

For Consideration By	Licensing Sub-Committee
Meeting Date	12 October 2023
Type of Application	Vary a Premises Licence
Address of Premises	Bar Lotus, 480 Kingsland Road, Hackney, London, E8 4AE
Classification	Decision
Ward(s) Affected	London Fields
Group Director	Rickardo Hyatt

1. Summary

- 1.1. This is an application to vary a premises licence;
- To update the layout of the premises
 - To remove condition 16 on the premises licence
 - To extend permitted hours for the late night refreshment and sale of alcohol on Monday to Saturday, no change is sought to Sunday hours.

2. Application

2.1. Entropy Drinks Ltd has made an application to vary a premises licence under section 34 of the Licensing Act 2003.

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

- To update the layout of the premises (as per revised plan provided).
- To remove condition 16: Police and LBH contracted drugs dogs or drug detection equipment will be given immediate access to the premises without notice for the purpose of detecting and reducing incidences of drug misuse.
- To extend permitted hours for the following licensable activities:

Late Night Refreshment	Standard Hours:
	Mon 23:00-01:00 Tue 23:00-01:00

	Wed 23:00-01:00 Thu 23:00-01:00 Fri 23:00-02:00 Sat 23:00-02:00
Supply of Alcohol (On and Off sales)	Standard Hours: Mon 10:00-01:00 Tue 10:00-01:00 Wed 10:00-01:00 Thu 10:00-01:00 Fri 10:00-02:00 Sat 10:00-02:00
The opening hours of the premises	Standard Hours: Mon 10:00-01:30 Tue 10:00-01:30 Wed 10:00-01:30 Thu 10:00-01:30 Fri 10:00-02:30 Sat 10:00-02:30

2.3. The application and revised plan 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 current premises licence was granted on 20 July 2012(attached as Appendix C). The licence was transferred to the current licensee in May 2023.

3.2. Temporary event notices have given in current year at this premises as follows:

<u>Date of the event(s)</u>	<u>Hours</u>
06/10/2023-07/10/2023	22:45-02:00

4. **Representations: Responsible Authorities**

From	Details
Environmental Health Authority (Environmental Protection)	Have confirmed no representation on this application
Environmental Health Authority (Environmental Enforcement)	No representation received

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

5. **Representations: Other Persons**

From	Details
None	No representation received

6. **Guidance Considerations**

- 6.1. The Licensing Authority is required to have regard to any guidance issued by the Secretary of State under the Licensing Act 2003.

7. **Policy Considerations**

- 7.1. Licensing Sub-Committee is required to have regard to the London Borough of Hackney's Statement of Licensing Policy ("the Policy") adopted by the Licensing Authority.
- 7.2. The Policy applies to applications where relevant representations have been made. With regard to this application, policies, LP1 (General Principles), LP2 (Licensing Objectives), LP3 (Core Hours) and LP6 (External Areas and Outdoor Events) are relevant.

8. **Officer Observations**

- 8.1. If the Sub-Committee is minded to approve the application, the following additional conditions should be applied the licence:
- 1) The use of the garden shall cease at 23:00 Monday to Saturday and 22.30 Sunday.
 - 2) The capacity of the premises shall be 32 inside and 20 in the garden (excluding staff).
 - 3) The sale of alcohol shall be by waiter/waiter service to customers who are seated.

9. **Reasons for Officer Observations**

9.1. Conditions above have been proposed 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**

12.1. **Option 1**

That the application be refused

12.2. **Option 2**

That the application be approved, together with any conditions or restrictions which Members consider necessary for the promotion of the Licensing objectives.

13. **Conclusion**

13.1. That Members decide on the application under the Licensing Act 2003.

Appendices:

Appendix A: Application to vary a premises licence and supporting documents

Appendix B: Representations from responsible authorities

Appendix C: Current Licence

Appendix D: Location map

Background documents

Licensing Act 2003
LBH Statement of Licensing Policy

Report Author	Name: Shan Uthayasangar Title: Licensing Officer Email: shan.uthayasangar@hackney.gov.uk Tel: 02083562431
Comments for the Group Director of Finance and Corporate Resources prepared by	Name Title Email Tel
Comments for the Director of Legal, Democratic and Electoral Services prepared by	Name Title Email Tel

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We Entropy Drinks Ltd

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LBH-PRE-T-1313
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Bar Lotus 480 Kingsland Road			
Post town	London	Postcode	E8 4AE

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£22750

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises address			
Post town		Postcode	

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? Yes

No

If not, from what date do you want the variation to take effect?

