

REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING		
LICENSING SUB-COMMITTEE: 22/01/2019	Classification DECISION	Enclosure
Application for a Premises Licence 297 Old Street, EC1V 9LA	Ward(s) affected Hoxton East & Shoreditch	

1. SUMMARY

Applicant(s) Muhib Bahem	In SPA Shoreditch
Date of Application 19/11/2018	Period of Application Permanent
Proposed licensable activity Late Night Refreshment	
Proposed hours of licensable activities	
Late Night Refreshment	Standard Hours: Mon 23:00-03:00 Tue 23:00-03:00 Wed 23:00-03:00 Thu 23:00-03:00 Fri 23:00-04:00 Sat 23:00-05:00 Sun 23:00-01:00
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 08:00-04:00 Sat 08:00-05:00 Sun 10:00-01:00
Capacity: Not known	
Policies Applicable	LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours), LP10 (Special Policy Areas – Dalston and Shoreditch)

List of Appendices	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Representations from other persons D – Location map
Relevant Representations	<ul style="list-style-type: none"> • Environmental Health Authority (Environmental Enforcement) • Child Protection • Police • Licensing Authority • Other Persons

2. APPLICATION

- 2.1 Muhib Bahem has made an application for a premises licence under the Licensing Act 2003:
- Late night refreshment
- 2.2 The application is attached as Appendix A.

3. CURRENT STATUS / HISTORY

- 3.1 The premises are not currently licensed for any activity.
- 3.2 TENs have been submitted for this venue in 2018/19 as follows:

<u>Start date</u>	<u>End date</u>	<u>Start time</u>	<u>End time</u>
28/04/2018	29/04/2018	23:00	02:30
26/05/2018	28/05/2018	23:00	03:00
16/06/2018	18/06/2018	23.00	03:00
30/06/2018	01/07/2018	00.01	03:00
08/07/2018	08/07/2018	00.01	03:00
14/07/2018	15/07/2018	00.01	03:00
21/07/2018	22/07/2018	00.01	03:00
28/07/2018	30/07/2018	00.01	03:00
03/08/2018	05/08/2018	23.45	03:00
02/06/2018	03/06/2018	00.01	03:00
01/01/2019	01/01/2019	00.01	03:00

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	No representation received
Environmental Health Authority (Environmental Enforcement) (Appendix B1)	Representation received on the grounds of the prevention of public nuisance
Environmental Health Authority (Health & Safety)	No representation received

Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority (Appendix B2)	Have confirmed no representation on this application
Area Child Protection Officer	Representation received on the grounds of Protection of Children from Harm
Fire Authority	No representation received
Police (Appendix B3)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance and Special Policy Area
Licensing Authority (Appendix B4)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance and Special Policy Area
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

From	Details
1 representation received from local residents. (Appendix C)	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance and Special Policy Area.

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 LP10 (Special Policy Areas – Dalston and Shoreditch) 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:

Conditions derived from operating schedule

1. CCTV to be installed and maintained, to operate 24 hours per day, inside and outside the premises.

Conditions proposed by Responsible Authorities

2. To maintain an incident book at the premises to record any concerns about the welfare of a child.

9. REASONS FOR OFFICER OBSERVATIONS

- 9.1 Condition 1 above is derived from the applicant's operating schedule and condition 2 by the Area Child Protection Officer.

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

- A. **Option 1**
That the application be refused
- B. **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.

Group Director, Neighbourhoods and Housing	Kim Wright
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Lead Officer (holder of original copy):	Mike Smith Principal Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4973
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LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT

The following document(s) has been relied upon in the preparation of the report.

