



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

Thursday 1 December 2022  
at 2.00 pm.

Until further notice, all Licensing Sub-Committee meetings will be held remotely.

The YouTube live stream for the meeting can be viewed here:

<https://youtu.be/k9rSPRr3JTU>

The backup YouTube live stream can be viewed here:

<https://youtu.be/6CWuACseKNY>

## Members of the Sub-Committee:

Councillor Zoë Garbett (substitute)

Councillor Gilbert Smyth

Councillor Sheila Suso-Runge

**Mark Carroll**  
**Chief Executive**  
**Wednesday 23 November 2022**  
[www.hackney.gov.uk](http://www.hackney.gov.uk)

Contact:  
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# Licensing Sub Committee D

## Thursday 1 December 2022

### Agenda

- 1 Election of Chair**
- 2 Apologies for Absence**
- 3 Declarations of Interest - Members to declare as appropriate**

A Sub-Committee Member with a disclosable pecuniary interest or a prejudicial interest in a matter who attends a meeting of the authority at which the matter is considered:

- must disclose the interest at the start of the meeting or when or when the interest becomes apparent, and
- may not participate in any discussion or vote on the matter and must withdraw from the meeting proceedings in person or virtually.

A Member who discloses at a meeting a disclosable pecuniary interest which is not registered in the Register of Members Interests or the subject of a pending notification must notify the Monitoring Officer of the interest within 28 days of the disclosure.

Disclosable pecuniary interests, personal interests and prejudicial interests are defined at paragraphs 8.1 - 15.2 of Section 2 of Part 5 of the constitution and Appendix A of the Members' Code of Conduct.

- 4 Minutes of the Previous Meeting**
- 5 Licensing Sub-Committee Hearing Procedure (Pages 9 - 10)**
- 6 Variation of a Premises Licence: The Haggerston Pub, 438 Kingsland Road, London, E8 4AA (Pages 11 - 56)**

**Ward affected:** London Fields

- 7 Temporary Event Notices - Standing Item**

## Public Attendance

Following the lifting of all Covid-19 restrictions by the Government and the Council updating its assessment of access to its buildings, the Town Hall is now open to the public and members of the public may attend meetings of the Council.

We recognise, however, that you may find it more convenient to observe the meeting via the live-stream facility, the link for which appears on the agenda front sheet.

We would ask that if you have either tested positive for Covid-19 or have any symptoms that you do not attend the meeting, but rather use the live stream facility. If this applies and you are attending the meeting to ask a question, make a deputation or present a petition then you may contact the Officer named at the beginning of the Agenda and they will be able to make arrangements for the Chair of the meeting to ask the question, make the deputation or present the petition on your behalf.

The Council will continue to ensure that access to our meetings is in line with any Covid-19 restrictions that may be in force from time to time and also in line with public health advice. The latest general advice can be found here - <https://hackney.gov.uk/coronavirus-support>

## Rights of Press and Public to Report on Meetings

The Openness of Local Government Bodies Regulations 2014 give the public the right to film, record audio, take photographs, and use social media and the internet at meetings to report on any meetings that are open to the public.

By attending a public meeting of the Council, Executive, any committee or sub-committee, any Panel or Commission, or any Board you are agreeing to these guidelines as a whole and in particular the stipulations listed below:

- Anyone planning to record meetings of the Council and its public meetings through any audio, visual or written methods they find appropriate can do so providing they do not disturb the conduct of the meeting;
- You are welcome to attend a public meeting to report proceedings, either in 'real time' or after conclusion of the meeting, on a blog, social networking site, news forum or other online media;
- You may use a laptop, tablet device, smartphone or portable camera to record a written or audio transcript of proceedings during the meeting;
- Facilities within the Town Hall and Council Chamber are limited and recording equipment must be of a reasonable size and nature to be easily accommodated.
- You are asked to contact the Officer whose name appears at the beginning of this Agenda if you have any large or complex recording equipment to see whether this can be accommodated within the existing facilities;
- You must not interrupt proceedings and digital equipment must be set to 'silent' mode;

- You should focus any recording equipment on 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 to respect the wishes of those who do not want to be filmed and photographed may result in the Chair instructing you to cease reporting or recording and you may potentially be excluded from the meeting if you fail to comply;
- Any person whose behaviour threatens to disrupt orderly conduct will be asked to leave;
- Be aware that libellous comments against the council, individual Councillors or officers could result in legal action being taken against you;
- The recorded images must not be edited in a way in which there is a clear aim to distort the truth or misrepresent those taking part in the proceedings;
- Personal attacks of any kind or offensive comments that target or disparage any ethnic, racial, age, religion, gender, sexual orientation or disability status could also result in legal action being taken against you.

Failure to comply with the above requirements may result in the support and assistance of the Council in the recording of proceedings being withdrawn. The Council regards violation of any of the points above as a risk to the orderly conduct of a meeting. The Council therefore reserves the right to exclude any person from the current meeting and refuse entry to any further council meetings, where a breach of these requirements occurs. The Chair of the meeting will ensure that the meeting runs in an effective manner and has the power to ensure that the meeting is not disturbed through the use of flash photography, intrusive camera equipment or the person recording the meeting moving around the room.

## **Advice to Members on Declaring Interests**

If you require advice on declarations of interests, this can be obtained from:

- The Monitoring Officer;
- The Deputy Monitoring Officer; or
- The legal adviser to the meeting.

It is recommended that any advice be sought in advance of, rather than at, the meeting.

## **Disclosable Pecuniary Interests (DPIs)**

You will have a Disclosable Pecuniary Interest (\*DPI) if it:

- Relates to your employment, sponsorship, contracts as well as wider financial interests and assets including land, property, licenses and corporate tenancies.
- Relates to an interest which you have registered in that part of the Register of Interests form relating to DPIs as being an interest of you, your spouse or civil partner, or anyone living with you as if they were your spouse or civil partner.