DD		MM		YYYY			

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1) Yes No

Please describe briefly the nature of the proposed variation (Please see guidance note 2)

The application proposes to:

Part A

Update the layout of the premises in accordance with the enclosed plans.

Part B

Extend the permitted hours for the sale of alcohol and permit late night refreshment until 1am Monday to Thursday and 2am Friday to Saturday.

Part C

Remove condition 16, relating to the use of drugs dogs and detection equipment.

NB no regulated entertainment is proposed.

Proposed Additional Conditions should Parts A to C be granted.

1. The use of the garden shall cease at 23:00 Monday to Saturday and 22.30 Sunday.
2. The capacity of the premises shall be 32 inside and 20 in the garden (excluding staff).
3. The sale of alcohol shall be by waiter/waitress service to customers who are seated.
4. Remove Indoor Sporting Events from the permitted licensable activities.

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment (Please see guidance note 3)

Please tick all that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, 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

A

Plays Standard days and timings (please read guidance note 8)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for performing plays</u> (please read guidance note 6)		
Wed					
Thur			<u>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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 8)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 6)		
Wed					
Thur			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 7)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 8)			<u>Please give further details</u> (please read guidance note 5)
Day	Start	Finish	
Mon			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 6)
Tue			
Wed			
Thur			<u>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</u> (please read guidance note 7)
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 8)			<u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 6)		
Wed					
Thur			<u>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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 8)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 5)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 6)		
Wed					
Thur			<u>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</u> (please read guidance note 7)		
Fri					
Sat					
Sun					

F

Recorded music Standard days and timings (please read guidance note 8)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 5)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 6)		
Thur					
Fri			<u>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</u> (please read guidance note 7)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 8)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 5)	Both	<input type="checkbox"/>
Tue					
Wed			State any seasonal variations for the performance of dance (please read guidance note 6)		
Thur					
Fri			Non standard timings. Where you intend to use the premises for the performance of dance at different times to those listed in the column on the left, please list (please read guidance note 7)		
Sat					
Sun					

H

<p>Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 8)</p>			<p>Please give a description of the type of entertainment you will be providing</p>		
Day	Start	Finish	<p><u>Will this entertainment take place indoors or outdoors or both – please tick</u> (please read guidance note 4)</p>	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<p><u>Please give further details here</u> (please read guidance note 5)</p>		
Wed					
Thur			<p><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 6)</p>		
Fri					
Sat			<p><u>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</u> (please read guidance note 7)</p>		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 8)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 4)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 5)		
Mon	2300	0100			
Tue	2300	0100			
			State any seasonal variations for the provision of late night refreshment (please read guidance note 6)		
Wed	2300	0100			
Thur	2300	0100			
			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 7)		
Fri	2300	0200			
Sat	2300	0200			
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 8)			Will the supply of alcohol be for consumption – please tick (please read guidance note 9)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 6) Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 7) No change is sought to Sunday hours		
Mon	1000	0100			
Tue	1000	0100			
Wed	1000	0100			
Thur	1000	0100			
Fri	1000	0200			
Sat	1000	0200			
Sun					

K

<p>Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 10). N/A</p>
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L

Hours premises are open to the public Standard days and timings (please read guidance note 8)			State any seasonal variations (please read guidance note 6)
Day	Start	Finish	
Mon	1000	0130	
Tue	1000	0130	
Wed	1000	0130	
Thur	1000	0130	
Fri	1000	0230	
Sat	1000	0230	
Sun	1000	2300	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 7)

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Condition 16

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 11)

With the exception of condition 16, all conditions currently attached to the premises licence will continue to have effect should the variation be granted. In addition the following additional conditions are proposed to promote the licensing objectives should Parts A to C be granted:

1. The use of the garden shall cease at 23:00 Monday to Saturday and 22.30 Sunday.
2. The capacity of the premises shall be 32 inside and 20 in the garden (excluding staff).
3. The sale of alcohol shall be by waiter/waitress service to customers who are seated.

