



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

Thursday 22 February 2024 at 2.00pm

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

Live stream link: <https://youtube.com/live/jsysoUT77hs>

Back up link: https://youtube.com/live/Fh4_58JTWZ4

Members of the Sub-Committee:

Councillor Sheila Suso-Runge

Councillor Gilbert Smyth

Councillor Penny Wrouth

Dawn Carter-McDonald
Interim Chief Executive
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www.hackney.gov.uk

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Licensing Sub Committee E

Thursday 22 February 2024

Order of Business

- 1 Election of Chair**
- 2 Apologies for Absence**
- 3 Declarations of Interest - Members to declare as appropriate**
- 4 Minutes of the Previous Meeting (Pages 13 - 22)**
- 5 Licensing Sub-Committee Hearing Procedure (Pages 23)**
- 6 Application to vary a premises licence: Dalston Corner, 1 Stoke Newington Road, N16 8BH (Pages 25 - 65)**
- 7 Application for a premises licence: Sevente, 283 Hackney Road, E2 7JQ (Pages 67 - 98)**
- 8 Temporary Event Notices - Standing Item**

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.

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 cannot 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

Relevant Extracts from Hackney's Statement of Licensing Policy

Below are relevant extracts from the Statement of Licensing Policy 2018.

LP1 General Principles

The Council expects applicants to demonstrate:

- a) That they have an understanding of the nature of the locality in which the premises are located and that this has been taken into consideration whilst preparing the operating schedule.
- b) Where the application is for evening and night-time activity, that the proposal reflects the Council's aspiration to diversify the offer, whilst at the same time promoting the licensing objectives.

LP2 Licensing Objectives

Prevention of Crime and Disorder Whether the proposal includes satisfactory measures to mitigate any risk of the proposed operation making an unacceptable contribution to levels of crime and disorder in the locality.

Public Safety Whether the necessary and satisfactory risk assessments have been undertaken, the management procedures put in place and the relevant certification produced to demonstrate that the public will be kept safe both within and in close proximity to the premises.

Prevention of Public Nuisance Whether the applicant has addressed the potential for nuisance arising from the characteristics and style of the proposed activity and identified the appropriate steps to reduce the risk of public nuisance occurring.

Protection of Children from Harm Whether the applicant has identified and addressed any risks with the aim of protecting children from harm when on the premises or in close proximity to the premises.

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 depending 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. *It should be noted that this policy does not apply to those who are making an application within a special policy area (see section 3) unless they have been able to demonstrate that the proposed activity or operation of the premises will not add to the cumulative impact that is already being experienced.*

LP4 Off' Sales of Alcohol

Hours for the supply of alcohol will generally be restricted to between 08:00 and 23:00.

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.

LP6 External Areas and Outdoor Events

The Licensing Authority will normally restrict external areas and outdoor activity to between 08:00 and 22:00 unless the applicant can demonstrate that comprehensive control measures have been implemented that ensure the promotion of the licensing objectives, in particular the public nuisance objective. Notwithstanding any proposed control measures, the Licensing Authority may restrict the hours and/or activity even further.

LP7 Minor Variations

The Council expects applications to be made in the following circumstances only:

- Small changes in the layout/structure of the premises
- The addition of voluntary/agreed conditions
- Removal of conditions that are dated and have no impact on the operation of the premises
- Reduction of hours for any licensable activity

LP8 Temporary Event Notices

When considering an objection to a TEN the Council will:

- Expect that any existing conditions will be maintained (where relevant) in circumstances where an event is to take place at a premises that has an existing authorisation.
- Assess any history of complaints as a result of licensable activity that may or may not have been authorised by a TEN.
- Consider the track record of the premises user
- Consider any other control measures proposed to mitigate the objection

LP9 Personal Licences

- (a) The Council will consider whether a refusal of the licence is appropriate for the promotion of the crime prevention objective and will consider the:
- (i) Seriousness and relevance of any conviction(s)
 - (ii) The period that has elapsed since committing the offence(s)
 - (iii) Any mitigating circumstances that assist in demonstrating that the crime prevention objective will not be undermined.

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.*

LP11 Cumulative Impact – General

The Council will give due regard to any relevant representations received where concerns are raised and supported around the negative cumulative impact the proposed application has on one or more of the licensing objectives.

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.



MINUTES OF A MEETING OF THE LICENSING SUB COMMITTEE D

TUESDAY 16 JANUARY 2024

Councillors Present:	Cllr Penny Wrout in the Chair
	Cllr Gilbert Smyth and Cllr Susan Fajana-Thomas
Apologies:	Cllr Sem Moema
Officers in Attendance:	Amanda Nauth, Licensing Lawyer Subangnini Sriramana, Principal Licensing Officer (acting) Gareth Sykes, Governance Officer
Also in Attendance:	<p><u>Agenda item 6 Application to Vary a Premises Licence: The Rolling Stock, 46-48 Kingsland Road, London, E2 8DA</u></p> <p><u>Applicant</u> Shaun Murkett, Agent Byron Evans, Applicant</p> <p><u>Responsible Authority</u> David Tuitt, Licensing Authority</p> <p><u>Other Persons</u></p> <p><u>Supporting</u> Matt Down Henrik Kubel</p> <p><u>Objecting</u> Louise Garrett</p> <p><u>Agenda item 7 Application for a Premises Licence: Hoxton Spirits HQ, 1st floor, 2-4 Holywell Lane, Hackney EC2A 4QS PDF 4 MB</u></p> <p><u>Applicant</u> Alun Thomas, Legal representative Robert Pechey, Applicant</p> <p><u>Responsible Authority</u> Channing Riviere, Licensing Authority</p> <p><u>Other Persons</u> None (submission withdrawn prior to the meeting)</p>

1 Election of Chair

1.1 Cllr Penny Wrout was duly elected as the Licensing Sub-Committee Chair.

2 Apologies for Absence

2.1 Apologies for absence were received from Cllr Sem Moema. Cllr Gilbert Smyth was in attendance as substitute in place of Cllr Moema.

3 Declarations of Interest - Members to declare as appropriate

3.1 None.

4 Minutes of the Previous Meeting

4.1 None.

5 Licensing Sub-Committee Hearing Procedure

5.1 The Chair outlined the hearing procedure to be followed.

6 Application to Vary a Premises Licence: The Rolling Stock, 46-48 Kingsland Road, London, E2 8DA

6.1 The Sub-Committee heard from the Principal Licensing Officer (acting), the Agent for the Applicant, the Applicant, Responsible Authorities (the Licensing Authority) and Other Persons speaking in support and in objection. The application before the Sub-Committee was to vary a premises licence to extend hours for licensable activities on Thursday, Friday and Saturday in the main building of the premises and to amend current condition 64 in the published application report. The Responsible Authority (Licensing Authority) had made their representation on the grounds of the prevention of crime and disorder and the prevention of public nuisance. The Council's Environmental Protection team had agreed to conditions in advance of the hearing. The Applicant had previously had nine Temporary Event Notices (TENS) covering the same hours applied for, without complaint. There had been no representation in objection to the application from the Police. Other persons had made representation both in objection and in support of the application. Those Other Persons making representations in support praised the Applicant for their security arrangements in and around the premises and they did not cite noise nuisance as a concern. Those Other Persons making representation in objection to the application had done so on the grounds of the prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children from harm.

