



London Borough of Hackney – Decisions taken by the Licensing Sub Committee B on Tuesday 8 August 2023

Agenda Item No	Topic	Decision
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Items considered in public

6	Bagel Buzz, 195 Shoreditch High Street London E1 6LG	<p><u>Application for A Premises Licence – Bagel Buzz, 195 Shoreditch High Street, London, E1 6LG – APPROVAL</u></p> <p><u>The decision of 8th August 2023</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">• The prevention of crime and disorder;• Public safety;• Prevention of public nuisance; and• The protection of children from harm, <p>the application for a premises licence has been approved in accordance with the Council’s Statement of Licensing Policy and the proposed conditions set out in paragraph 8.1 of the report, with the following amendments:</p> <ul style="list-style-type: none">• The hours for licensable activities, shall be, as agreed: <p>Opening Hours:</p> <table><tbody><tr><td>Monday to Wednesday</td><td>07:00 - 01:00</td></tr><tr><td>Thursday to Saturday</td><td>07:00 - 01:00</td></tr><tr><td>Sunday</td><td>07:00 - 01:00</td></tr></tbody></table>	Monday to Wednesday	07:00 - 01:00	Thursday to Saturday	07:00 - 01:00	Sunday	07:00 - 01:00
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		<p>Late Night Refreshment:</p> <p>Monday to Wednesday 23:00 - 00:00 Thursday to Saturday 23:00 - 01:00</p> <ul style="list-style-type: none"> • Remove Late Night Refreshment from Sundays • Condition 11 on the licence to be amended as follows: <p>" The pavement area outside the premises will be regularly checked for litter and the front area will be swept daily".</p> <p><u>Reasons for the decision</u></p> <p>The application for Late Night Refreshment 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 the objection made by the Licensing Authority due to the late opening of the premises beyond core hours under Policy LP3.</p> <p>The Sub-committee took into consideration that the Metropolitan Police Service ("the Police") withdrew their representation after speaking to the Applicant in advance of the hearing. The Sub-committee also noted that there were no representations from other Responsible</p>

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		<p>Authorities or local residents in the area.</p> <p>The Sub-committee heard that the Applicant was seeking to open later to provide late night refreshment in the form of hot bagels and hot drinks for takeaway after 23:00, and there was no consumption of alcohol on the premises. The Sub-committee heard that the Applicant wanted to develop the business and their customers asked why they did not open after 23:00.</p> <p>The Sub-committee heard the Applicant's legal representative make submissions that the Applicant sold niche bagels, that it was a modest Application from 23:00 - 2 am each day, the Police and Environmental Protection have no objection to this application. The Applicant's legal representative contended that it was not a quiet area, and it was a busy area late at night. The Sub-committee heard the representation made on behalf of the Applicant that “ would a hot bagel served with a hot drink” add to the cumulative impact of the area.</p> <p>After hearing from the Applicant’s legal representative, the Applicant’s Agent and from the Licensing Authority, the Sub-committee was satisfied with the amended condition and the reduced hours that the Applicant agreed to would mitigate any negative impact that granting the licence would have on the potential for customers causing noise nuisance late at night.</p> <p>The Sub-committee had concerns about queuing outside the premises which could result in noise affecting the local residents late at night. In addition to the disturbance from late night drinkers. The Sub-committee took into consideration that only 8 customers were permitted inside the premises, and the Applicant's ability to control the outside area.</p> <p>The Sub-committee took into consideration that it was a mixed use area of both commercial and residential, and that local residents lived above the premises in flats. The Sub-committee noted that the local residents will be used to the busy commercial activity in the area.</p> <p>The Sub-committee took into account that the customers after 23:00 were likely to be people</p>

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		<p>coming back from clubs and going to the nearest take away in the area.</p> <p>The Sub-committee took into consideration that the Applicant agreed to monitor the outside area for litter and sweep the outside area of the premises each day. The Sub-committee took into account that the Licensing Authority were happy with the compromise reached on the operating hours, and felt that it did go some way to overcoming the concerns of the Licensing Authority.</p> <p>The Sub-committee felt that the sale of hot bagel's was not a material consideration.</p> <p>The Sub-committee felt that the premises due to its size and capacity would have less of a negative impact on the area.</p> <p>Having taken all of the above factors into consideration, the Licensing Sub-committee was satisfied, when granting this application for Late Night Refreshment, that the licensing objectives would be upheld.</p> <p><u>Public Informative</u></p> <ol style="list-style-type: none"> 1. The Licence holder is advised to monitor and keep an eye on the queueing outside the premises, and in particular late at night. The Licence holder is asked to take into consideration the impact on local residents to prevent noise nuisance and any negative impact in the area. 2. The Applicant is strongly encouraged to use sustainable cutlery, plates, cups, food containers, and recyclable disposable materials to avoid using single-use plastic disposable items to protect the local area, to prevent litter, and to protect the environment.

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		<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>