- Relates to an interest which should be registered in that part of the Register of Interests form relating to DPIs, but you have not yet done so.

If you are present at any meeting of the Council and you have a DPI relating to any business that will be considered at the meeting, you **must**:

- Not seek to improperly influence decision-making on that matter;
- Make a verbal declaration of the existence and nature of the DPI at or before the consideration of the item of business or as soon as the interest becomes apparent; and
- Leave the room whilst the matter is under consideration

You **must not**:

- Participate in any discussion of the business at the meeting, or if you become aware of your Disclosable Pecuniary Interest during the meeting, participate further in any discussion of the business; or
- Participate in any vote or further vote taken on the matter at the meeting.

If you have obtained a dispensation from the Monitoring Officer or Standards Committee prior to the matter being considered, then you should make a verbal declaration of the existence and nature of the DPI and that you have obtained a dispensation. The dispensation granted will explain the extent to which you are able to participate.

### **Other Registrable Interests**

You will have an 'Other Registrable Interest' (ORI) in a matter if it

- Relates to appointments made by the authority to any outside bodies, membership of: charities, trade unions,, lobbying or campaign groups, voluntary organisations in the borough or governorships at any educational institution within the borough.
- Relates to an interest which you have registered in that part of the Register of Interests form relating to ORIs as being an interest of you, your spouse or civil partner, or anyone living with you as if they were your spouse or civil partner; or
- Relates to an interest which should be registered in that part of the Register of Interests form relating to ORIs, but you have not yet done so.

Where a matter arises at any meeting of the Council which affects a body or organisation you have named in that part of the Register of Interests Form relating to ORIs, **you must** make a verbal declaration of the existence and nature of the DPI at or before the consideration of the item of business or as soon as the interest becomes apparent. **You may** speak on the matter only if members of the public are also allowed to speak at the meeting but otherwise must not take part in any discussion or vote on the matter and must not remain in the room unless you have been granted a dispensation.

### **Disclosure of Other Interests**

Where a matter arises at any meeting of the Council which **directly relates** to your financial interest or well-being or a financial interest or well-being of a relative or

close associate, you **must** disclose the interest. **You may** speak on the matter only if members of the public are also allowed to speak at the meeting. Otherwise you must not take part in any discussion or vote on the matter and must not remain in the room unless you have been granted a dispensation.

Where a matter arises at any meeting of the Council which **affects** your financial interest or well-being, or a financial interest or well-being of a relative or close associate to a greater extent than it affects the financial interest or wellbeing of the majority of inhabitants of the ward affected by the decision and a reasonable member of the public knowing all the facts would believe that it would affect your view of the wider public interest, you **must** declare the interest. You **may** only speak on the matter if members of the public are able to speak. Otherwise you must not take part in any discussion or voting on the matter and must not remain in the room unless you have been granted a dispensation.

In all cases, where the Monitoring Officer has agreed that the interest in question is a **sensitive interest**, you do not have to disclose the nature of the interest itself.

## **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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# Agenda Item 5

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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<b>For Consideration By</b>	Licensing Sub-Committee
<b>Meeting Date</b>	01 December 2022
<b>Type of Application</b>	Vary a Premises Licence
<b>Address of Premises</b>	The Haggerston Pub, 438 Kingsland Road, London, E8 4AA
<b>Classification</b>	Decision
<b>Ward(s) Affected</b>	London Fields
<b>Group Director</b>	Rickardo Hyatt

1. **Summary**

1.1. This is an application to vary a premises licence to allow authorisation for:

- To extend live music, recorded music and supply of alcohol
- To increase the number of patrons allowed in the back yard smoking area to 40 and to limit this area to smoking only/no drinks after 2300hrs

2. **Application**

2.1. ACME Bars Ltd has made an application to vary a premises licence under section 34 of the Licensing Act 2003.

2.2. The premises is not located within a special policy area.

2.3. The applicant is seeking authorisation for the following licensable activities and times:

<b>Live Music</b>	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-00:00 Fri 11:00-02:00 Sat 11:00-02:00 Sun 11:00-01:00
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<b>Recorded Music</b>	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-00:00 Fri 11:00-02:00 Sat 11:00-02:00 Sun 11:00-01:00
<b>Supply of Alcohol</b> (On sales)	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-00:00 Fri 11:00-02:00 Sat 11:00-02:00 Sun 11:00-01:00
<b>The opening hours of the premises</b>	<b>Standard Hours:</b> Mon 11:00-00:30 Tue 11:00-00:30 Wed 11:00-00:30 Thu 11:00-00:30 Fri 11:00-02:30 Sat 11:00-02:30 Sun 11:00-02:30

2.4. The application is attached as Appendix A. The applicant has proposed some additional measures to address the licensing objectives.

3. **Current Status/History**

3.1. The current premises licence was granted on 24 March 2010 (attached as Appendix C).

3.2. Below is the list of temporary event notices given by the premises for this premises in last twelve months.

<b>Dates of the event(s)</b>	<b>Hours</b>
23/07/2022 to 24/07/2022	00:00 to 01:30am
30/07/2022 to 31/07/2022	00:00 to 01:30am
06/08/2022 to 07/08/2022	11:00 to 02:00am
13/08/2022 to 14/08/2022	11:00 to 02:00am
20/08/2022 to 21/08/2022	11:00 to 02:00am

27/08/2022 to 28/08/2022	11:00 to 02:00am
03/09/2022 to 04/09/2022	11:00 to 02:00am
10/09/2022 to 11/09/2022	11:00 to 02:00am
17/09/2022 to 18/09/2022	11:00 to 02:00am
24/09/2022 to 25/09/2022	11:00 to 02:00am
01/10/2022 to 02/10/2022	11:00 to 02:00am
08/10/2022 to 09/10/2022	11:00 to 02:00am
15/10/2022 to 16/10/2022	00:00 to 02:00am

4. **Representations: Responsible Authorities**

<b>From</b>	<b>Details</b>
Environmental Health Authority (Environmental Protection) (Appendix B1)	Representation received on the grounds of The Prevention of Public Nuisance
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)	No representation received
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	Representation withdrawn based on agreed hours as set out in para 2.3 and condition as set out in para 8.1
Licensing Authority (Appendix B2)	Representation received on the grounds of The Prevention of Public Nuisance
Health Authority	No representation received

5. **Representations: Other Persons**

<b>From</b>	<b>Details</b>
4 representations received in support from and on behalf of local residents. (Appendices C1-C4)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and The Protection of Children from Harm.

