

## LICENSING APPLICATION – Licensing Act 2003

**Applicant: Buns & Roosters**

**Licensing authority: London Borough of Hackney**

**Date of application: 18 April 2023**

### Applicant's response to representations made by the licensing authority, LB of Hackney

1. There are indeed residential premises above the applicant's outlet. However, it should be noted that no objection to the proposed extension of hours has been received by the council from the general public. The applicant is particularly aware of the need to eliminate noise and commotion during late-night opening.
2. It is accepted that the normal hours contemplated by the current licence granted to the premises involve closing by 11.00 pm. However, as the council points out, later hours may be considered, *"...where the applicant has identified any risk that may undermine the promotion of licensing objectives and has put in place robust measures to mitigate those risks"*. The authority is respectfully referred to the applicant's response to the other authorities making representations, particularly those from the police and Community Safety and Enforcement Service, copies of which are attached. It should be clear from these responses that the applicant's management has embraced difficulties that may result from late opening (e.g. handling "over-exuberant" late-night customers, and the tendency of late-night opening to generate more pavement litter), and instructed its staff accordingly.
3. The applicant notes that there are at least two other late-night food outlets in the High Street, although it is not known which licence is held by them. However, this indicates that the council is amenable to allowing food outlets on the High Street.
4. Although it is accepted that the instant application is not consistent with the provisions of LP5 planning status, the applicant respectfully asks the council to grant the extension applied for, pursuant to its discretionary powers referred to in Paragraph 2 above.
5. Should the council consider that further arrangements should be put in place by the applicant to justify the granting of the licence as set out in Paragraph 3, the applicant would be grateful to receive notification of these.

The applicant will be pleased to furnish any further information requested by the council. Our responses to the Environmental Health department and the police are attached.

It is noted that the London Fire Brigade do not wish to make any representations concerning this application.

Dated: 07 April 2023

***A Mirza***

Aamir Mirza

On behalf of the applicant

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### Applicant's response to representations made by the Metropolitan Police Service

1. The applicant respectfully avers that the proposed extension of hours are compliant with the licensing objectives. Measures in place, or to be put in place, fully accord with the requirements of all relevant authorities to ensure that the business is conducted in an orderly and safe manner, to make a significant contribution to the late-night amenity in the High Street. It is noted that other facilities/outlets on the High Street have been granted similar extended hours to those applied for by the applicant.
2. The information requested is as follows:
  - 1) There is seating in the venue for eight diners. However, take-aways and deliveries account for around 80-90% of the outlet's business.
  - 2) The public has no access to the rear garden area.
  - 3) Deliveries are effected by external contractors: Deliveroo, Just Eat and Uber.
  - 4) The management instructs staff as to the necessity of maintaining the good order of queues, and how to manage them effectively. Queuing has not created difficulties during the existing opening hours, and the management is satisfied that its staff will ensure that late-night customers, some of whom may be rather more boisterous, will be handled politely but firmly to ensure that the premises will be run in an orderly manner at all times, and closed promptly at the designated closing times.
3. It should be noted that the police have never had to be called to the premises to deal with any disorder or complaint, and the applicant is confident that the extension of hours applied for will not in any way alter this position.

The applicant will be pleased to provide the police with any further information they may require.

Dated: 07 April 2023

***A Mirza***

Aamir Mirza

On behalf of the applicant

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Applicant's response to representations made by the Community Safety & Enforcement Service, LBH

1. The licensee is compliant with the conditions set out in Paragraphs 1, 2 & 3 of the representations.
2. Regular checks are made of the area immediately outside the premises. A final check will be made at the close of business. In respect of the supporting evidence and information addendum to the representations, staff will sweep up any cigarette ends and/or other smoking-related detritus in front, and in the immediate surrounding area, of the premises at the close of business.
3. The procedure for handling and preparing for disposal of the waste is in writing, and displayed in a prominent place where it can be referred to at all times by staff, as required.
4. As required by Paragraph 5, a receptacle for cigarette ends will be placed outside the premises.
5. Similarly, the trade waste agreement/duty of care waste transfer document will be displayed and maintained in the window of the premises, as required by Paragraph 6. It should be noted that our waste disposal agreement is with LB Hackney.

In general terms the applicant's business is conducted fully in accordance with the environmental considerations appropriate to its position on the High Street, and the relevant standards will be maintained.

Dated: 07 April 2023

***A Mirza***

Aamir Mirza

On behalf of the applicant