



REPORT OF GROUP DIRECTOR, NEIGHBOURHOODS AND HOUSING

LICENSING SUB-COMMITTEE: 28/05/2020	Classification DECISION	Enclosure
Application for a Premises Licence Pizzeria Gusto, Basement and Ground Floor, 160 Stoke Newington High Street, N16 7JL	Ward(s) affected Stoke Newington	

1. SUMMARY

Applicant(s) Catering Storage Company Ltd	In SPA :Not Applicable
Date of Application 12/03/2020	Period of Application Permanent
Proposed licensable activity Recorded Music Supply of Alcohol (On Premises)	
Proposed hours of licensable activities	
Recorded Music	Standard Hours:
Indoors	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
Supply of Alcohol	Standard Hours:
	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
The opening hours of the premises	
	Standard Hours: Mon 12:00-23:00 Tue 12:00-23:00 Wed 12:00-23:00

<p style="text-align: right;">Thu 12:00-23:00 Fri 12:00-23:00 Sat 12:00-23:00 Sun 12:00-23:00</p>	
Capacity: Not known	
Policies Applicable	LP1 (General Principles), LP2 (Licensing Objectives) and LP11 (Cumulative Impact - General)
List of Appendices	A – Application for a premises licence and supporting documents B – Representations from other persons C– Location map
Relevant Representations	<ul style="list-style-type: none"> • Other Persons

2. APPLICATION

2.1 Catering Storage Company Ltd has 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 some additional measures to address the licensing objectives. The proposed hours for sale of alcohol have been reduced following agreement with responsible authorities.

3. CURRENT STATUS / HISTORY

3.1 The premises had been licensed since March 2015 to authorise the supply of alcohol for consumption on the premises, Monday to Friday from 12:00 to 23:00. The licence lapsed in January 2020 due to insolvency.

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

4. REPRESENTATIONS: RESPONSIBLE AUTHORITIES

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health Authority (Environmental Enforcement)	Representation has been withdrawn with the agreed conditions as set out in para 8.1
Environmental Health Authority (Health & Safety)	No representation received
Weights and Measures (Trading Standards)	Representation has been withdrawn with the agreed conditions (avoided duplication with Police conditions).
Planning Authority	No representation received

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 and amended alcohol hours.
Licensing Authority	Have confirmed no representation on this application
Health Authority	No representation received

5. REPRESENTATIONS: OTHER PERSONS

From	Details
One Representation received from a local resident. (Appendix B)	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) 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)

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.
 - (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 Responsible Authority representations

8. 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.
9. 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.
10. Signs will be prominently displayed at all entrance and exit points reminding customers to leave quietly and respect local residents.
11. 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 a driving licence or passport.
12. 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.
13. Intoxicating liquor shall not be sold, supplied or consumed otherwise than to persons who are taking a substantial table meal from the menu and that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. The supply of alcohol shall be by waiter/waitress service only.
14. 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 to the venue:
 - 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.

15. The premises shall have a written Dispersal policy that ensures all patrons exiting the venue are encouraged to leave the area. This policy shall be made available to police on request.
16. Premises to operate zero tolerance policy to drugs and comply with Hackney Police Drugs and Weapons policy where appropriate.
17. Patrons will not be allowed to take drinks, glass or open containers outside of the building at any time except for the designated external area at the rear.
18. The rear outside space shall not be used after 2100hours.
19. There shall be a maximum of 6 smokers outside the venue at any one time.
20. 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.
21. 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.
22. 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.
23. 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.
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. 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 Pizzeria Gusto. 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 19 have been proposed by the police and 20 to 25 by environmental enforcement. 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.