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), LP6 (External Areas and Outdoor Events) and LP11 (Cumulative Impact-General) are relevant.

## 8. **Officer Observations**

- 8.1. If the Sub-Committee is minded to approve the application, the following additional conditions should be applied the licence:
  1. All staff engaged in the sale of alcohol shall be fully trained and made aware of the legal requirements relating to underage sales and other legal requirements relating to the sale and supply of alcohol. Such training must take place on a 12 monthly basis and written records of the training must be maintained on the premises for inspection by the Police or Authorities. This training is to include WAVE (Welfare And Vulnerability Engagement) training.

## 9. **Reasons for Officer Observations**

- 9.1. The applicant has agreed to amend condition 24 as agreed with 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 individuals rights against



the interests of the community at large.

12. **Members Decision Making**

12.1. **Option 1**

**That the application be refused**

12.2. **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.

**Appendix 8:**

- Appendix A: Application to vary a premises licence
- Appendix B: Representations from responsible authorities
- Appendix C: Representations in support from other persons
- Appendix D: Current premises licence
- Appendix E: Location map

**Background documents**

Licensing Act 2003  
LBH Statement of Licensing Policy

<b>Report Author</b>	Name: Suba Sriramana Title: Principal Licensing Officer Email: subangini.sriramana@hackney.gov.uk Tel: 02083564915
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← Hackney

LA07

**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.

**I/We** ACME BARS 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**

**Premises licence number - LBH-PRE-T-1097**

**Part 1 – Premises Details**

The Haggerston Pub,  
438 Kingsland Road,  
Hackney

Post town London

Postcode E8 4AA

Telephone number at premises (if any)

Non-domestic rateable value of premises

**Part 2 – Applicant details**

Daytime contact telephone number

E-mail address (optional)

Current postal address if different from premises address

Post town

Postcode

### Part 3 – Variation

Please tick as appropriate

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

DD MM YYYY

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

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 see guidance note 2)

Public House with main ground floor bar, upstairs room and back yard smoking area.

-To extend the the times the licence authorises the carrying out of licensable activities to below:

Mon 11:00-00:00  
Tue 11:00-00:00  
Wed 11:00-00:00  
Thu 11:00-00:00  
Fri 11:00-02:00  
Sat 11:00-02:00  
Sun 11:00-02:00

-To extend the opening hours of the business to allow for egress and proper dispersal of patrons to below:

Mon 11:00-00:30  
Tue 11:00-00:30  
Wed 11:00-00:30  
Thu 11:00-00:30  
Fri 11:00-02:30  
Sat 11:00-02:30  
Sun 11:00-02:30

-To increase the amount of patrons allowed in the back yard smoking area to 40 and to limit this area to smoking only/no drinks after 2300hrs

The variations above were discussed in a meeting with Hackney Police Licensing Unit as a possibility. These have been tested on Friday and Saturday using temporary events notices every weekend since 23/07/2022 and have proven to uphold the licensing objectives.

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:

## 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 see 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)

**Supply 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	
Day	Start	Finish		Outdoors	
				Both	
Mon			<b>Please give further details here</b> (please read guidance note 5)		
Tue					
Wed			<b>State any seasonal variations for performing plays</b> (please read guidance note 6)		
Thur					
Fri			<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)		
Sat					
Sun					

**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	
				Outdoors	
Day	Start	Finish		Both	
Mon			<b>Please give further details here</b> (please read guidance note 5)		
Tue					
Wed			<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 6)		
Thur					
Fri			<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)		
Sat					
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 8)			<b>Please give further details</b> (please read guidance note 5)
Day	Start	Finish	
Mon			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 6)
Tue			
Wed			
Thur			<b>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</b> (please read guidance note 7)
Fri			
Sat			
Sun			



**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 8)			<b>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</b> (please read guidance note 4)	Indoors	
Day	Start	Finish		Outdoors	
				Both	
Mon			<b>Please give further details here</b> (please read guidance note 5)		
Tue					
Wed			<b>State any seasonal variations for boxing or wrestling entertainment</b> (please read guidance note 6)		
Thur					
Fri			<b>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</b> (please read guidance note 7)		
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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon	11:00	00:00	<b>Please give further details here</b> (please read guidance note 5)	Both	
Tue	11:00	00:00			
Wed	11:00	00:00	<b>State any seasonal variations for the performance of live music</b> (please read guidance note 6)		
Thur	11:00	00:00			
Fri	11:00	02:00	<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	11:00	02:00			
Sun	11:00	02:00			

**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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	11:00	00:00	<b>Please give further details here</b> (please read guidance note 5)	Both	<input type="checkbox"/>
Tue	11:00	00:00			
Wed	11:00	00:00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 6)		
Thur	11:00	00:00			
Fri	11:00	02:00	<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	11:00	02:00			
Sun	11:00	02:00			

**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)	
Day	Start	Finish	Outdoors	
Mon			Both	
Tue				
Wed			<b>Please give further details here</b> (please read guidance note 5)	
Thur				
Fri			<b>State any seasonal variations for the performance of dance</b> (please read guidance note 6)	
Sat				
Sun				
			<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)	

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	
Mon				Outdoors	
				Both	
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	
Day	Start	Finish		Outdoors	
				Both	
Mon			<b>Please give further details here</b> (please read guidance note 5)		
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</b> (please read guidance note 9)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	
Day	Start	Finish		Both	
Mon	11:00	00:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 6)		
Tue	11:00	00:00			
Wed	11:00	00:00			
Thur	11:00	00:00	<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)		
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	02:00			

**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 10).**

**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	11:00	00:30	
Tue	11:00	00:30	
Wed	11:00	00:30	
Thur	11:00	01:30	
Fri	11:00	02:30	
Sat	11:00	02:30	
Sun	11:00	02:30	<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)



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.

