

Huyla`s Cafe & Restaurant, 357 Cambridge Heath Road, London E2 9RA //

Amended Licensed Hours & List of Revised Conditions inc CIZ Statement

1) Revised Hours

Amended hours requested for the sale of alcohol for consumption on the premises to allow for a consumption period.

10.00 to 22.00 daily all week.

Opening hours remain unchanged as per the application

06.00 to 22.30 Monday to Saturday

07.00 to 22.30 Sunday

2) List of Additional & Revised Conditions including CIZ Statement

It is requested that the LSC allow substitution of these conditions as they are considered to be more enforceable.

A) General

We will operate our business in a responsible manner at all times ensuring that we fully promote the Licensing Objectives and that we prevent any increase in negative cumulative impact in the CIZ.

CIZ Statement

The applicant is aware that Huyla`s Cafe & Restaurant is located within the Bethnal Green CIZ.

Huyla`s Cafe & Restaurant is a small food led cafe / restaurant business located on a busy main road providing a menu of typical English food. The main customer base is local residents, but also people working in local shops / businesses and passing trade. It provides a dine in service, take away collection service and also a delivery service of food by courier.

The business was established in the 1970`s and the current owner Mr Berk Oz has operated it for the past twenty one (21) years with no issues or problems having arisen with the Authorities. Mr Oz has held a personal licence for the past two (2) years. Mr Oz has gained a thorough knowledge of operating a cafe /restaurant in the Bethnal Green area over the past twenty one (21) years, of the problems arising and of how to address them. He brings that considerable experience to this application and the continuing operation of Huyla`s Cafe & Restaurant.

The applicant wishes to add the sale of alcohol for consumption on the premises ancillary to food to enhance his business offer and meet customer requests. A full restaurant condition is offered to ensure that alcohol can only be consumed by customers taking a substantial meal, while seated and with service by waiting staff. We consider that this condition will ensure that alcohol consumption is kept to a modest level, while food is consumed in a relaxed atmosphere, with many customers socialising with family, friends or work colleagues. It will

also ensure that the premises will not become or be turned into a bar, as a full variation application would be required to do this.

The application is also to maintain and improve the viability of this long established business especially following the previous and ongoing lockdown and other restrictions on the hospitality trade due to the Covid 19 pandemic.

There is no request for off sales, regulated entertainment or late night refreshment. The requested licensed hours have been amended to allow for a consumption period for customers to finish their food and drink and disperse gradually. The requested licensed hours are within the Council's Framework Hours.

The opening hours remain unchanged but are not of themselves licensable. The early start time is to allow for the breakfast trade.

A full Dispersal Policy has been prepared and submitted with this document. The Dispersal Policy will be included in staff training and Management will ensure that they and staff fully implement it.

The revised list of robust conditions will in our view fully promote the Licensing Objectives and prevent any increase in negative cumulative impact in the CIZ.

Taking everything into account including the applicant's experience, the business model of Huyla's Cafe & Restaurant, the requested licensed hours being within framework hours and a full list of robust conditions, we submit that Mr Oz has overcome the rebuttable presumption to refuse test and that the Licensing Sub Committee can safely grant the Premises Licence

B) Prevention of Crime & Disorder

1)a) The Premises Licence Holder shall ensure that a CCTV system is installed in the premises **of a standard acceptable to the Metropolitan Police Service. The system shall be maintained in good** working order & fully operational covering all internal areas of the premises to which the public have access & also the area immediately outside the premises. All entry & exit points shall be covered enabling frontal identification (full head & shoulders images), of every person entering the premises in any light condition to an evidential standard.

b) All staff will be fully trained in the operation of the CCTV system including the ability to download screenshots and images for Police or Authorised Officers on request. A minimum of one such member of staff fully trained in the operation of the CCTV system shall be on duty at all times the premises are open to the public.

c) The CCTV system will have the capability to either download footage onto a disk or memory stick. The footage of the CCTV system will be retained for a minimum period of 31 days before re-writing itself with the correct date & time showing. Screenshots and CCTV footage will be made available to Police or Authorised Officers.

d) If the CCTV system is broken the Premises Licence Holder shall notify the Licensing Authority and Police Licensing Team as soon as possible and get the fault rectified as soon as practicable.

e) The Premises Licence Holder shall ensure that a log is kept with the details of the dates of all work / repairs carried out on the CCTV system including the name & phone number of the engineer.

f) On a minimum daily basis the Premises Licence Holder / Designated Premises Supervisor will check that the CCTV system is operational and the date & time stamp are correctly set and on a minimum of a weekly basis check that the CCTV system is correctly recording images for a minimum of 31 days and that screenshots and footage can be correctly downloaded. Details of these checks are to be recorded in the appropriate section of the Incident Book.