Description of document	Location
Office File: 297 Old Street, EC1V 9LA	Licensing Service 1 Hillman Street London E8 1DY

Printed matter

Licensing Act 2003
LBH Statement of Licensing Policy

APPENDIX A

Hackney LA01	Application for a premises licence to be granted under the Licensing Act 2003
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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 MUHIB BAYHEM
(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 and description <div style="text-align: center; font-family: cursive;"> 297 OLD STREET Shoreditch HACKNEY </div>	<div style="border: 1px solid black; padding: 2px; text-align: center;"> <small>RECEIVED IN CORPORATE BUSINESS SUPPORT</small> 31 OCT 2013 <small>LONDON BOROUGH OF HACKNEY</small> </div> <div style="border: 1px solid black; width: 20px; height: 20px; float: right; text-align: center; line-height: 20px;">10</div>				
<table border="1" style="width: 100%;"> <tr> <td style="width: 25%; padding: 2px;">Post town</td> <td style="padding: 2px;">LONDON</td> <td style="width: 25%; padding: 2px;">Postcode</td> <td style="padding: 2px;">EC1Y9LA</td> </tr> </table>	Post town	LONDON	Postcode	EC1Y9LA	
Post town	LONDON	Postcode	EC1Y9LA		

Telephone number at premises (if any)	N/A
Non-domestic rateable value of premises	£ 16,500-00

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 checked="" type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i as a limited company/limited liability partnership | <input 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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname		[REDACTED]			
First names		[REDACTED]			
Date of birth		18 years old or over		<input checked="" type="checkbox"/>	Please tick yes
Nationality <i>BRITISH</i>					
Current residential address if different from premises address		[REDACTED]			
Post town	[REDACTED]			Postcode	[REDACTED]

Daytime contact telephone number	[REDACTED]
E-mail address (optional)	[REDACTED]

SECOND INDIVIDUAL APPLICANT (if applicable)

n/a

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)					

(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
Address
Registered number (where applicable)

Description of applicant (for example, partnership, company, unincorporated association etc.)	
SOLO TRADER.	
Telephone number (if any)	[REDACTED]
E-mail address (optional)	[REDACTED]

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	11	2018

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)

COFFEE SHOP WITH HOT DRINKS
SANDWICH BAR

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

N/A

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 any 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"/> |

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).

N/A

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)
Day	Start	Finish	
Mon	8 a.m.	3.30 p.m.	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 6)
Tue	8 a.m.	3.30 p.m.	
Wed	8 a.m.	3.30 p.m.	
Thur	8 a.m.	3.30 p.m.	
Fri	8 a.m.	4 p.m.	
Sat	8 a.m.	3 p.m.	
Sun	10 a.m.	1 p.m.	

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 applicant manages fried chicken shops including 297 Old Str. for over 12 years. He is well experienced in providing a professional + quick service.

b) The prevention of crime and disorder

24 hour CCTV both inside + outside the shop. Signs indicating there is CCTV inside + outside. IF the council require the applicant will provide Private security outside the shop during his late night operation.

c) Public safety

Staff well trained and the applicant is a professional. Smoke Detector connected to Fire service. The applicant has liability + business insurance.

d) The prevention of public nuisance

The applicant ensures the customers leave the premises quietly. Service is very fast. The outside of the shop is swept + cleaned regularly. There are large refuse bins.

e) The protection of children from harm

Sign to say children must be accompanied by adult.

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 (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)