Please tick as appropriate

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 not enclosed the premises licence or relevant part of premises licence.

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

- Continue to liaise with Hackney Police Licensing Unit frequently.
- Become an accredited member of the Hackney Nights scheme (we have signed up already)

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

- Dedicated security controlling the smoking area.
- Use re-useable plastic glassware in the venue after a designated time.

**c) Public safety**

- Appoint from current staff a 'women's and diversity champion' to responsibly oversee equality and safety for women and members of the LGBTQIA+ community

**d) The prevention of public nuisance**

- Continue to work closely with Hackney's enforcement team at later weekend hours.
- Continue to keep updating the soundproofing of the bar since a conversation with Hackney Council Licensing department.

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

- Every patron is currently I.D checked by SIA at the door regardless of age.
- Continue to keep log books of I.D checks/challenge 25 by staff at the bar in accordance with our current licence.

Checklist:


**Please tick to indicate agreement**

- 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	27/09/2022
Capacity	Premesis Licence Holder/Company Director

**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)

Peter J Clarke  


Post town	██████████	Post code	██████████
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 of consumption of these off-supplies of alcohol, 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 one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
  - Live music: no licence permission is required for:
    - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
    - a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
    - a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.

# Appendix B1



Sanaria Hussain &lt;sanaria.hussain@hackney.gov.uk&gt;

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## Licensing Act 2003- Variation to a Premises Licence Re: The Haggerston Pub, 438 Kingsland Road, E8 4AA

1 message

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**George Wokorach** <george.wokorach@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

25 October 2022 at 13:21

Dear Sanaria

Hope you are well

The Environmental Protection Team has concerns regarding loud music and voices from the rear yard. In June and July, the team received noise complaints in relation to the above mentioned matters. The applicant has not demonstrated how they intend to minimise noise from music and voices in the external areas of the premises. The applicant mentions sound insulation works but did not give any details regarding the time frame for the works. The applicant is advised to produce a Noise Impact Report to support the application. I will object to the application and ask the applicant to contact me with any noise mitigation measures they intend to employ to enhance the Public Nuisance Objective of the Licensing Act 2003

Regards

**George Wokorach**  
**Environmental Protection Officer**  
**Projects and Regulatory Services**  
**Neighbourhoods & Housing Directorate**  
**London Borough of Hackney**  
**Hackney Service Centre**  
**2 Hillman Street**  
**London**  
**E8 1FB**

**Tel: 0208 356 3403**

**Email: [George.Wokorach@hackney.gov.uk](mailto:George.Wokorach@hackney.gov.uk)**

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

**RESPONSIBLE AUTHORITY REPRESENTATION:  
APPLICATION UNDER THE LICENSING ACT 2003**

**RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Licensing Service 1 Hillman Street London E8 1FB
CONTACT NAME	Channing Riviere
TELEPHONE NUMBER	020 8356 4622
E-MAIL ADDRESS	Channing.riviere@hackney.gov.uk

**APPLICATION PREMISES**

NAME & ADDRESS OF PREMISES	The Haggerston Pub 438 Kingsland Road Hackney London E8 4AA
NAME OF APPLICANT	Acme Bars Ltd.

**COMMENTS**

I make the following relevant representations in relation to the above application.

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance **x**
- the protection of children from harm

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

The premises is located in the Dalston Special Policy Area (Dalston SPA), the Dalston SPA has been designated as such due to the impact of the number of premises within the area and their impact on the licensing objectives as well as the local amenity.

*“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.”*

The Licensing Authority notes the hours for licensable activity on the current licence fall within core hours apart from Sundays, the additional extension sought extends the hours of the premises beyond the Core Hours set out in our licensing policy LP3.

*“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.”*

The Licensing Authority notes the proposed amendment to condition 32 in relation to the use of the garden, the application seeks to double the amount of patrons in the area to 40 persons, condition 32 states the following;

*32. There shall be a maximum of 20 patrons allowed in the garden at any time and this will be limited to 15 smokers after 2200 hours. The garden shall be the designated smoking area.*

The premises is mostly surrounded by non-residential premises, however, consideration should be given to the potential impact of any amendment to conditions or extension in hours that may impact the flats located above the commercial parades on Richmond Road and Kingsland Road.

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

The Licensing Act 2003, Statement of Licensing Policy 2016 and Guidance issued by the Home Office.

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

The applicant should consider if they are prepared to propose a reduced capacity for the garden area as opposed to the currently sought doubling of capacity.

**Name:** Channing Riviere (Principal Licensing Officer)

**Date:** 25/10/2022





Sanaria Hussain &lt;sanaria.hussain@hackney.gov.uk&gt;

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**Fwd: The Haggerston**

1 message

---

**Licensing (Shared Mailbox)** <licensing@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

24 October 2022 at 12:04

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)

----- Forwarded message -----

From: [REDACTED]  
Date: Mon, 24 Oct 2022 at 10:03  
Subject: The Haggerston  
To: <[licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)>

To whom it may concern,

I am writing to advocate for The Haggerston maintaining their late night opening hours licence.

