



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

Thursday, 13 October 2022
at 2.00 pm

Until further notice, all Licensing Sub-Committees
will be held remotely

The live stream can be viewed here:

https://youtu.be/1C-u5_TK53g

Back up link:

<https://youtu.be/e4lwr6yRSCo>

Members of the Committee:

Cllr Gilbert Smyth (Substitute) and
Cllr Zoe Garbett (Substitute)

Mark Carroll
Chief Executive
5 October 2022
www.hackney.gov.uk

Contact: Rabiya Khatun
Governance Officer
governance@hackney.gov.uk

Licensing Sub Committee E

Thursday, 13 October 2022

Agenda

- 1 Election of Chair**
- 2 Apologies for Absence**
- 3 Declarations of Interest - Members to declare as appropriate**
- 4 Licensing Sub-Committee Hearing Procedure (Pages 11 - 12)**
- 5 Variation of Premises Licence: King of Falafel, 297 Old Street Variation (Pages 13 - 56)**
- 6 Variation of Premises Licence: Turquoise Kitchen, 75 Mare Street, London, E8 4RG (Pages 57 - 96)**
- 7 Temporary Event Notices - Standing Item**

Licensing Sub-Committee Hearings

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

Until further notice, all Licensing Sub-Committee Hearings will be held remotely using the Google Meets platform. Licensing Sub-Committee Hearings are public meetings that are live-streamed. Hearings are available to be viewed by the public online.

A Licensing Sub-Committee will be held if:

- The applicant has applied for a Premises Licence, Provisional Statement, Club Premises Certificate or expressed their intention to vary their existing licence/certificate and has advertised this in a local newspaper and displayed a distinctive blue notice at the premises, following which representations have been made by a Responsible Authority or Other Person/s.
- A Review has been requested by a Responsible Authority or Other Person/s and the Review has been advertised by displaying a distinctive blue notice at the premises and also at the Council's office and website.
- An application is made to transfer a Premises Licence or for interim authority and the Police have issued an objection
- The applicant has made a Personal Licence application and the Police have objected to the Licence being granted.
- A Temporary Event Notice has been given and the Police and/or those in the Council that exercise environmental health functions have issued an objection.

Prior to your item being heard:

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

If you do not believe this to have happened, please contact the Licensing Service on 020 8356 4970 or email licensing@hackney.gov.uk as soon as possible. For further information on the application process, please see the guidance notes at www.hackney.gov.uk/licensing.

Making decisions on the items being heard:

Hearings will normally be held in public unless the Sub-Committee believe it not to be in the public interest to do so. Although the Chair will try to make the proceedings as informal as possible, these hearings are of a quasi-judicial nature, and the rules of natural justice shall apply.

Only those Responsible Authorities and Other Persons who have made a relevant representation in writing at the consultation stage **can register to speak at a subsequent hearing**. Applicants, Other Persons and Responsible Authorities will all be given a fair opportunity to put their case and the Sub-Committee will take these representations into account when making their decision. The Sub-Committee may still make a decision on any matter even if any party fails to attend the hearing. However, in these circumstances, it will only be that party's written representation that may be taken into account.

For new applications relating to Premises Licences and Club Premises Certificates, Members can grant with additional conditions attached to the licence, exclude any licensable activities, refuse a Designated Premises Supervisor (DPS) if appropriate or reject the application.

Members when making decisions on variation applications regarding a Premises Licence or Club Premises Certificate, can modify (add, delete or amend) conditions on the licence or reject the application in whole or part. Members will be considering the request for a variation and the impact that this may have. Therefore, representations should be focused on the impact of the variation, although concerns relating to the existing terms of the licence may be relevant in considering the track record of the applicant. However, Members may consider other issues which relate to the promotion of the licensing objectives, although only if it is reasonable and proportionate to do so.

For Provisional Statements, Members can consider any steps that are necessary having regard to the representations made in order to ensure the licensing objectives are not undermined.

Members when deciding a Review application can modify (add, delete or amend) the conditions of the licence, exclude any licensable activities, remove a DPS if appropriate, suspend the licence/certificate for up to 3 months or revoke the licence/certificate completely.

For transfer of Premises Licences, interim authority requests and Personal Licence applications Members can only refuse or grant the application.

Members when deciding on an objection made against a Temporary Event Notice (TEN) will determine whether or not to issue a Counter Notice, which if issued will prevent the proposed event from proceeding. If a TEN has been given for a premises that already has a licence/certificate, Members may impose any of those conditions from the existing licence/certificate to the TEN.

Before the meeting starts:

The Sub-Committee Members are requested to report for business no more than half an hour before the meeting starts to deal with any administrative/procedural issues. This will allow Members to consider;

- the appointment for any substitutes if required
- the appointment of the chair
- any procedural issues
- obtain the list of attendees
- late documents delivered prior to the meeting and to ensure all the paperwork is in order

The Sub-Committee will not be considering any of the actual points raised within the Report itself and no Responsible Authority or Other Person/s shall be present when the Sub-Committee deal with the above issues.

Attending the hearing that concerns you:

All Applicants, Other Persons and Responsible Authorities involved will be informed in writing of the date and time that their application will be considered by the Licensing Sub-Committee. Please contact the Licensing Service on 020 8356 4970 or email licensing@hackney.gov.uk to confirm whether you wish to attend and/or register to speak at the Sub-Committee hearing or if you wish for someone else to speak on your behalf. If you are unable to attend, the application may be heard in your absence.

All parties should arrive promptly at the outset of the scheduled meeting regardless of when the item is listed to be heard on the agenda.

Please contact the Licensing Service for advice within 4 working days from the date on the notice letter if any of the following apply;

- you have special requirements to help make your representation, because of a disability or you need a translator for example
- you wish to supply additional [documentary] information such as photographs and videos/DVDs

Please note that if you wish to provide additional relevant information, this should be given at least **5 working days** before the hearing. Any additional information provided once the hearing has started will only be accepted if all parties agree. Please note that the use of videos/DVDs is at the Sub-Committee's discretion – requests to show these should be made in advance to the Committee Officer.

Timings

In most cases the application will last no longer than 1 hour, and the times to be allocated to each section are shown on the relevant hearing procedure. If you think that your evidence is likely to exceed this time period, please let the Licensing Service know **within 4 working days of the date on the notice letter** and the Sub-Committee will be advised. If your request is agreed, all parties will also be granted the same extension of time.

Rights of Press and Public to Report on Meetings

Where a meeting of the Council and its committees are open to the public, the press and public are welcome to report on meetings of the Council and its committees, through any audio, visual or written methods and may use digital and social media providing they do not disturb the conduct of the meeting and providing that the person reporting or providing the commentary is present at the meeting.

Those wishing to film, photograph or audio record a meeting are asked to notify the Council's Monitoring Officer by noon on the day of the meeting, if possible, or any time prior to the start of the meeting or notify the Chair at the start of the meeting.

The Monitoring Officer, or the Chair of the meeting, may designate a set area from which all recording must take place at a meeting.

The Council will endeavour to provide reasonable space and seating to view, hear and record the meeting. If those intending to record a meeting require any other reasonable facilities, notice should be given to the Monitoring Officer in advance of the meeting and will only be provided if practicable to do so.

The Chair shall have discretion to regulate the behaviour of all those present recording a meeting in the interests of the efficient conduct of the meeting. Anyone acting in a disruptive manner may be required by the Chair to cease recording or may be excluded from the meeting. Disruptive behaviour may include: moving from any designated recording area; causing excessive noise; intrusive lighting; interrupting the meeting; or filming members of the public who have asked not to be filmed.

All those visually recording a meeting are requested to only focus on recording councillors, officers and the public who are directly involved in the conduct of the meeting. The Chair of the meeting will ask any members of the public present if they have objections to being visually recorded. Those visually recording a meeting are asked to respect the wishes of those who do not wish to be filmed or photographed. Failure by someone recording a meeting to respect the wishes of those who do not wish to be filmed and photographed may result in the Chair instructing them to cease recording or in their exclusion from the meeting.

If a meeting passes a motion to exclude the press and public then in order to consider confidential or exempt information, all recording must cease and all recording equipment must be removed from the meeting room. The press and public are not permitted to use any means which might enable them to see or hear the proceedings whilst they are excluded from a meeting and confidential or exempt information is under consideration.

Providing oral commentary during a meeting is not permitted.

Lobbying of Councillors

If a person or an organisation wants to make a representation to the Licensing Sub-Committee, they must **NOT** contact Sub-Committee Members directly. Licensing Sub-Committee Members have to retain an open mind on any application and determine it on its merits. Members can not be in anyway biased towards a party. Therefore, if a Member of the Sub-Committee has had any prior involvement they must ensure that they come to the hearing with an open mind.

Local ward councillors may be able to speak on behalf of objectors if requested to do so, provided that if they have a disclosable pecuniary interest (further information

provided below) they leave the meeting room when the application is being considered unless they have been granted dispensation.