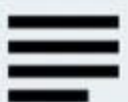
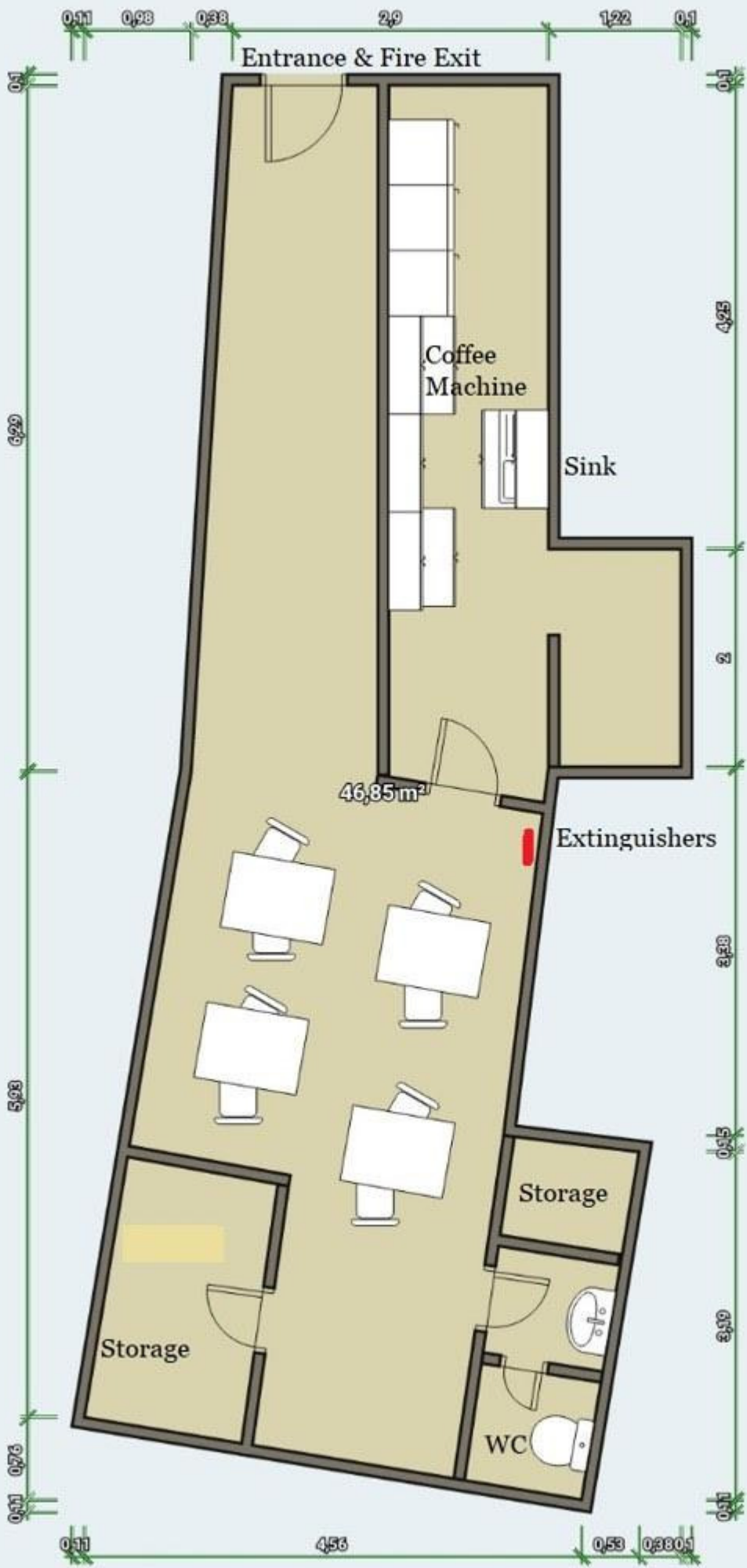
Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

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 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). 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, if appropriate (please see note 15)
Signature	[Redacted Signature]
Date	21/8/2018
Capacity	OWNER.

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)			



RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	London Borough of Hackney
ADDRESS OF AUTHORITY	Community Safety & Enforcement Service First Floor Hackney Service Centre 1 Hillman Street London E8 1DY
CONTACT NAME	Miriam placide
TELEPHONE NUMBER	020 8356 2194
E-MAIL ADDRESS	Mriiam.placide@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	297 Old street Hackney London EC1V 9LA
NAME OF APPLICANT	Mr Muhib Bahem

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 **x**
- 4) the protection of children from harm

Representation in relation to:

ENVIRONMENTAL LICENCE CONDITIONS IN RESPECT OF

297 Old Street
297 Old Street, London EC2EC1V 9LA

1. The Licensee shall ensure that all 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.
2. 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.
3. 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.
4. 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.
5. 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.
6. 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 297 Old Street. 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

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

We have received complaints in the past regarding littering and build-up of waste in the area, I do not believe that the current waste contract in place for the business is sufficient for the amount of waste they are producing. There have been instances in the past where Enforcement Officers have found evidence of the illegal disposal of waste from this business.