Group Director, Neighbourhoods and Housing	Ajman Ali
Lead Officer (holder of original copy):	Shan Uthayasangar Licensing Officer Licensing Service 1 Hillman Street E8 1DY Telephone: 020 8356 2431

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: Pizzeria Gusto, Basement and Ground Floor, 160 Stoke Newington High Street, N16 7JL	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 Catering Storage Company 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 Catering Storage Company Ltd BASEMENT AND GROUND FLOOR 160 STOKE NEWINGTON HIGH STREET HACKNEY LONDON			
Post town	LONDON	Postcode	N16 7JL

Telephone number at premises (if any)	██████████
Non-domestic rateable value of premises	£18500

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)

Title Mr			
Surname		First names	
I am 18 years old or over ..			
Date of birth			
Nationality			
Current residential address if different from premises address		UK-England	
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)

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

Date of birth			
Nationality			
Current postal address if different from premises address		UK-England	
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 Catering Storage Company Ltd
Address 160 STOKE NEWINGTON HIGH STREET HACKNEY LONDON N16 7JL UK-England
Registered number (where applicable) 07291065
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Ltd Company
Telephone number (if any)

E-mail address (optional) <div style="background-color: black; width: 250px; height: 15px; margin-top: 5px;"></div>

Part 3 Operating Schedule

When do you want the premises licence to start? DD MM YYYY

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)
 Catering Storage Company Ltd T/A Pizzeria Gusto, serving Italian Wood fired Pizza.
 Also bar
 serving alcohol during requested licensing hours

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)	..

<u>Provision of late night refreshment</u> (if ticking yes, fill in box I)	..
<u>Supply of alcohol</u> (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	
				Outdoors	
Day	Start	Finish		Both	
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	
				Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance note 4)		
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed			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)		
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			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)
	-----	-----	
Wed			
	-----	-----	
Thur			
	-----	-----	
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	
					Outdoors	
Day	Start	Finish			Both	
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	
					Outdoors	
Day	Start	Finish			Both	
Mon			Please give further details here (please read guidance note 4)			
Tue						
Wed			State any seasonal variations for the performance of live music (please read guidance note 5)			
Thur						
Fri			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)			
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	
				Both	
Day	Start	Finish	Please give further details here (please read guidance note 4) Playing Music over the internet - mostly ambient music		
Mon	12:00	23:00			
Tue	12:00	23:00	State any seasonal variations for the playing of recorded music (please read guidance note 5)		
Wed	12:00	23:00			
Thur	12:00	23:00	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)		
Fri	12:00	23:00			
Sat	12:00	23:00			
Sun	12:00	23:00			

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	
Day	Start	Finish		Outdoors	
Mon				Please give further details here (please read guidance note 4)	Both
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

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 7)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p>Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 3)</p>	Indoors	
Mon				Outdoors	
				Both	
Tue			<p>Please give further details here (please read guidance note 4)</p>		
Wed					
Thur			<p>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 5)</p>		
Fri					
Sat			<p>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)</p>		
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	
Day	Start	Finish		Outdoors	
Mon				Please give further details here (please read guidance note 4)	
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
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 6)		
Sat					
Sun					

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) Not Applicable		
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			
			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) Not Applicable		

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 Mr Atique Choudhury	
Date of birth [REDACTED]	
Address [REDACTED]	
UK-England	
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).

Not Applicable

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) Not Applicable
Day	Start	Finish	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) Not Applicable
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	

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)

- No sale of alcohol to underage customers and customers who are already intoxicated.
- Prevention of drunk and disorderly behaviour on the premises.
- Vigilance in preventing use and sale of illegal and class A Drugs.
- Operational hours with stipulations clearly displayed for public information.
- 24 Hour CCTV Monitoring

b) The prevention of crime and disorder

- 24 hour CCTV Monitoring.
- Challenge 21 signs. Checking for ID to prevent underage drinking.
- Operational hours with stipulations clearly displayed for public information.
- No sale of alcohol to underage customers and customers who are already intoxicated.
- Train and educate staff on licensing rules and regulations.

c) Public safety

- Health and Safety signs throughout the restaurant. Also to provide adequate Health & Safety training and awareness to staff.
- Clear evacuation procedures displayed in case of fire.
- No sale of Alcohol to drunk and under aged customers.
- Clear lighting.

d) The prevention of public nuisance

- Requesting customers to leave the premises quietly after meals.
- Well trained SIA Guards at doors for special occasion.
- Clearing bins only during permitted hours.
- Avoiding any sort of noise pollution.

e) The protection of children from harm

- Request adult supervision at all times for young children.
- Prevent under age drinking.
- Provide clearly marked signs for child safety.