6.2 During the course of submissions and a discussion of the application, the following points were made:

- The Other Persons speaking in support of the application highlighted that Closed Circuit Television (CCTV) had been installed which included covering the rear area of the premises;
- The Other Persons speaking in objection to the application wanted to maintain the boundaries in the Shoreditch area and

they were concerned about the additional hour that the Applicant was seeking. They noted that other nearby licensed premises closed at 2:00am and that there would be pressure on Police resources from 2:00 am onwards in the area;

- In relation to a dispersal policy, the Applicant explained that they had an effective working relationship with the security firm that they used. They noted the suggestion from the Sub-Committee that they may wish to consider joining Hackney Council's Hackney Nights Accreditation initiative;
- The Sub-Committee suggested to the Applicant that they may wish to consider not amending condition 64 and therefore retain that no customers would be readmitted after 2:00am rather than the proposed 3:00am. The Applicant replied that they did not have an issue with this suggestion;
- The Agent for the Applicant reminded the Sub-Committee that there had been no representation from the Police in objection to the application;
- The Applicant confirmed that the premises capacity was 250 patrons;
- The Applicant also confirmed that the outside area was not used after 10:00pm;
- The Other Person who was making a representation in objection highlighted that it was rare for a licensed premises in the area to be open to 4:00am. They were concerned about people dispersing and leaving the premises late at night and that the area was a magnet for street drinking and they were concerns about people outside in the summer months;
- The Licensing Authority made clear that should the Sub-Committee decide not to vary the condition restricting new admissions after 2:00am, much of their concerns would be allayed.

- 6.3 In their closing remarks the Other Person speaking in objection reiterated their concerns about the proposed additional hour opening time. They felt it would make a big difference and would contribute to the cumulative impact in the area.
- 6.4 There were no closing remarks from the Other Persons speaking in support of the application.
- 6.5 The Licensing Authority in their closing remarks retained some concerns about the possibility of cumulative impact on the surrounding area if the 4:00am opening were approved, though this was significantly lessened if there were to be no further admittance from 2:00am.
- 6.6 Responding to the comments from the Licensing Authority, the Agent for the Applicant explained that the application was modest and not excessive. They emphasised the many years of experience of the Applicant and how there had been no objections from the Police and the Applicant had run nine TENS without complaint.
- 6.7 The Sub-Committee encouraged the Applicant to join the Hackney Nights accreditation scheme. Premises who gain the accreditation would benefit from

a 30% reduction to late night levy fees. The Sub-Committee agreed that they would include this as part of the decision as a Public Informative.

The Sub-Committee made their deliberations in private at the end of the public hearing. The Applicant had been informed that they could have verbal notice of the decision the following day and a written decision would follow shortly afterwards.

The decision

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:

- The prevention of crime and disorder;
- Public safety;
- Prevention of public nuisance; and
- The protection of children from harm,

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:

- The varied hours for licensable activities, shall be:

Live Music

Thursday to Saturday 12:00 - 04:00

Recorded Music

Thursday to Saturday 12:00 - 04:00

Late Night Refreshment

Thursday to Saturday 23:00 - 04:00

Supply of Alcohol (On sales)

Thursday to Saturday 12:00 - 04:00

Opening hours of the premises

Thursday to Saturday 12:00 - 04:30

- The Premises Licence holder shall submit a Dispersal Policy to be approved by the Licensing Authority.

Reasons for the decision

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.

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.

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.

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.

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.

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.

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.

Public Informative:

1. 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.
2. The Premises License Holder is advised to turn the music down from 3:30am to help stagger dispersal from the premises.

Your right to appeal

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.

7 Application for a Premises Licence: Hoxton Spirits HQ, 1st floor, 2-4 Holywell Lane, Hackney EC2A 4QS

7.1 The Sub-Committee heard from the Principal Licensing Officer(Acting), the legal representative for the Applicant and, the Applicant and the Responsible Authority (Licensing Authority). The application was for a Premises Licence under the Licensing Act 2003 to authorise the supply of alcohol for consumption off the premises on Monday to Sunday. The Sub-Committee noted that the legal representative for the Applicant had contacted the Council's Licensing Service prior to the hearing to clarify that drink orders made by customer would be through remote ordering methods only which would include online orders taken via the company's direct-to-consumer website or third-party services including Deliveroo and Uber Eats. The Applicant was withdrawing the request for click and collect from the general public. The legal representative for the Applicant made representations that their client would not be using third party delivery drivers, instead using the Applicant's own delivery partner, which utilises only electric vehicles. This way the Applicant felt that they had much greater influence on their drivers' behaviours and they would not be using motorised vehicles. The legal representative for the Applicant also explained that in order to minimise potential nuisance to neighbours would operate the following procedures; delivery drivers would be prohibited from entering the lobby and the Applicant could also arrange that their delivery firm would be notified via text/phone of arrival to eliminate any misuse of the intercom. The Applicant had also indicated that they were content to reduce the hours in line with LP4 to conclude business at 11:00pm. The Responsible Authority had made a representation on the grounds of the Prevention of Public Nuisance. The Sub-Committee noted that the Other person, who had made a representation on the grounds of the Prevention of Public Nuisance and Public

Safety, was the freeholder of the premises and had withdrawn their representation before the hearing following discussions with the Applicant.

7.2 During the course of submissions and a discussion of the application, the following points were noted:

- Conditions four and six in the published application report would be amended to reflect the Applicant informing the Licensing Authority prior to the hearing that the click and collect element had been removed from the application;
- The Sub-Committee noted that the Applicant did not have a Delivery Management Plan. The Applicant agreed to a condition where they would provide a Delivery Management Plan Including a code of conduct for approval by the Licensing Authority;
- Drink orders were managed through a third-party delivery firm that they used called Quiver. The drink orders were passed to the delivery drivers from the company's office;
- The Applicant confirmed that they had FedEx and Royal mail deliveries three times a day and deal with the rest as deliveries. The Applicant explained that currently there were currently no collections from the premises. Should the application be granted the Applicant expected that there would not be a constant stream of orders every day. They expected to process about five to ten orders a day. Being open to 11:00pm would allow staff to process orders especially preparing those orders for next day which were going further afield;
- No delivery drivers would be parking directly outside the premises with the communications made with the drivers in advance;
- The Applicant were content to accept a condition where no more than two delivery drivers were at one time were to stand and wait outside the premises to collect drink orders;
- The Applicant confirmed there were no shutters. There was an intercom system, which could use to stop using to prevent noise nuisance;
- The parking bay that had been identified was in operation between 7:00pm and 7:00am:
- The Applicant explained that a typical online drink order from customers was one bottle for personal consumption;
- All meeting participants were in agreement that conditions six and eight of the published application report would be amended to remove any references to click and collect and public access to the premises;
- The Applicant agreed to a condition to provide a Delivery Management Plan including a code of conduct for approval by the Licensing Authority;
- The Chair noted that a considerable amount of discussion time could have been avoided if the Applicant had put down more detail to explain their somewhat particular circumstances, in the original application.