Experience has also shown that there is the probability that there will be cigarette litter outside these premises due to the smoking ban and that it is possible that glasses and bottles may be left outside by patrons.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Name: Miriam Placide

Date: 14/11/2018

Mike Smith

From: [REDACTED]
Sent: 03 December 2018 14:19
To: Licensing; Safeguarding Children Duty
Subject: Fwd: FW: Licensing Act 2003 Application for a Premises Licence Re: 297 Old Street EC1V 9LA
Attachments: Scanned from a Xerox Multifunction Printer.pdf; plan.jpg

Hi there,

I understand that there is no submission to serve alcohol at this business. However, particularly given this is a late night premises, I would wish for the owner to indicate an awareness of safeguarding children, for example, to hold an incident book of any concerns about the welfare of children, and to ensure that he is aware of means of safeguarding such as police and emergency children's services via the local authority.

I have no further objections to this application.

Lissil Averill
Independent Chair

Safeguarding and Reviewing
Hackney Service Centre
Hillman Street
London
E8 1DY

T: 020 8356 5907
M: 07976 754452
E: lissil.averill@hackney.gov.uk

----- Forwarded message -----

From: [REDACTED]
Date: Fri, 23 Nov 2018 at 10:04
Subject: FW: Licensing Act 2003 Application for a Premises Licence Re: 297 Old Street EC1V 9LA
To: [REDACTED]

fyi

Laura Hannington
Service Support Manager
Children & Family Service

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003****RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Metropolitan Police service
ADDRESS OF AUTHORITY	Licensing Unit, Stoke Newington Police Station 33 Stoke Newington High Street London N16 8DS
CONTACT NAME	PC 3691CE Kerrie RYAN
TELEPHONE NUMBER	020 7275 3022
E-MAIL ADDRESS	hackneylicensing@met.police.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	297 Old Street Shoreditch London EC1V 9LA
NAME OF PREMISES USER	Muhib BAHEM

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 for a Premises Licence at 297 OLD STREET, LONDON, EC1V 9LA for the following reason(s):

This premises is located in the centre of the Shoreditch Special Policy Area. It is along the part of Old Street that forms the 'Shoreditch Triangle' and is filled with licensed premises that trade into the early hours of the morning.

LP10 of LBH Statement of Licensing Policy states that ...'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 the area'. The applicant has not demonstrated, thus far, that they will not add to the cumulative impact and the application does not show what policies and procedures will be put in place to ensure the promotion of the licensing objectives, especially considering that this premises is within a Special Policy Area.

At approximately 0100hrs on Sunday 4th November my colleague and I visited the premises. The venue was open and selling pizza to a number of customers inside the venue. The premises and there were several people inside either ordering or eating pizza. As police were leaving there was a small altercation at the doorway. This was due to there being very little room inside the venue and a very busy footway directly outside that left little room for both customers and passers-by to move around. Police feel that this is going to cause huge problems later on in the evening when people have consumed lots more alcohol. There is already a huge problem in Shoreditch with ASB, Crime and Disorder and with the addition of another food operator these problems will only increase as the streets become more and more congested. After 2300hrs the roads are heavily congested with traffic jams forming for cars passing through Shoreditch, the footways are packed with people and crowds forming around bars and club doorways as customers enter and exit. Having had large quantities of alcohol people can quickly become agitated, aggressive and confrontational, more so than usual, and this premises would be no exception.

