC 1505CE ATKINS (By E-mail)  
Name (printed)

**Proposed Conditions for**  
5-8 Great Eastern Street

1. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas and each 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. There shall be a staff member from the premises who is conversant with the operation of the CCTV system on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage when requested.
3. Signs will be prominently displayed at all entrance and exit points reminding customers to leave quietly and respect local residents.
4. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.
5. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
6. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.
  - a) All crimes reported:
  - b) All ejections of patrons
  - c) Any complaints received.
  - d) Any incidents of disorder.
  - e) Seizure of drugs or offensive weapons.
  - f) Any faults in the CCTV system.
  - g) Any refusal of the sale of alcohol.
  - h) Any visit by a relevant authority or emergency service.
7. Premises to operate zero tolerance policy to drugs and comply with Hackney Police Drugs and Weapons policy where appropriate.

8. All instances of crime and disorder witnessed or brought to the attention of staff is to be reported by the Designated Premises Supervisor or responsible member of staff to Police
9. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 12 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.
10. There shall be no glass, or open containers taken outside of the premises at any time.
11. 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.
12. All alcohol served shall be to seated customers only and ancillary to a substantial table meal.



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**Application 105582 - Franco Manca - 5-8 Gt Eastern Street**

1 message

11 November 2019 at 15:18

[REDACTED]  
to: licensing@hackney.gov.uk

I am a local resident. While not opposed to this applicant, I feel strongly that the hours of operation of the proposed pizzeria should be reduced and that off sales of alcohol should not be permitted.

The application makes clear that they wish to operate until midnight, seven days a week. This would bring a risk of late-night disturbance to local residents, from ventilation equipment, waste disposal, departing patrons etc. The advertised hours for Franco Manca in Broadgate are 10pm (11pm on Thursday and Friday). Pizza Pilgrims on Shoreditch High Street close at 10pm (10:30 on Thursday and Friday, 9:30 on Sunday). I suggest that 10:30pm would be a suitable closing time for this location.

For the recorded music, a condition should be made that it is not audible in any neighbouring residence.

