

Farhana Zia

From: Charles Innpacked [REDACTED]
Sent: 22 June 2021 17:46
To: Kathy Driver
Cc: Licensing; Farhana Zia
Subject: 3AKE Restaurant, 204 Brick Lane

Importance: High

Follow Up Flag: Follow up
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Hi Kathy

I hope you are well.

Further to the abandonment of last week's hearing for 3AKE Restaurant's Premises Licence variation application to add off sales to its existing licence for on sales only, I am writing as promised to share with you the conditions I was about to propose at the hearing to ensure no negative effect on the Brick Lane CIZ.

As you aware, my client, Mr Zhao, prepared and submitted the original application, in the belief the application was a straightforward addition to a Premises Licence he took over in December 2019 with no conditions other than the mandatory list. As a result of your perfectly understandable representation, Mr Zhao asked Innpacked to represent him, and I was appointed having represented him previously for an ultimately successful application for a new Premises Licence in Rupert Street (Westminster City Council).

When considering the conditions proposed below, please can you take into account the following potentially exceptional circumstances in relation to the application:

- The restaurant has just 48 seats in total, 36 at dining tables, 12 around the bar and front window
- The premises is not alcohol led, rather a high end restaurant offering Japanese sushi and Asian fusion cuisine, supported by one of the largest sake selections in the UK, specially designed cocktails and Japanese whiskies, along with a short list of table wines and premium bottled beers. Prices reflect its exclusivity with sakes starting from £29 per bottle and £10 for cocktails
- Hours being requested for off sales, including deliveries, are within current Framework Hours

Proposed conditions to ensure the Brick Lane CIZ is not impacted by the grant of the sale of alcohol for consumption off the premises at 3AKE Restaurant, 204 Brick Lane E1 6SA:

1. Permitted Hours

Hours requested for all off sales, including deliveries, will be from 10:00 until 23:00 Monday to Saturday inclusive, and from 12:00 until 22:30 on Sunday, in order to fall within framework hours stated in Tower Hamlets' current Licensing Policy.

2. Containers for Off Sales

Alcohol will only be sold for consumption off the premises in sealed containers, whatever the circumstances of the sale, in order to deter the consumption of alcohol on Brick Lane and the surrounding area. This will include partly consumed bottles of wine or other alcoholic beverages sold for consumption on the premises.

3. Incident Log

An incident log will be maintained to record all incidents of crime and disorder occurring at the point of delivery, when alcohol is delivered to a premises. The log will also record all refusals at the point of delivery as a result of

acceptable Proof of Age ID not being shown to the driver, or the person being drunk, or appearing to be drunk. This log will be available for inspection at the premises by the police or authorised officer on request.

4. Age Verification

The premises licence holder will ensure that an age verification policy will apply not only for sales for consumption on the premises but also all off sales, including deliveries, whereby all delivery riders will be required to ask any customer to whom alcohol is delivered who appears to be under 25, to produce identification in the form of their passport, their photo driving licence, or other photo ID with an immediately recognisable photograph of the customer, their date of birth and a holographic mark. A training card will be shown to every rider when collecting an order including alcohol that demonstrates acceptable ID as described above, and will sign a log to verify his/her understanding of 3AKE's age verification policy.

A warning will be displayed on the restaurant's digital platforms on which an order for alcohol can be placed, informing customers that they must be aged 18 or over in order to proceed, and advising that valid photographic ID must be shown on request when the delivery is made, and the alcohol will be withheld if the rider is not satisfied with the ID shown, or if no ID is provided, when requested.

The Licensing Authority will be notified of all digital platforms advertising alcohol for sale by 3AKE restaurant for consumption off the premises, and any changes made to their content on an ongoing basis.

5. Prevention of Public Nuisance

Riders will not be permitted to congregate outside the premises or the immediate vicinity, smoke, raise their voices, play audible music whilst waiting for their order, or operate their bikes in any way that could constitute a noise nuisance. A reception desk is located just inside the entrance, and any employee manning the reception desk will be tasked with managing all delivery collections besides carrying out regular checks to ensure no nuisance or obstruction is being caused outside the premises by customers or riders.

6. Destinations

Delivery of alcohol will be to residential addresses or places of work only.

I look forward to hearing your response and comments, and hope that between us we can reach a conclusion which is mutually agreeable, and averts the need for the hearing meeting to be reconvened for 3AKE at least, and the variation as now proposed being granted.

Kind regards

Charles Denny

Licensing Consultant

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