



**REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING**

<b>LICENSING SUB-COMMITTEE:</b> 24/09/2019	<b>Classification DECISION</b>	<b>Enclosure</b>
<b>Application for a Premises Licence</b>  Oliveira Organic Vegetarian Kitchen, 80-84 Paul Street, Hackney, London, EC2A 4NE	<b>Ward(s) affected</b>  Hoxton East & Shoreditch	

**1. SUMMARY**

<b>Applicant(s)</b> More Than Lettuce Limited	<b>In SPA</b> Shoreditch Area								
<b>Date of Application</b> 08/08/2019	<b>Period of Application</b> Permanent								
<b>Proposed licensable activity</b> Recorded Music Supply of Alcohol (On Premises)									
<b>Proposed hours of licensable activities</b> <b>Recorded Music</b> Indoors <table style="margin-left: 400px;"> <tr><td><b>Standard Hours:</b></td></tr> <tr><td>Mon 08:00-23:00</td></tr> <tr><td>Tue 08:00-23:00</td></tr> <tr><td>Wed 08:00-23:00</td></tr> <tr><td>Thu 08:00-23:00</td></tr> <tr><td>Fri 08:00-23:00</td></tr> <tr><td>Sat 08:00-23:00</td></tr> <tr><td>Sun 08:00-23:00</td></tr> </table>		<b>Standard Hours:</b>	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
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<b>Supply of Alcohol</b> Indoors <table style="margin-left: 400px;"> <tr><td><b>Standard Hours:</b></td></tr> <tr><td>Mon 12:00-22:30</td></tr> <tr><td>Tue 12:00-22:30</td></tr> <tr><td>Wed 12:00-22:30</td></tr> <tr><td>Thu 12:00-22:30</td></tr> <tr><td>Fri 12:00-22:30</td></tr> <tr><td>Sat 12:00-22:30</td></tr> <tr><td>Sun 12:00-22:30</td></tr> </table>		<b>Standard Hours:</b>	Mon 12:00-22:30	Tue 12:00-22:30	Wed 12:00-22:30	Thu 12:00-22:30	Fri 12:00-22:30	Sat 12:00-22:30	Sun 12:00-22:30
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Sat 12:00-22:30									
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<b>The opening hours of the premises</b> <table style="margin-left: 400px;"> <tr><td><b>Standard Hours:</b></td></tr> <tr><td>Mon 12:00-23:00</td></tr> <tr><td>Tue 12:00-23:00</td></tr> <tr><td>Wed 12:00-23:00</td></tr> <tr><td>Thu 12:00-23:00</td></tr> <tr><td>Fri 12:00-23:00</td></tr> <tr><td>Sat 12:00-23:00</td></tr> <tr><td>Sun 12:00-23:00</td></tr> </table>		<b>Standard Hours:</b>	Mon 12:00-23:00	Tue 12:00-23:00	Wed 12:00-23:00	Thu 12:00-23:00	Fri 12:00-23:00	Sat 12:00-23:00	Sun 12:00-23:00
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Fri 12:00-23:00									
Sat 12:00-23:00									
Sun 12:00-23:00									

<b>Capacity:</b> Not known	
<b>Policies Applicable</b>	LP1 (General Principles), LP2 (Licensing Objectives), LP10 (Special Policy Areas – Dalston and Shoreditch), LP11 (Cumulative Impact - General)
<b>List of Appendices</b>	A – Application for a premises licence and supporting documents B – Representations from responsible authorities C – Location map
<b>Relevant Representations</b>	<ul style="list-style-type: none"> <li>Licensing Authority</li> </ul>

## 2. APPLICATION

2.1 **More Than Lettuce Limited** have made an application for a premises licence under the Licensing Act 2003:

- To authorise the supply alcohol for consumption on the premises
- Regulated entertainment

2.2 The application is attached as Appendix A. The applicant has proposed measures that could be converted to conditions (see paragraph 8.1 below).