7.3 The legal representative for the Applicant clarified with the Sub-Committee the amendments to the wording of conditions six and eight in the published application report. They also reiterated their agreement to conditions relating to his client's submission of Delivery Management Plan to the Licensing Authority

as well as a condition relating to the queuing of delivery drivers outside the premises.

7.4 The Licensing Authority confirmed with the Sub-Committee that they had no outstanding concerns with the application.

The decision

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:

- The prevention of crime and disorder;
- Public safety;
- Prevention of public nuisance; and
- The protection of children from harm,

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.

- The hours for licensable activities, shall be, as agreed:

Supply of Alcohol

Monday to Saturday	10:00-23:00
Sunday	10:00-22:00

Opening hours

Monday to Saturday	10:00-23:00
Sunday	10:00-22:00

The Applicant agreed amendments to the following conditions on page 72 of the application report:

- 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.'

The Applicant agreed to the following additional conditions:

- 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.

Reasons for the decision

The application for a premises licence has been approved because the Licensing Sub-Committee was satisfied that the licensing objectives would not be undermined.

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. Also there was no public access to the premises. The Applicant made representations that he would use the stairwell on premises to ensure it did not affect local residences.

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.

The Sub-Committee took into account that the Licensing Authority had made representations 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.

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.

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.

8 Temporary Event Notices - Standing Item

8.1 There were no Temporary Event Notices for consideration.

Duration of the meeting: 2.00pm - 4.06pm

CLOSE OF MEETING

Chair of the Licensing Sub-Committee meeting – Cllr Penny Wrout.

Contact:
Gareth Sykes

Governance Officer
Email: governance@hackney.gov.uk

DRAFT

Agenda Item 5

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	22 February 2024
Type of Application	Vary a Premises Licence
Address of Premises	Dalston Corner, 1 Stoke Newington Road, London, N16 8BH
Classification	Decision
Ward(s) Affected	Shacklewell
Group Director	Rickardo Hyatt

1. **Summary**

1.1. This is an application to vary a premises licence to allow authorisation:

- To extend hours for supply of alcohol (off-sales)

2. **Application**

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

2.2. The applicant is seeking authorisation for the following proposed variation:

Supply of Alcohol (Off-sales)	Standard Hours: Mon 08:00-03:00 Tue 08:00-03:00 Wed 08:00-03:00 Thu 08:00-03:00 Fri 08:00-03:00 Sat 08:00-03:00 Sun 08:00-03:00
The opening hours of the premises	Standard Hours: Mon 08:00-03:00 Tue 08:00-03:00 Wed 08:00-03:00

	Thu 08:00-03:00 Fri 08:00-03:00 Sat 08:00-03:00 Sun 08:00-03:00
--	--

2.3. The application is attached as Appendix A. The applicant has not specified any additional measures that could be converted to conditions to be applied to the licence.

3. **Current Status/History**

3.1. The current premises licence was granted by the Licensing Sub-Committee on 17 August 2023 (attached as Appendix D).

3.2. Temporary event notices have given in last twelve months at this premises as follows:

<u>Date of the event(s)</u>	<u>Hours</u>
17/11/2023-19/11/2023	23:00-03:00
24/11/2023-26/11/2023	23:00-03:00
01/12/2023-03/12/2023	23:00-03:00
08/12/2023-10/12/2023	23:00-03:00
15/12/2023-17/12/2023	23:00-03:00
22/12/2023-24/12/2023	23:00-03:00
29/12/2023-02/01/2024	23:00-03:00

4. **Representations: Responsible Authorities**

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

5. **Representations: Other Persons**

From	Details
One representation received from and on behalf of local residents. (Appendix C)	Representation received on the grounds of The Prevention of Crime and Disorder, Public Safety, Prevention of Public Nuisance and The Protection of Children from Harm.

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) and LP4 ('Off' Sale of Alcohol) 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. No conditions have been proposed by the applicant and responsible authorities.

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 premises licence

Appendix E: 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

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 Ms Mehmet Annak

(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

PREM/2023/0046

Part 1 – Premises Details

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

Dalston Corner
1 Stoke Newington Road
Hackney

Post town

London

Postcode

N16 8BH

Telephone number at premises (if any)

Non-domestic rateable value of premises

£25250

Part 2 – Applicant details

Daytime contact telephone number

E-mail address (optional)

Current postal address if different from premises address

Post town		Postcode	
-----------	--	----------	--

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

<p>Please describe briefly the nature of the proposed variation (Please see guidance note 2)</p> <p>In order to extend the hours of licensable activities as:</p> <p>Sale of Alcohol consumption OFF the Premise: Monday to Sunday from 08:00 to 03:00 following day</p> <p>Opening Hours Monday to Sunday from 08:00 to 03:00 following day</p>

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 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 type="checkbox"/> |
| Supply of alcohol (if ticking yes, fill in box J) | <input checked="" type="checkbox"/> |

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 6)		
Thur					
Fri			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)		
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"/>
				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 exhibition of films (please read guidance note 6)		
Wed					
Thur			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)		
Fri					
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			
Thur			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)
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"/>
				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 boxing or wrestling entertainment (please read guidance note 6)		
Wed					
Thur			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)		
Fri					
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			State any seasonal variations for the performance of live music (please read guidance note 6)		
Wed					
Thur			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)		
Fri					
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	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 6)		
Wed					
Thur			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)		
Fri					
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"/>
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 performance of dance (please read guidance note 6)		
Thur					
Fri			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)		
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					

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	<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 provision of late night refreshment (please read guidance note 6)		
Thur					
Fri			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					
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6) N/A		
Mon	08:00	03:00			
Tue	08:00	03:00			
Wed	08:00	03:00			
Thur	08:00	03:00			
Fri	08:00	03:00			
Sat	08:00	03:00			
Sun	08:00	03:00			
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7) N/A		

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).
 N/A

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) N/A
Day	Start	Finish	
Mon	08:00	03:00	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) N/A
Tue	08:00	03:00	
Wed	08:00	03:00	
Thur	08:00	03:00	
Fri	08:00	03:00	
Sat	08:00	03:00	
Sun	08:00	03:00	

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.

N/A

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.