Reports

Agendas and Reports for Licensing Sub-Committees are published on the Council's website (www.hackney.gov.uk) 5 working days before the hearing takes place. Copies are also available by contacting Governance Services on 0208 356 3578 or email governance@hackney.gov.uk. Copies of applications together with the detail of any objections will be included in the report.

Appeals

Applicants or any party to the hearing can appeal against the decision made by the Sub-Committee. The appeal to the Thames Magistrates Court must be made within 21 days of the decision being sent formally in writing. However, TEN's have the added restriction that no appeals can be made later than 5 working days before the event is scheduled to take place.

Withdrawal of an Item or Cancellation of a Hearing

An item may be withdrawn from the agenda of a Licensing Sub-Committee meeting at short notice due to the withdrawal or resolution of the representations or objections to an application or notice. A hearing by the Licensing Sub-Committee may therefore be cancelled at short notice if there are no substantive items remaining on the agenda.

As much advance notice as is practicable of the withdrawal of an item on the agenda or cancellation of a meeting of the Licensing Sub-Committee will be provided on the Council's website but please note that this might be as little as a few hours before the hearing if the applicant chooses to leave it that late to satisfactorily address any representation or objection giving rise to the need for a hearing.

Contacts

If you have a query about Licensing Sub-Committee procedures and protocols then please contact Governance Services: governance@hackney.gov.uk

.If your query relates general licensing matters or to specific applications then you are advised to speak to the Licensing Service. They can be contacted at:

Telephone: 020 8356 4970

E-mail: licensing@hackney.gov.uk

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.

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Agenda Item 4

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>Step 1 Appointment of Chair and introduction</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>Step 2 Licensing Officer</p>	<p>The Licensing Officer will outline the report.</p>	<p>5 minutes</p>
<p>Step 3 Applicant's Case</p>	<p>The Applicant will present their case in support of their application.</p>	<p>5 minutes</p>
<p>Step 4 Responsible Authorities' Case</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>Step 5 Other Persons' Case</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>Step 6 Discussion</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>Step 7 Closing remarks</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>Step 8 - Final clarification</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>Step 9 Consideration</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>Step 10 Chair announces the decision</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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For Consideration By	Licensing Sub-Committee
Meeting Date	13 October 2022
Type of Application	Variation to a Premises Licence
Address of Premises	King of Falafel, 297 Old Street, EC1V 9LA
Classification	Decision
Ward(s) Affected	Hoxton East and Shoreditch
Group Director	Rickardo Hyatt

1. **Summary**

1.1. This is an application to vary a premises licence to extend the hours for late night refreshment on Monday to Sunday.

2. **Application**

2.1. Mr Mohammed Samman has made an application to vary a premises licence under section 34 of the Licensing Act 2003.

2.2. The Premises are located in the Special Policy Area.

2.3. The applicant is seeking variation to vary licensable activities and times, as follows:-

Late Night Refreshment	Standard Hours: Mon 23:00-02:00 Tue 23:00-02:00 Wed 23:00-02:00 Thu 23:00-02:00 Fri 23:00-02:00 Sat 23:00-02:00 Sun 23:00 -02:00
The opening hours of the premises	Standard Hours: Mon 08:00-02:00 Tue 08:00-02:00 Wed 08:00-02:00 Thu 08:00-02:00 Fri 08:00-02:00 Sat 08:00-02:00 Sun 10:00-02:00

2.4. The application is attached as Appendix A.

3. **Current Status/History**

3.1. The current premises licence was granted on 22 January 2019. The licence was transferred to the current licensee in July 2022 (attached as Appendix D).

3.2. No Temporary Event Notices were submitted for the premises in 2022.

4. **Representations: Responsible Authorities**

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health authority (Environmental Enforcement)	Have confirmed no representation on this application
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	No representation received
Planning Authority	Have confirmed no representation on this application
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police Appendix B1	Representation on the ground of the Prevention of Crime and Disorder, The Prevention of Public Nuisance and Special Policy Area
Licensing Authority Appendix B2	Representation on the ground of The Prevention of Public Nuisance and Special Policy Area
Health Authority	No representation received

5. **Representations: Other Persons**

From	Details
2 Representations have been received from and on behalf of local residents. (Appendices C1-C2)	Representation received on the grounds of The Prevention of Crime and Disorder, The Prevention of Public Nuisance and the Special Policy Area

6. Guidance Considerations

- 6.1. The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. Policy Considerations

- 7.1. Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy) adopted by the Licensing Authority.
- 7.2. The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours) , LP10 (Special Policy Areas – Dalston and Shoreditch) are relevant.

8. Officer Observations

- 8.1. If the Sub-Committee is minded to approve the application, the following additional conditions should be applied the licence:

None.

9. Reasons for Officer Observations

- 9.1. Not Applicable

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.

Appendices:

- Appendix A: Application for a premises licence and supporting documents
- Appendix B: Representations from Responsible Authorities
- Appendix C: Representations from Other Persons
- Appendix D: Current Licence
- Appendix E: Location map

Background documents

- Licensing Act 2003
- LBH Statement of Licensing Policy

Report Author	Name: Sanaria Hussain Title: Senior Licensing Officer Email: sanaria.hussain@hackney.gov.uk Tel: 02083562431
Comments for the Group Director of Finance and Corporate Resources prepared by	Name Title Email Tel
Comments for the Director of Legal, Democratic and Electoral Services prepared by	Name Title Email Tel

Appendix A

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.

~~Mr~~ MOHAMMED SAMMAN

(Insert name(s) of applicant)

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

098268

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description

297 OLD STREET

HACKNEY - LONDON

Post town

Postcode

EC1Y 9LA

Telephone number at premises (if any)

N/A

Non-domestic rateable value of premises

£ 2,500

Part 2 – Applicant details

Daytime contact telephone number

E-mail address (optional)

Current postal address if different from premises address		[REDACTED]	
Post town		Postcode	[REDACTED]

Part 3 – Variation

Please tick as appropriate
Do you want the proposed variation to have effect as soon as possible? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

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

DD	MM	YYYY

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)

I wish to make an application for the license times to be extended to 2AM for the sale of falafel and shawarma

Thank you

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

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

B

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

C

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

D

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

E

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

F

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

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Mon	-----	-----		Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>	
Tue	-----	-----	Please give further details here (please read guidance note 5)		
Wed	-----	-----			
Thur	-----	-----	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 6)		
Fri	-----	-----			
Sat	-----	-----	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 (please read guidance note 7)		
Sun	-----	-----			

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	23.00	2 AM	Please give further details here (please read guidance note 5)		
Tue	23.00	2 AM			
Wed	23.00	2 AM	State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Thur	23.00	2 AM			
Fri	23.00	2 AM	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 (please read guidance note 7)		
Sat	23.00	2 AM			
Sun	23.00	2 AM			

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

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	08	02:00	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 (please read guidance note 7)
Tue	08	02:00	
Wed	08	02:00	
Thur	08	02:00	
Fri	08	02:00	
Sat	08	02:00	
Sun	10	02:00	

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)

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

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.

--

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	[REDACTED]
Date	28/07/22
Capacity	

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)			
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:

- o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
- o 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.
- o 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.
- o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
- o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
 - o any playing of recorded 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.
 - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
 - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.
- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
 - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;

- o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
 - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.
4. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 5. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 6. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 7. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 8. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 9. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 10. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 11. Please list here steps you will take to promote all four licensing objectives together.
 12. The application form must be signed.
 13. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 14. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
 15. This is the address which we shall use to correspond with you about this application.

Faint, illegible text covering the majority of the page, likely bleed-through from the reverse side.

Appendix B1

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 3288CE Amanda GRIGGS
TELEPHONE NUMBER	07796 183078
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Falafel House 297 Old Street London EC1V 9LA
NAME OF PREMISES USER	Mohammed Samman

COMMENTS

I make the following relevant representations in relation to the above application to vary the Premises Licence at the above address.

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance
- 4) the protection of children from harm

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

Police make the following representations in relation to the application to vary the Premises Licence at for The Falafel House, 297 Old Street, EC1V 9LA for the following reason(s);

This premises is located in the middle of the Shoreditch Special Policy Area on an extremely busy stretch of a road that forms part of the 'Shoreditch Triangle'. Recent months have seen a distinctive rise in the incidents of violence and disorder. During the early hours of the morning both the pavements and the roads are extremely busy. Cars are queued, with drivers often becoming agitated as drunk people walk in front of their cars in an attempt to pass the groups loitering outside bars and food establishments as they are unable to pass on the blocked footways. The Shoreditch SPA was introduced as the council recognised that this area has a high level and density of licensed premises and suffers high levels of nuisance and disorder. Although this venue will not be selling alcohol, it will be dealing with the effects of the alcohol consumed over several hours in other venues. Police have serious concerns regarding the effect that this premises could have on the cumulative impact and the promotion of the licensing objectives should the hours here be extended.

They have offered no additional conditions or measures in order to mitigate their impact on the SPA and show how they will not add to the cumulative impact.

