



London Borough of Hackney – Decisions taken by the Licensing Sub Committee E on Tuesday 2 August 2022

Agenda Item No	Topic	Decision
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Items considered in public

4	Minutes of the Previous Meeting	None.						
6	Application to vary a premises licence at The Angel Service Station, 241-255 City Road, Hackney, London, EC1V 1NR	The application was approved by delegated authority and withdrawn from the agenda.						
7	Application for a premises licence at Club No.8, Basement, 8 Stoke Newington Road, Hackney, London, N16 7XN	<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> <p>The prevention of crime and disorder;</p> <ul style="list-style-type: none"><li>• Public safety;</li><li>• Prevention of public nuisance; and</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 set out in paragraph 8.1 of the report, with the following amendments:</p> <p>Films:</p> <table><tbody><tr><td>Monday to Thursday</td><td>10:00 - 23:00</td></tr><tr><td>Friday to Saturday</td><td>10:00 - 01:30</td></tr><tr><td>Sunday</td><td>10:00 - 22:30</td></tr></tbody></table>	Monday to Thursday	10:00 - 23:00	Friday to Saturday	10:00 - 01:30	Sunday	10:00 - 22:30
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Sunday	10:00 - 22:30							

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		<p>Indoor Sporting Events:</p> <p>Monday to Thursday      10:00 - 23:00                      Friday to Saturday      10:00 - 01:30                      Sunday                      10:00 - 22:30</p> <p>Live Music:</p> <p>Monday to Thursday      10:00 - 23:00                      Friday to Saturday      10:00 - 01:30                      Sunday                      10:00 - 22:30</p> <p>Recorded Music:</p> <p>Monday to Thursday      10:00 - 23:00                      Friday to Saturday      10:00 - 01:30                      Sunday                      10:00 - 22:30</p> <p>Performance of Dance:</p> <p>Monday to Thursday      10:00 - 23:00                      Friday to Saturday      10:00 - 01:30                      Sunday                      10:00 - 22:30</p> <p>Anything of a similar description:</p> <p>Monday to Thursday      10:00 - 23:00                      Friday to Saturday      10:00 - 01:30                      Sunday                      10:00 - 22:30</p>

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		<p>Late Night Refreshment</p> <p>Friday to Saturday            23:00 - 01:30</p> <p>Supply of Alcohol (on sales)</p> <p>Monday to Wednesday        10:00 - 23:00  Thursday                            10:00 - 00:00  Friday to Saturday            10:00 - 01:30  Sunday                                10:00 - 22:30</p> <p>Opening hours</p> <p>Monday to Wednesday        10:00 - 23:30  Thursday                            10:00 - 00:00  Friday to Saturday            10:00 - 02:00  Sunday                                10:00 - 23:00</p> <p>Remove Non-standard hours from the Application.</p> <p>An updated Fire risk assessment is required following works carried out on the premises.</p> <p>Amend condition 16 as follows:</p> <p>" A sound limiting device within the premises shall be installed to control all amplified sound generated on the premises. The device shall be approved by and set to the satisfaction of the Council's Environmental Protection Team and the Police and thereafter maintained for the</p>

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		<p>duration of use. No additional noise generating equipment shall be used on the premises without being routed through the sound limiting device”.</p> <p>Amend condition 19 as follows:</p> <p>“All doors (excluding the front door at street level) shall be kept closed when regulated entertainment is in operation, except for the immediate ingress and egress of patrons. Also customers are not permitted to use Miller Terrace beyond core hours under Policy LP3”</p> <p>Amend condition 26 as follows:</p> <p>“Persons under the age of 18 will not be permitted to be on premises when open to members, guests and family members after 22.00hrs; unless attending a pre-booked private event or film screening excluding "stag" and "hen" do events”.</p> <p>And the following conditions to the Premises Licence: :</p> <p>The Licence holder to employ a Designated Premises Supervisor that is approved by the Licensing Authority and the Police.</p> <p>No entrance or exit to the premises after 23:00 except for Fridays and Saturdays.</p> <p>SIA door security will be on duty on Fridays and Saturdays at the premises until 30 minutes after closing to deal with noise and dispersal from the premises.</p> <p>Premises to be adequately lit at the rear of the premises.</p> <p>No more than 8 persons are permitted to smoke outside at the rear of the premises at any one</p>

