

London Borough of Hackney – Decisions taken by the Licensing Sub-Committee A on Thursday 9 February 2023

Agenda Item No	Topic	Decision						
		<p>Opening hours</p> <table border="0"> <tr> <td>Monday to Thursday</td> <td>10:00 - 23:30</td> </tr> <tr> <td>Friday to Saturday</td> <td>10:00 - 01:00</td> </tr> <tr> <td>Sunday</td> <td>10:00 - 23:00</td> </tr> </table> <p>And the following conditions:</p> <p>Any alcohol sold or supplied for consumption off the premises must be in a sealed container.</p> <p>Alcohol shall not be sold, supplied, or consumed on the premises unless it is ancillary to food served on the premises and with food orders.</p> <p>Only deliveries and take away are permitted after 23:00 on Fridays and Saturdays.</p> <p>The Licence holder shall have one additional member of staff after 21:00 on Fridays and Saturdays to monitor the premises main door and dispersal from the premises. The total number of staff after 21:00 must be at least 3 members of staff.</p> <p>There shall be a written dispersal policy submitted to and approved by the Licensing Authority and the Police which shall be reviewed regularly. All staff shall be trained on this dispersal policy. A copy of the policy shall be kept on the premises and shall be produced to a police officer or other authorised officer upon request.</p> <p>The Licence holder to submit a Delivery Management Plan to the Licensing Authority and the Police for approval.</p> <p>Reasons for the decision</p>	Monday to Thursday	10:00 - 23:30	Friday to Saturday	10:00 - 01:00	Sunday	10:00 - 23:00
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		<p>The application for a premises licence for Late Night Refreshment and the supply of alcohol on and off the premises has been approved because the Licensing Sub-committee was satisfied that the licensing objectives would not be undermined</p> <p>The Sub-committee took into consideration that there were objections to the application from the Licensing Authority, Environmental Enforcement, and the Metropolitan Police Service (“the Police”). The Sub-committee took into consideration that the Environmental Enforcement Team proposed conditions which the Applicant agreed to during the hearing. The Sub-committee also noted that there were no representations from local residents in the area.</p> <p>The Sub-committee took into account that the Licensing Authority made representations on the grounds of public nuisance and the premises being close to the residential properties. The Sub-committee took into consideration the concerns about the additional impact on the area late at night. The Sub-committee noted concerns about the existing use of the extractor fan, and that the Applicant was trying to take measures to control the noise. The Sub-committee also noted that there are Planning issues, and the Applicant needs the appropriate planning permission.</p> <p>The Sub-committee took into consideration the Police objections on the grounds of crime and disorder and public nuisance, and the Police concerns about drunken behaviour in the seating area that is open all the time. The Sub-committee noted that the Police were concerned about the additional impact on the nearby Shoreditch SPA with the later hours.</p> <p>The Sub-committee heard the Applicant's legal representative make submissions that customers will take food away and the Applicant will prevent any littering. The Applicant will train their staff on delivery and how to reduce and prevent a nuisance. The Sub-committee heard that the Applicant has been managing premises for the last five years, and he is familiar with the area. The Sub-committee noted that the Applicant has other premises close by, and</p>

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		<p>the Applicant is an experienced operator who is prepared to work with the Police and the Licensing Authority. The Sub-committee noted that the Planning Enforcement Notice will be appealed, and a new planning application has been submitted to the Council.</p> <p>The Sub-committee took into consideration that the Applicant will serve food on the premises and the premises has a toilet. The Sub-committee heard submissions that the premises will be a restaurant and a bar 50% will be seated and 50% will be takeaway with delivery options. The Applicant contended that they wanted to sell hot food late at night with a 10 seating capacity inside the premises. The Sub-committee heard that the Applicant will supervise their own area and their shop. The Sub-committee noted that there are two pubs in the area.</p> <p>After hearing from the Applicant’s representative, the Applicant’s Agent, the Applicant and from the Licensing Authority and the Police the Sub-committee was satisfied with the additional conditions, the reduced hours and that the seating area will be closed at 23:00 which would mitigate any negative impact that granting the licence would have on the nearby Shoreditch SPA.</p> <p>The Sub-committee took into account when making their decision that alcohol will be served with food at all times and it is a small premises. The Sub-committee took into consideration that alcohol is limited to beer and the hours for alcohol are limited to core hours under Policy LP3. The Sub-committee heard that the Applicant will monitor their customers and they will have trained staff, and also provide clear signage to prevent queueing outside the premises.</p> <p>The Sub-committee feel that these measures, which the Applicant agreed to, will help the premises to be run responsibly. The Sub-committee took into consideration that the Licensing Authority and the Police were happy with the representations made on behalf of the Applicant.</p> <p>Having taken all of the above factors into consideration, the Licensing Sub-committee was satisfied that the licensing objectives would not be undermined.</p>

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		<p>Public Informative</p> <p>The applicant and the operator are 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> <p>The Applicant is strongly encouraged to use sustainable cutlery, plates, cups, food containers, and recyclable materials and to avoid using single-use plastic to prevent litter, and protect the environment.</p> <p>Your right to appeal</p> <p>If you are aggrieved by any term, condition or restriction attached to this decision, you have the right to appeal to the Thames Magistrates Court, 58 Bow Road, London E3 4DJ within 21 days of the date you receive this written decision.</p>