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)

Existing conditions will remain as it is.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

--

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	
Date	14/12/2023
Capacity	Licensing Consultant

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:

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	07884 561085
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Dalston Corner 1 Stoke Newington Road London N16 8BH
NAME OF PREMISES USER	Mehmet Annak

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 Dalston Corner, 1 Stoke Newington Road, N16 8BH for the following reason(s);

The application wishes to extend the sale of alcohol to 0300hrs throughout the week. The premises only applied for its current licence in June 2023 with a sub-committee hearing taking place on 17th August granting the licence with some additional conditions and at core hours as applied for.

The venue applied for some TENS to open until 0300hrs over the weekends leading up to Christmas. During this time police were made aware that there had been sales of alcohol after this 0300hrs time. One of these was on 9th December at 0322hrs and was for a bottle of Jack Daniels at a cost of £21.99, and a second on 10th December at 0313hrs with a receipt saying alcohol to a total of £6.29.

Police are aware that a warning letter was delivered to them by the Local Authority. As a result of these sales, police visited on 15th December 2023 and found a multitude of licence breaches. The DPS and PLH was working and said he had no other staff just himself running the venue. He did not have a copy of his premises licence, and the summary was not displayed. He appeared to be unaware of many of the conditions that were on it. We asked to look at the CCTV in order to view these sales and see if there were any others, however the CCTV times and dates were not synced and the PLH/DPS had to phone someone to find out how to view the cameras to start with. He was told that the breaches would be recorded and that he needed to contact his agent to get the copy of his licence and ensure that he was familiar with the conditions and adhered to them all.

Police were then made aware that at 0315hrs on 16th December another purchase was made of a bottle of Budweiser to a council enforcement officer. She was also informed that he was allowed to sell alcohol until 0300hrs (which he was on some days as he had TENS) and until 0500hrs at Christmas – which he wasn't.

Police have attempted to revisit to carry out another licensing check however the premises has been closed during the day.

Police therefore ask that the variation be refused as the venue has barely been open a few months and already there are multiple breaches of the licence as well as sales after hours showing a complete disregard for the licence issued and the conditions attached to it.

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

Personal knowledge of the local area and issues in the area, information passed by the Local Authority

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 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	Dalston Corner 1 Stoke Newington Road London N16 8BH
Applicant	Mehmet Annak

COMMENTS

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

- 1) the prevention of crime and disorder **x**
- 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 response to this application to vary the existing premises licence.

The premises is located in a very prominent position with much of the main frontage consisting of displays of products containing alcohol. I am concerned that the proposed additional hours for the supply of alcohol would have a negative impact on the promotion of the licensing objectives given the characteristics of the area and the availability of alcohol at low cost. In particular, the prevention of crime and disorder and the prevention of public nuisance would most likely be undermined.

A recently commissioned study found that negative cumulative impact remains a problem in the Dalston area. The availability of alcohol via off-sales late into the night has the potential to exacerbate problems. As a result, the Council's Statement of Licensing Policy states:

LP4 'Off' Sales of Alcohol

Hours for the supply of alcohol will generally be restricted to between 08:00 and 23:00.

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.

N/A

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

11th January 2024

RE: Dalston Corner 1 Stoke Newington Road London N16 8BH

1 message

10 January 2024 at 15:18

[REDACTED]
to: "licensing@hackney.gov.uk" <licensing@hackney.gov.uk>

Dear Licensing,

RE: Dalston Corner

1 Stoke Newington Road

London N16 8BH

Mr Annak Application for variation of premises licence to extend supply of alcohol till 03:00am Mon to Sun. 11/01/2024

It would be irresponsible to not refuse this application which would increase crime and nuisance as well as add to the impact of other premises in the area.

Regards,





**RE: LSC-22 February 2024: Application to vary a premises licence - Dalston
Corner, 1 Stoke Newington Road, Hackney, London, N16 8BH**

1 message

7 February 2024 at 11:59

[REDACTED]
to: "Licensing (Shared Mailbox)" <licensing@hackney.gov.uk>

Dear Licensing,

Please include the following images in the report.

Regards,

[REDACTED]





22/01/2024 14:43



This premises licence has been issued by:

Licensing Service
1 Hillman Street
London E8 1DY

PART A – PREMISES LICENCE

Premises Licence Number

PREM/2023/0046

Part 1 – Premises details

Dalston Corner
1 Stoke Newington Road
Hackney
London
N16 8BH

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

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

Off Premises

Part 2 –

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

Mehmet Annak

[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

Mehmet Annak

[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: 17 August 2023

Signed:

[REDACTED]

Gerry McCarthy
Head of Community Safety, Enforcement and Business Regulation

Annex 1 - Mandatory Conditions

Supply Of Alcohol(Off)

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.
 - 3.1. 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.
 - 3.2 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.
 - 3.3. 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.

Minimum Drinks Pricing

4.
 - 4.1 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.
 - 4.2 For the purposes of the condition set out in paragraph 4.1 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 rate 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
 - (iii) 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;
 - (c) “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;
 - (d) “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
(e) "value added tax" means value added tax charged in accordance with the Value Added Tax Act 1994.

4.3 Where the permitted price given by Paragraph 4.2(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.

4.4 (1) Sub-paragraph 4.4(2) below applies where the permitted price given by Paragraph 4.2(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

5. The DPS, a personal licence holder or trained member of staff nominated in writing by the DPS shall be on duty at all times the premises are open to the public.
6.
 - a) A CCTV system covering the interior & exterior of the premises will be installed to current metropolitan police / Home office standards and shall be kept operational at all times the premises are open to the public.
 - b) It shall be capable of taking a head & shoulders shot of persons entering the premises, of recording images to an evidential standard in any light and be capable of storing images for a minimum of 31 days.
 - c) All staff who may work front of house shall be trained to operate the CCTV system and download images.
 - d) At least one member of staff trained to operate the CCTV system & download images shall be on duty at all times the premises are open to the public. Footage shall be shown to the police and screenshots provided to them on request. Copies of downloaded images shall be provided to the police on a USB stick, CD or other acceptable means as soon as possible and in any case within 24 hours of the request.
7. An incident book shall be kept at the premises, and made available to the police or authorised council officers, which will record the following:
 - a) All crimes reported
 - b) Lost property
 - c) All ejections of customers
 - d) Any complaints received
 - e) Any incidents of disorder
 - f) Any seizure of drugs or offensive weapons
 - g) Any faults in the CCTV
 - h) Any refusal in the sale of alcohol
 - i) Any visit by a relevant authority or emergency service.
8. Notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate) advising customers:
 - a) That CCTV & Challenge 25 are in operation
 - b) Advising customers of the provisions of the licensing act regarding underage & proxy sales
 - c) Of the permitted hours for licensable activities & the opening times of the premises
 - d) Not to drink in the street
 - e) To respect residents, leave quietly, not to loiter outside the premises or in the vicinity and to dispose of litter legally.
9. No beers, lagers or ciders in single cans, bottles or multi-packs with an ABV of more than 6.5% will be displayed, sold or offered for sale from the premises. This condition does not apply to Guinness Foreign (ABV 7.5%), Dragon Stout (ABV 7.5%) and Leffe Blonde (ABV 6.6%).