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		<p>time until 23:00.</p> <p>There shall be no more than 90 persons at the premises at any one time.</p> <p>The Licence holder to submit a soundproof acoustic report to the Environmental Team.</p> <p>No customers permitted under 25 except family members for private events and public and community events, and no under 5's permitted at all.</p> <p>There shall be a written dispersal policy submitted to and approved by the Licensing Authority and the Police. The approved dispersal policy shall be implemented at the premises. All staff shall be briefed on this dispersal policy. A copy of the policy shall be kept on the premises and shall be produced to a police officer or other authorised officer upon request.</p> <p><b>Reasons for the decision</b></p> <p>The application for a premises licence has been approved because the Licensing Sub-committee was satisfied that the licensing objectives would not be undermined in the Dalston Special Policy Area (Dalston SPA).</p> <p>The Sub-committee took into consideration that Environmental Enforcement, Environmental Protection, and Trading Standards agreed conditions in advance of the hearing with the Applicant and withdrew their representation.</p> <p>The Sub-committee took into consideration the representations made by the Metropolitan Police Service (“the Police”) that from February 2020 to date concerns set out remain the same in Dalston SPA. The Sub-committee heard that the Police had not been able to reach any agreements with the Applicant. The Sub-committee noted that customers at the premises are over 30s excluding hen parties. A Fire Risk Assessment had not been provided for the last six</p>

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		<p>months and the Police had concerns about late hours. The Sub-committee heard that Dalston had increased in numbers in the area, and the Police were requesting that the late hours and non-standard hours should be removed from the application. The Sub-committee took into account that there should be no amplified music until a noise report has been considered to assess the noise levels. The Sub-committee took into account that the Applicant was going to be the Designated Premises Supervisor as he now has a personal licence.</p> <p>The Sub-committee took into consideration the representations made by the Licensing Authority that the premises is located in the Dalston SPA therefore it is subject to policy LP10 and it will add to the cumulative impact in the Dalston SPA. This area has been identified as suffering from negative cumulative impact as a result of the high concentration of licensed premises.</p> <p>The Sub-committee took into consideration the objection to the application raised by Other Persons (a local resident) that live close to the premises who experienced loud music and noise nuisance. The Other Person felt that the application was unrealistic, and the late hours will result in more crime and nuisance in the Dalston SPA.</p> <p>The Sub-committee took into consideration the Applicant's representation that they agreed to reduce the hours to enable a phased dispersal to leave quietly and securely and staff will manage the dispersal from the premises. The Sub-committee took into account that this application for a premises licence has been considered by the Police to try and alleviate any concerns and two supporting letters were provided in support of the application.</p> <p>The Applicant contended that they are a responsible licence holder and that they would not add to the cumulative impact in the area. The Sub-committee heard that the fire risk assessment 2017 is still valid.</p> <p>The Sub-committee heard a representation in support of the application. The Other Person, in</p>

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		<p>support of the application, runs a number of groups and chairs groups and helps the community to celebrate events. These premises would enable the event organisers to do a lot of things and give young people time and space to enjoy events. The Sub-committee heard that the premises cater for young people and there was a shortage of spaces in the borough. The Sub-committee noted that the event organisers are inundated with requests for events membership of over 20 mainly birthdays and family celebrations. The Sub-committee heard that the events cannot just operate on Temporary Events because they have 40 events per year.</p> <p>The Sub-committee took into account the objections raised by the Police that 01:00 am in the week is late given the impact on local residents in the area, and that it should be core hours on weekdays. The Sub-committee took into consideration the Police’s concerns about the late night hours, and that if the premises operated the late night hours under Temporary Events the Police could monitor the hours.</p> <p>The Sub-committee took into account the Licensing Authority’s concerns about the lateness of the hours which were not acceptable, and that there was no dispersal policy in the Management Plan.</p> <p>The Sub-committee noted that the emphasis is on community facilities and community-based events for over 30s and community members. The Sub-committee took into consideration that 90 people can be controlled if they operate as the Applicant intends to.</p> <p>The Sub-committee took into consideration that the premises are situated in the Dalston Special Policy Area and the impact that the late night hours would have on local residents. The Sub-committee took into consideration the representations made by the Licensing Authority and the Police and their concerns about the operation of the premises late at night.</p> <p>Having taken all of the above factors into consideration, the Licensing Sub-committee was</p>

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		<p>satisfied, when granting this application for a premises licence, that the Applicant had offered adequate conditions and reduced hours, to justify them making an exception to grant this licence within the Dalston SPA.</p> <p><b>Public Informatives</b></p> <ol style="list-style-type: none"> <li>1. The Sub-committee encourages the Applicant to work with the Responsible Authorities to comply with the terms and conditions of his licence and to maintain the licensing objectives.</li> <li>2. The Applicant is reminded of the need to operate the premises according to any current licensing conditions on the premises licence and planning permission relating to its use class, conditions and hours.</li> <li>3. 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.</li> </ol> <p><b>Your right to appeal</b></p> <p><b>If you are aggrieved by any term, condition or restriction attached to this decision, you have the right to appeal to the Thames Magistrates Court, 58 Bow Road, London E3 4DJ within 21 days of the date you receive this written decision.</b></p>
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8	Temporary Event Notices - Standing Item	None.