The Haggerston is an important cultural hub that people of all ages know and love, it supports so many upcoming artists and musicians, and is known for the amazing Sunday night live Jazz. Without the Haggerston, Hackney will have lost such an amazing hub for nightlife and it would be a shame to see Hackney without the spark of the Haggerston.

The Haggerston is a safe environment where the building is looked after and everyone is protected by the amazing security team who prevent any crime and disorderly behaviour from taking place in the pub whilst also making us feel welcome and safe.

The security and management also make a huge effort to prevent public nuisance and ensure that there is no loitering or loud noise outside the pub or in the surrounding area.

I hope this email finds you well and can help to explain why the Haggerston is such a beloved place and why the Haggerston deserves their late night licence back.

Kindest regards,  
[REDACTED]Disclaimers apply, for full details see: <https://hackney.gov.uk/email-disclaimer>



# Appendix C2

Licensing (Shared Mailbox) <licensing@hackney.gov.uk>

## Fwd: The Haggerston - Later Opening Hours

1 message

[Redacted]

22 October 2022 at 10:15

To: "Licensing (Shared Mailbox)" <licensing@hackney.gov.uk>

----- Forwarded message -----

From: [Redacted]

Date: Fri, Oct 21, 2022 at 5:46 PM

Subject: The Haggerston - Later Opening Hours

[Redacted]

Dear Sir/Madam,

Please allow Haggerston to keep later opening hours allowing the business to be able to make a reasonable profit and be able to strive in the Hackney nightlife.

I've lived and worked in Hackney for over 10 years and love this pub and the people who have worked there over the years. I've always felt welcome as it's such an inclusive venue.

Its cultural significance in this area is paramount. I've worked there myself, DJ'd there and know many friends who work there. It's always been a family atmosphere; the staff have always been incredible!

I now work at the [Redacted] [Kingsland High St](#) and I constantly recommend The Haggerston Pub as a great place to go for people visiting the area. All the staff there know the pub well and would hope that it manages to stay open.

I genuinely hope you're able to allow The Haggerston Pub to keep its current hours license.

Kind regards,

[Redacted signature block]

[Redacted signature block]



# Appendix C3

Sanaria Hussain &lt;sanaria.hussain@hackney.gov.uk&gt;

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## Fwd: The Haggerston Application

1 message

---

**Licensing (Shared Mailbox)** <licensing@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

24 October 2022 at 12:04

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)

----- Forwarded message -----

From: [REDACTED]  
Date: Sat, 22 Oct 2022 at 16:50  
Subject: The Haggerston Application  
To: <[licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)>

Hi there,

I'm a Hackney resident living very close (within earshot) to the Haggerston off of Kingsland Road. I've heard they're making an application for revised hours that will help them be a more sustainable business.

I love living in the area and the Haggerston, and cultural institutions like it, are a huge part of the reason why. In the relatively short time I've lived nearby, I've seen multiple musical and cultural events that reflect the diversity of talent and background in London, and that I've felt very fortunate to support. It's clear that the team goes out of their way to provide opportunities for grassroots and up and coming artists and providing access to a range of voices that might not get the same opportunities elsewhere.

The area feels safe, and the present of the Haggerston, its patrons, and the security team make the area feel lively and welcoming, with eyes on the street that help prevent nuisance. As a nearby resident, I walk past the Haggerston multiple times a day, including at night, and have never felt that the patrons were creating a nuisance. As a patron, I've been annoyed by the rigour that the Haggerston staff have in keeping down noise levels and loitering outside the venue!

I hope the Council welcomes this application by the Haggerston so it can continue to serve as an important cultural institution.

Best,

[REDACTED]

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



Sanaria Hussain &lt;sanaria.hussain@hackney.gov.uk&gt;

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**Fwd: The Haggerston Pub**

1 message

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**Licensing (Shared Mailbox)** <licensing@hackney.gov.uk>  
To: Sanaria Hussain <sanaria.hussain@hackney.gov.uk>

24 October 2022 at 12:04

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)

----- Forwarded message -----

From: [REDACTED]  
Date: Sat, 22 Oct 2022 at 14:59  
Subject: The Haggerston Pub  
To: [licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk) <[licensing@hackney.gov.uk](mailto:licensing@hackney.gov.uk)>

Tear team,

I am a local Haggerston resident and I just wanted to email through some thoughts re "The Haggerston" pub.

For the past few years the pub has been subjected to some quite disabling restrictions. They have been propped up and have survived because of the huge community and support they receive from regulars and local residents. The fact that they managed to reopen and rebuild their business is an indicator that they are an integral part of the local community. They have come up with some really interesting creative ways of supporting local artists both in music and fashion and I'm so impressed at their ability to remain open despite the challenges they have faced.

I have been going to the Haggerston for many years and have always found it to be a uniquely diverse, welcoming and cultural hub. I've made really close friends there and have never seen any altercations of any kind. The atmosphere has always been nothing but fun and pleasant. The bar staff and security staff have always made me feel very safe and have been vigilant about politely making sure that customers are respectful to the local residents and the environment, particularly when leaving home and when in the rear garden. They make a concerted obvious effort each time that I have been to remind people that it is a residential area and to make sure people go home rather than stay and make noise. I have to say that the customers have always seemed very receptive to this and are very considerate of this situation, particularly given the difficulties that the Haggerston has been through. All were very grateful to see it reopen and are keen to see it remain so, but also to prevent upset to the local residents who have a right not to be disturbed, particularly at night. I think people are understanding of that situation.

I bought a property in Haggerston 2 years ago and the pub itself was a factor in choosing this location. The pub adds a great deal to the area and I hope you will keep this in mind.