2 A) All staff shall receive training on induction and be given refresher training every six months for their role, in operating the CCTV system, in the relevant provisions of the Licensing Act and Premises Licence, in the Dispersal Policy and in operating the Challenge 25 Proof of Age Policy.

2B) Challenge 25 training will include identifying persons under 25, making a challenge, acceptable proof of age and checking it, making and recording a refusal, avoiding proxy sales, avoiding conflict, responsible alcohol retailing & safeguarding children.

2C) A written training record shall be kept for each member of staff and be produced to Police or Authorised Officers on request.

3) Relevant notices will be prominently displayed by the entry/exit door and servery / counter as appropriate advising customers:

That CCTV & the Challenge 25 Proof of Age policy are in operation;

Of the relevant provisions of the Licensing Act;

To respect residents, leave the restaurant and vicinity quietly, not to loiter outside the premises and to dispose of litter legally;

That no alcohol drinks, bottles or glasses may be removed from the premises at any time;

That customers and delivery drivers / riders must not rev engines, play loud music, blow their horn or slam car doors while waiting outside the premises;

That a maximum of four (4) smokers are permitted outside the front of the premises at any time and that smokers should keep noise to a minimum while outside;

That no unaccompanied children or young person under 16 may be permitted in the premises after 20.00.

4) An Incident Book shall be kept at the premises, and made available to the Police or Authorised Officers, which will record the following:

a) All crimes reported,

b) Lost property,

c) All ejections of customers,

- d) Any complaints received and the outcome,
- e) Any incidents of disorder,
- f) Any seizure of drugs or offensive weapons,
- g) Any faults in and work carried out on the CCTV system,
- h) Any refusal in the service of alcohol to customers,
- i) Any visit by a relevant authority or emergency service,
- j) A CAD number where Police are called.

5) The premises will operate strictly as a cafe / restaurant with the sale of alcohol only being permitted to customers taking or intending to take a substantial table meal, seated at a table and with service by waiting staff only. Customers taking or intending to take a table meal may be permitted to drink alcohol before, during or after their meal.

6) Customers buying / collecting a take away meal will not be permitted to buy or consume alcohol.

7) There will be no sale or consumption of alcohol permitted at the servery / bar and no vertical drinking.

8) No alcohol drinks, bottles or glasses may be removed from the premises at any time

C) Public Safety

A Fire Risk Assessment and Emergency Plan will be prepared & regularly reviewed. Staff will be given appropriate fire safety training

D) Prevention of Public Nuisance

1) Appropriate signage will be displayed by the entry / exit door & servery / counter. (See Box B Prevention of Crime & Disorder Condition number 3 for full details.)

2) No deliveries of goods to the premises or removals of rubbish shall take place between 20.00 and 07.00.

3) A phone number will be clearly displayed to the front of the premises for residents to call with any concerns. Details of any complaints and the outcome will be recorded by the Premises Licence Holder or duty manager in the appropriate section of the Incident Book.

4) The shop front will be kept tidy at all times and swept at close. A litter bin will be provided for customer use and will be regularly emptied.

5) A maximum of four (4) smokers will be allowed outside the front of the restaurant at any time. A suitable container will be provided for cigarette ends and will be regularly emptied.

6) A written dispersal shall be prepared and reviewed every six (6) months by the Premises Licence Holder with a copy submitted to the Police Licensing Team and the Council's Licensing Team. The Dispersal Policy shall be included in staff training on induction and refresher training and Management and staff will ensure it is implemented at all times.

Informative

Only background music will be played at any time.

E) Protection of Children From Harm

1) Appropriate signage will be displayed by the entry / exit door & servery / counter. (See Box B Prevention of Crime & Disorder Condition number 3 for full details.)

2A) The Challenge 25 proof of age policy will be operated and only a photographic driving licence, a valid passport, a valid UK Armed Forces photographic identity card with the bearer's photograph on it or Home Office approved proof of age card with the bearer's photograph and the PASS logo / hologram on it will be accepted as proof of age.

2B) Refusals of the sale of alcohol must be recorded in the relevant section of the Incident Book.

3) No unaccompanied children or young person under 16 may be permitted in the premises after 20.00 except in an emergency to safeguard a child.

4) No young person under 18 may be allowed to consume alcohol at any time.

5) Instruction on Safeguarding Children will be included in staff training.