



London Borough of Hackney – Decisions taken by the Licensing Sub Committee D on Tuesday 16 January 2024

Agenda Item No	Topic	Decision
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Items considered in public

6	Application to Vary a Premises Licence: The Rolling Stock, 46-48 Kingsland Road, London, E2 8DA	<p>The Licensing Sub-Committee in considering this decision from the information presented to it within the report and at the hearing of Tuesday 16 January 2024 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 to vary a premises licence has been partially approved in accordance with the Council's Statement of Licensing Policy and the proposed condition set out in paragraph 8.1 of the report as applied for with the following additional condition to be added to the premises licence:</p> <ul style="list-style-type: none">• The varied hours for licensable activities, shall be: <p><u>Live Music</u></p> <p>Thursday to Saturday 12:00 - 04:00</p> <p><u>Recorded Music</u></p> <p>Thursday to Saturday 12:00 - 04:00</p> <p><u>Late Night Refreshment</u></p>
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		<p>Thursday to Saturday 23:00 - 04:00</p> <p><u>Supply of Alcohol (On sales)</u></p> <p>Thursday to Saturday 12:00 - 04:00</p> <p><u>Opening hours of the premises</u></p> <p>Thursday to Saturday 12:00 - 04:30</p> <p>The Premises Licence holder shall submit a Dispersal Policy to be approved by the Licensing Authority.</p> <p>Reasons for the decision</p> <p>The Sub-Committee agreed to approve a partial variation of the premises licence. The variation of the hours applied for until 4:00am was approved for Thursday to Saturday. The Licensing Sub-Committee decided not to grant the amendment to condition 64 and they decided to keep the condition unchanged at 2:00am due to issues in the Shoreditch area. The Sub-Committee was satisfied that the licensing objectives would not be undermined.</p> <p>The Sub-Committee noted that the Environmental Protection Team agreed to a condition with the Applicant in advance of the hearing and withdrew their objection.</p> <p>The Sub-Committee recognised that the Applicant had managed a well-run premises for a long time and the Applicant was an experienced operator. The Sub-committee noted that they had applied previously and been granted nine late-night Temporary Event Notices (TENS), to operate to similar hours to the hours proposed, without any complaints. The Sub-Committee noted that no representation had been made by the Police objecting to the application.</p>

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		<p>The Sub-Committee took into account that the Licensing Authority had made representations both at the hearing and through a written submission objecting to the application on the grounds of the Prevention of Crime and Disorder and the Prevention of Public Nuisance. The Sub-Committee noted their concerns raised about the potential negative cumulative impact, and public nuisance from patrons in the immediate area of the premises if the additional hour until 4:00am was granted. The Licensing Authority made it clear that the Premises Licence Holder’s agreement to no patron admittance after 2:00 am would go some way to alleviate their concerns about the potential impact on the area and the licensing objectives.</p> <p>The Sub-Committee took into account the representations made both at the hearing and through written submissions by Other Persons in support of the application. The Sub-Committee noted that 8 letters of support for the application were received by local residents. The Other Persons in support of the application highlighted the increased security presence in the area provided by the Applicant’s security team and that the proposed extended hours would help to continue to maintain that security. The Other Persons also reported that they had not experienced any issues relating to noise nuisance emanating from the premises. They also highlighted that the dispersal of patrons from the premises had improved due to the security personnel ensuring that no customers were hanging around the premises. The Sub-Committee noted that the SIA security staff monitored the area and the beer garden entry area.</p> <p>The Sub-Committee took into account representations made both at the hearing and through a written submission by Other Persons who objected to the application on the grounds of the four licensing objectives: Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and the Protection of Children from Harm. The Sub-Committee noted their concerns about the potential negative cumulative impact of patrons leaving the premises at 4:00 am, as proposed by the Applicant, would put pressure on the Police resources at that time of the morning, and they did not want local residents disturbed late at night. They highlighted that several other licensed premises in the area closed earlier at 2:00 am.</p>

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		<p>Having taken all of the above factors into consideration the Sub-committee was satisfied that by granting this variation to the premises licence to increase the operating hours that the licensing objectives would continue to be promoted.</p> <p>Public Informative:</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 as part of the Hackney Nights accredited training scheme.</p> <p>The Premises License Holder is advised to turn the music down from 3:30am to help stagger dispersal from the premises.</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>
7	Application for a Premises Licence: Hoxton Spirits HQ, 1st floor, 2-4 Holywell Lane, Hackney EC2A 4QS	<p>The Licensing Sub-Committee in considering this decision from the information presented to it within the report and at the hearing of Tuesday 16 January 2024 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,

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		<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 as applied for with the following amendments agreed with the Applicant.</p> <ul style="list-style-type: none"> • The hours for licensable activities, shall be, as agreed: <p>Supply of Alcohol</p> <p>Monday to Saturday 10:00-23:00 Sunday 10:00-22:00</p> <p>Opening hours</p> <p>Monday to Saturday 10:00-23:00 Sunday 10:00-22:00</p> <p>The Applicant agreed amendments to the following conditions on page 72 of the application report:</p> <ul style="list-style-type: none"> • Delete Condition 10. • Condition 6 shall be amended to read as follows: ‘Alcohol orders shall be supplied by delivery only’. • Condition 8 shall be amended to read as follows: ‘General members of the public shall not be permitted on the premises to purchase alcohol.’

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		<p>The Applicant agreed to the following additional conditions:</p> <ul style="list-style-type: none"> • No more than two delivery drivers at any one time shall stand and wait outside the premises to collect drink orders. • The Premises Licence Holder shall provide a Delivery Management Plan to include a code of conduct, for staff for noise nuisance in the building and requirement for no queueing outside the premises to be approved by the Licensing Authority. <p>Reasons for the decision</p> <p>The application for a premises licence has been approved because the Licensing Sub-Committee was satisfied that the licensing objectives would not be undermined.</p> <p>The Sub-Committee acknowledged that the Applicant had made representations that the application was for off sales only and that the alcohol was not distilled on site. The Sub-Committee noted that alcohol sales were through postal and Internet sales. There was no public access to the premises. The Applicant would use the stairwell on premises to ensure it did not affect local residences.</p> <p>The Sub-Committee recognised that the Applicant had amended their application by withdrawing the click and collect element of the application to prevent any potential noise nuisance or disturbance to local residences. The Sub-Committee took into account that alcohol sales were managed through a third-party delivery firm that they used called Quiver. The Sub-Committee noted that delivery drivers were instructed to park in a designated area and not on the red route.</p> <p>The Sub-Committee took into account that the Licensing Authority had made representations</p>

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		<p>on the grounds of Public Nuisance. The Licensing Authority welcomed the news that the Applicant had amended the application to remove the click and collect element. The Sub-Committee took into consideration that the Licensing Authority were now satisfied that the licensing objective would not be undermined and that their concerns were alleviated by the amendments to the application.</p> <p>The Sub-Committee noted that the Other Person, who was the freeholder of the premises, had withdrawn their representation before the hearing following discussions with the Applicant.</p> <p>Having taken all of the above factors into consideration the Licensing Sub-Committee was satisfied that this application could be approved without the licensing objectives being undermined.</p>