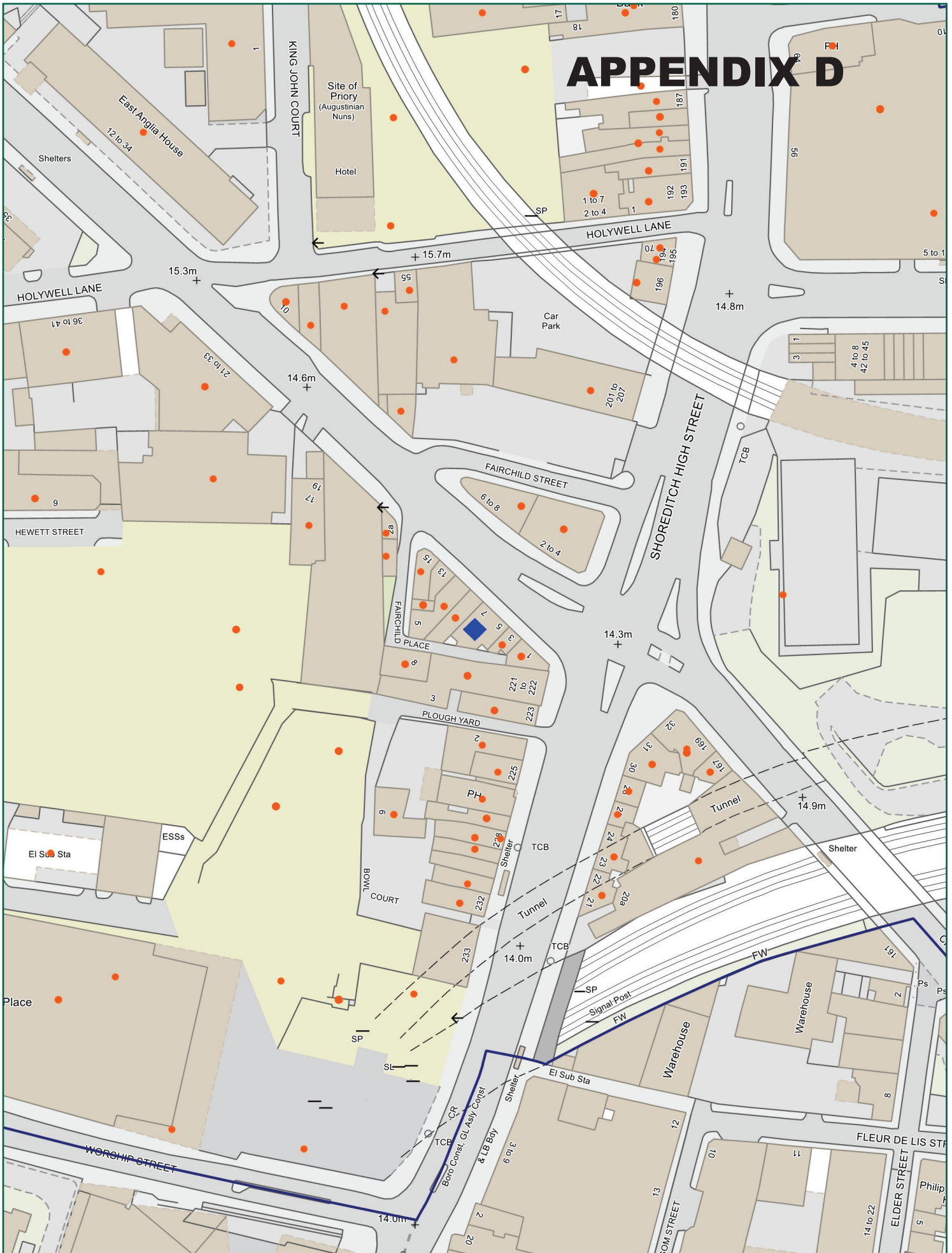
Granting a licence for the supply of alcohol would require an exception to the presumption against new licences in the SPA. In this case it would be acceptable if there are no off sales and no sale of alcohol without food, and if the licence would not be transferrable to another operator.

Regards,

[REDACTED]  
[REDACTED] Fairchild Place EC2A [REDACTED]



# APPENDIX D



Scale: 1:1250 at A4



Ref:

20 January 2020

Page 31  
Produced by: unspecified

email:

please specify copyright statement

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<b>REPORT OF THE GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING</b>		
<b>LICENSING SUB-COMMITTEE:</b> 28/01/2020	<b>Classification</b>  DECISION	Enclosure
<b>APPLICATION TO VARY THE PREMISES LICENCE :</b> Pizza Union, 14 Kingsland High Street, E8 2JP	<b>Ward(s) affected</b>  Dalston	

## 1. SUMMARY

<b>Applicant(s)</b> Pizza Union Limited	<b>In SPA</b> Dalston
<b>Date of Application</b> 26 November 2019	<b>Period of Application</b> Permanent
<b>Proposed variation:</b> To remove conditions 11 and 14(b) and (c) from current licence	
<b>Proposed hours for licensable activity</b>	
	No change to current hours
<b>The opening hours of the premises:</b> No change to current hours	
<b>Current activities/hours:</b> See licence attached as Appendix C	
<b>Capacity:</b> not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP10 (Special Policy Areas – Dalston and Shoreditch),
<b>List of Appendices</b>	A – Application for variation of premises licence B – Representations from ‘other persons’ C – Current licence D – Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>• Police</li> <li>• Other Persons</li> </ul>

## 2. APPLICATION

- 2.1 Pizza Union Limited has made an application vary their premises licence under the Licensing Act 2003:
- To remove conditions 11 and 14(b) and (c) from current licence

2.2 The application is attached as Appendix A. The applicant has amended the application to retain condition 14(a) and has accepted an additional condition proposed by police (see para 9 below).