In the past the venue has been seen by police operating after hours, some of these prior to there being a licence at the venue, and a great deal more after a licence to sell hot food until midnight was issued. The venue has consistently shown a complete disregard of the licensing legislation, and the decision of the sub-committee in issuing them a licence.

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

Personal knowledge of the local area and issues in the area.

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

None

Signed
PC 3288CE GRIGGS
(By E-mail)
Name (printed)

Appendix B2

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	King of Falafel 297 Old Street EC1V 9LA
NAME OF APPLICANT	Mohammed Samman

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 application seeks to extend the hours of operation for the premises by an additional 2 hours each day. The current licence already authorises licensable activity beyond the core hours outlined in the LP3 Core Hours section of the council's licensing policy for late night refreshment.

The hours sought are as follows;

Late Night Refreshment

Mon:23:00 - 02:00

Tue:23:00 - 02:00

Wed:23:00 - 02:00

Thur:23:00 - 02:00

Fri:23:00 - 02:00

Sat:23:00 - 02:00

Sun:23:00 - 02:00

Opening Hours

Mon:12:00 - 02:00

Tue:12:00 - 02:00

Wed:12:00 - 02:00

Thur:12:00 - 02:00

Fri:12:00 - 02:00

Sat:12:00 - 02:00

Sun:12:00 - 02:00

The premises are situated within the Shoreditch Special Policy Area (Shoreditch SPA); the Shoreditch 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 presence of a further late night premises in the area increases the probability that persons are likely to remain in the area and not disperse, this leads to the further potential that the licensing objectives could be undermined. Additionally, there is no mention of how the premises would deal with late night deliveries/take-aways and the potential nuisance of idling vehicles. This is surprising as the premises are already limited to take away only from 22:00 hours.

No additional conditions have been offered to support the application. No management plans and/or dispersal policies in relation to potential crowds outside the premises have been included. Considering that the premises is situated in a particularly busy part of the Shoreditch SPA, with residential properties located directly above and adjacent. it appears that the applicant has not had regard to the Shoreditch SPA within the application.

The Licensing Authority is not persuaded that the application, whilst limiting the activity to Late Night Refreshment, will have no impact on the Licensing Objectives.

The Licensing Authority also has additional concerns regarding matters raised by Police colleagues in relation to non-compliance with the current authorisation.

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 reducing the hours sought to a 1 hour extension on Thursday, Friday and Saturday only as well as addressing the matters outlined above. However, it should be noted that the Licensing Authority are still not persuaded by the content of the application.

Name: Channing Riviere (Principal Licensing Officer)

Date: 26/08/2022



Fwd: 297 Old Street London EC1V 4DA

1 message

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

12 August 2022 at 08:39

Kind Regards,

Licensing Service
London Borough of Hackney
Tel: 020 8356 2431
Email: licensing@hackney.gov.uk
www.hackney.gov.uk/licensing

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

From: [REDACTED]
Date: Sun, 7 Aug 2022 at 18:30
Subject: [297 Old Street London EC1V 4DA](#)
To: Licensing (Shared Mailbox) <licensing@hackney.gov.uk>

To Whom it may concern,

We are writing to oppose the application by [297 Old Street, London, EC1V 4DA](#) for permission to extend late night refreshment sales until 2.00am from Monday to Sunday.

This extension would lead to further overcrowding of the Shoreditch area late at night, when noise pollution, anti-social behaviour, drinking in the streets, nitrous oxide consumption, and other behaviours (including criminal offences such as assaults and sexual offences) are already disrupting residents' ability to sleep and creating a threatening atmosphere. Allowing any additional sales will only add to these issues, which are currently slipping out of control again, after a few months of improvement between late 2021 and June 2022. In particular sales for consumption off-premises directly encourage groups to congregate and loiter in residential streets drinking through the night. We are objecting to all aspects of this proposal, however, it ought to be especially obvious that a blanket extension to cover every night of the week (Monday to Sunday) is particularly unreasonable and, in our opinion, impossible to justify for any venue.

We oppose the application on the following specific grounds:

The premises are located in the Shoreditch Special Policy Area. We are not aware of any information provided by the applicant as to how this application avoids any negative impact on this area. We understand that it is the applicant's responsibility to demonstrate why the license should be granted. Arguments based on concerns about recent increases in prices, pressures on customers due to inflation, etc. apply to all hospitality business of this kind and do not therefore constitute an acceptable reason to extend any individual licence.

The prevention of crime, disorder, anti-social behaviour and noise pollution ought to be the top priority in Shoreditch, which is heavily residential and where a proper balance needs to be struck between the Council's duty to its residents and the wishes of late night economy venues. Additional late night hours will by definition contribute to the cumulative impact on crime, disorder, anti-social behaviour and noise pollution, and risks undermining the SPA/saturation zones in the area. Longer sales hours will deepen the problems already being experienced.

Public safety is also at risk with this new application. The neighbourhood already has significant issues with violence, vomiting, urination, defecation and drug use late into the night, presenting real safety, security and nuisance issues. This is not limited to the immediate vicinity of any venue, but spreads to the streets such as ours where groups gather throughout the night.

This extension of hours will only add to the crowding issue. Consumption of refreshments will create significant noise from the venue, the noise created by groups coming and going, and drunk and disorderly crowds gathering underneath bedroom windows.

The protection of residents, including children, from harm is an important consideration. Residents cannot be expected to put up with the disruption caused by extended hours, as the existing amount of venues, alcohol and

refreshments consumed are already stretching the resources of the police and Hackney enforcement to manage and control the late night economy to breaking point. We have just submitted a report to the police about the situation over the last two weekends in our street, which reflects the deterioration already occurring this summer (CAD reference 4989 07/08/2002; BOS-33494-22-0101-B2). Adding to this will only make a difficult situation worse.

We can be contacted at the address below. We wish to be notified of any hearing. We do not consent to the release of any personally identifiable information.

[REDACTED]
Flat [REDACTED] Cleeve House, Calvert Avenue, London E2 [REDACTED]

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



Fwd: Application from Mr. Saman, 297 Old Street, London EC1V 4DA

1 message

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

12 August 2022 at 08:40

Kind Regards,

Licensing Service
London Borough of Hackney
Tel: 020 8356 2431
Email: licensing@hackney.gov.uk
www.hackney.gov.uk/licensing

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

From: [REDACTED]
Date: Fri, 5 Aug 2022 at 17:18
Subject: Application from Mr. Saman, [297 Old Street, London EC1V 4DA](#)
To: licensing@hackney.gov.uk <licensing@hackney.gov.uk>

As a local resident I strongly object to the extension of a licence in these premises which are situated in the SSPA. For the usual reasons: increase in noise, increase in anti-social behaviour, increase in public drinking in the immediate area (a controlled drinking zone) and the fact that the immediate area is already saturated with such premises. Not only that but a premises only a few yards down the street recently lost its licence due to high levels of physical violence occurring outside it. The SSPA states that there should be a presumption against extended such licences, which should only be allowed under special circumstances. The circumstances all indicate that this should be refused.

[REDACTED], N1 [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

Premises licence number 098268

Part 1 - Premises Details

Postal address of premises, or if none, ordnance survey map reference of description King of Falafel 297 Old Street
--

Post town	London	Postcode	EC1V 9LA
------------------	--------	-----------------	----------

Telephone number	
-------------------------	--

Where the licence is time limited the dates
--

Not applicable

Licensable activities authorised by the licence
--

Late Night Refreshment

The times the licence authorises the carrying out of licensable activities

Late Night Refreshment	Standard Hours:
	Mon 23:00-00:00
	Tue 23:00-00:00
	Wed 23:00-00:00
	Thu 23:00-00:00
	Fri 23:00-00:00
	Sat 23:00-00:00
	Sun 23:00-00:00

The opening hours of the premises

Standard Hours:

Mon 08:00-00:00

Tue 08:00-00:00

Wed 08:00-00:00

Thu 08:00-00:00

Fri 08:00-00:00

Sat 08:00-00:00

Sun 10:00-00:00

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

N/A

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Mohammed Samman
362 Camden Road
Islington
London
N7 0LG

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

N/A

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

N/A

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

Personal licence number: N/A

Issuing Authority: N/A

Date of grant: 22 January 2019



Gerry McCarthy

Head of Community Safety, Enforcement and Business Regulation

Document re-issued : 11/09/2022

Annex 1 - Mandatory Conditions

Door Supervision

1. 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

2. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All entry, exit points and public areas will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officers throughout the preceding 31-day period.
3. 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 must be able to show a Police or authorised council officer recent data or footage when requested.
4. Signs will be prominently displayed at all exit points reminding customers to leave quietly and respect local residents.
5. The premises will have a venue management policy, approved by the police licensing officer and/or Crime prevention officer, detailing the following;
 - a. Dispersal Policy
 - b. Drugs Policy
 - c. Weapons Policy
 - d. Smoking Policy
6. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.
 - a. All crimes reported:
 - b. All ejections of patrons
 - c. Any complaints received.
 - d. Any incidents of disorder.
 - e. Seizure of drugs or offensive weapons.
 - f. Any faults in the CCTV system or searching equipment or scanning equipment.
 - g. Any visit by a relevant authority or emergency service.
 - h. All and any concerns about the welfare of children
7. Signs will be prominently displayed by entry and exit points reminding customs:
 - a) CCTV in operation.
 - b) Drugs policy.
 - c) Weapons policy.
8. The licence holder shall maintain a dedicated telephone number of the Premises Licence Holder or Duty Manager for use by any Responsible Authority or any person who may wish to make a complaint. This contact number shall be provided to licensing authority, police and to any local residents upon request.