## 3. CURRENT STATUS / HISTORY

3.1 The premises are not currently licensed for any activity.

3.2 No TENs have been submitted in respect of the premise sin the current calendar year.

## 4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
Environmental Health Authority (Environmental Enforcement)	No representation received
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	Have confirmed no representation on this application
Planning Authority	Have confirmed no representation on this application
Area Child Protection Officer	No representation received
Fire Authority	Have confirmed no representation on this application
Police	Representation has been withdrawn with the agreed conditions as set out in para 8.1
Licensing Authority	Representation received on the grounds of The Prevention of Crime and Disorder, Prevention of Public Nuisance, Special Policy Area and Cumulative Impact.
<b>Appendix B</b>	

Health Authority	Have confirmed no representation on this application
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## 5. REPRESENTATIONS: OTHER PERSONS

From	Details
Representation received from and on behalf of local residents.	None

## 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), LP10 (Special Policy Areas – Dalston and Shoreditch), and LP11 (Cumulative Impact - General).

## 8. OFFICER OBSERVATIONS

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

### **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 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

6. The responsible person must 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

b) these measures are displayed in a menu, price list or other printed material which is available to customers on the premises; and

c) 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 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.

7.3 Where the permitted price given by Paragraph 7.2(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 operating schedule**

8. Deliveries of goods necessary for the operation of the business shall be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents.

9. The movement of bins and rubbish outside the premises shall be kept to a minimum after 11.00pm.

10. Any lighting on or outside the premises shall be positioned and screened in such a way so as to not cause a disturbance to nearby residents.

### **Conditions derived from Responsible Authority representations**

11. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All public areas and each 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.

12. There shall be a staff member from the premises who is conversant with the operation of the CCTV system on the premises at all times when the premises are open to the public. This staff member must be able to show a Police or authorised council officer recent data or footage when requested.

13. Signs will be prominently displayed at all entrance and exit points reminding customers to leave quietly and respect local residents.

14. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport.

15. 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.

16. An incident log shall be kept at the premises, and made available on request to an authorised officer of the council or the police, which will record the following.

- a) All crimes reported:
- b) All ejections of patrons
- c) Any complaints received.
- d) Any incidents of disorder.
- e) Seizure of drugs or offensive weapons.
- f) Any faults in the CCTV system.
- g) Any refusal of the sale of alcohol.
- h) Any visit by a relevant authority or emergency service.

17. Premises to operate zero tolerance policy to drugs and comply with Hackney Police Drugs and Weapons policy where appropriate.

18. All instances of crime and disorder witnessed or brought to the attention of staff is to be reported by the Designated Premises Supervisor or responsible member of staff to Police

19. All staff shall receive training on the legislation relating to the sales of alcohol to underage persons and drunken persons and shall have refresher training every 12 months. There shall be written records of such training which will be kept on the premises and produced to a police officer or other authorised officer upon request.

20. There shall be no glass, or open containers taken outside of the premises at any time.

21. Substantial food and substantial beverages other than intoxicating liquor (including drinking water) shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.

22. All alcohol served shall be to seated customers only and ancillary to a substantial table meal.

23. Checks shall be undertaken prior to opening to ensure that all public areas are kept clear and fire exits unlocked and capable of use in an emergency.

24. 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.

25. Music at the venue shall be played at background level. The licensee is to submit a noise impact report to Environmental Protection team if amplified music is to be played at the premises.

26. Patrons or customers of Oliveira Organic Vegetarian Kitchen shall not use the front of the premises as a designated smoking area at any time.

## 9. REASONS FOR OFFICER OBSERVATIONS

9.1 Conditions 8 to 10 above are derived from the applicant's operating schedule. Conditions 11 to 24 have been proposed by the police and 25 to 26 by environmental protection. The proposed conditions have been accepted by the applicant.

## 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.

<b>Group Director, Neighbourhoods and Housing</b>	Kim Wright
<b>Lead Officer (holder of original copy):</b>	Sanaria Hussain Senior Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 4973

**LIST OF BACKGROUND PAPERS RELATING TO THIS REPORT**

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

<b>Description of document</b>	<b>Location</b>
<b>Office File:</b> Oliveira Organic Vegetarian Kitchen, 80-84 Paul Street, Hackney, London, EC2A 4NE	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**

## 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 Mr More Than Lettuce Limited  
*(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 Oliveira Organic Vegetarian Kitchen			
80 84 PAUL STREET HACKNEY LONDON			
<b>Post town</b>	<b>LONDON</b>	<b>Postcode</b>	<b>EC2A 4NE</b>

Telephone number at premises (if any)	
Non-domestic rateable value of premises	££41.250