### 3. CURRENT STATUS / HISTORY

3.1 The current premises licence was granted in May 2017 and varied by Licensing Sub-Committee on 4 October 2018 to include off sales of alcohol. The current licence is attached as Appendix C.

3.2 No TENs have been submitted for the premises within the past 12 months

### 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health Authority (Environmental Enforcement)	Have confirmed no representation on this application
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	Representation withdrawn following agreement to retain condition 14(a) and the acceptance of proposed additional condition (see para 9 below).
Licensing Authority	Have confirmed no representation on this application
Health Authority	No representation received

### 5. REPRESENTATIONS: OTHER PERSONS

One representation received from local residents. (Appendix B)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance, The Protection of Children from Harm and Cumulative Impact.
--	---

### 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 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours) and LP10 (Special Policy Areas – Dalston and Shoreditch) are relevant.

## **8. OFFICER OBSERVATIONS**

- 8.1 If the Sub-Committee is minded to approve the application, condition 11 would be removed from the current licence and condition 14 amended to read:  
14. Alcohol shall not be sold, supplied or consumed otherwise than to persons who are taking a substantial meal from the menu and the consumption of alcohol by such persons is ancillary to taking such meals
- 8.2 If the Sub-Committee is minded to approve the application the following additional condition should be applied the licence:

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

1. There shall be no glass, drinks or open containers taken outside of the premises at any time, except for sealed containers of drinks with takeaway meals.

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

- 9.1 The applicant has requested the removal/ amendment of conditions 11 and 14. The additional condition has been proposed by the police and 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>Acting Group Director, Neighbourhoods and Housing</b>	Ajman Ali
<b>Lead Officer (holder of original copy):</b>	Mike Smith Principal Licensing Officer Licensing Service 1 Hillman Street E8 1DY 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>
Pizza Union 14 Kingsland High Street, E8 2JP	Hackney Service Centre Licensing Service 1 Hillman Street London E8 1DY

### Printed matter

Licensing Act 2003  
LBH Statement of Licensing Policy



# Hackney London Borough Council **APPENDIX A**

## 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.

We Pizza Union Ltd  
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

<b>Premises licence number</b> 086490
--

#### Part 1 – Premises Details

<b>Postal address of premises or, if none, ordnance survey map reference or description</b>			
Pizza Union 14 Kingsland High Street			
<b>Post town</b>	Dalston	<b>Post code</b>	E8 2JP

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£70,500.00

#### Part 2 – Applicant details

<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			
<b>Current residential address if different from premises address</b>	35 New Bridge Street		
<b>Post Town</b>	London	<b>Postcode</b>	EC4V 6BW

**Part 3 - Variation**

Please tick yes

Do you want the proposed variation to have effect as soon as possible?

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

Day			Month			Year		

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

**Please describe briefly the nature of the proposed variation** (Please read guidance note 2)

The variation is to remove conditions to allow the sale of alcohol for consumption off the premises.

The following conditions are to be removed (numbers from last issued Premise Licence) as amended at the hearing on 4th October 2018:

11. There should be no glass, drinks or open containers taken outside of the premises at any time, except for online collection orders and for home/business deliveries only.

14. Intoxicating liquor shall not be sold, supplied or consumed otherwise to persons who are taking a substantial meal from the menu, to customers collecting in-store from an online order or for home/business deliveries and the consumption of alcohol by such persons is ancillary to taking such meals.

The above 2 conditions were imposed at a Committee Meeting on 4th October 2018 but we do not yet have the amended licence.

The 10 conditions which were imposed at the last hearing on 4th October 2018 on pages 88 & 89 of the Agenda to be retained together with the other conditions on the Premise Licence and of particular note retaining the following:-

- Any "off sales" of alcohol will be in sealed containers only;
- "Off Sales" of alcohol can only be supplied with a takeaway meal.