b) The prevention of crime and disorder

Please refer to a) above.

c) Public safety

Please refer to a) above.

d) The prevention of public nuisance

Please refer to a) above.

e) The protection of children from harm

Please refer to a) above.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable. **Electronic Submission - LA to serve RA's**
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

Part 5 – Signatures (please read guidance note 12)

Signature of applicant (the current premises licence holder) or applicant’s solicitor or other duly authorised agent (please read guidance note 13). **If signing on behalf of the applicant, please state in what capacity.**

Signature	[REDACTED]
Date	01/08/2023
Capacity	Thomas & Thomas Partners LLP as solicitors on behalf of the applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 14). If signing on behalf of the applicant, please state in what capacity.

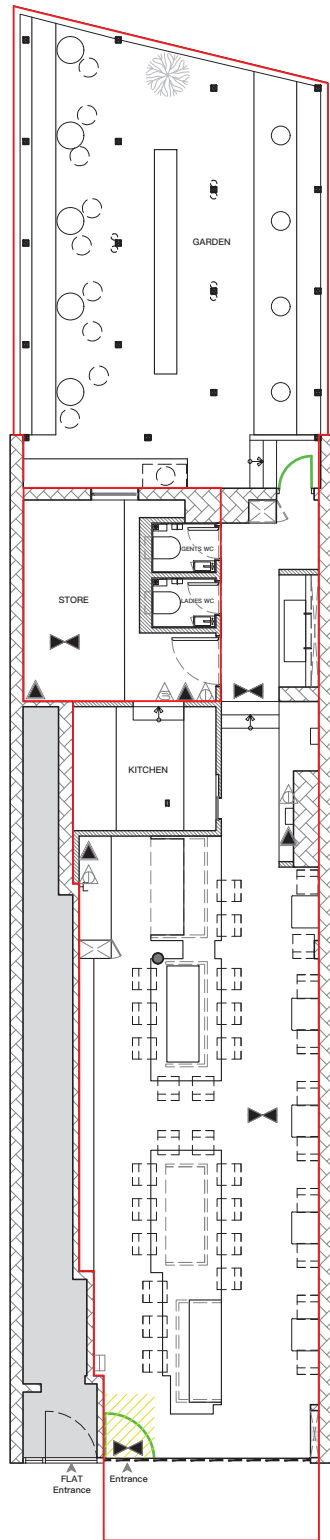
Signature	
Date	
Capacity	

Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 15)			
[REDACTED] Thomas & Thomas Partners LLP [REDACTED]			
Post town	[REDACTED]	Post code	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
[REDACTED]			

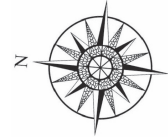
Notes for Guidance

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

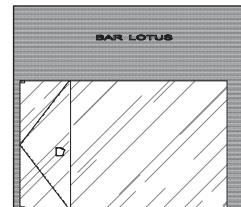
1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable for the late night levy
2. Describe the premises. For example, the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place of consumption of these off-supplies of alcohol, you must include a description of where the place will be and its proximity to the premises.
3. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or



PROPOSED GROUND FLOOR



- Key
- Downcomer
 - Perimeter of premises
 - Fire Exit
 - Downcomer
 - Stairs
 - FIRE ALARM CALL POINT
 - WATER FIRE EXTINGUISHER
 - FIRE BLANKET IN CONTAINER
 - CARBON DIOXIDE FIRE EXTINGUISHER
 - AREA COVERED BY ESCAPE LIGHTING



PROPOSED FRONT ELEVATION

DRAWING TITLE: PROPOSED AND EXISTING ELEVATION AND FLOOR PLAN	Client: VOLKAN TOPAL	Revision: May/2023	ADVANCE PLANNING LICENSING UNIT 116, LEE VALLEY TECHNOPARK, ASHLEY ROAD LONDON N17 9LN TELEPHONE: (020)88016601 MOBILE (078)79999178 E-MAIL: ADVANCE.APL@GMAIL.COM
SCALE 1:100 @A3	Address: 480 KINGSLAND ROAD, E8 4AE	Drawing Number: 23.002.01.REV1	ALL DIMENSIONS TO BE VERIFIED ON SITE