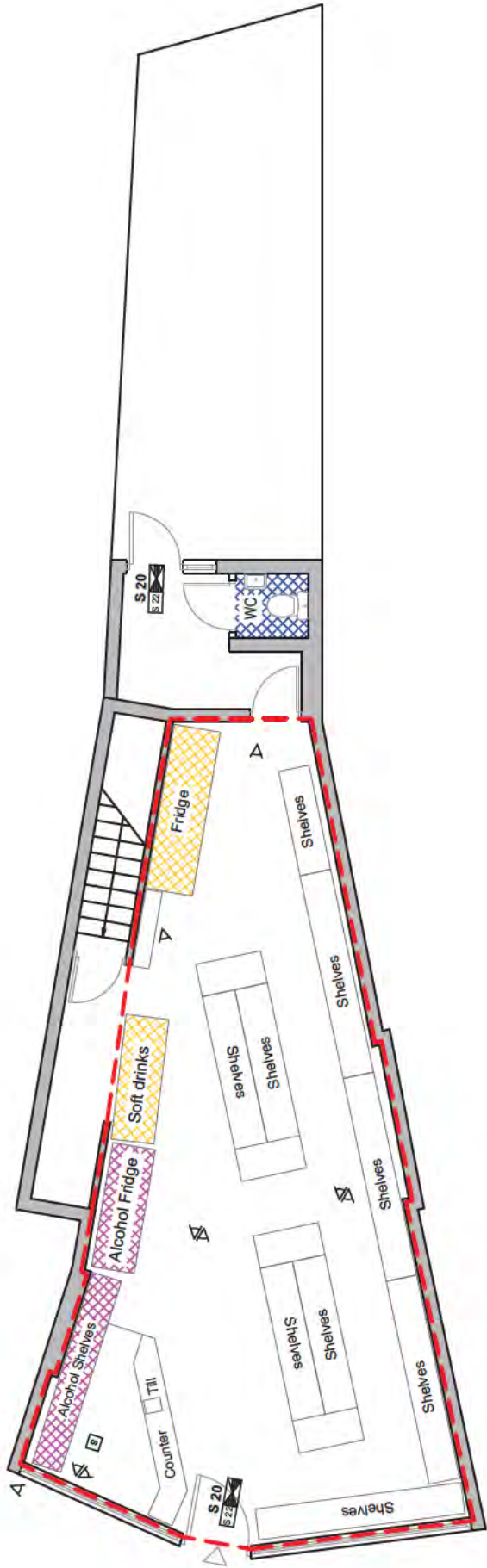
10. The front of the premises shall be kept tidy at all times and be swept at close.
11. Relevant notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate).
12. No deliveries will be received or rubbish removed from the premises between 22.00 & 07.00.
13. Any music played will only be played at background level.
14. 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.
15. Challenge 25 shall be operated as the proof of age policy and only a valid passport, photo driving licence, HM forces photographic id card or proof of age card with the pass logo or hologram on it may be accepted as proof of age.
16. All staff who work front of house will be trained for their role on induction and be given refresher training every six months. Written training records will be kept for each staff member and be produced to police & authorised council officers on request. Training will include identifying persons Under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing.

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

17. No licensable activities are permitted at the front and rear of the premises.
18. The Licence holder will display signage prominently requesting customers leave the proximity of the shop quickly and quietly respecting any local residents.
19. The front of the premises will be monitored at busy times after 18:00 to ensure large groups of customers do not congregate at the busy junction and potentially dangerous crossings which is a risk to public safety.
20. The garden area shall not be used for licensable activities and there shall be regular litter checks and collection of litter in the area.
21. 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. During the hours of operation of the premises, the licence holder shall ensure sufficient measures are in place to remove and prevent litter or waste arising or accumulating from customers in the area immediately outside the premises, and that this area shall be swept and or washed, and litter and sweepings collected and stored in accordance with the approved refuse storage arrangements by close of business.
22. No deliveries to the premises shall take place between 23:00 and 08:00 on the following day.
23. 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.
24. 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.
25. In order to minimise the amount of time any waste remains on the public highway in readiness for collection, the Licensee will ensure the timeframe within which it may expect its waste carrier to collect is adhered to. The Licensee must ensure he/she complies with any orders or notices served by the Council.
26. The Licensee shall erect a sign asking customers to refrain from littering the public highway outside the premises and will also instruct members of staff to make regular checks of the area immediately outside and within 10 metres either side of the premises and remove any litter, bottles and glasses emanating from the premises. A final check should be made at close of business.