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

N/A

**Part 4 Operating Schedule**

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

**Provision of regulated entertainment** (Please read guidance note 3)

**Please tick all that apply**

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



(if ticking yes, fill in box H)

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

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

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

**A**

<b>Plays</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>State any seasonal variations for performing plays</b> (please read guidance note 6)		
			<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 7)		

**B**

<b>Films</b> Standard days and timings (please read guidance note 8)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 5)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 6)		
			<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 8)			<p><b><u>Please give further details</u></b> (please read guidance note 5)</p> <hr/> <p><b><u>State any seasonal variations for indoor sporting events</u></b>                  (please read guidance note 6)</p> <hr/> <p><b><u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)</p>
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 8)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 4)	
Day	Start	Finish	Indoors	<input type="checkbox"/>
Mon			Outdoors	<input type="checkbox"/>
Tue			Both	<input type="checkbox"/>
Wed			<p><b><u>Please give further details here</u></b> (please read guidance note 5)</p>	
Thur			<p><b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 6)</p>	
Fri			<p><b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 7)</p>	
Sat				
Sun				

**E**

<b>Live music</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 5)					
Mon								
Tue								
Wed						<b>State any seasonal variations for the performance of live music</b> (please read guidance note 6)		
Thur								
Fri						<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sat								
Sun								

**F**

<b>Recorded music</b> Standard days and timings (please read guidance note 8)			<b>Will the playing of recorded music take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 5)					
Mon								
Tue								
Wed						<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 6)		
Thur								
Fri						<b>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</b> (please read guidance note 7)		
Sat								
Sun								

### G

<b>Performances of dance</b> Standard days and timings (please read guidance note 8)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 4)		Indoors	<input checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 5)			
Mon						
Tue			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 6)			
Wed						
Thur			<b>Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list</b> (please read guidance note 7)			
Fri						
Sat						
Sun						

### H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 8)			<b>Please give a description of the type of entertainment you will be providing</b>			
Day	Start	Finish	<b>Will this entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)		Indoors	<input type="checkbox"/>
Mon					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Tue			<b>Please give further details here</b> (please read guidance note 5)			
Wed						
Thur			<b>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</b> (please read guidance note 6)			
Fri						
Sat			<b>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</b> (please read guidance note 7)			
Sun						

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 8)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 5)					
Mon								
Tue								
Wed						<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 6)		
Thur								
Fri						<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 7)		
Sat								
Sun								

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 8)			<b>Will the supply of alcohol be for consumption (Please tick box)</b> (please read guidance note 9)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input 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 6)					
Mon								
Tue								
Wed						<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 7)		
Thur								
Fri								
Sat								
Sun								

**K**

<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)
None



L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 8)			<b>State any seasonal variations</b> (please read guidance note 6)
Day	Start	Finish	
Mon	07:00	23:30	
Tue	07:00	23:30	
Wed	07:00	23:30	
Thur	07:00	23:30	
			<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 7)
Fri	07:00	00:30	
Sat	07:00	00:30	
Sun	07:00	23:30	

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

The following conditions are to be removed (numbers from last issued Premise Licence) as amended at the hearing on 4th October 2018:

- 11. There should be no glass, drinks or open containers taken outside of the premises at any time, except for online collection orders and for home/business deliveries only.
- 14. Intoxicating liquor shall not be sold, supplied or consumed otherwise to persons who are taking a substantial meal from the menu, to customers collecting in-store from an online order or for home/business deliveries and the consumption of alcohol by such persons is ancillary to taking such meals.

The above 2 conditions were imposed at a Committee Meeting on 4th October 2018 but we do not yet have the amended licence.

The 10 conditions which were imposed at the last hearing on 4th October 2018 on pages 88 & 89 of the Agenda to be retained together with the other conditions on the Premise Licence and of particular note retaining the following:-

- 1. Any "off sales" of alcohol will be in sealed containers only;
- 2. "Off Sales" of alcohol can only be supplied with a takeaway meal.