The hours applied for within the application far exceed the core hours set out within the policy of licensable activity ceasing at 2300hrs during the week and midnight at weekends. Additionally, LP3 of the policy states that 'hours could be more restrictive dependent on the character of the area' - police suggest that being inside the Shoreditch SPA would warrant restricted hours.

Police continue to deal with incidents of violence, serious crime and disorder within Shoreditch and do not feel that we can support this application. The hours requested are very late and the additional people on the streets outside (when either waiting to be served or eating their food), would negatively affect the cumulative impact.

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

Application submitted

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Signed PC 3691CE RYAN (By E-mail)

Name (printed)

**RESPONSIBLE AUTHORITY REPRESENTATION:
APPLICATION UNDER THE LICENSING ACT 2003****RESPONSIBLE AUTHORITY DETAILS**

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	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

NAME & ADDRESS OF PREMISES	297 Old Street London EC1V 9LA
NAME OF APPLICANT	Muhib Bahem

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 **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 relation to this application as the premises is located within the Shoreditch Special Policy Area (SPA). The SPA is area that has been identified as suffering from the negative cumulative impact of the concentration of licensed premises in the area. The proposed activity could hinder dispersal from the area encouraging patrons from nearby premises to loiter. This could then lead to a negative impact on the promotion of the licensing objectives, in particular, the prevention of crime and disorder and the prevention of public nuisance.

It should be noted that **LP10** (Special Policy Areas – Dalston and Shoreditch) of the Council's Statement of Licensing Policy states:

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.

Evidential research used to inform the Policy made a number of notable findings, including:

- Most crimes (87%) in the Hoxton East and Shoreditch Ward associated with licensed premises occurred between 2000 and 0359 hours; peak hours of 2300 to 0159 (53%). Friday's to Sunday's experienced more crime than other days, specifically Friday PM to Saturday AM, and Saturday PM to Sunday AM (between 2100 and 0359 hours); 61% of ward total.
- In recent years, Thursday's have also begun to feature. However, peak crime hours on a Thursday were more limited between 2300 hours on a Thursday and 0159 hours on the Friday morning suggesting that Thursday nights are not yet quite as prevalent as Friday and Saturday nights.
- Overall most of the crime in this ward was theft (87%), and then violence (9%). Whilst there was a 60% reduction in theft offences, violent crime increased by 68%, particularly serious wounding (up 350% or 39 more crimes so % increase brought about by low numbers), common assault and harassment.
- Overall there was a reduction in assault with injury, and although counts fell between FY2011/12 and FY2013/14 it started to rise again from FY2014/15.

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

The Licensing Act 2003, Statement of Licensing Policy 2018-2023 and S182 Guidance issued by the Home Office.

Are there any actions or measures that could be taken to allay concerns or objections? If so, please explain.

Discussion with the applicant to ascertain further information in relation to the proposed operation of the premises bearing in mind the nature of the area and how the licensing objectives would be promoted.

Name: David Tuitt, Business Regulation Team Leader – Licensing and Technical Support

Date: 05/12/2018

APPENDIX C

Mike Smith

From: [REDACTED]
Sent: 15 November 2018 14:30
To: Licensing
Subject: Objection to licensing application for 297 Old Street, EC1V 9LA