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 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, 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	Atique Choudhury
Date	12/3/2020
Capacity	Director

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	12/3/2020
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) Applicant address UK-England			
Post town		Postcode	
Telephone number (if any)			

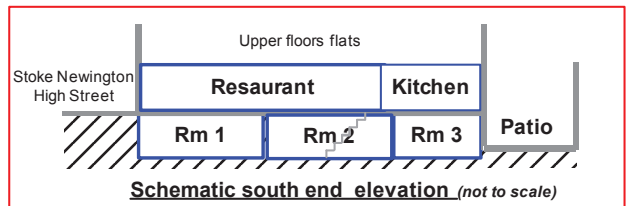
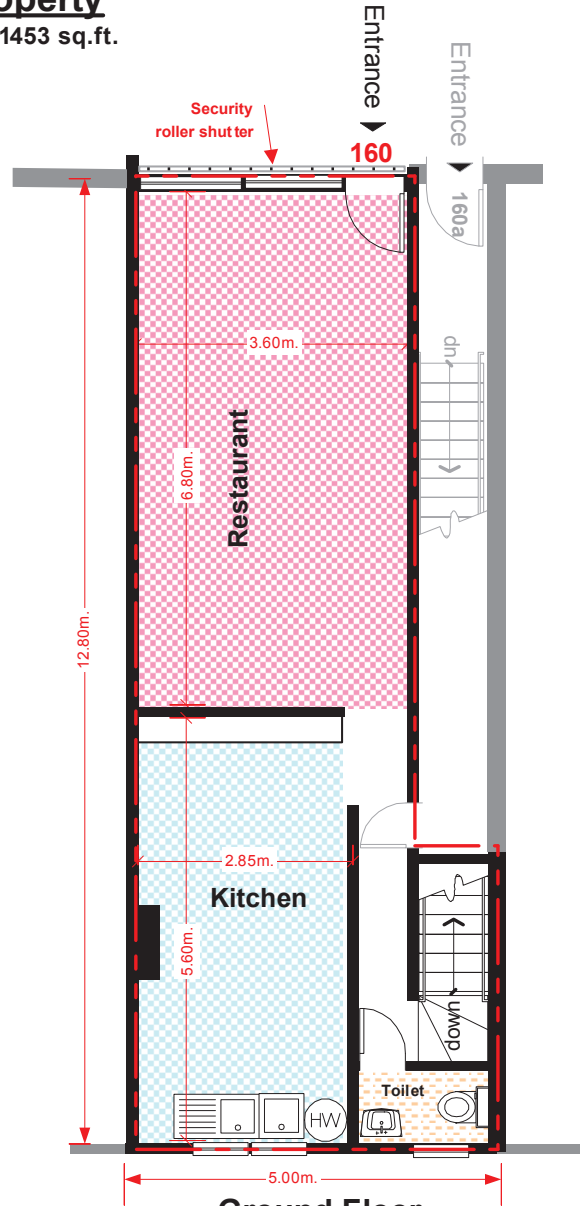
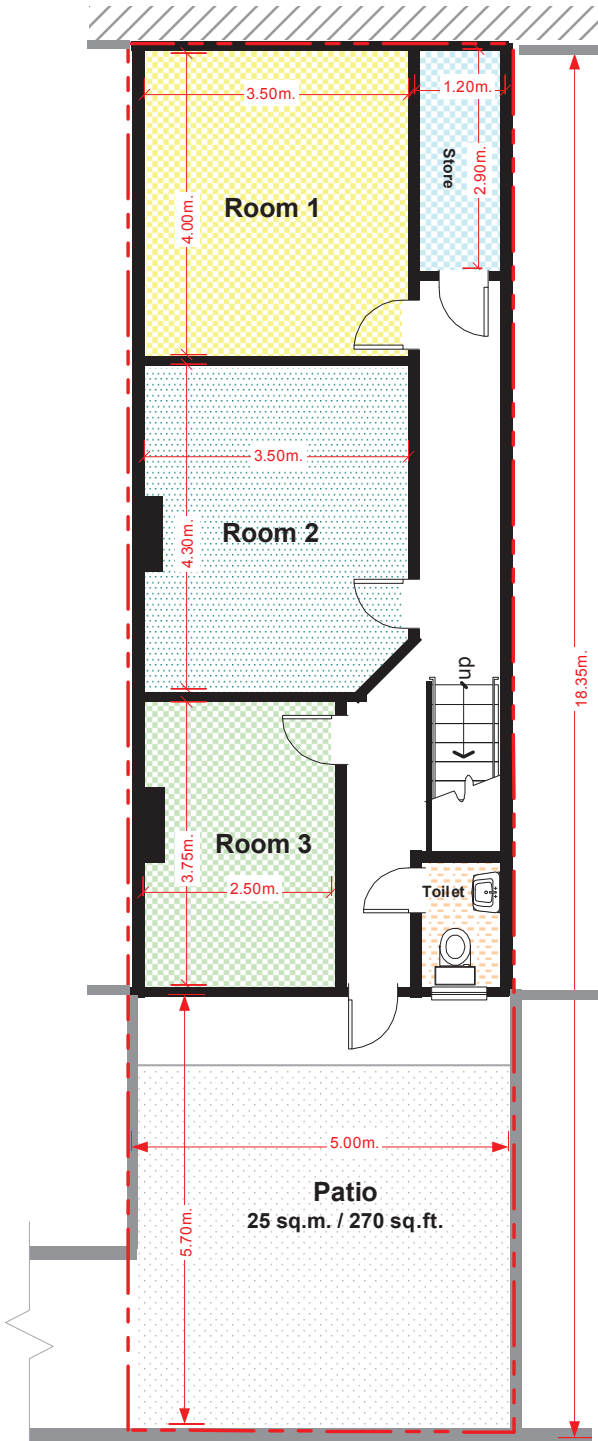
160 Stoke Newington High Street
London N16 7JL