Annex 4 – Plans

PLAN/PREM/2023/0046/070623



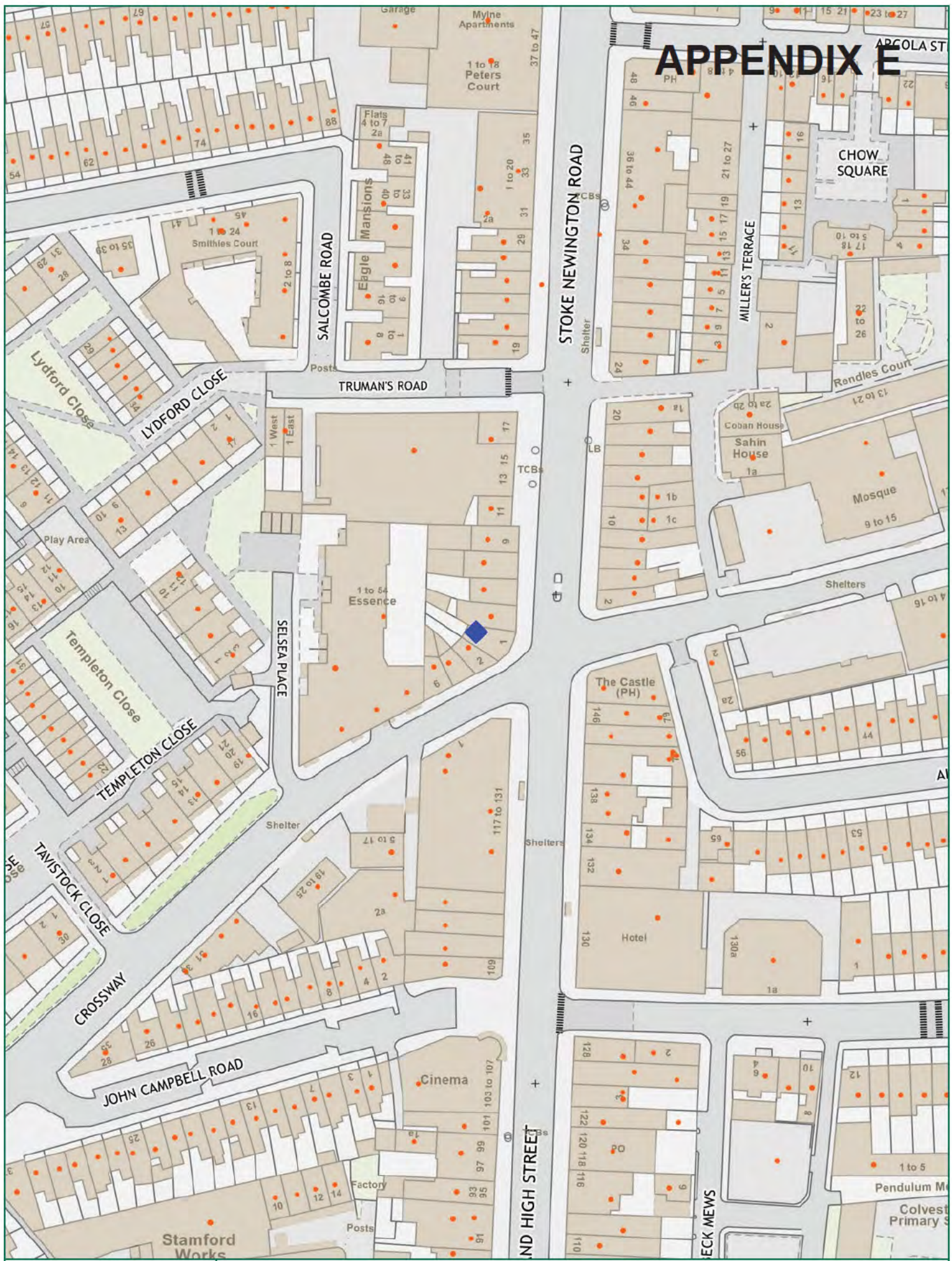
GROUND FLOOR PLAN

LEGEND

- ALCOHOL
- WC AREA
- FRIDGES
- AMBIT OF LICENSED PREMISES
- SAFETY LIGHTS
- SMOKE DETECTOR
- CCTV
- FIRE ESCAPE KEEP CLEAR
- INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)

<p>NARTS /nartsbritain</p> <p>Voice of Turkish & Kurdish Food Industry in Britain</p> <p>53 Stoke Newington High Street, London N16 8EL</p> <p>Tel: 020 7241 3636 Mob: 07940 414 890 www.narts.org.uk info@narts.org.uk</p>	<p>GENERAL NOTES:</p> <p>Copyright © Narts Architecture is the subject of Intellectual Property Rights. All copyright and design right and shall not be reproduced, copied, loaned or submitted to other party without the written consent of Narts Architecture.</p>	<p>ADDRESS: 1 Stoke Newington Rd, London N16 8BH</p> <p>DRAWING NAME: Ground Floor Plan</p>	<p>DRAWING DATE: 07/06/2023</p> <p>SCALE: 1:100 @A4</p> <p>DRAWN BY: OZ</p> <p>CONTROL BY: MHR</p>
	<p>TOTAL AREA: ADD</p> <p>SHEET: 1</p>		

APPENDIX E



Dalston Corner, 1 Stoke Newington Road, N16 8BH



Scale: 1:1250 at A4



Ref:
Monday, August 7, 2023

Page 65
Product: [unspecified]
email:

please specify copyright statement

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For Consideration By	Licensing Sub-Committee
Meeting Date	22 February 2024
Type of Application	Premises Licence
Address of Premises	Sevente, 283 Hackney Road, London, E2 7JQ
Classification	Decision
Ward(s) Affected	Haggerston
Group Director	Rickardo Hyatt

1. **Summary**

- 1.1. This is an application for a premises licence to allow authorisation for the provision of late-night refreshment and sale of alcohol on Tuesday to Sunday.

2. **Application**

- 2.1. C&B Hospitality Ltd has made an application for a premises licence under section 17 of the Licensing Act 2003.
- 2.2. The applicant is seeking authorisation for the following licensable activities and times:

Supply of Alcohol (On-sales)	Standard Hours: Tue 12:00-22:30 Wed 12:00-22:30 Thu 12:00-22:30 Fri 12:00-23:30 Sat 12:00-23:30 Sun 12:00-22:30
Late Night Refreshment	Standard Hours: Fri 23:00-00:00 Sat 23:00-00:00

The opening hours of the premises	Standard Hours: Tue 08:00-23:00 Wed 08:00-23:00 Thu 08:00-23:00 Fri 08:00-00:30 Sat 08:00-00:30 Sun 08:00-23:00
--	--

2.3. The application is attached as Appendix A. The applicant has proposed some additional measures to address the licensing objectives.

2.4. The applicant has amended hours for alcohol, late night refreshment and opening hours, as described in para 2.2 above. Recorded music is withdrawn from the application as the activity will not exceed background levels. He has also agreed additional conditions, as detailed in para 8.1 below.

3. **Current Status/History**

3.1. The premises is not currently licensed for any activity.

3.2. Temporary event notices have given for this premises in last twelve months as follows:

<u>Date of the event(s)</u>	<u>Hours</u>
30/11/2023-03/12/2023	16:00-00:00
14/12/2024-17/12/2024	16:00-23:00
20/01/2024-21/01/2024	16:00-23:00
09/02/2024-11/02/2024	07:00-23:30

4. **Representations: Responsible Authorities**

From	Details
Environmental Health Authority (Environmental Protection) (Appendix B)	Representation received on the grounds of The Prevention of Public Nuisance
Environmental Health Authority (Environmental Enforcement)	Representation withdrawn based on agreed conditions as set out in para 8.1
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	No representation received
Planning Authority	No representation received
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	No representation based on agreed conditions as set out in para 8.1

Licensing Authority	Representation withdrawn based on a reduction in hours and agreed condition as set out in para 8.1
Health Authority	No representation based on agreed alcohol hours starts to 12noon.

5. **Representations: Other Persons**

From	Details
None	No representation 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) and LP2 (Licensing Objectives) are relevant.

8. **Officer Observations**

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

Mandatory Conditions

Supply of Alcohol(On/Both)

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.

(e) 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).

4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 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 if 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.
6. 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. 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.

Conditions derived from Responsible Authority representations

8. The premises shall maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas, 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. 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 shall be able to show Police or an authorised officer of Hackney Borough Council recent data or footage with the absolute minimum of delay when requested.
10. An incident log shall be kept at the premises, and made available immediately to an authorised officer of the Hackney Borough Council or the Police, which will record the following:
 - all crimes reported to the venue
 - any complaints received
 - any incidents of disorder
 - any faults in the CCTV system
 - any refusal of the sale of alcohol
 - any visit by a relevant authority or emergency service.
11. There shall be clear and prominent signage asking all customers to leave quietly and respect local residents.
12. All instances of crime or 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.
13. Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under 25 years of age (Challenge 25). Such evidence may include a driving licence or passport.