9. Also the licence holder and all staff shall be aware and familiar of the means of safeguarding children and the relevant Authorities to contact e.g. police and Local Authority's Emergency Children Services.

10. Patrons of the premises shall be encouraged, by signs within the premises visible at all exit points, to disperse from the area of the premises quietly.

11. The premises shall ensure that the front of the premises and the curtilage of the building is kept tidy and free of litter.

12. All tables and chairs shall be rendered unusable after 22:00 hours each night. All food orders after 22:00 hours shall be for takeaway only.

13. After 22:00hrs there shall be a maximum of 8 customers in the shop at any one time. This shall be monitored by at least one staff/door supervisor.

14. SIA registered door supervisors shall be employed at the premises on an ongoing risk assessment basis. All security staff and stewards shall be clearly identifiable at all times. All door supervisors shall enter their full details in a premises daily register at the commencement of 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 an agency, the name, registered business address and contact telephone number shall also be recorded. This register will be available to police or other authorised officers upon request.

15. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.

16. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.

17. The Licensee's premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee's waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as his/her waste carrier arrives to collect the refuse.

18. The Licensee shall instruct members of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles, and glasses emanating from the premises. A final check should be made at close of business.

19. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.

20. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in 297 Old Street. This should remain unobstructed at all times and should clearly identify:-

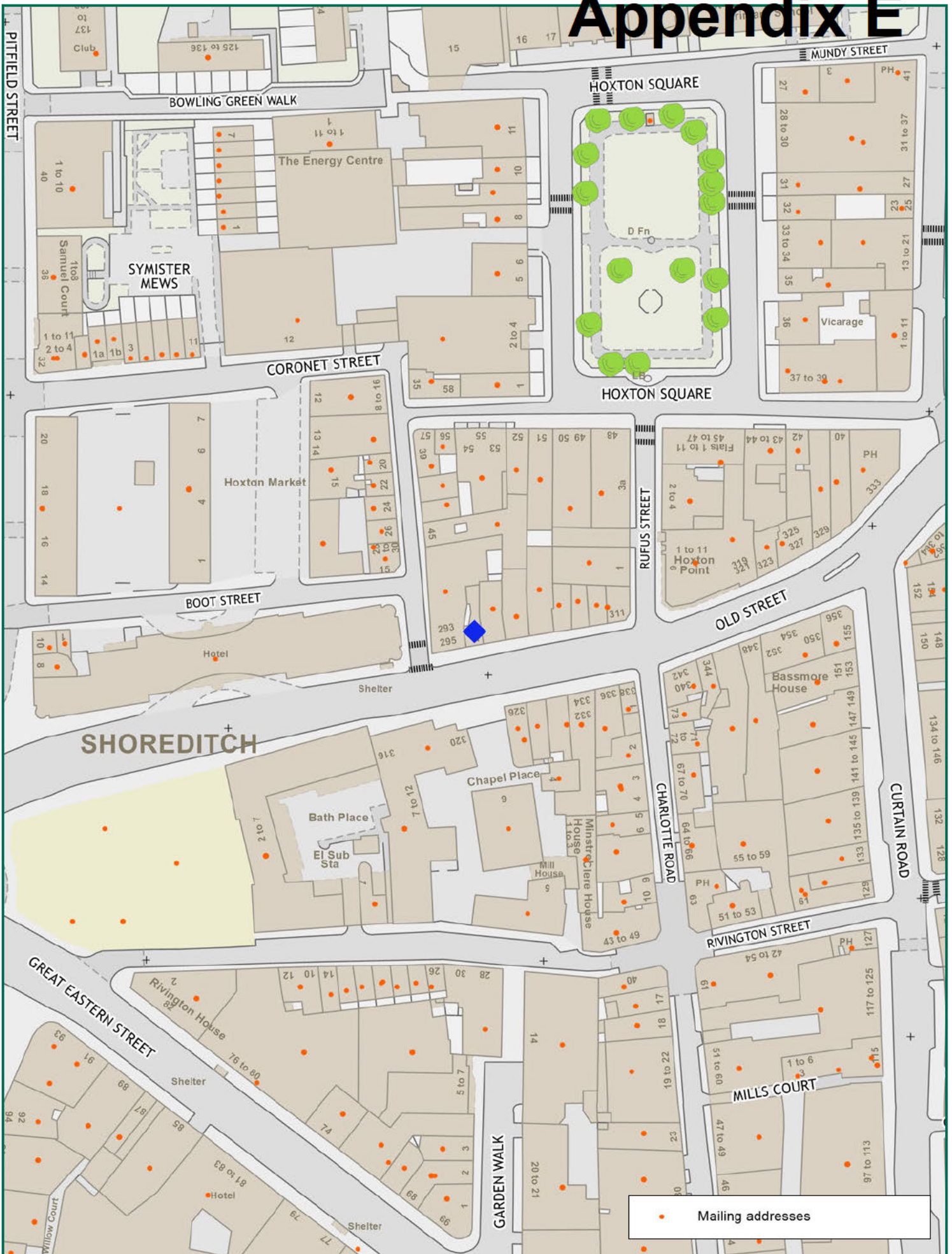
- a) the name of the registered waste carrier
- b) the date of commencement of trade waste contract
- c) the date of expiry of trade waste contract
- d) the days and times of collection
- e) the type of waste including the European Waste Code

Annex 3 - Conditions attached after a hearing by the licensing authority
Not Applicable

Annex 4 - Plans

PLAN/098268/22012019

Appendix E



Scale: 1:1250 at A4

297 Old Street



Ref:
Monday, October 3, 2022

Page 56
From: [redacted] specified
email:

please specify copyright statement



For Consideration By	Licensing Sub-Committee
Meeting Date	13 October 2022
Type of Application	Vary a Premises Licence
Address of Premises	Turquoise Kitchen, 75 Mare Street, London, E8 4RG
Classification	Decision
Ward(s) Affected	London Fields
Group Director	Rickardo Hyatt

1. **Summary**

- 1.1. This is an application to vary a a premises licence to allow authorisation:
- To extend the hours for provision of late night refreshment

2. **Application**

- 2.1. Mr Hasan Cevik 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:

Late night refreshment	<p>Standard Hours:</p> <p>Mon 23:00-23:30 Tue 23:00-23:30 Wed 23:00-23:30 Thu 23:00-00:00 Fri 23:00-02:00 Sat 23:00-02:00</p> <p>All food served after 2300hrs will be for takeaway only</p>
-------------------------------	--

The opening hours of the premises	Standard Hours: Mon 11:00-23:30 Tue 11:00-23:30 Wed 11:00-23:30 Thu 11:00-00:00 Fri 11:00-02:00 Sat 11:00-02:00 Sun 11:00-23:00
--	---

2.4. The application is attached as Appendix A. The applicant has agreed with the police that all music after 2300hrs shall be background only. 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 10 April 2019(attached as Appendix C).

3.2. No temporary event notices have been given for this premises in current year.

4. **Representations: Responsible Authorities**

From	Details
Environmental Health Authority (Environmental Protection)	No representation received
Environmental Health Authority (Environmental Enforcement)	Have confirmed no representation on this application
Environmental Health Authority (Health & Safety)	Have confirmed no representation on this application
Weights and Measures (Trading Standards)	No representation received
Planning Authority (Appendix B1)	Representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	Have confirmed no representation on this application based on agreed conditions 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**

From	Details
None	No representations received

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), LP5 (Planning Status) 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 food served after 2300hrs will be for takeaway only and will not be consumed on site.
 - 2) All music after 2300hrs shall be background only.

9. **Reasons for Officer Observations**

- 9.1. Above additional conditions have been agreed with 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.

Appendices:

Appendix A: Application for a premises licence and supporting documents
Appendix B: Representations from responsible authorities
Appendix C: Current licence
Appendix D: Location map

Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

Report Author	Name: Shan Uthayasangar Title: Licensing Officer Email: shan.uthayasangar@hackney.gov.uk Tel: 02083562431
Comments for the Group Director of Finance and Corporate Resources prepared by	Name Title Email Tel

**Comments for the
Director of Legal,
Democratic and Electoral
Services prepared by**

Name
Title
Email
Tel

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 HASAN CEVIK

(Insert name(s) of applicant)

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

100857

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description
75 MARE STREET
LONDON

Post town HACKNEY

Postcode E8 4RG

Telephone number at premises (if any)

██████████

Non-domestic rateable value of premises

£15,250

Part 2 – Applicant details

Daytime contact telephone number

██████████

E-mail address (optional)

████████████████████

Current postal address if different from premises address		[REDACTED] [REDACTED]	
Post town	[REDACTED]	Postcode	[REDACTED]

Part 3 – Variation

Please tick as appropriate
Do you want the proposed variation to have effect as soon as possible? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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)

A small, family run, Turkish restaurant that offers both eat-in (maximum 25) and takeaway food for the local community.