Please tick yes

- 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 failed to enclose the premises licence or relevant part of premises licence

Premises licence is still with licensing following the previous full variation.

**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,e)** (please read guidance note 11)

Bearing in mind the nature of this variation and those conditions which will remain on the premises licence nothing further is required.

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

As above in box a)

**c) Public safety**

As above in box a)

**d) The prevention of public nuisance**

As above in box a)

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

As above in box a)

**Please tick yes**

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

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

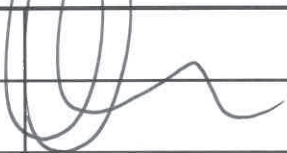
**Part 5 – Signatures** (please read guidance note 12)

**Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent** (please read guidance note 13). **If signing on behalf of the applicant please state in what capacity.**

Signature

Date	26 November 2019
Capacity	Poppleston Allen – Solicitors for & 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 14). If signing on behalf of the applicant please state in what capacity.**

Signature	
Date	
Capacity	

**Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)**

██████████  
 Poppleston Allen Solicitors  
 37 Stoney Street  
 The Lace Market

<b>Post town</b>	Nottingham	<b>Post code</b>	NG1 1LS
------------------	------------	------------------	---------

**Telephone number (if any)** ██████████

**If you would prefer us to correspond with you by e-mail your e-mail address (optional)**

██████████

### 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 for 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. In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with



**Fw: Licence Application - weekending 29/11/2019**

1 message

8 December 2019 at 19:31

to: Licensing@hackney.gov.uk

Dear Sir or Madam

I would like to register a representation against Pizza Union's application, on the grounds that this will lead to more crime and disorder, public nuisance, less public safety and less protection of children from harm.

As you'll no doubt be aware, the area around Dalston Kingsland / Dalston Junction already suffers from huge issues of all the above.

With best wishes

**Gesendet:** Donnerstag, 05. Dezember 2019 um 14:47 Uhr

**Von:** "Licensing" <Licensing@Hackney.gov.uk>

**An:** Kein Empfänger

**Betreff:** Licence Application - weekending 29/11/2019


Dear All,

Please see attached the list of applications received by the Licensing Service during the above period.

Kind Regards,

Licensing Service  
London Borough of Hackney  
Tel: 020 8356 2431  
Email: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)  
[www.hackney.gov.uk/licensing](http://www.hackney.gov.uk/licensing)

Disclaimers apply, for full details see: <https://hackney.gov.uk/email-disclaimer>

 **eb-la2003 wk ending 29 November.pdf**  
23K

# APPENDIX C



**This premises licence has been issued by:**

Licensing Service  
1 Hillman Street  
London E8 1DY

## PART A – PREMISES LICENCE

### Premises Licence Number

086490

### Part 1 – Premises details

Pizza Union  
14 Kingsland High Street  
Hackney  
London  
E8 2JP

### Where the licence is time limited the dates

Not Applicable

### Licensable activities authorised by the licence

Late Night Refreshment  
Supply of Alcohol

### The times the licence authorises the carrying out of licensable activities

#### Late Night Refreshment:

#### Standard Hours:

Fri 23:00-00:00  
Sat 23:00-00:00

#### Supply of Alcohol:

#### Standard Hours:

Mon 10:00-23:00  
Tue 10:00-23:00  
Wed 10:00-23:00  
Thu 10:00-23:00  
Fri 10:00-00:00  
Sat 10:00-00:00  
Sun 10:00-23:00

**The opening hours of the premises**

**Standard Hours:**

Mon 07:00-23:30  
Tue 07:00-23:30  
Wed 07:00-23:30  
Thu 07:00-23:30  
Fri 07:00-00:30  
Sat 07:00-00:30  
Sun 07:00-23:30

**Where the licence authorises supplies of alcohol whether these are on and/or off supplies**

On and Off Premises

**Part 2 –**

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Pizza Union Limited  
4th Floor  
35 New Bridge Street  
London  
EC4V 6BW

**Registered number of holder, for example company number, charity number (where applicable)**

08185139

**Name, address and telephone number of designated premises supervisor where the premises authorises the supply of alcohol**

Aaron Gonzalez Leal

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

**Date of Grant:** 8 May 2017

**Signed:**

**David Tuitt  
Team Leader - Licensing**

## Annex 1 - Mandatory Conditions

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.