Stoke Newington High Street

Commercial Property

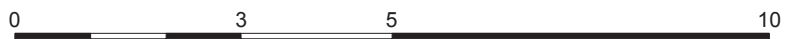
Gross area: 135 sq.m. / 1453 sq.ft.



Basement
Gross internal Area
60 sq.m. / 646 sq.ft.

Property line

Scale: Metric 1: 100 @ A4
* for PDF. Plans scale off rule below





Representation from Neighbouring Resident - Premises License Application for 160 Stoke Newington High Street

1 message

21 April 2020 at 16:59

To: Shan Uthayasangar <shan.uthayasangar@hackney.gov.uk>, Mike Smith <Mike.Smith@hackney.gov.uk>

Dear Sir,

I have responded to all the authorities and the one final representation is from a resident – to be honest, it is quite hard to read the entire letter as its not very clearly written.

However I have sussed the gist of the matter and would like to assure our neighbours with the following:

Dear Sir,

I work for my boss, Mr. Atique Choudhury (Director / applicant) – Pizzeria Gusto, [160 Stoke Newington High Street, N16 7JL](#). First of all my sincere apologies in the late reply. Due to the current climate, we closed our offices as of 20th March and only now got the time to connect from home and reply to your email

We have been running yum yum thai restaurant in stoke Newington since 1992 and also have run 5 other restaurants on high street and church street in the past 30 years. We have been in the business for so long due to our customers and to cause nuisance to our neighbours and customers is the last thing on our mind. We do understand and appreciate your concerns but can I say this:

“ please do not judge us by the mistakes that the previous tenants have made ”

This we think is unfair upon us as you are objecting without even giving us a chance to operate and show how we conduct our business. We aim to have the following systems in place:

- 24 hour cctv monitoring with 31-45 days recording available upon request.
- Full training manuals for staff upon conduct and service.
- All staff to be fully trained on asking for ID for alcohol service, challenge 25 notices, weights and measure notice board etc.
- Also have adequate display of waste disposal and timings. We will ensure the maintenance and upkeep of these areas as this is in our interest as well.
- To stop service of alcohol 30 mts before close of restaurant so as to allow customers to leave.
- Notices will be displayed by the entrance on how to leave the premise quietly without causing any disturbance to the residents.