Bar Lotus

480 Kingsland Road

London E8 4AE

1 Dispersal Policy

- 1.1 The objective of the Dispersal Policy is to ensure a quiet, controlled and swift dispersal of the Premises' customers.
- 1.2 The Dispersal Policy promotes a professional and responsible management of customers as they leave the Premises to ensure they make their journey home without any adverse impact on local residents.
- 1.3 The Policy prevents nuisance caused to local residents from the following risks:
- 1.3.1 Noisy or anti-social behaviour by customers leaving the Premises.
- 1.3.2 Large numbers of people leaving the Premises at the same time.
- 1.4 Despite the Premises' central London location, employees are made aware that local residents live in the area.

Hours of Operation

Sale of Alcohol (on & off) * off sales to cease at 22:45	Monday – Thursday : 10:00 – 01:00 Friday and Saturday: 10:00 – 02:00 Sunday: 10:00 – 22:30
Late Night Refreshment (indoors)	Monday – Thursday : 23:00 – 01:00 Friday and Saturday: 23:00 – 02:00
Opening Hours	Monday – Thursday : 10:00 – 01:30 Friday and Saturday: 10:00 – 02:30 Sunday: 10:00 – 23:00
Non-standard hours	N/A

- 1.5 This Dispersal Policy is followed throughout the opening hours, although particular attention is paid to customers leaving at night.

Entrances and Exits

- 1.6 The main entrance/exit is on Kingsland Road. Staff and will carefully supervise this entrance during busy periods.

Dispersal

- 1.7 The primary point of dispersal is the main Kingsland Road exit point. From this exit customers will disperse directly home by foot, to their taxi or the area's numerous transport links (see below).

- 1.8 Towards closing time, the following measures are taken to ensure a gradual and quiet closure of the Premises:

1.8.1 Raised lighting levels.

1.8.2 Lowered music levels.

1.8.3 Politely reminding customers the Premises is about to close.

Transport

- 1.9 The Premises is well serviced by public transport links, as set out below. All staff must be familiar with the transport links so they can advise customers when required.

Overground & Rail

- 1.10 Dalston Kingsland and Dalston Junction Overground stations are located within easy walking distance of the Premises.

1.11 Other rail stations, for example Victoria, Paddington, Liverpool Street, Euston, Waterloo and Kings Cross St Pancras are easily reached by Overground train, bus or taxi.

1.12 Where necessary customers will be given directions to the relevant station and reminded to reach the station as quietly and as quickly as possible when they leave.

Tube

1.13 Highbury & Islington tube station can be reached by Dalston Kingsland Overground Station. Liverpool Street Station tube station can be reached by travelling from Dalston Junction Overground Station to Shoreditch Overground Station, followed by a 4 minute walk.

- 1.14 Where necessary customers will be given directions to the relevant station and reminded to reach the station as quietly and as quickly as possible when they leave.

Buses

- 1.15 The Premises is well serviced by public buses. TFL bus services, including 24-hour routes and night buses, are accessible by bus stops in the area. Buses travel to a variety of destinations throughout London.
- 1.16 Bus routes include: 30, 38, 67, 76, 149, 236, 242, 243, 277, 488 and the N38.
- 1.17 Staff will be familiar with the local bus services and will advise customers accordingly

Taxi

- 1.18 Local licensed taxi companies operate in the area. Customers will also be expected to use Uber or similar licensed taxi services.
- 1.19 Customers will be encouraged to wait inside the Premises for their taxi.

APPENDIX B

RESPONSIBLE AUTHORITY REPRESENTATION: APPLICATION UNDER THE LICENSING ACT 2003

RESPONSIBLE AUTHORITY DETAILS

NAME OF AUTHORITY	Licensing Authority
ADDRESS OF AUTHORITY	Licensing Service 1 Hillman Street London E8 1FB
CONTACT NAME	Channing Riviere
TELEPHONE NUMBER	020 8356 4622
E-MAIL ADDRESS	Channing.riviere@hackney.gov.uk

APPLICATION PREMISES

NAME & ADDRESS OF PREMISES	Bar Lotus 480 Kingsland Road Hackney London E8 4AE
NAME OF APPLICANT	Entropy Drinks Ltd

COMMENTS

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

- the prevention of crime and disorder
- public safety
- the prevention of public nuisance **x**
- the protection of children from harm

Representations (which include comments and/or objections) in relation to:

The applicant seeks to vary the existing licence to extend the hours for licensable activity to the following outlined in the application:

“Extend the permitted hours for the sale of alcohol and permit late night refreshment until 1am Monday to Thursday and 2am Friday to Saturday.”