Best wishes

[REDACTED]  
[REDACTED] [Kingsland Road, E8](#) [REDACTED]Disclaimers apply, for full details see: <https://hackney.gov.uk/email-disclaimer>



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

Licensing Service  
1 Hillman Street  
London E8 1DY

## PART A – PREMISES LICENCE

### Premises Licence Number

LBH-PRE-T-1097

### Part 1 – Premises details

The Haggerston  
438 Kingsland Road  
Hackney  
London  
E8 4AA

### Where the licence is time limited the dates

Not Applicable

### Licensable activities authorised by the licence

Films  
Live Music  
Recorded Music  
Performance of Dance  
Late Night Refreshment  
Supply of Alcohol

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

<b>Films</b>	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-23:00 Fri 11:00-00:00 Sat 11:00-00:00 Sun 11:00-01:00
<b>Live Music</b>	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-23:00

	Fri 11:00-00:00 Sat 11:00-00:00 Sun 11:00-01:00
<b>Recorded Music</b>	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-23:00 Fri 11:00-00:00 Sat 11:00-00:00 Sun 11:00-01:00
<b>Performance of Dance</b>	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-23:00 Fri 11:00-00:00 Sat 11:00-00:00 Sun 11:00-01:00
<b>Late Night Refreshment</b>	<b>Standard Hours:</b> Fri 23:00-00:00 Sat 23:00-00:00 Sun 23:00-01:00
<b>Supply of Alcohol</b>	<b>Standard Hours:</b> Mon 11:00-23:00 Tue 11:00-23:00 Wed 11:00-23:00 Thu 11:00-23:00 Fri 11:00-00:00 Sat 11:00-00:00 Sun 11:00-01:00
<b>The opening hours of the premises</b>	<b>Standard Hours:</b> Mon 11:00-23:30 Tue 11:00-23:30 Wed 11:00-23:30 Thu 11:00-23:30 Fri 11:00-00:30 Sat 11:00-00:30 Sun 11:00-01:30

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

On Premises

**Part 2 –**

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

Acme Bars Limited  
5th Floor  
34 Threadneedle Street  
London  
EC2R 8AY

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

05206883

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

Joseph Wesley Howe

**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:** 24 March 2010

**Signed:**

**Gerry McCarthy**  
**Head of Community Safety, Enforcement and Business Regulation**  
**Document re-issued: 14 June 2022**

## Annex 1 - Mandatory Conditions

### Supply of Alcohol

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.
4. 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).

5. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
6. 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 if 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.
7. The responsible person shall 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
      - a. these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and
      - b. 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**

7.1 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 amount 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

(c) 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;

(d) "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;

(e) "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

(f) "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 8.2(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.

### **Exhibition of Films**

8. Admission of children (under 18) to the exhibition of any film must be restricted in accordance with: -

- (a) Recommendations made by the film classification body where the film classification body is specified in the licence, or
- (b) Recommendations made by the licensing authority where the film classification body is not specified in the licence, or the relevant licensing authority has not notified the holder of the licence that this subsection applies to the film in question.

"film classification body" means person('s) designated under s4 of the Video Recordings Act 1984 (c.39).

### **Door Supervision**

9. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority.

## **Annex 2 – Conditions consistent with the Operating Schedule**

10. 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 the Police or authorised officer.  
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.
11. The Premises Licence Holder will take responsible steps to ensure that the DPS or other suitably trained and authorized persons participate in any local Pubwatch scheme.
12. The premises will operate a zero tolerance policy to drugs and will comply with Hackney Police and Council Drugs and Weapons Policies.
13. Toilets shall be checked hourly from 2000 hours until all customers have left the premises. There shall be a written record of these checks which can be produced to police or other authorised officer upon request.
14. Signs will be displayed to inform all customers that the premises operate a zero tolerance drugs policy.
15. An emergency action plan shall be in place with relevant fire extinguishers, fire exits and meeting points indicated. The staff shall be trained with respect to the action plan.
16. There will be adequate safety/security lighting outside the premises with consideration being given to light pollution of neighbouring properties.
17. When amplified music (other than background music) is being played the bar shift manager shall after midnight conduct inspections outside the premises to make sure that there is no noise breakout.
18. Save for access to and egress from the premises all windows and doors shall remain closed at all times when amplified music (other than background music) is being played.
19. There shall be clear and prominent signage asking all customers to leave quietly and respect local residents.
20. External doors shall be fitted with acoustic seals.

21. Bottle bins will not be emptied outside the premises between 23:00 - 07:00
22. No children will be allowed in the bar after 19:00 hours save for those attending a function.
23. 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.
24. All staff will be given refresher training every twelve months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.
25. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
  - all crimes reported to the venue
  - any complaints received
  - any incidents of disorder
  - any faults in the CCTV system
  - any refusal of the sale of alcohol
  - any visit by a relevant authority or emergency service.

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

26. There shall be a minimum of 1 SIA Door Supervisor per 75 patrons or part thereof on duty from 20:00hrs until 30 minutes after close every Friday and Saturday night. There shall be additional SIA Door Supervisors employed on an operational risk assessment basis. Door supervisors will be responsible for ensuring that any queues are orderly and not blocking the pavement. All security staff shall wear a high visibility vest and shall enter their details in a daily register at the commencement of their work. They shall record their full name, home address and contact telephone number, their SIA registration number and the time they commence and conclude working. If the supervisor was provided by the agency, the name, registered business address and contact telephone number will be recorded. This register will be made available to police or authorised officer immediately upon request.
27. All amplified music shall be played through a sound limiting device. Such device to be set to ensure the music is not audible a metre from the facade of the nearest noise sensitive premises after 2300.
28. There shall be no glass, drinks or open containers taken outside the front of the premises at any time save for a maximum of 16 seated patrons using the table and chairs where there is a table and chairs permission from LBH and then no consumption after 2200hrs. This will be monitored by staff.