### Part 2 - Applicant details

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

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)	<input type="checkbox"/>	please complete section (B)
c)		a recognised club	<input type="checkbox"/>	please complete section (B)
d)		a charity	<input type="checkbox"/>	please complete section (B)
e)		the proprietor of an educational establishment	<input type="checkbox"/>	please complete section (B)
f)		a health service body	<input type="checkbox"/>	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	<input type="checkbox"/>	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	<input type="checkbox"/>	please complete section (B)
h)		the chief officer of police of a police force in England and Wales	<input type="checkbox"/>	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)

<b>Title</b> Mr			
<b>Surname</b>		<b>First names</b>	
I am 18 years old or over ..			
<b>Date of birth</b>			
<b>Nationality</b>			
Current residential address if different from premises address		UK-England	
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			
<b>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>			

**SECOND INDIVIDUAL APPLICANT** (if applicable)

<b>Title</b> Mr			
<b>Surname</b>		<b>First names</b>	
I am 18 years old or over ..      Please tick yes			

<b>Date of birth</b>			
<b>Nationality</b>			
Current postal address if different from premises address		UK-England	
Post town		Postcode	
<b>Daytime contact telephone number</b>			
<b>E-mail address (optional)</b>			
<b>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>			

**(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 More Than Lettuce Limited
Address 29 FOLEY STREET  LONDON  W1W 7TH UK-England
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)

0

E-mail address (optional)  
info@oliveira-restaurant.com

### Part 3 Operating Schedule

When do you want the premises licence to start?

DD MM YYYY

15-10-2019

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)  
Small restaurant, town centre. Restaurant in a side road. Area is commercial with a main street adjacent and offices above, to front and to the rear of the property. Two restaurants on both sides. Building comprises of Basement, Ground, 1st, 2nd and 3rd floors. Restaurant will occupy a section of the Ground floor and Basement Only. Ground floor Bar/Restaurant, kitchen. Basement storage, toilets, and small function room. Restaurant caters for guests indoors only for casual dining and functions such as weddings, meetings, business conference, etc. Meals provided in the entire premise. Drinks served as accompaniment of meals only. All drinks and foods to be consumed within the limits of the premises only. No loud music to be played.

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)	..
c)	indoor sporting events (optional, fill in box C)	..
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	..
e)	live music (optional, fill in box E)	..
f)	recorded music (if ticking yes, fill in box F)	<input checked="" type="checkbox"/>
g)	performances of dance (optional, fill in box G)	..
h)	anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)	..

**Provision of late night refreshment** (if ticking yes, fill in box I)

..

**Supply of alcohol** (if ticking yes, fill in box J)



**In all cases complete boxes K, L and M**

**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	
Day	Start	Finish		Both	
Mon	08:00	23:00	<b>Please give further details here</b> (please read guidance note 4) Amplified recorded music with an audience of maximum 60 persons will be played indoors only within the limits of the premise.		
Tue	08:00	23:00			
Wed	08:00	23:00	<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)		
Thur	08:00	23:00			
Fri	08:00	23:00	<b>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</b> (please read guidance note 6)		
Sat	08:00	23:00			
Sun	08:00	23:00			

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (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	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5) None		
Mon	12:00	23:00			
Tue	12:00	23:00			
Wed	12:00	23:00			
Thur	12:00	23:00			
Fri	12:00	23:00			
Sat	12:00	23:00			
Sun	12:00	23:00			
			<b>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</b> (please read guidance note 6) Alcohol to be supplied until mid-night on New Year's Eve and from 00:00 till 01:00 on New Year'Day.		

**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):**

<b>Name</b> Mr Emerson Amelio de Oliveira	
<b>Date of birth</b> [REDACTED]	
<b>Address</b> [REDACTED] LONDON	
UK-England	
<b>Postcode</b>	[REDACTED]
Personal licence number (if known) LBWands/05134	
Issuing licensing authority (if known) Wandsworth	



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

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	
Mon	08:00	23:00	<b>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</b> (please read guidance note 6) To be open from 08:00 till 24:00 on New Year's Eve, and from 00:00 til 01:00 on New Year's Day.
Tue	08:00	23:00	
Wed	08:00	23:00	
Thur	08:00	23:00	
Fri	08:00	23:00	
Sat	08:00	23:00	
Sun	08:00	23:00	

**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)

TO PROMOTE ALL FOUR LICENSING OBJECTIVES, WE WILL KEEP: Strong management controls and effective training of all staff so that they are aware of the premises licence and the requirements to meet the four licensing objectives with particular attention to:

- No selling of alcohol to underage people
- No drunk and disorderly behaviour on the premises area
- Vigilance in preventing the use and sale of illegal drugs at the retail area
- No violent and anti-social behaviour
- No any harm to children - Operating Schedule providing the hours of operation and licensable activities during those hours.
- Designated premises supervisor confirmed it is obligated to be in day-to-day control of the premises, to provide good training for staff on the Licensing Act (Training Record), to make or authorize each sale
- Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.
- CCTV system installed with recording option available
- As a licensed premise we know that it is necessary to carry out our functions or operate their businesses with a purpose of promoting these objectives. We promise to support these objectives through their operating schedules and other measures (including staff training and qualifications, policies, and strategic partnerships with other agencies).

**b) The prevention of crime and disorder**

The prevention of crime and disorder CCTV System installed to monitor entrances, exits, and other parts of the premises in order to address the prevention of crime objective.

- A clear and legible notice outside the premises indicating the normal hours under the terms of the premises licence during which licensable activities are permitted.
- Clear and conspicuous notices warning of potential criminal activity, such as theft, that may target customers will be displayed.
- Not selling of alcohol to drunk or intoxicated customers.
- Custom will not be sought by means of personal solicitation outside or in the vicinity of the premises.
- Prevention and vigilance in illegal drug use at the retail unit area.
- Staff will be well trained in asking customers to use premises in an orderly and respectful manner and prevent drinking alcohol from other retail unit (ex. canned or bottled beer) outside our premises.

**c) Public safety**

Public safety Internal and external lighting fixed to promote the public safety objective.

- Well trained staff adherence to environmental health requirements.
- Training and implementation of underage ID checks.
- A log book or recording system shall be kept upon the premises in which shall be entered particulars of inspections made; those required to be made by statute, and information compiled to comply with any public safety condition attached to the premises licence that requires the recording of such information. The log book shall be kept available for inspection when required by persons authorised by the Licensing Act 2003 or associated legislation.
- All parts of the premises and all fittings and apparatus therein, door fastenings and notices, lighting, heating, electrical, air condition, sanitary accommodation and other installations, will be maintained at all times in good order and in a safe condition.

#### **d) The prevention of public nuisance**

The prevention of public nuisance Noise reduction measures to address the public nuisance objective.

- Prominent, clear and legible notices will be displayed at the exit requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.
- Deliveries of goods necessary for the operation of the business will be carried out at such a time or in such a manner as to prevent nuisance and disturbance to nearby residents. The Licensee will ensure that staff who arrive early morning or depart late at night (ex. for unpacking, pricing newly delivered goods) when the business has ceased trading conduct themselves in such a manner to avoid causing disturbance to nearby residents.
- Customers will be asked not to stand around loudly talking in the street outside the premises. Customers will not be admitted to premises above opening hours.
- The movement of bins and rubbish outside the premises will be kept to a minimum after 11.00pm. This will help to reduce the levels of noise produced by the premises.
- Any lighting on or outside the premises will be positioned and screened in such a way so as to not cause a disturbance to nearby residents.

#### **e) The protection of children from harm**

The protection of children from harm "Challenge 25" sign which is a retailing strategy that encourages anyone who is over 18 but looks under 25 to carry acceptable ID (a card bearing the PASS hologram, a photographic driving license or a passport) if they wish to buy alcohol.

- Well trained staff about requirement for persons' identification, age establishment etc.
- All the details provided in Training Record Book available the retail unit. Log Book will be kept upon the premises all the time.

#### **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.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>• [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).</li> <li>• 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</li> </ul>
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	right to work (please see note 15)
Signature	Magdalena Amelio de Oliveira
Date	8/8/2019
Capacity	Director of More Than Lettuce Limited

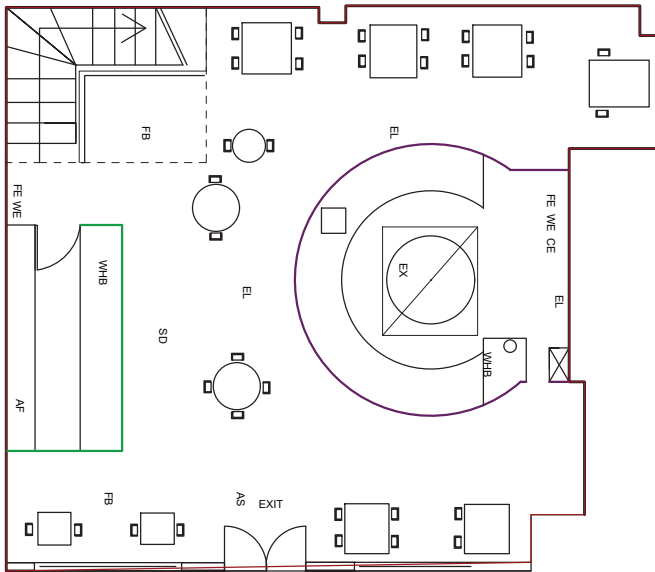
**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	8/8/2019
Capacity	