“The use of the garden shall cease at 23:00 Monday to Saturday and 22.30 Sunday.”

The Licensing Authority are concerned that the extension of hours sought may lead to the Prevention of Public Nuisance licensing objective being undermined.

The premises is located along a commercial parade with residential premises above the premises, the extension of hours for licensable activity may lead to nearby residents being disturbed by the operation and their patrons.

Given the locality and saturation of existing nearby licensed premises, the potential for the negative cumulative impact of licensed premises may be increased and place the licensing objectives at risk of being undermined.

The hours sought are beyond those outlined in the Council’s Licensing Policy LP3 Core Hours and LP6 External Areas and Outdoor Events.

Whilst the application seeks to extend the hours, the applicant has not suggested any additional measures/conditions that look to mitigate any problems that may arise from late night dispersal of patrons from the premises.

Some clarification is needed on the provision of Off Sales at the premises, e.g. are these limited to take away orders only?

LP3 Core Hours

Hours for licensable activity will generally be authorised, subject to demonstrating LP 1 and LP2, as follows:

- *Monday to Thursday 08:00 to 23:00*
- *Friday and Saturday 08:00 to 00:00*
- *Sunday 10:00 to 22:30*

Hours may be more restrictive dependent on the character of the area and if the individual circumstances require it. Later hours may be considered where the applicant has identified any risk that may undermine the promotion of the licensing objectives and has put in place robust measures to mitigate those risks.

LP6 External Areas and Outdoor Events

The Licensing Authority will normally restrict external areas and outdoor activity to between 08:00 and 22:00 unless the applicant can demonstrate that comprehensive control measures have been implemented that ensure the promotion of the licensing objectives, in

particular the public nuisance objective. Notwithstanding any proposed control measures, the Licensing Authority may restrict the hours and/or activity even further.

LP11 Cumulative Impact – General

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

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

The Licensing Act 2003, Statement of Licensing Policy 2018 and 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.

The applicant should consider if they are prepared to reduce the hours sought in the application to bring them into alignment with the Council's Statement of Licensing Policy, in particular LP3 Core Hours and LP6 External Areas and Outdoor Events.

The applicant should consider if they are prepared to restrict Off Sales of alcohol to sealed containers only. Also, does the provision of Off Sales require the same extended hours sought for On Sales?

The applicant should consider the draft of a dispersal management plan to mitigate the risk of disturbance from patrons to nearby residents.

The Licensing Authority is happy to speak with the applicant, further discussion may be required.

Name: Channing Riviere (Principal Licensing Officer)

Date: 29/08/2023

This premises licence has been issued by:
 Licensing Service
 1 Hillman Street
 London
 E8 1DY

Premises licence number LBH-PRE-T-1313

Part 1 - Premises Details

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

Bar Lotus
 480 Kingsland Road

Post town

London

Postcode

E8 4AE

Telephone number

Where the licence is time limited the dates

Not applicable

Licensable activities authorised by the licence

Indoor Sporting Events
 Supply of Alcohol

The times the licence authorises the carrying out of licensable activities

**Indoor Sporting Events
 snooker, backgammon,
 chess:**

Standard Hours:

Mon 10:00-23:00
 Tue 10:00-23:00
 Wed 10:00-23:00
 Thu 10:00-23:00
 Fri 10:00-23:00
 Sat 10:00-23:00
 Sun 10:00-23:00

Supply of Alcohol

Standard Hours:

Mon 10:00-22:45
 Tue 10:00-22:45
 Wed 10:00-22:45
 Thu 10:00-22:45
 Fri 10:00-22:45
 Sat 10:00-22:45
 Sun 10:00-22:45

The opening hours of the premises

Standard Hours:

Mon 10:00-23:00
Tue 10:00-23:00
Wed 10:00-23:00
Thu 10:00-23:00
Fri 10:00-23:00
Sat 10:00-23:00
Sun 10:00-23:00