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

29. 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.
30. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
31. The Licence holder shall submit a written Dispersal Policy to be deemed acceptable and to be agreed by the Police and the Licensing Authority a copy of which shall be kept on the premises and made available to the Police or other authorised officers upon request at any time.
32. There shall be a maximum of 20 patrons allowed in the garden at any time and this will be limited to 15 smokers after 2200 hours. The garden shall be the designated smoking area.
33. The Licence holder shall submit an up to date Fire Risk Assessment to be deemed acceptable by the Police and the Licensing Authority and subject to their approval the maximum number of persons (excluding staff) allowed at the premises shall not exceed 250 subject to the following maximum occupancies:  
  
First Floor 70 persons  
Ground Floor 180 persons
34. The licence holder shall maintain a dedicated contact telephone number and email address that must be available at all times to all local residents, the Environmental Health Officers, the Licensing Authority, the Police, and any responsible authority or any person wishing to make a complaint. These contact details shall be included on the website of the premises, and on display at the premises, which can be used to report concerns or complaints about the premises to a duty manager, a responsible person or a member of the management team at the premises as and when they occur.
35. The Licence holder to hold and publicise quarterly liaison meetings with local residents to address any concerns or complaints about the premises from local residents to prevent public nuisance and to ensure public safety.

**Annex 4 – Plans**

PLAN/LBH-PRE-T-1097/070709 (GROUND FLOOR)  
PLAN/LBH-PRE-T-1097/070709 (BASEMENT FLOOR)

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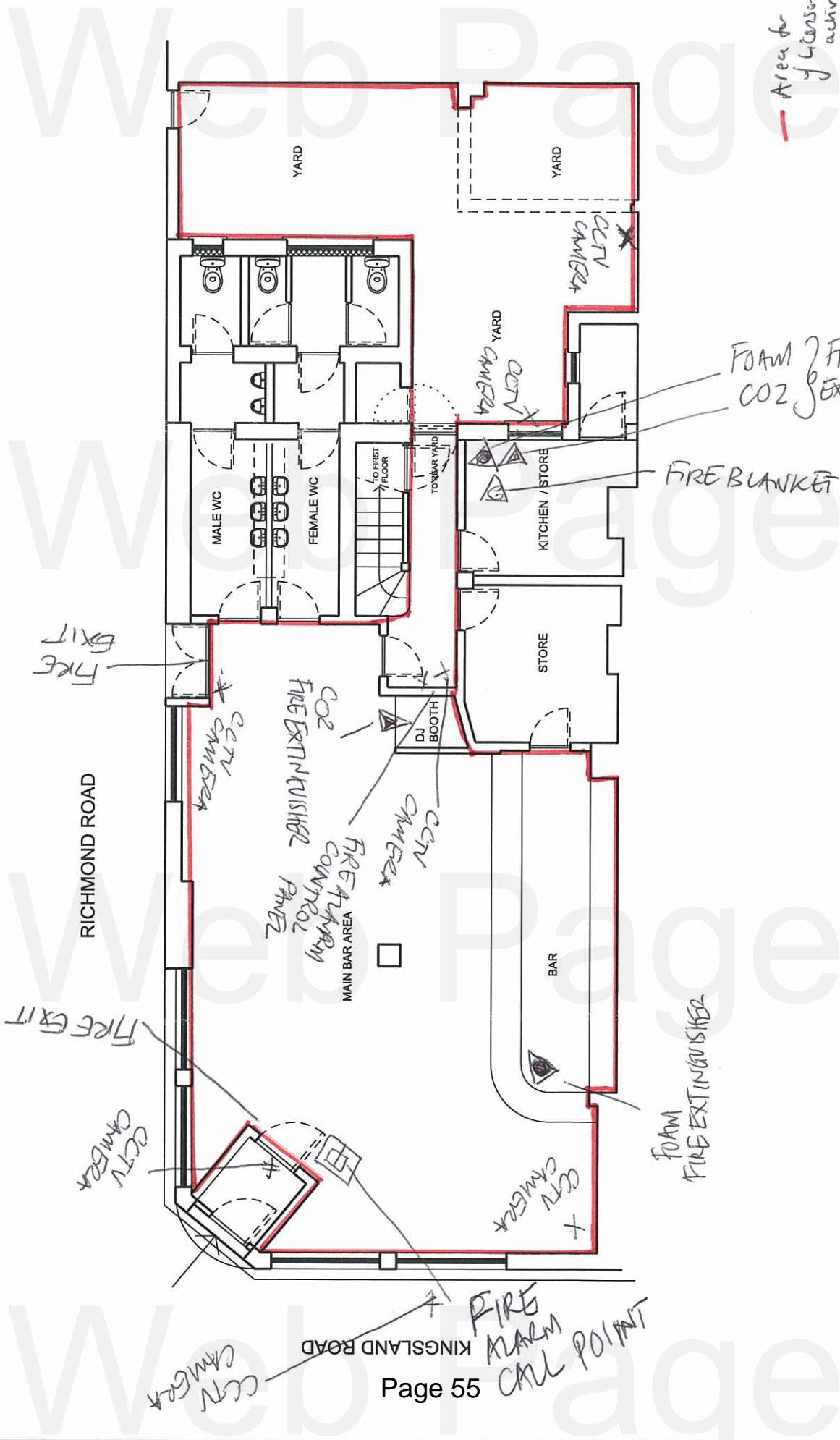
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FOAM } FIRE EXTINGUISHERS  
CO2 } FIRE EXTINGUISHERS

FIRE BLANKET

FOAM FIRE EXTINGUISHER

FIRE ALARM CALL POINT

FIRE EXIT

FIRE EXIT

RICHMOND ROAD

KINGSLAND ROAD

DRAWING NO:	101	DATE:	17.06.09
	SCALE:		1:100
DRAWING TITLE:		EXISTING GROUND FLOOR PLAN	
PROJECT DETAILS:		THE HAGGERSTON PUB 438 Kingsland Road, London E8 4AA	
NOTES: 1. DO NOT SCALE 2. ALL DIMENSIONS ARE IN METRES OR MILLIMETRES UNLESS NOTED OTHERWISE 3. ALL DISCREPANCIES TO BE NOTIFIED TO THE ARCHITECT IMMEDIATELY 4. ALL CONSTRUCTION WORK TO COMPLY WITH LOCAL AUTHORITY CODES AND BUILDING REGULATIONS, BRITISH STANDARDS AND OTHER REGULATIONS APPLICABLE TO BOTH DESIGN AND EXECUTION OF THE WORK.			