We understand that you have had issues in the past, but this in no way should be a reflection on how we conduct our trade. We would like to invite you to our opening and keep in touch with you so that you can contact us immediately if you feel you have any concerns with the way we conduct our trade. We believe that working with you person to person will ensure that you are heard and we can resolve matters within ourselves and if and only if you are not satisfied, you as a resident have the right to make a formal complaint to the local authorities.

I sincerely wish you will give us a chance to start this business and conduct it in a respectable manner. Should you have any further concerns, please state and we will respond in kind. But in the meantime, all we request is you give us a chance rather than comparing our conduct to the previous tenants.

We thank you for taking the time to represent and hope you remain safe and healthy during these unprecedented times.

With Sincere Gratitude's,

Rithesh Panicker

[Redacted]

[Redacted]

[Redacted]

[Redacted]



Other person_R.pdf

617K

APPENDIX B

08/04/20

Licensing Service team

I object to Hackney Council giving a licence to Mr A Choudhury of Catering Storage Company Ltd t/A pizzeria Gusto, 160 Stoke Newington High Street N16 7SL as the impact that it will have upon my living suffer greatly as to the overall noise that particular type of business will generate, and it will become yet again a great source of frustration, very hard to deal with the noise output of loud music, loud customers and constant complaining on my part to the management of the premises about having to ask on a daily basis to keep the noise down to a minimum level; I have endured abuse on a grand scale from the last occupants and I've had to involve the police, the Pollution Solutions team at Hackney council which deal with noise pollution for the borough of Hackney, also Hackney

Council's Licencing team which I had to contact due to additional noise I had to put up with when the last occupants opened the garden to their customers, the noise level was far too much to deal with, the garden was open to customers till very late in the evening. and the garden area was just below my flat window. The garden and business is in such close proximity to my flat that when anyone was in the garden it sounded like the person or people were standing inside my flat, talking, shouting, laughing and with alcohol into the mix and you have a daily carnival of noise on your hands that happens every day, evening and night. The Habbeneys Licencing team, once I had contacted them, had given the last occupants notice to make sure that the garden was empty of customers and staff and was closed off outside

eatery and drinking and any other type of activity in the garden each and every evening by 21:00 pm as the licensing board thought this was a fair time to close the garden each evening during mainly through to Sunday every day of each week.

For what I had to endure with those noise levels created by that business (Apollo Pizzeria) it was just absolute ridiculous in terms of how much confrontation I had to deal with and the involvement of the police, Hacking noise pollution also on a frequent daily/weekly basis all because the owners of a business just do not care about the impact that their business has on residents, meaning myself as I can not speak for anyone else. I don't make noise to those levels. There should be a law that doesn't allow businesses of that sort to continually drive residents

insane with anger and frustration
and having to live their lives around
how much it encroached upon a person
and their living space - I couldn't
even read a book in my flat at times
and that's with the windows closed.

I'm prepared to fight this further
with contact to my local council, my
local MP and I will even write
a letter to Boris Johnson if that's
what it takes.

Why can't the premises be an estate
agent, or a florist or a bookshop
or an optician, why another noisy
bar/restaurant, isn't Stoke Newington
full of enough of those types of
businesses? I'm doing all I can to not
become an angry resident of Hackney.
I don't want to involve Hackney council
and its services again every day with

Complaining about a businesses noise output that drives people to the point of having to involve council officials local mp's and government figures.

I've put up with the noise levels from the last occupants (Apollo pizzaria) for over three years, three years of excessive noise, arguments and continually complaining about a noisy business to Hackney Council and its Connected Services and even the police. There is records of every complaint that was made about the noise and abuse on every occasion.

I should have complained directly to the person who owns the actual building (A. Choudhury) right from the start when the noise became a problem over three to now four years ago. Hopefully on receiving this letter will be informed of what lengths I

will legally go to.