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

On and Off Premises

Part 2

Name, (registered) address, telephone number and email (where relevant) of holder of premises licence

Entropy Drinks Ltd
480 Kingsland Road
London
E8 4AE

Registered number of holder, for example company number, charity number (where applicable)

13869474

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Zelong Wang

[Redacted address and telephone number]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

Personal licence number: [Redacted]

Issuing Authority: [Redacted]

Date of grant: 20 July 2012

[Redacted signature area]

Gerry McCarthy

Head of Community Safety, Enforcement and Business Regulation

Document re-issued : 11/07/2023

Annex 1 - Mandatory Conditions
Supply Of Alcohol (On/Both)

1. No supply of alcohol may be made under the premises licence:
 - (a) At a time when there is no designated premises supervisor in respect of the premises licence.
 - (b) At a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. (1) The responsible person must ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
(2) In this paragraph, an irresponsible promotion means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises -
 - (a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - (i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or (ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - (b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic in a manner which carries a significant risk of undermining a licensing objective;
 - (c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less in a manner which carries a significant risk of undermining a licensing objective;
 - (d) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
 - (e) dispensing alcohol directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
4. The responsible person must ensure that free potable water is provided on request to customers where it is reasonably available.
5. 5.1. The premises licence holder or club premises certificate holder must ensure that an age verification policy is adopted in respect of the premises in relation to the sales or supply of alcohol.

5.2 The designated premises supervisor in relation to the premises licences must

ensure that the supply of alcohol at the premises is carried on in accordance with the age verification policy.

5.3. The policy must require individuals who appear to the responsible person to be under 18 years if age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and either:-

- A. a holographic mark or
- B. an ultraviolet feature.

6. The responsible person shall ensure that:

a. where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:

- beer or cider: 1/2 pint;
- gin, rum, vodka or whisky: 25ml or 35ml; and
- still wine in a glass: 125ml; and

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 amount of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(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.

Door Supervision

8. Each individual who is to carry out a security activity at the premises must be licensed by the Security Industry Authority

Annex 2 - Conditions consistent with the Operating Schedule

9. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirements of a Metropolitan Police Crime Prevention Officer. All 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 throughout the preceding 31 day period.

10. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises are open to the public. This staff member shall be able to show Police recent data or footage with the absolute minimum of delay when requested.

11. There shall be no promotional sales of alcohol at the premises where alcohol is sold at a price lower than that at which the same or similar alcoholic drinks are sold, or usually sold, on the premises.

12. The premises will operate a Challenge 25 scheme at the premises. The only acceptable form of identification will be recognised photographic identification cards, such as driving licences and passports.

13. An incident log shall be kept at the premises, and made available on request to an authorised officer of the City 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) seizures of drugs or offensive weapons
- (f) any faults in the CCTV system or searching equipment or scanning equipment
- (g) any refusal of the sale of alcohol
- (h) any visit by a relevant authority or emergency service.

14. Premises to operate a zero tolerance policy to drugs and comply with the Hackney Police/Council Community Safety Unit Drugs and Weapons policy where appropriate.

15. The premises will display prominent signage by every entrance and exit explaining/requesting: Customers to leave the premises quietly and respect local residents.
CCTV in operation Drugs policy Weapons policy

16. Police and LBH contracted drugs dogs or drug detection equipment will be given immediate access to the premises without notice for the purpose of detecting and reducing incidences of drug misuse.

17. An adequate and appropriate supply of first aid equipment and materials shall be available on the premises.

18. The premises licence holder shall ensure that all staff will undertake training in their responsibilities including upholding the four (4) objectives set out in the Licensing Act. Records will be kept of training and refresher training which will take place annually.

19. The Licence Holder shall provide and maintain a dedicated telephone number of the Designated Premises Supervisor for use by any Responsible Authority or any person who may wish to make a complaint during the operation of the licence. This shall be provided to the Licensing Authority, Police and local Residents Associations. The Licence Holder shall ensure that any changes to these details are sent to these parties within seven days.

20. No more than 5 persons shall be permitted to smoke outside the premises at any one time.

21. A minimum of 1 registered SIA door supervisor shall be employed at the premises at any time when licensable activities are taking place after midnight.

22. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and leave the area quietly.

23. All speakers must be isolated from the structure of the building by using anti vibration foam, mat or anti vibration mounts.

24. Recorded music shall be played at background level only to allow face to face conversation.

25. There shall be no glass, drinks, or open containers taken outside the front of the premises at any time, except for those seated in the designated seating area.

26. There shall be substantial food available at all times that alcohol is for sale.

27. The Licensee shall ensure that all staff are fully trained and made aware of the legal requirement of businesses to comply with their duty of care as regards the disposal of waste produced from the business premises. 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.

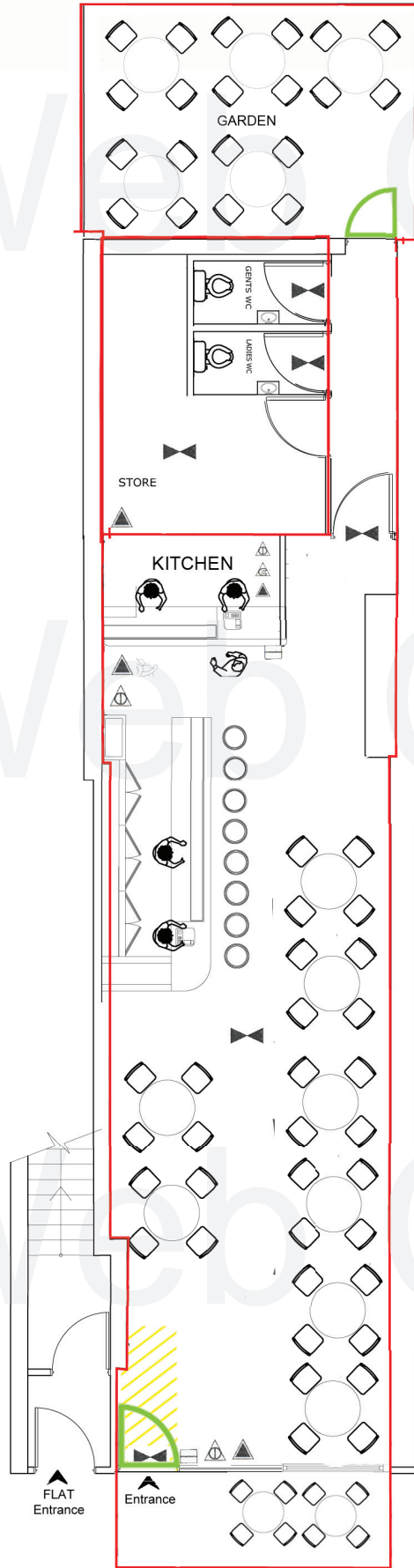
28. The Licensee shall ensure that any contract for general and recyclable waste disposal shall be appropriate in size to the amount of waste produced by the business. The Licensee shall maintain an adequate supply of waste receptacles provided by his registered waste carrier (refuse sacks or commercial 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

Annex 3 - Conditions attached after a hearing by the licensing authority
Not Applicable