The premises sits on a quiet part of Mare Street, between Cambridge Heath Over ground and London Fields Over ground, and features an open kitchen, takeaway serving area as well as a seating area comprised of fitted tables, benches and chairs. There is a basement kitchen for food prep, which only employees have access to. Turquoise also boasts a small paved back garden which is available for customers to use as a smoking area, and also doubles up as an emergency fire exit. There are also two toilets available at the rear end of the premises for customers and civilians to have access to.

The restaurant offers alcoholic drinks for customers who wish to eat in, who are only able to consume alcohol whilst seated at their table, and only when they have also ordered food. Alcohol is not permitted to leave the premises at any time, and is only available between the hours of 12pm and 10:30pm.

Since the COVID-19 pandemic, the hospitality industry has taken a hard hit and unfortunately consumer habits have changed drastically; plus people have a significantly reduced budget.

The reason for this application for an updated licence is to enable us to serve hot food after 11pm (23:00) on Friday and Saturday nights. The customers will not be permitted to eat in, nor will they be permitted to buy the alcoholic drinks usually reserved for eat-in customers. The alcohol fridge will be shuttered Blind, so as not to allow anyone to see it, and all staff are fully aware that no alcohol is to be served beyond the point at which out licence allows; and certainly not for takeaway customers.

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) | <input type="checkbox"/> |
| b) films (if ticking yes, fill in box B) | <input type="checkbox"/> |
| c) indoor sporting events (if ticking yes, fill in box C) | <input type="checkbox"/> |
| d) boxing or wrestling entertainment (if ticking yes, fill in box D) | <input type="checkbox"/> |
| e) live music (if ticking yes, fill in box E) | <input type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input type="checkbox"/> |
| Provision of late night refreshment (if ticking yes, fill in box I) | <input checked="" type="checkbox"/> |
| Supply of alcohol (if ticking yes, fill in box J) | <input type="checkbox"/> |

In all cases complete boxes K, L and M

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	X
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	11:00	23:30	<p>Please give further details here (please read guidance note 5) The only music that plays will be from small speakers within the restaurant; usually local Turkish radio to create a soft ambience in the venue. Recorded music will always be played indoors only and is used as a quiet background atmosphere for customers. The noise level won't exceed any level to cause disturbance to customers eating in and certainly not to neighbours.</p> <p>State any seasonal variations for the playing of recorded music (please read guidance note 6) None. When the restaurant is open we request to be allowed to play quiet background music.</p> <p>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 (please read guidance note 7) NONE. Quiet recorded music will only be available while customers are dining in, and during the hours of take-away food (which is 11pm-2am Friday & Saturday).</p>		
Tue	11:00	23:30			
Wed	11:00	23:30			
Thur	11:00	00:00			
Fri	11:00	02:00			
Sat	11:00	02:00			
Sun	11:00	23:00			

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	x
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon	23:00 -----	23:30 -----	Please give further details here (please read guidance note 5) Food and refreshments are served in the restaurant during all operating hours; this includes serving late night takeaway options until 2am.		
Tue	23:00 -----	23:30 -----			
Wed	23:00 -----	23:30 -----	State any seasonal variations for the provision of late night refreshment (please read guidance note 6) None		
Thur	23:00 -----	00:00 -----			
Fri	23:00 -----	02:00 -----	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 (please read guidance note 7) NA		
Sat	23:00 -----	02:00 -----			
Sun	-----	-----			

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).

None. This is a family run restaurant, which only plays music deemed suitable for all age groups. There are no TV's on the premises and the only music that plays is from a local Turkish radio station which censors any swear words or inappropriate language. Most of the time the music played is in Turkish language.

There are no gaming machines or adult entertainment activities on the premises.

L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6) None. We work standard hours over the whole year, the hours do not vary depending on time of year, or event.
Day	Start	Finish	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 (please read guidance note 7) None
Mon	11:00	23:30	
Tue	11:00	23:30	
Wed	11:00	23:30	
Thur	11:00	00:00	
Fri	11:00	02:00	
Sat	11:00	02:00	
Sun	11:00	23:00	

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.

To be permitted to a) play quiet recorded music for customers and b) serve late night refreshments for takeaway.

Please tick as appropriate

- | | |
|---|---|
| I have enclosed the premises licence | X |
| I have enclosed the relevant part of the premises licence | X |

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)

The restaurant and staff always aim to create a safe and welcoming atmosphere for any customer or passer-by. We do not tolerate any disruptive or abusive behaviour, and reserve the right to deny anyone who is causing a nuisance to enter the premises.

We are extra aware of the implications of remaining open late into the night, and remain hyper vigilant to any behaviour that may lead to disturbance of the local residents, community and visitors to Hackney.

The kitchen in the basement floor will not be making any preps during the hours of 21:00 – 02:00 on the late night Friday and Saturdays to keep any threat of fire under control.

b) The prevention of crime and disorder

We have a zero tolerance policy to abuse and disorder, and always look to ensure our customers and passersby feel safe and able to call upon us in the event of criminal activity.

If there was evidence of crime or disorder we would contact the local police to support with resolving the matter.

We have a 24/7 CCTV recording that will be available to the authority and the recorded footages are kept for 30 days before the system is reset.

c) Public safety

We treat the safety of the public with the utmost importance.

Our restaurant prides itself on having a safe and approachable atmosphere, especially when open late into the night.

We ensure our kitchen is kept to the highest standards, with a food hygiene rating of 4 Stars with latest inspection done in April 2022. We also welcome our customers to use our back garden for a smoking area, as well as dedicating this exit as an emergency exit should one be needed.

We have fire extinguisher allocated at all place in the premises as we had numerous professionals scout the area for what's needed we also have them checked yearly.

d) The prevention of public nuisance

We have signage asking customers to leave quietly and respect our neighbours, and also have a good working relationship with fellow local shop owners on Mare Street.

We provide a safe and friendly atmosphere at all times, but do not tolerate excess noise or disruptive behaviour.

Music is kept to a very low level, nothing more than background ambience.

Alcohol is not available past 22:30, and is only served to eat-in customers who have ordered a meal.

If anyone is being disruptive or causing a nuisance of them self they will be politely asked to leave the premises.

We will keep an incident log in any case if the local authorities were to ask for.

e) The protection of children from harm

Under 16's must be accompanied by a responsible adult at all times. After 9pm (21:00) we have a policy that all under 18s must be accompanied by an adult.

We operate a challenge 25 policy when serving alcohol; if anyone ordering alcohol (with their sit down meal) looks under 25 we will ask for I.D to prove they are over 18. We also only serve alcohol to customers wishing to eat in.

Checklist:

Please tick to indicate agreement

- | | |
|---|---|
| I have made or enclosed payment of the fee; or | X |
| 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. | X |
| I have sent copies of this application and the plan to responsible authorities and others where applicable. | X |
| I understand that I must now advertise my application. | X |
| I have enclosed the premises licence or relevant part of it or explanation. | X |
| I understand that if I do not comply with the above requirements my application will be rejected. | X |

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	Hasan Cevik
Date	09/08/2022
Capacity	Owner of the Establishment

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)

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.

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

Details of Authority	1 Hillman Street, Hackney, London, E8 1FB
Officer contact name	Claudette Abraham
Officer telephone number	020 8356 4870
Officer's email address	claudette.abraham@hackney.gov.uk

APPLICATION PREMISES

Name and address of premises	75 MARE STREET London E8 4RG
Applicant name	HASAN CEVIK

COMMENTS

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

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

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

The application proposes to vary an existing premises licence as a small, family run, Turkish restaurant that offers both eat-in (maximum 25) and takeaway food for the local community, The reason for this application for an updated licence is to enable us to serve hot food after 11pm (23:00) on Friday and Saturday nights. The customers will not be permitted to eat in, nor will they be permitted to buy the alcoholic drinks usually reserved for eat-in customers under the Licensing Act 2003.

The licensable activities are:

Late Night Refreshment Mon-Wed 23:00-23:30, Thur 23:00-00:00, Fri-Sat 23:00-02:00

Recorded Music Mon-Wed 11:00-23:30, Thu 11:00-00:00, Fri-Sat 11:00-02:00, Sun 11:00-23:00

Hours of Opening Mon-Wed 11:00-23:30, Thur 11:00-00:00, Fri-Sat 11:00-02:00, Sun 11:00-23:00

Planning Application Ref: 2018/2179 Change of use of ground floor and basement from retail (use class A1) to restaurant (use class A3), including installation of rear extract ducting.

