



London Borough of Hackney – Decisions taken by the Licensing Sub Committee E on Tuesday 14 February 2023

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

6	Premises Licence: Cuts & Bruises Barbershop, Basement, 57 Stoke Newington High Street, N16 8EL	<p><b>RESOLVED:</b> <u>The decision</u></p> <p>The Licensing Sub-Committee, in considering this decision from the information presented to them within the report and at the hearing and having regard to the promotion of the licensing objectives:</p> <ul style="list-style-type: none"><li>• The prevention of crime and disorder</li><li>• Public safety</li><li>• Prevention of public nuisance</li><li>• The protection of children from harm</li></ul> <p>the application for a premises licence has been approved in accordance with the Council’s Statement of Licensing and the proposed conditions set out in paragraph 8.1 of the report, with the following amendments:</p> <p>The hours of licensable activity:</p> <p>Recorded Music</p> <p>Thursday 19:00 - 23:30 Friday to Saturday 19:00 - 00:30</p> <p>Sundays before Bank Holidays 19:00 - 23:30</p> <p>Supply of Alcohol (on the premises)</p>
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		<p>Thursday 19:00 - 23:30                      Friday to Saturday 19:00 - 00:30</p> <p>Sundays before Bank Holidays 19:00 - 23:30</p> <p>Opening hours</p> <p>Thursday 19:00 - 00:00                      Friday to Saturday 19:00 - 01:00</p> <p>Sundays before Bank Holidays 19:00 - 00:00</p> <ul style="list-style-type: none"> <li>Amend condition 19 to read as follows:                      “Display a phone number and email address for local residents to contact the duty manager/ member of staff with any issues or concerns as they arise. A phone number for the premises shall be made available if required upon request to the police, any other responsible authority or any local resident to express any concerns caused by the operation of the premises. Any complaints and the outcome will be recorded in the incident book”.</li> </ul> <p>And the following conditions to be added to the licence:</p> <ul style="list-style-type: none"> <li>The Licensing Authority to approve the capacity of the premises once the seating and the site plan has been submitted to the Licensing Authority. The maximum capacity to be determined shall be 30 persons at the premises.</li> </ul>

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Agenda Item No	Topic	Decision
		<ul style="list-style-type: none"> <li>• The Premises Licence Holder shall organise and publicise a meeting for local residents to discuss the operation of the premises and address any issues at least every 6 months. The frequency of meetings may be varied by agreement between the Premises Licence Holder and local residents.</li> </ul> <p><b>Reasons for the decision</b></p> <p>The application for a premises licence has been approved, as members of the Licensing Sub-committee were satisfied that the licensing objectives would not be undermined.</p> <p>The Sub-committee took into consideration that the Responsible Authorities (the Licensing Authority, and the Environmental Enforcement Team) made representations on the grounds of prevention of public nuisance.</p> <p>The Sub-committee took into account the representations made by 6 Other Persons (local residents) objected to the application. The Sub-committee heard that local residents had concerns about noise late at night and early in the morning. The Sub-committee heard that the local residents representing the interests of their community would be affected by the operation of the premises late at night.</p> <p>In addition the Sub-committee heard that local residents were concerned about the number of events that would take place each week and over the year which would affect them. The Sub-committee heard that the local residents had concerns about the premises and the hours of operation.</p> <p>The Sub-committee noted that the Applicant is a resident of the High Street and has the same concerns as the local residents about noise in the area.</p> <p>The Sub-committee took into consideration that the Metropolitan Police Service ("the Police")</p>

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<b>Agenda Item No</b>	<b>Topic</b>	<b>Decision</b>
		<p>agreed conditions with the Applicant and withdrew their representation.</p> <p>The Sub-committee heard representations from the Applicant that alcohol would be served to seated customers and no live music would be played. The Sub-committee noted that the Applicant is a resident of the area living above the premises for the last two years. The Applicant contended that they had about 14 temporary events without incident holding private parties and no concerns arising. The Sub-committee heard that the premises will have two hour booking slots and a regular turnaround of customers.</p> <p>The Sub-committee took into consideration the above conditions and the reduced hours that they felt that the premises would operate responsibly in the future. The Sub-committee took into account that the Applicant has experience of operating temporary events and managing and dispersing crowds. The Sub-committee noted that the Licensing Authority received a Dispersal Policy from the Applicant which was considered acceptable.</p> <p>Having taken all of the above factors into consideration the Sub-committee was satisfied that by granting this premises licence, the licensing objectives would not be undermined.</p> <p><b>Public Informatives</b></p> <p>The Premises Licence holder is encouraged to work with the local residents to deal with any issues arising relating to noise nuisance.</p> <p>The Premises Licence holder is advised as part of the rigorous monitoring and checking that all staff are to be well trained, and to undertake the required training including Wave training, training for vulnerable persons and other training offered by the Council’s Hackney Nights portal.</p>