Annex 4 - Plans

PLAN/LBH-PRE-T-1313/230317

PLAN/LBH-PRE-T-1313/230317



PROPOSED GROUND FLOOR

Key

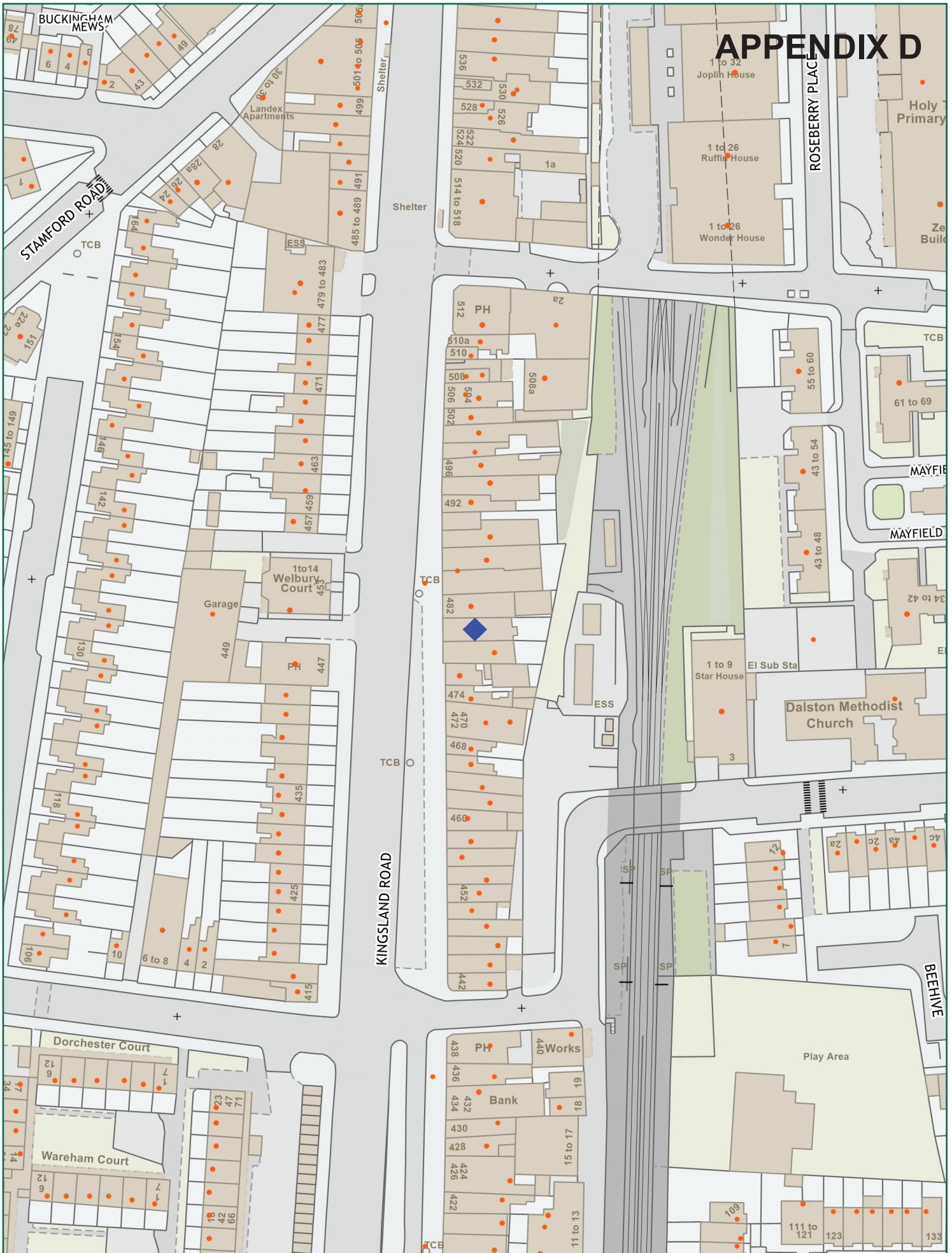
- Exit/entrance
- Perimeter of premises
- Fire Exit
- Doorways
- Stairs
- FIRE ALARM CALL POINT
- WATER FIRE EXTINGUISHER
- FIRE BLANKET IN CONTAINER
- CARBON DIOXIDE FIRE EXTINGUISHER
- AREA COVERED BY ESCAPE LIGHTING



PROPOSED FRONT ELEVATION

<p>Drawing Title: PROPOSED AND EXISTING ELEVATION AND FLOOR PLAN</p>	<p>Client: VOLKAN TOPAL</p>	<p>Revision : April/2014</p>	<p><i>Advance Planning Licensing</i> Unit 116, Lee Valley Technopark, Ashley Road, London N17 9LN Telephone: (020) 8801 6601 Mobile (078) 7999 9178 E-Mail: advance.apl@gmail.com</p>
<p>Scale 1:100 @ A3</p>	<p>Address: 480 KINGSLAND ROAD, E8 4AE</p>	<p>Drawing Number: 14.002.01.REV1</p>	<p>ALL DIMENSIONS TO BE VERIFIED ON SITE</p>

APPENDIX D



NORTH

Scale: 1:1250 at A4

Hackney

Bar Lotus, 480 Kingsland Road, London, E8 4AE

Ref:	Produced by: unspecified	please specify copyright statement
Tuesday, October 3, 2023	email:	