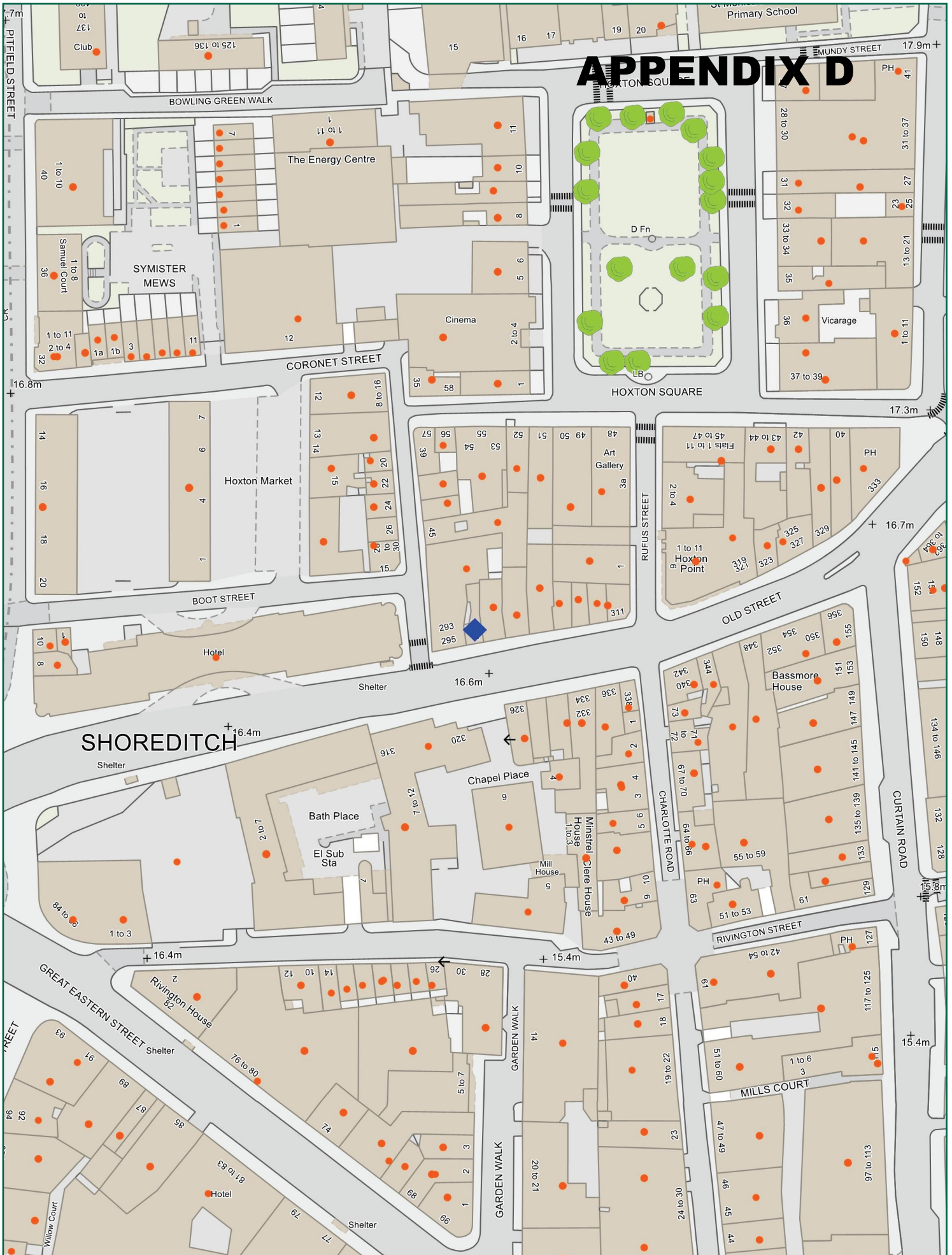
Dear Licensing,

I object in the strongest possible terms to these premises receiving an alcohol licence, let alone one that extends beyond 23.00. These premises are in the SPA, almost at the centre of it, so the presumption should be refusal due to the usual problems: public disorder, crime, litter, noise, etc. There are already dozens of licensed premises within a few yards of these premises: there is no need for more, the cumulative impact is already severe. Furthermore the SPA does not allow premises to open after 23.00 if there are residential premises above or next door, the opening hours should there be restricted, not extended since there appears to be residential above, on the right side and currently being constructed on the left side. Please reject this application which is only around the corner from me. The last thing we need is more people drinking in the street in the early hours.

Many thanks,

[REDACTED] Pitfield st, Ni [REDACTED]

APPENDIX D



Scale: 1:1250 at A4



Ref:

11 January 2019

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