## **Annex 2 – Conditions consistent with the 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 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.
10. 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.
11. There shall be no glass, drinks or open containers taken outside of the premises at any time, except for sealed containers of drinks relating to online collection orders and for home/business deliveries only.
12. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.

13. The premises shall adhere to Hackney Police Theft, Weapons and Drugs Policies and any updates thereof.
14. Alcohol shall not be sold, supplied or consumed otherwise than to persons who are;
  - a) taking a substantial meal from the menu and the consumption of alcohol by such persons is ancillary to taking such meals,
  - b) collecting instore from an online order with a meal, or
  - c) home/business deliveries with a meal
15. All music played will be at background level to create ambiance which allows face to face conversation at normal volume.
16. 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.
17. Customers to be reminded it is a criminal offence for a person under 18 years to purchase or attempt to purchase alcohol and it is also an offence to purchase alcohol on behalf of a person aged under 18 years.
18. All off-sales of alcohol will be in sealed containers only.
19. "Off-sales" of alcohol can only be supplied with a takeaway meal.
20. When a licensable activity is taking place at the premises, drivers in motor cars or mopeds that are on Ashwin Street and Abbot Street to pick up deliveries from the premises must not leave cars or mopeds engines on idle and must not use their horns inappropriately.
21. On delivery, every customer who appears to be under the age of 25 will be required to provide proof of age by way of photographic driving licence, passport, HM Forces Card or a form of identification with the PASS hologram. If the person seeking alcohol is unable to produce such identification to prove that they are 18 or over, then no supply of alcohol will be made to that person.
22. A written record shall be kept of all refusals which will be made available to the Licensing Authority or Police on request.
23. 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.
24. 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.

25. 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.
26. 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.
27. 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 in Pizza Union. 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

### **Annex 3 – Conditions attached after a hearing by the licensing authority**

Not Applicable

### **Annex 4 – Plans**

PLAN/086490/040417

**General Notes:**  
 Do Not Scale from this drawing.  
 Contractor to carry out full setting out prior to start of works and notify any discrepancies to the Architect for verification.  
 All works to be strictly in accordance with local authority regulations, and/or similar governing bodies; Regulations (Health and Safety).

Copyright of this drawing is reserved and is issued on condition that it is not reproduced in part or in whole without written consent of the Architect.  
 All dimensions to be verified on site by the Contractor. The Contractor shall be responsible for any discrepancies brought to our immediate attention shall be deemed to be the responsibility of the contractor/contractor.