Thank you for reply,

[Redacted]

[Redacted]

[Redacted]

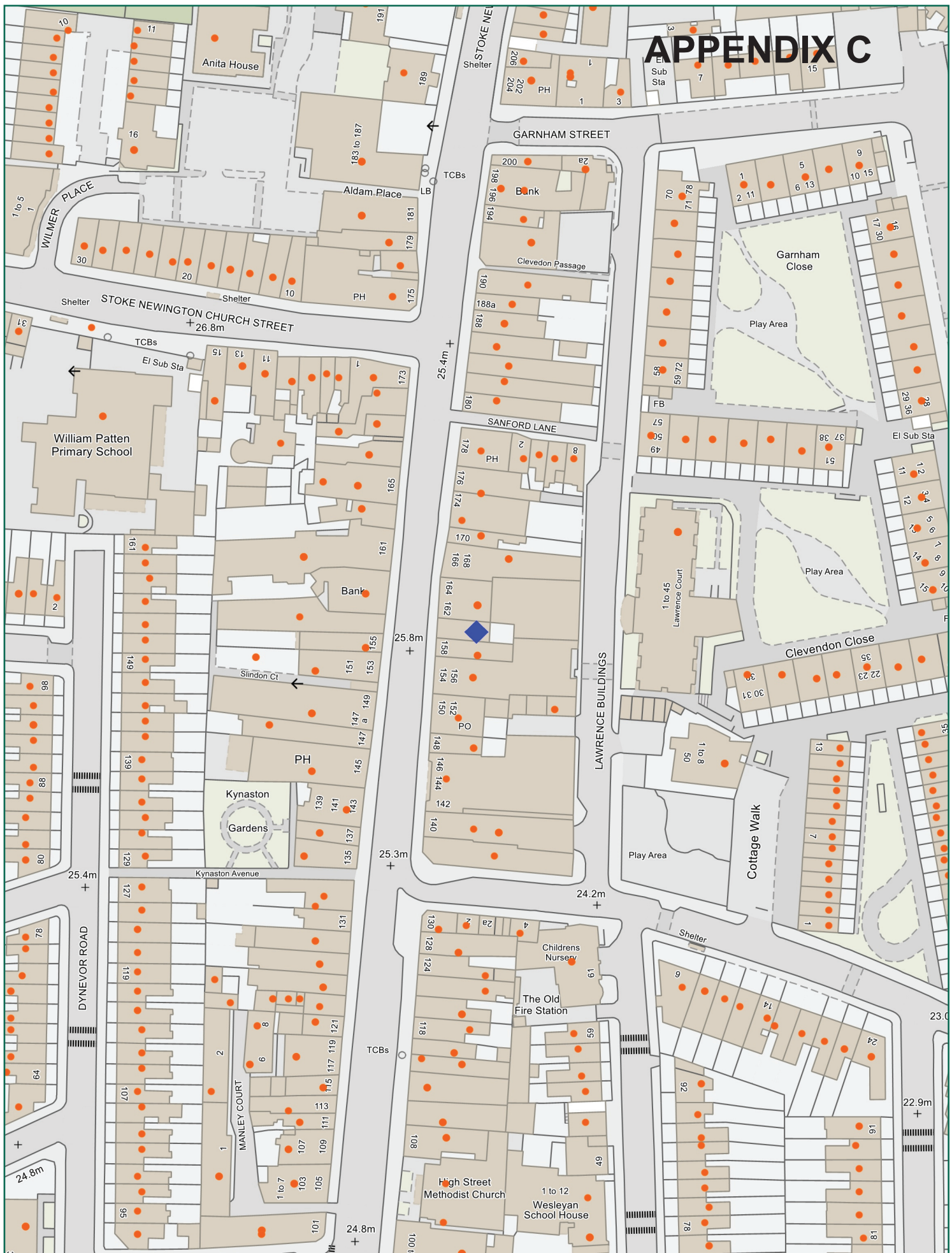
[Redacted] Stoke Newington High Sch.

London

v16 [Redacted]

[Redacted]

APPENDIX C



NORTH

Scale: 1:1250 at A4

Hackney

Pizzeria Gusto, 160 Stoke Newington High Street, N16 7JL	
Ref: 18 May 2020	Produced by: unspecified email:
please specify copyright statement	