The usage of the premises as a cafe/restaurant is considered established. It has not been possible for officers to locate the decision notice as it appears to have been lost in the 2020 Cyber Attack. However, there are residentials to the upper levels of the properties along Mare Street and Beck Road which may be impacted by the increased hours of use. If there had been a condition relating to hours of use, it is likely it would have been in line with what was on the planning application form which was for 8am to 11pm Monday to Saturday and 10am to 11pm on Sundays and Bank

Holidays.

Please provide the following information (if applicable)

Area (that permission applies to)	Ground Floor
Permitted use	Class A3
Permitted hours	N/A
Specific/restrictive conditions	N/A
Recent applications	N/A
Decisions	N/A
Pending Decisions	N/A
Reasons for refusal	N/A
Relevant Conditions/discharges	N/A

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

Objection

The usage of the premises as a cafe/restaurant is considered established, planning permission may be required to amend the hours of use. There is concern in terms of the impact the proposed hours would have on neighbouring residents amenity. Therefore the planning service objects due to the impact on neighbour amenity.

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

Signed	SK Carr
Name	Seonaid Carr
Date	15.08.22

APPENDIX B2

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Licensing Service Hackney Service Centre 1 Hillman Street London E8 1DY
CONTACT NAME	David Tuitt
TELEPHONE NUMBER	020 8356 4942
E-MAIL ADDRESS	david.tuitt@hackney.gov.uk

APPLICATION PREMISES

Premises	Turquoise Kitchen 75 Mare Street London E8 4RG
Applicant	Hasan Cevik

COMMENTS

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

- 1) the prevention of crime and disorder
- 2) public safety
- 3) the prevention of public nuisance **x**
- 4) the protection of children from harm

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

I write to make a representation in relation to this application to vary the existing premises licence.

The proposal exceeds the hours set out in LP3 (Core Hours) and I am concerned that any additional hours could have a negative impact on the promotion of the licence objectives, in particular, the prevention of public nuisance.

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.

The applicants attention is also drawn to LP5 (Planning) as this site was refused planning permission in 2019. An appeal against this refusal was dismissed. I have attached copies of the appeal decision.

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.

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

The Licensing Act 2003, guidance issued by the Home Office under s182 of the Licensing Act 2003

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

Discussion with the applicant in relation to the issues raised above and what the applicant will do in relation to the planning status of the site.

Name: **David Tuitt (Business Regulation Team Leader) - Licensing and Technical Support**

6 September 2022

London Borough of Hackney
Planning and Regulatory Services
2 Hillman Street
London E8 1FB
www.hackney.gov.uk
Hackney Reference: 2019/1804

Ulas Planning LTD
9 Dispensary Lane
Hackney
E8 1FT

11/07/2019

**Town and Country Planning (Development Management Procedure)
Order 2015**

Application Number: 2019/1804
Site Address: 75 Mare Street London E8 4RG

Thank you for your recent application for the above address on which a decision has now been made. The decision on your application is attached. Please carefully read all of the information contained in these documents.

Please quote your application reference number in any correspondence with the Council, either by post to the Hackney Planning Service, 2 Hillman Street, London, E8 1FB, by email to planning@hackney.gov.uk, or by phone to 020 8356 8062.

Yours faithfully



Ian Rae
Head of Planning
Planning Service
Neighbourhoods and Housing

PLANNING DECISION NOTICE

Town and Country Planning Act 1990 as amended
Town and Country Planning (Development Management Procedure) (England) Order
2015

Agent: Ulas Planning LTD 9 Dispensary Lane Hackney E8 1FT	Applicant: Cevik 75 Mare Street London E8 4RG
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Part 1 - Particulars of the Application	Application No: 2019/1804
	Date of Application: 16/05/2019
	Date Validated: 16/05/2019
	Application Type: Removal or Variation of Condition

Proposal: Variation of condition 3 (Hours of opening) of planning permission 2018/2179 to extend hours to 08:00 to 02:00 (the next day) Friday and Saturday.

Location: 75 Mare Street London E8 4RG

Plan Numbers:

18-17-P-BP revV1 (Location and Block plan), 18-17-P-BP revV1 (Basement floorplan), 18-17-P-E-01 revV1, 18-17-P-E-02 revV1, 18-17-P-E-03 revV1, 18-17-P-E-04 revV1, 18-17-P-S-L revV1, 18-17-P-G revV1, Noise impact assessment report by Sound Licensing dated 17/07/2018, Trion electronic air cleaners brochure

Part 2 – Particulars of Decision: **REFUSED**

Notice is hereby given that the London Borough of Hackney as local planning authority in pursuance of its powers under the above mentioned Act and Rules, Orders and Regulations made thereunder refuses to permit the development referred to in Part 1, in accordance with the plan(s) submitted.

Reasons for Decision:

- 1 The proposed extended operating hours would result in an unacceptable impact to amenity in terms of noise and disturbance associated with the operation of the use and coming and going from/to the premises which would be detrimental to the amenities of the occupants of surrounding properties and visitors to the area. As such the proposal is contrary to policy 7.15 (Reducing and managing noise, improving and enhancing the acoustic environment and promoting appropriate soundscapes) of the London Plan, policy 15 (Evening and Night Time Economy) of the Hackney Local Development Framework Core Strategy, and policies DM2

(Development and Amenity) and DM11 (Evening and Night Time Economy) of the Hackney Development Management Local Plan 2015.

Informative/s:

1 - Hackney Planning Service adopts a positive and proactive approach when engaging with applicants / agents in line with the National Planning Policy Framework. As part of our planning process, we endeavour to contact applicants / agents regarding any minor issues that may be able to be resolved during the course of the application, providing an opportunity to submit amendments before a final decision is made. We also encourage the pre-application service to avoid delays as a result of amendments and unforeseen issues during the planning process.

Date of Decision: 11/07/2019

Yours sincerely

A handwritten signature in black ink, appearing to read 'I. Rae', written over a light grey rectangular background.

**Ian Rae
Head of Planning
Planning Service
Neighbourhoods and Housing**

Statement of Applicant's Rights - Appeals to the Planning Inspectorate

If you are aggrieved by the decision of your local planning authority to refuse permission for the proposed development or to grant it subject to conditions, then you can appeal to the Secretary of State under section 78 of the Town and Country Planning Act 1990. Please carefully read the information provided below as different appeal deadlines will apply depending on the type of application or circumstances relevant to your application.

If this is a decision on a planning application relating to the same or substantially the same land and development as is already the subject of an enforcement notice, if you want to appeal against your local planning authority's decision on your application, then you must do so within 28 days of the date of this notice.

If an enforcement notice is served relating to the same or substantially the same land and development as in your application and if you want to appeal against your local planning authority's decision on your application, then you must do so within: 28 days of the date of service of the enforcement notice, or within 6 months [12 weeks in the case of a householder appeal] of the date of this notice, whichever period expires earlier.

If this is a decision to refuse planning permission for a householder application and you want to appeal against your local planning authority's decision, then you must do so within 12 weeks of the date of this notice.

If this is a decision to refuse planning permission for a minor commercial application and you want to appeal against your local planning authority's decision then you must do so within 12 weeks of the date of this notice.

If this is a decision to refuse express consent for the display of an advertisement and you want to appeal against your local planning authority's decision, then you must do so within 8 weeks of the date of receipt of this notice.

If you want to appeal against your local planning authority's decision and the application refused does not fall within one of the criteria specified above, then you must do so within 6 months of the date of this notice.

Appeals can be made online at: <https://www.gov.uk/planning-inspectorate>. If you are unable to access the online appeal form, please contact the Planning Inspectorate to obtain a paper copy of the appeal form on Tel: 0303 444 5000.

The Secretary of State can allow a longer period for giving notice of an appeal but will not normally be prepared to use this power unless there are special circumstances which excuse the delay in giving notice of appeal.

The Secretary of State need not consider an appeal if it seems to the Secretary of State that the local planning authority could not have granted planning permission for the proposed development or could not have granted it without the conditions they imposed, having regard to the statutory requirements, to the provisions of any

development order and to any directions given under a development order.

If you intend to submit an appeal that you would like examined by inquiry then you must notify the Local Planning Authority and Planning Inspectorate (inquiryappeals@planninginspectorate.gov.uk) at least 10 days before submitting the appeal. [Further details are on GOV.UK](#)

Purchase Notices

If either the local planning authority or the Planning Inspectorate refuses planning permission or grants it subject to conditions, the owner may claim that he can neither put the land to a reasonably beneficial use in its existing state nor render the land capable of a reasonably beneficial use by the carrying out of any development which has been or would be permitted. In these circumstances, the owner may serve a purchase notice on the Council. This notice will require the Council to purchase the owner's interest in the land in accordance with the provisions of Chapter 1 of Part VI of the Town and Country Planning Act 1990 and Section 32-37 of the Planning (Listed Buildings & Conservation Areas) Act 1990.