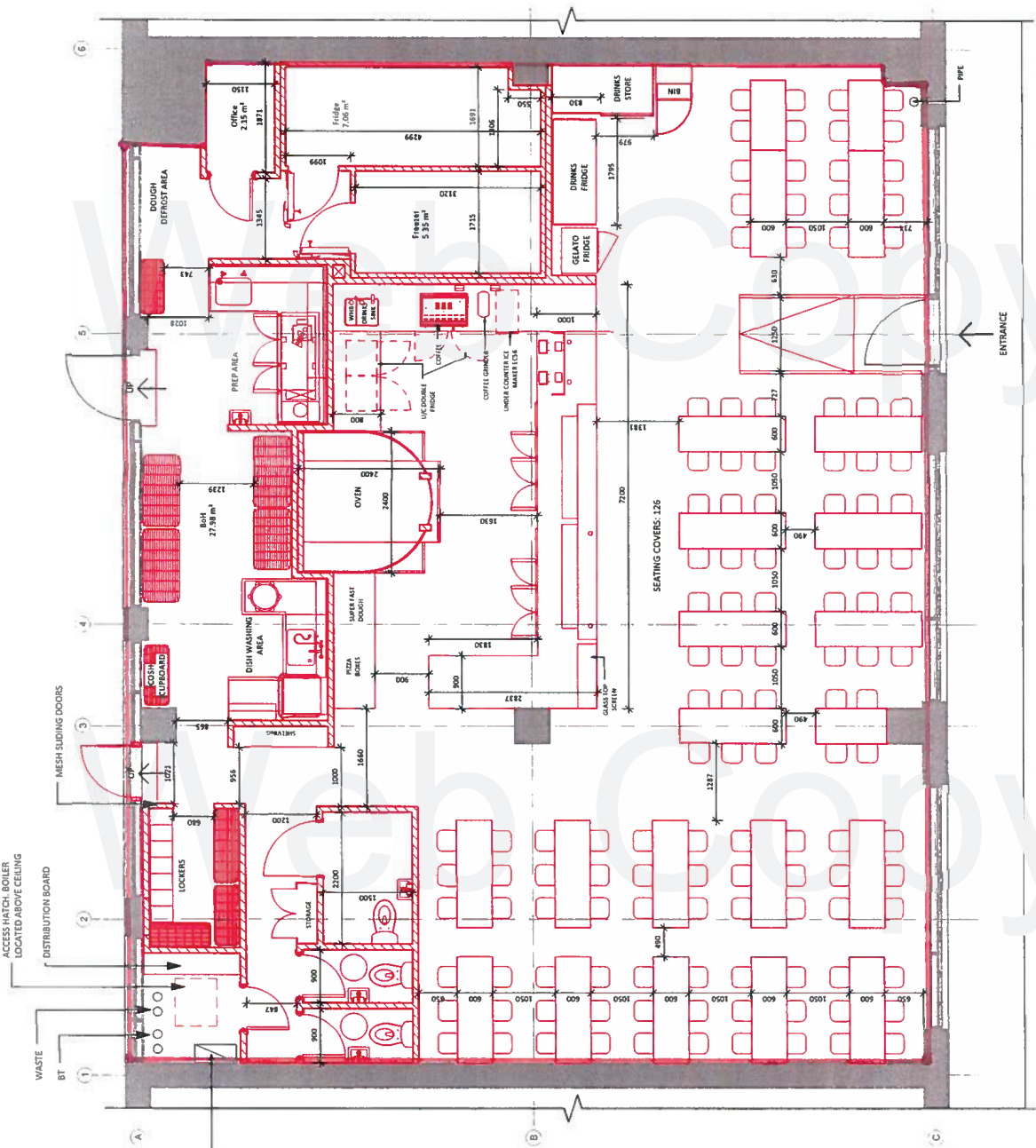
1. Debenhams Place  
 Marshfield Terrace  
 London  
 W4 4LD  
 Phone: +44 (0)20 842 3300  
 Fax: +44 (0)20 874 0744  
 WWW.GHOSTARCHITECTS.COM

**ghost**  
 ARCHITECTURAL

**PITTS UNION**

PROJECT: Pizza Union Dalston Unit 3 New Store  
 Kingland High Street, E8 2JP

DRAWING TITLE: Schematic - General Arrangement	
SCALE: 1:250 A3	CHECKED: BS
DATE: 09/02/17	ISSUE TYPE: SCHEMATIC
PROJECT AND DWG NO: 216574-SK-05	REV: -/-