14. The premises will display and maintain appropriate signage advising customers of the contact details of the Designated Premises Supervisor.
15. All staff will be given refresher training every six months on the legislation relating to the sales of alcohol to underage persons and drunken persons. Written records of this training shall be kept on the premises and produced to police or other authorised officer upon request.
16. There shall be no open containers or drinks taken outside the premises at any time.
17. There shall be maximum number of smokers at any one time is four.
18. The Licensee shall ensure that all relevant 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.
19. 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.
20. 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.
21. 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.
22. 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.
23. 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 283 Hackney Road. 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

9. **Reasons for Officer Observations**

- 9.1. Conditions (8) to (16) are agreed with the Police, condition (17) is agreed with the Licensing Authority and conditions (18) to (23) are agreed with the Environmental Enforcement.

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: 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

APPENDIX A

→ Hackney
LA01

Application for a premises licence to be granted 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 C & B HOSPITALITY LTD

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description 283 Hackney Road			
Post town	London	Postcode	E2 7JQ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£15500

Part 2 - Applicant details

Please state whether you are applying for a premises licence as **Please tick as appropriate**

- | | | |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability) | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |

- iv other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Current residential address if different from premises address					
Post town				Postcode	

Daytime contact telephone number	
E-mail address (optional)	
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)	

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
Date of birth		I am 18 years old or over <input type="checkbox"/> Please tick yes			
Nationality					
Current postal address if different from premises address					
Post town		Postcode			
Daytime contact telephone number					
E-mail address (optional)					
Where applicable (if demonstrating a right to work via the Home Office online right to work checking service), the 9-digit 'share code' provided to the applicant by that service (please see note 15 for information)					

(B) OTHER APPLICANTS

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned.

Name C & B HOSPITALITY LTD

Address Yew Tree house, Lews Road, Forest Row, RH18 5AA
Registered number (where applicable) 14751784
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional) [REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
05	01	2024

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

The premises is a former art gallery on Hackney Road. It has been split so a section with its own entrance remains and art gallery and the rest has been fitted out as a high end espresso bar with seating called Sevente.

The bar is at the front and has seating for six people. In the back is sofa seating for five people. two tables with a few chairs and an additional room with a table for four generally used by people on laptops. There are two unisex bathroom stalls through a small corridor in the back of the shop.

We are a high end coffee shop but would like to double as a wine bar in the evening to help subsidise income as coffee alone isn't viable. Total seated covers are twenty five.

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

--

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 and Schedules 1 and 2 to the Licensing Act 2003)

- | Provision of regulated entertainment (please read guidance note 2) | 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 checked="" type="checkbox"/> |

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 7)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 5)		
Thur					
Fri			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 6)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Tue					
			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 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)	
Day	Start	Finish		
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)	
Tue				
Wed				
Thur				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 6)
Fri				
Sat				
Sun				

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Wed			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 6)		
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed					
			State any seasonal variations for the performance of live music (please read guidance note 5)		
Thur			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 6)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 7)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4) Music would only be of a background nature. Playlists are curated by the barsitas (or bar staff in the evening) and generally are quiet enough to have a comfortable conversation over. Genres are usually jazz, latin, blues or soul.		
Tue	0800	2300			
Wed	0800	2300	State any seasonal variations for the playing of recorded music (please read guidance note 5) None intended		
Thur	0800	2300			
Fri	0800	0000	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 6) None intended		
Sat	0800	0000			
Sun	0800	0000			

G

Performances of dance Standard days and timings (please read guidance note 7)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4)		
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 5)		
Thur					
Fri			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 6)		
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)			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 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 4)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)		
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 6)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 4) While there is no room for a kitchen on site we will sell snacks in the day and evenings we are open. We have kitchens at our other premises which can make light meals (sandwiches, cakes, pastries etc) to be brought into Sevente and sold to sit in customers.		
Tue	2300	23:59			
Wed	2300	23:59	State any seasonal variations for the provision of late night refreshment (please read guidance note 5) None intended		
Thur	2300	23:59			
Fri	2300	23:59			
Sat	2300	23:59	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 6) None intended		
Sun	2300	23:59			

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 5) None intended		
Mon					
Tue	1000	23:30			
Wed	1000	23:30			
Thur	1000	23:30			
Fri	1000	23:30			
Sat	1000	23:30			
Sun	1000	23:30			
			Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) None intended		

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Andrew Michael Higo	
Date of birth [REDACTED]	
Address [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED]	

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 9).

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5) None intended
Day	Start	Finish	
Mon			
Tue	0800	23:59	
Wed	0800	23:59	
Thur	0800	23:59	
Fri	0800	23:59	
Sat	0800	23:59	
Sun	0800	23:59	

M Describe the steps you intend to take to promote the four licensing objectives:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)

The main purpose of our shop is very much to be a comfortable place to have hot drinks in the day. When we are serving alcohol it will be wines and bottled beer. The music, design and overall feel of the space will be that of a wine bar.

The idea being that we are pushing quality over quantity when it comes to the sale of alcohol. No one in the team is interested in creating a 'boozy' environment.

Staff training is a priority. Myself and other managers with BII and bar staff minimally receiving a Personal License.

Licensing law will be kept on site and made readily accessible to all staff. They will undergo study of this before being allowed to work and serve alcohol in the evenings. The above training will all be recorded should the local authorities wish to view it.

b) The prevention of crime and disorder

With the limited number of covers and quiet environment we will be aiming to keep disorder to close to zero as possible.

When closed the premises will be shuttered, alarmed and monitored with CCTV.

Any person performing the role of a door supervisor must be licensed with the Security Industry Authority and SIA badges would displayed whilst working

We will take risk assessments covering premises, staff and customers from threats, conflict or violence. Meetings covering security will be held monthly for the first six months after opening and every three months after that. Minutes will be taken. Daily staff meeting will also be held covering anything relevant for that shift. This won't be recorded unless something comes up that warrants a record made and added to the formal security meetings file.

There will be no promotions on cheap drinks aiming to get people to drink as much as possible. The DPS and all evening staff undergo training to appropriately deal with disorder (this will be catalogued) along with contact details with the various local authorities should they be required. Any inebriated patrons will be refused additional alcoholic drink and a refusals log book put in place.

c) Public safety

Before opening we will undertake a full risk assessment taking into account public staff and customers safety and to identify potential hazards posed to staff or customers and setting out precautions to manage the hazards. This safety risk assessment will be regularly reviewed at least every 12 months.

The findings of this will be included in Staff training and be kept on site. At least one member of staff will undergo first aid training. First aid boxes will be readily available on site.

The set up being only wine and a fairly early closing time will stop patrons leaving the premises drunk. Staff will move through the premises and outside to ensure no glassware left unattended.