Appeal Decision

Site visit made on 17 December 2019

by T J Burnham BA (Hons) MSc MRTPI

an Inspector appointed by the Secretary of State

Decision date: 8 January 2020

Appeal Ref: APP/U5360/W/19/3235530 75 Mare Street, Hackney, London E8 4RG

- The appeal is made under section 78 of the Town and Country Planning Act 1990 against a refusal to grant planning permission under section 73 of the Town and Country Planning Act 1990 for the development of land without complying with conditions subject to which a previous planning permission was granted.
 - The appeal is made by Mr Hasan Cevik against the decision of the Council of the London Borough of Hackney.
 - The application Ref 2019/1804, dated 4 May 2019, was refused by notice dated 11 July 2019.
 - The application sought planning permission for Change of use of ground floor and basement from retail (use class A1) to restaurant (use class A3), including installation of rear extract ducting without complying with a condition attached to planning permission Ref 2018/2179 dated 28 September 2018.
 - The condition in dispute is No. 3 which states that: The A3 use hereby permitted may only be carried out between 08:00-23:00 Monday-Saturday and 10:00am -22:00 on Sunday/Bank holidays.
 - The reason given for the condition is: To ensure that the use is operated in a satisfactory manner and does not unduly disturb adjoining occupiers or prejudice local amenity generally.
-

Decision

1. The appeal is dismissed.

Background and Main Issue

2. The condition over which there is disagreement relates to a planning permission granted for a change of use from retail to restaurant. The appellant seeks to vary condition No. 3 to extend the opening hours beyond 2300 to 0200 hours the following day on both a Friday and Saturday night.
3. The main issue is whether the condition is reasonable and necessary in the interests of the living conditions of the occupiers of surrounding properties having particular regard to noise and disturbance.

Reasons

4. The restaurant occupies the ground floor of a three-storey building at 75 Mare Street. The immediate area is in mixed residential and commercial use. The first and second floors above the restaurant are in residential use, while tightly packed terraced dwellings directly abut the footway on Beck Road, closely around the corner from the appeal site. St Joseph's Hospice is located immediately across Mare Street.

5. The extension of the opening hours would inevitably result in nuisance resulting from customers coming and going from the premises late into the evening and early morning on weekends. Although this is an urban location, at these times, those residing in the area could reasonably expect to sleep in relative peace and quiet.
6. The effect would be particularly pronounced for properties above the premises and for those on Beck Road, a residential side street where dwellings directly front the footway. The impacts would be further heightened during the summer when occupiers could reasonably expect to be able to open windows for ventilation.
7. The appellant indicates that the premises would operate as a takeaway only during these hours. This would lead to the likelihood of customers lingering in the area to consume their food which would be likely to create further noise and disturbance.
8. Consequently, the increase in noise and disturbance generated by the proposed extension to the opening hours of the restaurant would be unacceptable in an area which is likely to experience relative peace and quiet during these times.
9. I therefore conclude that given the proximity of existing properties to the appeal site the condition is necessary in the interests of the living conditions of the occupiers of surrounding properties. Without complying with condition no.3 the proposal would conflict with Policy 7.15 of the London Plan (2016), Policy 15 of the Local Development Framework Core Strategy (2010) and Policies DM2 and DM11 of the Hackney Development Management Local Plan (2015) which seek amongst other things, the management of noise and the protection of the living conditions of nearby occupiers.
10. Although it is suggested there are other local premises open late at night, no details have been supplied and I cannot therefore afford this matter any weight. Whilst no objections have been received from adjoining neighbours, this does not indicate an absence of harm and I note concerns from occupiers on Beck Road.
11. I acknowledge that the extended opening hours would make a contribution, albeit limited, to local economic growth and the night time economy. Nevertheless, the harm I have found would significantly and demonstrably outweigh this modest benefit.

Other Matters

12. I note that there would be no sale of alcohol during the proposed hours. I also note that a Noise Impact Assessment Report has been supplied although this relates to the kitchen extraction system, which is not identified as an area of concern by the Council in relation to the appeal.

Conclusion

13. For the reasons set out above and having regard to all other matters, I conclude that the appeal should be dismissed.

T J Burnham

INSPECTOR



This premises licence has been issued by:

Licensing Service
1 Hillman Street
London E8 1DY

PART A – PREMISES LICENCE

Premises Licence Number

100857

Part 1 – Premises details

Turquoise Kitchen
75 Mare Street
Hackney
London
E8 4RG

Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Supply of Alcohol

The times the licence authorises the carrying out of Licensable activities

Supply of Alcohol	<p>Standard Hours:</p> <p>Mon 12:00-22:30 Tue 12:00-22:30 Wed 12:00-22:30 Thu 12:00-22:30 Fri 12:00-22:30 Sat 12:00-22:30 Sun 12:00-21:30</p>
The opening hours of the premises	<p>Standard Hours:</p> <p>Mon 08:30-23:00 Tue 08:30-23:00 Wed 08:30-23:00 Thu 08:30-23:00 Fri 08:30-23:00 Sat 09:30-23:00 Sun 10:00-22:00</p>

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

Hasan Cevik
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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

Not Applicable

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

Hasan Cevik
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

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

Licence No: [REDACTED]
Issuing Authority: [REDACTED]

Date of Grant: 10 April 2019

Signed:

[REDACTED]

**Gerry McCarthy
Head of Community Safety, Enforcement and Business Regulation
Document re-issued: 28 April 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 of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-
 - A. a holographic mark or
 - B. an ultraviolet feature.
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.

Annex 2 – Conditions consistent with the Operating Schedule

Not Applicable.

Conditions derived from Responsible Authority representations

8. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas and each entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer.
9. There shall be a staff member from the premises who is conversant with the operation of the CCTV system on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage when requested.
10. Signs will be prominently displayed at all entrance and exit points reminding customers to leave quietly and respect local residents.
11. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.
12. Alcohol shall not be sold, supplied or consumed otherwise than to persons who are taking a meal from the menu and that the consumption of alcohol by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter/waitress service only.
13. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following. a. All crimes reported: b. All ejections of patrons c. Any complaints received. d. Any incidents of disorder. e. Seizure of drugs or offensive weapons. f. Any faults in the CCTV system. g. Any refusal of the sale of alcohol. h. Any visit by a relevant authority or emergency service.
14. Premises to operate zero tolerance policy to drugs and comply with Hackney Police Drugs and Weapons policy where appropriate.
15. All instances of crime and disorder to be reported by the Designated Premises Supervisor or responsible member of staff to an agreed police contact point, as agreed with the police.
16. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 12 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.

17. There shall be no glass, or open containers taken outside of the premises at any time.
18. All smokers shall be directed to use the rear garden.
19. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their responsibility as regards the disposal of waste produced from the business premises. The procedure for handling and preparing for disposal of the waste shall be in writing and displayed in a prominent place where it can be referred to at all times by staff.
20. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial waste bins) in order to ensure all refuse emanating from the business is always presented for collection by his waste carrier and shall not use any plain black or unidentifiable refuse sacks or any other unidentifiable or unmarked waste receptacles.
21. The Licensee's premises are situated in an area within which refuse may only be left on the public highway at certain times (time bands). If the Licensee's waste carrier cannot or does not comply by collecting the refuse within an hour after the close of any time band imposed by the waste authority, the Licensee must remove the refuse from the public highway and/or keep it within the premises until such time as their waste carrier arrives to collect the refuse.
22. The Licensee shall instruct members of staff to make regular checks of the area immediately outside the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.
23. The Licensee shall provide a safe receptacle for cigarette ends to be placed outside for the use of customers, such receptacle being carefully placed so as not to cause an obstruction or trip.
24. The current trade waste agreement/duty of care waste transfer document shall be conspicuously displayed and maintained in the window of the premises where it can be conveniently seen and read by persons standing in the Turquoise Kitchen. This should remain unobstructed at all times and should clearly identify:- the name of the registered waste carrier the date of commencement of trade waste contract the date of expiry of trade waste contract the days and times of collection the type of waste including the European Waste Code.

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

Not Applicable.