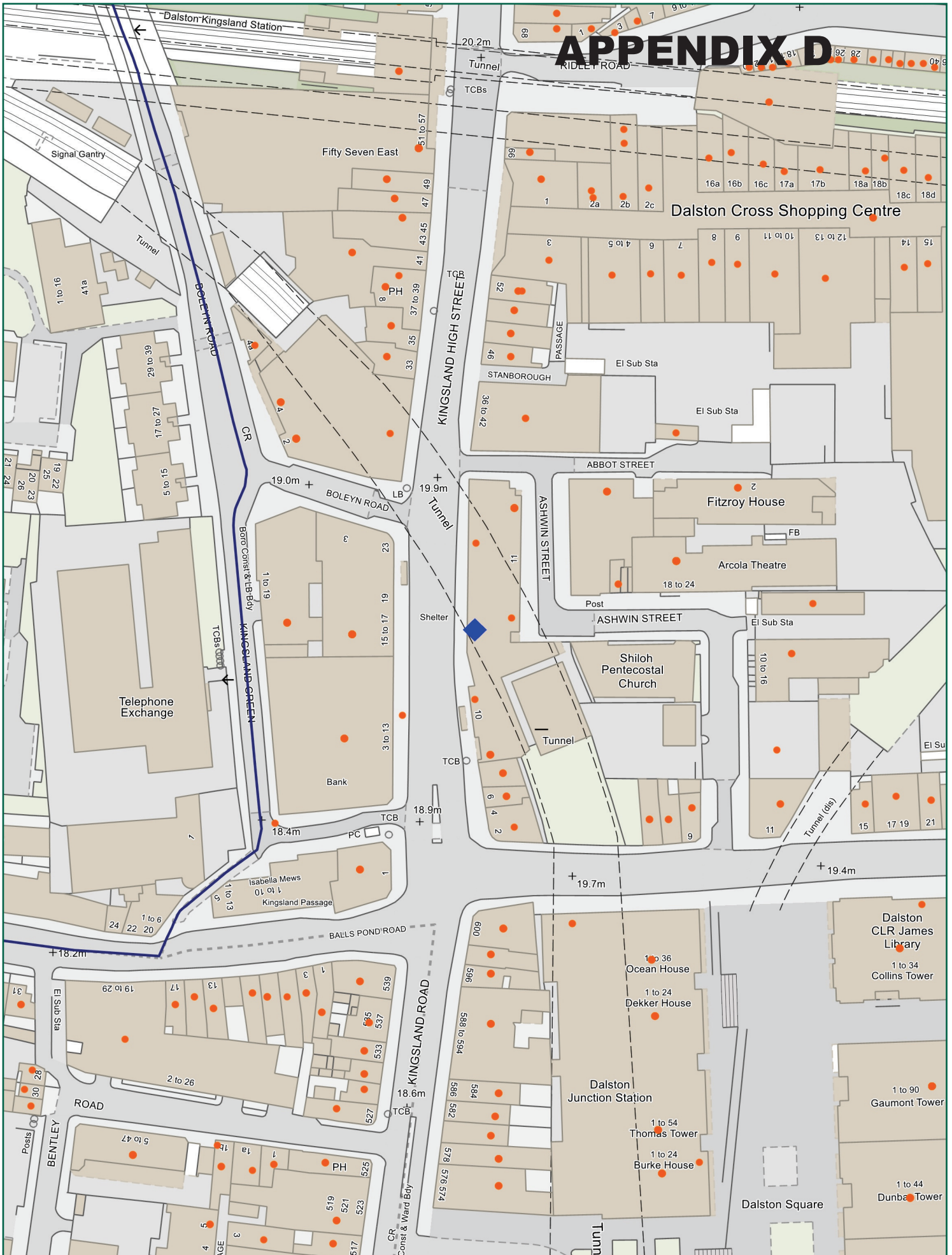


1 General Arrangement

**SALE OF ALCOHOL AND LATE NIGHT REFRESHMENT.**

The location and type of any fire safety and any other safety equipment is shown as at present. This may be varied from time to time with the agreement of the Fire Officer or after a fire risk assessment.

# APPENDIX D



Scale: 1:1250 at A4



Ref:

02 January 2020

Page 57  
Product: unspecified

email:

please specify copyright statement

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# Agenda Item 7

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/ukxi/2005/44/contents/made>

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