**London Borough of Hackney – Decisions taken by the Licensing Sub Committee E on Tuesday 14 February 2023**

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		<p>The Premises Licence holder is reminded of the need to operate the premises according to any current licensing conditions on the premises licence and planning permission relating to its use class, conditions and hours.</p> <p>It also should be noted for the public record that the local planning authority should draw no inference or be bound by this decision with regard to any future planning application which may be made.</p>
7	Premises Licence: Yuki Trading Limited, Arch 426, Reading Lane, E8 1DS	<p><b>RESOLVED:</b></p> <p><u>The decision</u></p> <p>The Licensing sub-committee in considering this decision from the information presented to it within the report and at the hearing today has determined that having regard to the promotion of all the licensing objectives:</p> <ul style="list-style-type: none"> <li>● The prevention of crime and disorder;</li> <li>● Public safety;</li> <li>● Prevention of public nuisance;</li> <li>● The protection of children from harm;</li> </ul> <p>The application for a premises licence has been approved in accordance with the Council's Statement of Licensing Policy and the conditions set out in paragraph 8.1 of the report, with the following amendment :-</p> <p>The opening hours and the hours for licensable activity are:</p> <p>Opening Hours: Monday to Saturday 08:00 - 23:30</p>

**London Borough of Hackney – Decisions taken by the Licensing Sub Committee E on Tuesday 14 February 2023**

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		<p>Sunday 10:00 - 23:00</p> <p>Supply of Alcohol (On and Off Sales)</p> <p>Monday to Saturday 12:00 - 23:00                      Sunday 12:00 - 22:30</p> <ul style="list-style-type: none"> <li>• Late Night Refreshment would be removed from the application.</li> <li>• Condition 27 would be removed from the licence as it does not apply to this premises.</li> </ul> <p>And the following condition:</p> <ul style="list-style-type: none"> <li>• The Premises Licence Holder shall organise and publicise a meeting for local residents and/ or representatives of the local residents to discuss the operation of the premises at least every 3 months. The frequency of meetings may be varied by agreement between the Premises Licence Holder and local residents.</li> </ul> <p><b>Reasons for the decision</b></p> <p>The Sub-committee approved the amended application with the above amendments and an additional condition for on-sales and off-sales of alcohol at the premises to prevent the licensing objectives being undermined.</p> <p>The Sub-committee took into consideration that the Applicant had agreed conditions with the Metropolitan Police Service, Environmental Protection and Environmental Enforcement in advance of the hearing, and these Responsible Authorities subsequently withdrew their objections to the application.</p>

**London Borough of Hackney – Decisions taken by the Licensing Sub Committee E on Tuesday 14 February 2023**

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		<p>The Sub-committee also took into consideration the 9 objections raised by Other Persons (local residents) on the grounds of Public Safety and The Prevention of Public Nuisance and the Prevention of Crime and Disorder because the premises are close to a residential area.</p> <p>The Sub-committee heard from the Other Persons and the persons that spoke on behalf of other residents and a small residential block and neighbours. The Other Persons made representations that there was nothing in the arch for some time. The premises will be close to residential homes. The Planning use was not clear to local residents. Local residents of Great Eastern Street want to be consulted and would welcome regular meetings with the premises licence holder.</p> <p>After considering all the representations made by the parties, the Sub-committee took into consideration that the premises is a small restaurant with a capacity 22 which provides natural wines and foods. The Sub-committee took into account that any alcohol will be ancillary to food, there will be no outside eating and drinking, no music will be played at the premises other than background music, the Applicant will ensure no music will escape from the premises to prevent noise nuisance. The Sub-committee noted that the Applicant’s intention was to close the premises one day a week and not open seven days a week.</p> <p>The Sub-committee felt it was necessary for there to be at least in the first 12 months of operating regular consultations with local residents or representatives of the local residents of Great Eastern Street to ensure any issues arising are addressed. The Sub-committee encourages the Applicant to work in collaboration with local residents and engage with them as much as possible to prevent noise nuisance. If Local residents encounter issues in the future they can inform the Licensing Authority of their concerns which can be investigated.</p> <p>The Sub-committee took into consideration the concerns of local residents and felt that the Applicant needed a period of time to demonstrate they could comply with the conditions on</p>

**London Borough of Hackney – Decisions taken by the Licensing Sub Committee E on Tuesday 14 February 2023**

<b>Agenda Item No</b>	<b>Topic</b>	<b>Decision</b>
		<p>their licence.</p> <p>The Sub-committee took into consideration that the Applicant had worked with the Responsible Authorities to try and resolve issues. The Sub-committee felt that the Applicant demonstrated their intention to operate the premises responsibly.</p> <p>Having taken all of the above factors into consideration, the Licensing Sub-committee was satisfied that the application could be approved without the licensing objectives being undermined.</p> <p><b>Public Informative</b></p> <p>The premises licence holder is encouraged to continue working with the local residents to deal with any issues arising at the premises and to prevent noise nuisance.</p>