The zero drug policy will be published in view of patrons and staff. Staff will also be briefed as part of their training on the various public transport systems home and information on cabs should a patron need helping making their way home safely.

A newer measure which we will implement is a message in the bathroom telling people to ask for a certain drink at the bar if they need to subtly communicate they are in trouble or are here with someone they may require some help with. The staff will be trained to help the person in need gets home safely should this arise.

We will only allow a few additional patrons once the seats are filled. Meaning we won't fit more than 35 public at a time allowing it to never be crowded in there. Staff are trained to spot signs of people who should be refused more alcohol to protect themselves and others. I operate an absolutely zero drugs policy, anyone seen carrying, using drugs (including nitrous gas) will be barred permanently.

d) The prevention of public nuisance

The purpose of the space is to socialise. Music will not be overly loud and we will be closed much earlier than most bars on the street (11pm in the week, midnight on weekends) Shoreditch and Hackney Road, has numerous bars on the street. Studies show that stopping service of alcohol by midnight goes a long way to the prevention of public nuisance. We will also have signage reminding patrons to be considerate of neighbours when leaving the premises.

With only background noise, noise complaints seem unlikely. However a logbook will be kept in the event any complaint is made to ensure it can be quickly rectified.

We expect minimal evening business in the initial months, we will ensure we are still well staffed enough to allow a controlled shut down and to help patrons leave in an orderly manner come closing time.

Stocking, collections, refuse removal, etc will be limited to normal working hours.

There are no flashing or coloured lights. All lighting will be turned off upon closing and security systems put in place.

e) The protection of children from harm

Staff are trained and briefed to challenge any request for alcohol from any persons who look under the age of 25.

Any challenges and refusals will be logged for future reference. No parent or guardian would be allowed to bring in a child while alcohol is being served or they will also be refused service. Bar staff working later hours would be of an appropriate age to work late and make sound judgment when it comes to serving patrons.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom or my share code issued by the Home Office online right to work checking service (please read note 15).


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.

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.

Part 4 – Signatures (please read guidance note 11)

Signature of applicant or applicant’s solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Declaration	<ul style="list-style-type: none"> • [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I
--------------------	---

	<p>do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</p> <ul style="list-style-type: none"> The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, or have conducted an online right to work check using the Home Office right to work checking service which confirmed their right to work (please see note 15)
Signature	
Date	07/12/2023
Capacity	50

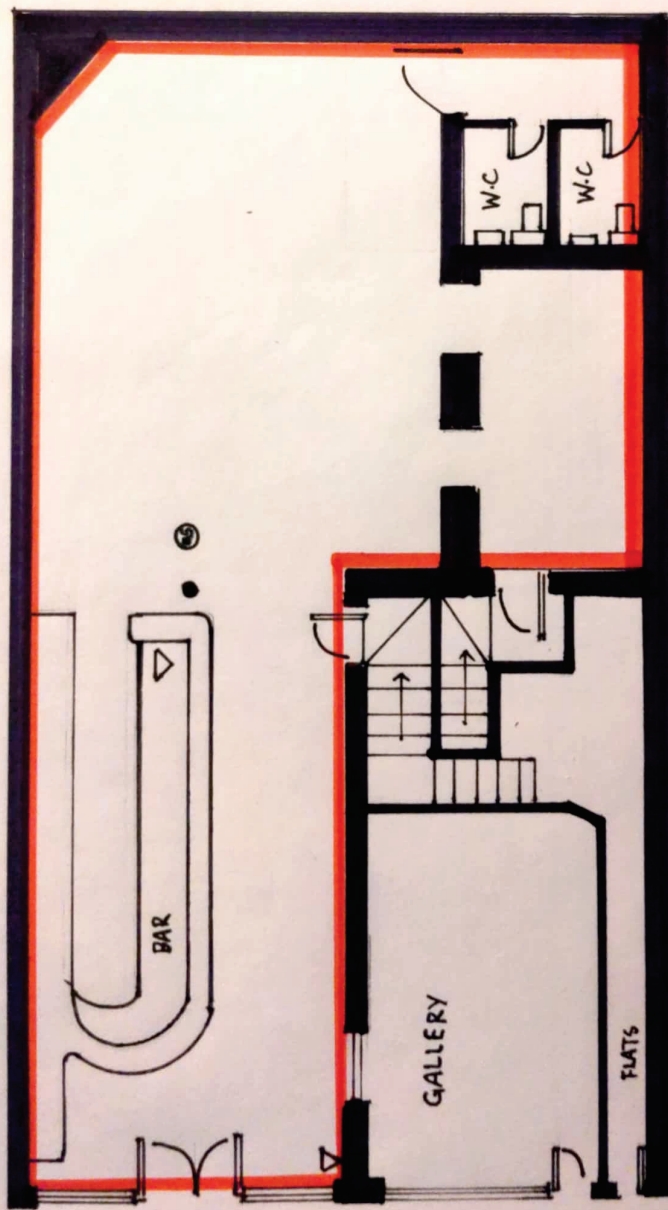
For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

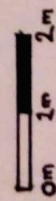
Notes for Guidance

- 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



- ▽ - FIRE EXTINGUISHERS
- ⊙56 - AUTOMATIC FIRE ALARM
- - SUPPORT POLE
- - PREMISES BOUNDARY

283 HACKNEY RD	1:100
E. CALIOLI	7.12.23





Re: Licensing Act 2003:Application for a premises licence- Sevente, 283 Hackney Road, Hackney, London, E2 7JQ

1 message

George Wokorach <george.wokorach@hackney.gov.uk> 21 December 2023 at 02:52
To: Shan Uthayasangar <shan.uthayasangar@hackney.gov.uk>, "Licensing (Shared Mailbox)" <licensing@hackney.gov.uk>

Morning Shan

I looked at the Premises Licence Application but I have PN concerns. The EP Team have received 9 complaints from neighbours in the last two months regarding loud music and loud conversations emanating from the premises. Correspondence has been ongoing between myself and the person responsible but the team continue to receive complaints

I would like to object to the application and ask the applicant to carry out a proper noise impact assessment of the building and if interested in implementing any recommendations from the report, he should get back to me so that we can agree on a time frame for implementation.

The applicant is advised to seek advice from an acoustic consultant on how to carry out a noise impact assessment.

Regards

George Wokorach
Environmental Protection Officer
Projects and Regulatory Services
Neighbourhoods & Housing Directorate
London Borough of Hackney
Hackney Service Centre
2 Hillman Street
London
E8 1FB

Tel: 0208 356 3403
Email: George.Wokorach@hackney.gov.uk

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APPENDIX C



NORTH

Scale: 1:1250 at A4

Sevente, 283 Hackney Road, London, E2 7JQ

Page 98

Ref:	Monday, February 12, 2024	email:	please specify copyright statement
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