



London Borough of Hackney – Decisions taken by the Licensing Sub Committee D on Thursday, 17 September 2020

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

5	Premises License: Protein Studios, 31 New Inn Yard, EC2A 3EY	<p><b><u>The decision</u></b></p> <p>The Licensing sub-committee in considering this decision from the information presented to it within the report and at the hearing today has determined that having regard to the promotion of all the licensing objectives:</p> <ul style="list-style-type: none"><li>• The prevention of crime and disorder;</li><li>• Public safety;</li><li>• Prevention of public nuisance;</li><li>• The protection of children from harm;</li></ul> <p>The application for a premises licence has been approved in accordance with the Council's Statement of Licensing Policy and the proposed conditions as set out in paragraph 8.1 of the report, with the following amendments :-</p> <ul style="list-style-type: none"><li>• <u>The opening hours and the hours for licensable activity:</u></li></ul> <p><u>Opening Hours:</u></p> <table><tbody><tr><td>Monday – Thursday</td><td>07:00 – 21:30 hours</td></tr><tr><td>Friday – Saturday</td><td>07:00 – 22:00 hours</td></tr><tr><td>Sunday</td><td>07:00 – 21:30 hours</td></tr></tbody></table>	Monday – Thursday	07:00 – 21:30 hours	Friday – Saturday	07:00 – 22:00 hours	Sunday	07:00 – 21:30 hours
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		<p align="center"><u>Supply of Alcohol (On the premises)</u></p> <p>Monday – Thursday            08:00 – 21:00 hours</p> <p>Friday – Saturday            08:00 – 21:30 hours</p> <p>Sunday                            10:00 – 21:00 hours</p> <ul style="list-style-type: none"> <li>● Condition 12 to be amended and read as follows: <p align="center">“The use of the external area shall cease at 21:00 hours save for a            maximum of 5 smokers at any one time”.</p> </li> <li>● Condition 14 to be amended and read as follows: <p align="center">“There shall be submitted and accepted:</p> <ul style="list-style-type: none"> <li>i)     A written dispersal policy and</li> <li>ii)    An external area seating management plan</li> </ul> <p align="center">in a form agreed with the Metropolitan Police Service and the Licensing Authority, a copy of which shall be kept on the premises and produced to the Police or an authorised officer upon request. The latter shall specify that the tables and chairs be rendered unusable nightly”.</p> </li> <li>● Condition 31 to be amended and read as follows:</li> </ul>

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		<p align="center">“The external area capacity shall be limited to 25 persons”.</p> <ul style="list-style-type: none"> <li>● Sale of Alcohol (off the premises) was removed from the application.</li> <li>● Late Night Refreshment was removed from the application.</li> <li>● Delete Condition 29 as it relates to off sales.</li> </ul> <p>And the following additional condition agreed by the Applicant:</p> <ul style="list-style-type: none"> <li>● There shall be no supply of alcohol to customers outside of the premises until such time that:             <ul style="list-style-type: none"> <li>a) an accurate plan has been submitted to and accepted by the Licensing Authority; and</li> <li>b) the premises licence holder has obtained a tables and chairs licence or pavement licence (whichever they may require) from the Highways Authority</li> </ul> </li> </ul> <p>Any furniture used under the licence must be placed outside in accordance with such plans and consent.</p> <ul style="list-style-type: none"> <li>● All tables and chairs in the external area shall be removed and rendered unusable, and the use of the external area, shown on the plan, shall cease at 21:00 Sunday to Thursday and 21:30 on Friday and Saturday.</li> </ul> <p><b><u>Reasons for the decision</u></b></p> <p>The application for the premises licence has been approved as members of the licensing sub-</p>

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		<p>committee were satisfied that the licensing objectives would not be undermined within the Shoreditch Special Policy Area (SPA).</p> <p>The sub-committee took into consideration that the Metropolitan Police Service and Environmental Protection had withdrawn their representations and agreed conditions with the applicant.</p> <p>The sub-committee also took into consideration the representations made by the Other Persons and their concerns about the potential impact on local residents within the Shoreditch SPA. They felt the premises would attract more people to the area who will drink, stay in the area for longer, and will result in anti-social behaviour. The Other Persons maintained their objections to the application.</p> <p>The applicant's representative made representations that the applicant has a leasehold interest in the premises, and had previously only supplied alcohol to customers by applying for Temporary Event Notices. The rest of the building will be used for events or office space, as a separate business. The hours applied for had already been reduced in consultation with some responsible authorities.</p> <p>It was noted that the licensable area included only the ground floor restaurant unit outlined in the application, together with the outdoor area to be clarified on a revised plan.</p> <p>The applicant accepted that further consents may be needed from the Highways Authority for use of the external areas.</p> <p>The sub-committee also noted that the premises had a very limited capacity which had been further reduced during the hearing.</p>

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		<p>In particular they noted that all supply of alcohol would be with a substantial meal at all times, inside and outside the premises.</p> <p>The sub-committee felt that on balance the reduced hours and the conditions agreed by the applicant, especially the substantial meal requirement, helped sufficiently mitigate concerns that the premises may add to cumulative impact in the Shoreditch SPA.</p> <p>Having taken all of the above factors into consideration the sub-committee were satisfied that the licensing objectives would continue to be promoted within the Shoreditch SPA, by granting this application.</p> <p><b>Planning Informative</b></p> <p>The applicant is reminded of the need to operate the premises according to any current planning permission relating to its use class, conditions and hours, and to obtain any necessary consents.</p> <p>It also should be noted for the public record that the local planning authority should draw no inference or be bound by this decision with regard to any future planning application which may be made.</p>
<b>6</b>	Premises License: The Barrel Boulangerie, 316 Mare Street, Hackney, E8 1HA	The application was withdrawn from the meeting agenda.

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