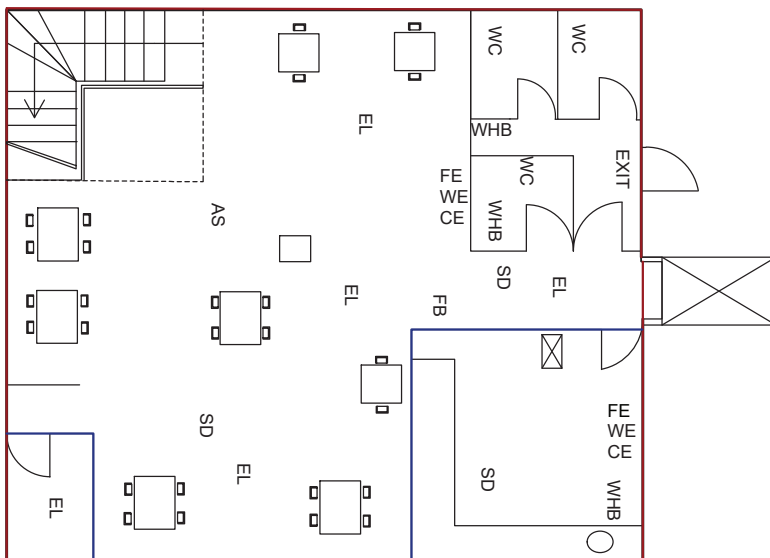
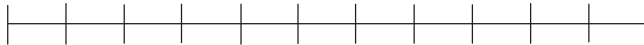
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14)			
Premises Address			
UK-England			
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (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 intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- 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



PROPOSED GROUND FLOOR



PROPOSED BASEMENT

SCALE 1:100

Key:

- Licensed Areas
- Storage Areas
- Main Point of Sale (Alcohol)
- Food Production Area and Service

EL	Emergency Lighting
AS	Alarm Sander
FB	Fire Bell
SD	Smoke Detector
EXIT	Illuminated Exit Sign
FE	Foam Extinguisher
WE	Water Extinguisher
CE	Carbon Dioxide Extinguisher
W.C.	Toilet
WHB	Wash-Hand-Basin
AF	Alcohol Fridge
FF	Food Fridge
EX	Kitchen Extractor

**More Than Lettuce LTD - T/A Oliveira**

80-84 Paul Street  
 Shoreditch  
 EC2A 4NE  
[info@oliveira-restaurant.com](mailto:info@oliveira-restaurant.com)

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

# APPENDIX B

## 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	0208 356 4942
E-MAIL ADDRESS	david.tuitt@hackney.gov.uk

## APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Oliveira Organic Vegetarian Kitchen 80-84 Paul Street Hackney London EC2A 4NE
NAME OF APPLICANT	More Than Lettuce Limited

## 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

## Representation in relation to:

I make this representation as the premises is located within the Shoreditch Special Policy Area (SPA).

The high concentration of licensed premises in the area have been identified as having a negative impact on the promotion of the licensing objectives and as such having an adverse impact on local residents and local amenity.

The Licensing Authority are concerned that the proposed activity may further increase the cumulative impact of licensed premises in the area and undermine the promotion of the licensing objectives.

### ***“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.

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

Statement of Licensing Policy 2018 - 2023, Licensing Act 2003, Section 182 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 may assist, however the application is likely to be referred to the Licensing Sub-Committee for determination given the location of the premises.

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

**Date:** 28/08/2019

# APPENDIX C



- Mailing Addresses
- Hackney Outline

  
**NORTH**

Scale: 1:1250 at A4

 Hackney

	<b>80-84 Paul Street</b>		
Ref:	Produced by: unspecified	please specify copyright statement	
16 September 2019	email:		