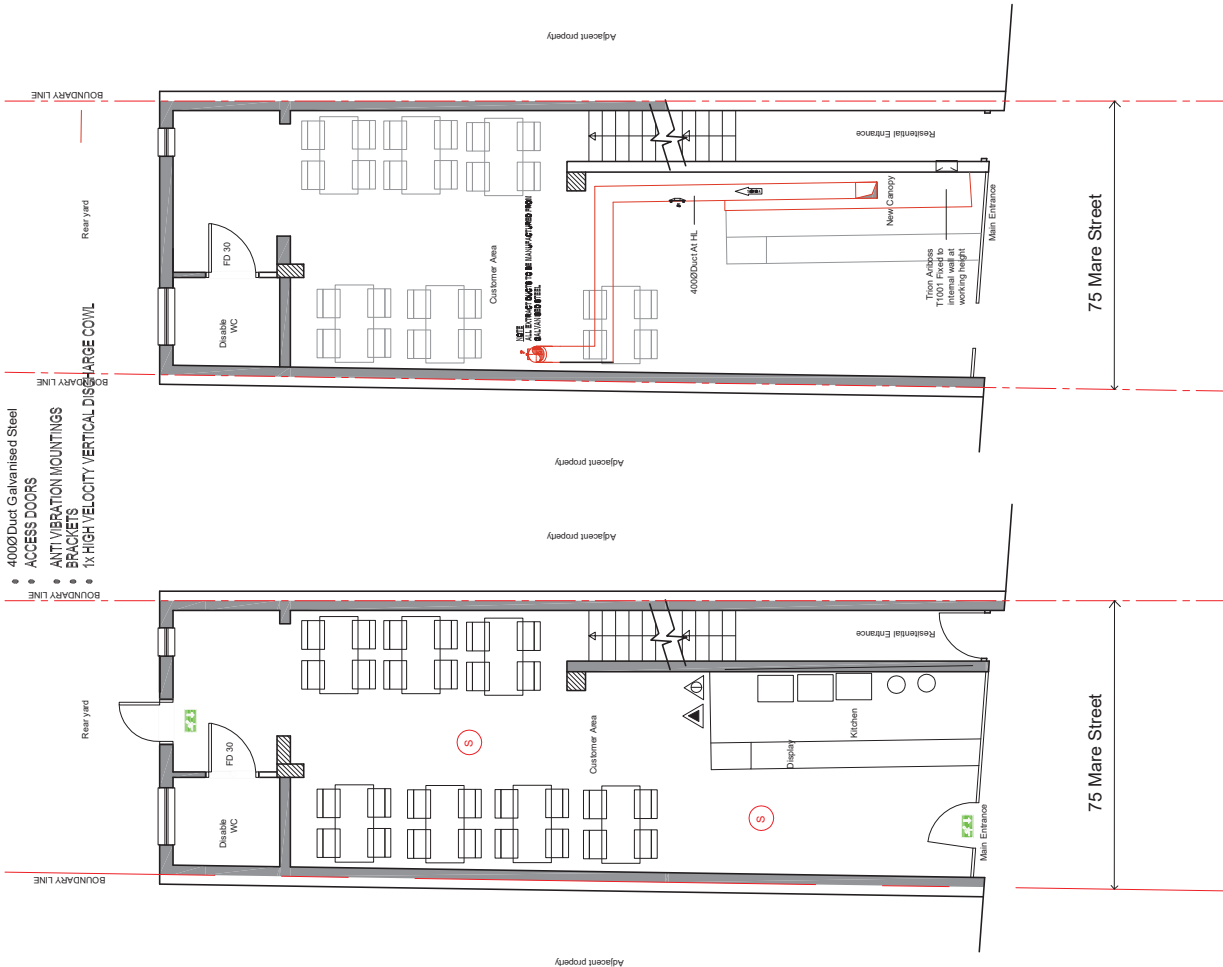
Annex 4 – Plans

PLAN/100857/250219

Project	75 Mare Street Hackney E8 4RG	Revision	V1
Drawing	LONDON	Scale	1:100@ A3
No	18_17-P-G	Issued by	M. U. Turk
V1	First issued for comments and approval	06.06.2018	M. U. Turk

THE RANGE INSTALLATION WILL REQUIRE A MECHANICAL DEDICATED RANGE EXTRACT SYSTEM COMPOSED OF:-

- 4000Duct Galvanised Steel
- ACCESS DOORS
- ANTI VIBRATION MOUNTINGS
- BRACKETS
- 1x HIGH VELOCITY VERTICAL DISCHARGE COVIL



GROUND FLOOR PLAN PROPOSED

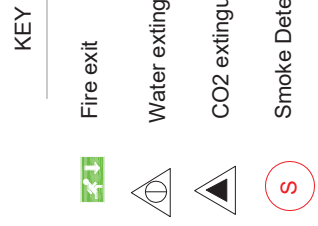
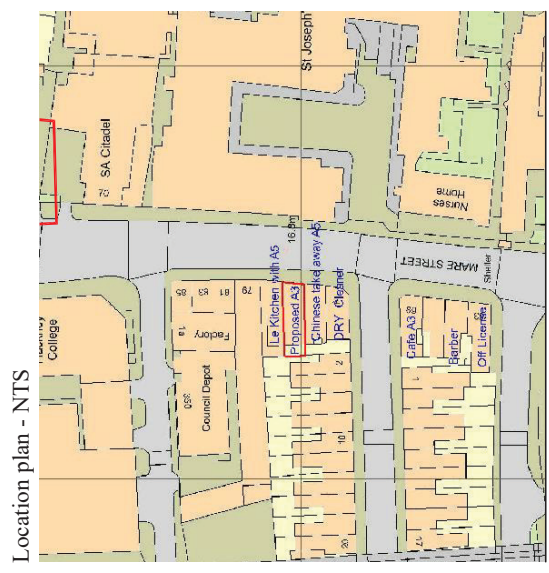
GROUND CEILING PLAN PROPOSED

Scale Bar For 1:100

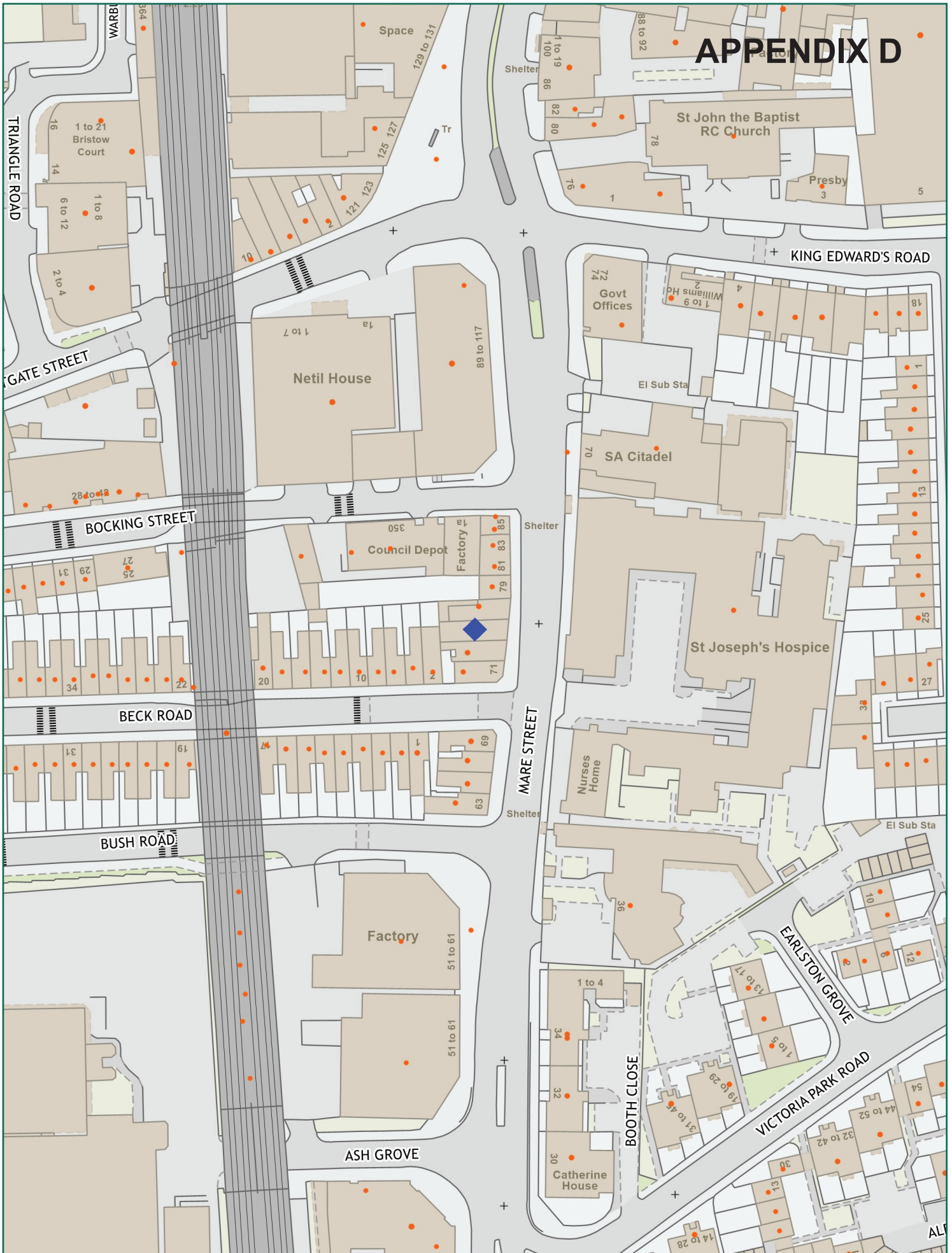


PLAN/LBH 100857/250219

PRELIMINARY - NOT FOR CONSTRUCTION!



APPENDIX D



Scale: 1:1250 at A4

Turquoise Kitchen, 75 Mare Street, London, E8 4RG



Ref:
Tuesday, October 4, 2022

Page 95
Produced by: WSP
email:

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