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Area for provision of  
inaccessible activities

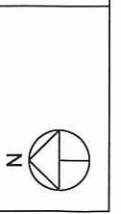
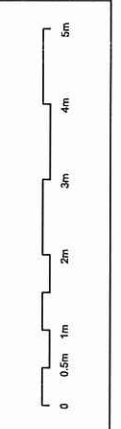


DRAWING NO.:	102	DATE:	17.06.09
SCALE:	1:100	PAPER SIZE:	A4

DRAWING TITLE:  
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FIRST FLOOR PLAN**

PROJECT DETAILS:  
**THE HAGGERSTON PUB**  
438 Kingsland Road,  
London E8 4AA

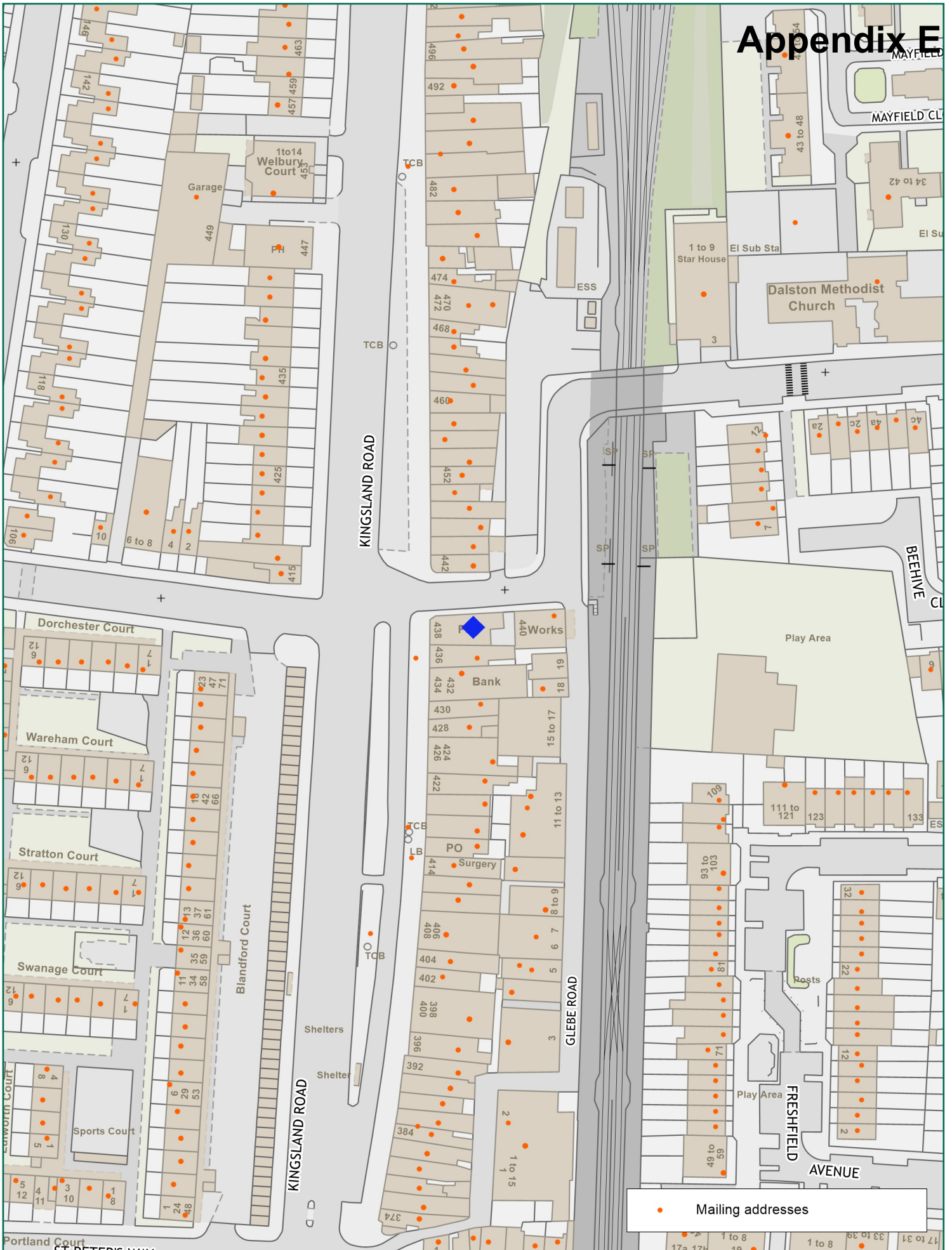
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1. DO NOT SCALE  
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4. ALL CONSTRUCTION WORK TO COMPLY WITH LOCAL AUTHORITY CODES AND BUILDING REGULATIONS, BRITISH STANDARDS AND OTHER REGULATIONS APPLICABLE TO BOTH DESIGN AND EXECUTION OF THE WORK.



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# Appendix E



● Mailing addresses

NORTH

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**The Haggerston Pub, 438 Kingsland Road, E8 4AA**

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