



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	29 th April 2014	B1	Highbury West

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE VARIATION APPLICATION
THE BLACKSTOCK PUBLIC HOUSE, 284 SEVEN SISTERS ROAD, LONDON, N4 2HY**

1. Synopsis

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The premises currently holds a licence allowing:
 - the sale of alcohol for consumption on and off the premises: 09:00 to 02:00 the next day from Monday to Sunday;
 - the playing of recorded music: 09:00 to 03:00 the next day from Monday to Sunday;
 - the provision of late night refreshment: 23:00 to 02:30 the next day from Monday to Sunday.
 - the provision of late night refreshment: 23:00 to 23:30 from Monday to Saturday.
- 1.3 The variation application is to:
 - To add the regulated entertainment for live music from 09:00 until 03:00 the day following on Monday to Sunday.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	Yes
Noise	Yes
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes one (Who wishes to remain anonymous)
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 The Police, the Council Pollution team and one local resident submitted representations.

4. Planning Implications

4.1 The Planning Service has reported that there are no restrictive conditions in force.

5 Recommendations

5.1 To determine the application for a variation of the premises licence under Section 17 of the Licensing Act 2003.

5.2 If the Committee grants the application it should be subject to:

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
- ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 3)
- iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

6 Conclusion and reasons for recommendations

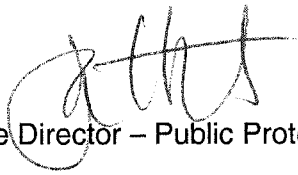
- 6.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions as appropriate to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

17-4-14
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



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 Ms Mandy Davies

(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 96017

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Blackstock Public House 284 Seven Sisters Road			
Post town	London	Postcode	N4 2HY

Telephone number at premises (if any)	02075611337
Non-domestic rateable value of premises	£16,212

Part 2 – Applicant details

Daytime contact telephone number	02075611337		
E-mail address (optional)			
Current postal address if different from premises address	AS ABOVE		
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			
┐	┐	┐	┐	┐	┐	┐	┐

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

In the ground floor only

The Playing of Live Music from

Up until 03.00 the following day

Daily

Sunday to Saturday

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 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) ☐

Sale by retail 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 6)			<u>Will the performance of a play take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	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 3)		
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<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 5)		
Sat					
Sun					

B

Films Standard days and timings (please read guidance note 6)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
			State any seasonal variations for the exhibition of films (please read guidance note 4)		
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 5)		
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 6)			Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			
Fri			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 5)
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			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 5)		
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 6)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3) The Main activity will be Live Karaoke Music. The Live Music will be amplified and unamplified		
Mon					
	09.00	03.00			
Tue					
	09.00	03.00			
Wed			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 4) The performance will be held all through the seasons. There will be no variations		
	09.00	03.00			
Thur					
	09.00	03.00			
Fri			<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 5)		
	09.00	03.00			
Sat					
	09.00	03.00			
Sun					
	09.00	09.00			

F

Recorded music Standard days and timings (please read guidance note 6)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish		Both	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)		
Tue					
Wed			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4)		
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 5)		
Sat					
Sun					

G

Performances of dance Standard days and timings (please read guidance note 6)			Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors <input type="checkbox"/>
					Outdoors <input type="checkbox"/>
					Both <input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue			State any seasonal variations for the performance of dance (please read guidance note 4)		
Wed			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 5)		
Thur					
Fri					
Sat					
Sun					

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			Please give further details here (please read guidance note 3)		
Wed					
Thur			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri					
Sat			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 5)		
Sun					

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Wed						
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 5)			
Sat						
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Tue					
Wed					
Thur			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 5)		
Fri					
Sat					
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 8).</p>
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L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon			
Tue			
Wed			
Thur			
Fri			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 5)
Sat			
Sun			

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.

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.

The original copy premises licence will be sent under separate cover

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 9)

We will ensure that we fully promote all four licensing objectives through the steps we have outlined below for each licensing objectives that we intend to take. Furthermore these steps will be monitored and reviewed regularly to ensure the effectiveness of the steps and where necessary we will implement appropriate changes for improvement

b) The prevention of crime and disorder

We will take the following steps to promote the above licensing objective:

- (a) Ensure that all staff understands the social responsibilities associated with the sale and supply of intoxicating liquor
- (b) Measures to prevent customers leaving licensed premises with bottles or glass drinking vessels
- (c) Entry & exit policies including: Proof of age (see "protection of children from harm" selection); Responsible management of group admissions, e.g. stag & hen parties etc Non admission to persons who are drunk and/or disorderly or are identified as "excluded" Dispersal policy
- (d) Measures to promote sensible drinking, including a commitment not to participate in "two drinks for one offers" and "happy hour" promotions etc, which encourage binge drinking
- (e) All sales of alcohol to be authorized by a Personal Licence Holder
- (f) Adequate training will be provided to bar staff to ensure compliance with the law, including documenting such training
- (g) Appropriate levels of exterior lighting to discourage disorder, whilst minimizing impact on neighbouring properties

c) Public safety

We will take the following steps to promote the above licensing objective:

- a) Securing containment of empty bottles, e.g. prompt clearing of empty Glasses throughout operating times
- b) Carry out full risk assessments appropriate for proposed premises operation, together with individual risk assessments for kitchen and bar
- c) Provision of access routes for emergency vehicles, which are kept free of obstruction, and procedures for emergencies including calling the emergency services
- d) Regular electrical safety and gas safety checks will be carried out
- e) Provision of adequate staff trained in evacuation procedures at all times whilst the premises is in use
- f) Ensure adequate and appropriate first aid equipment and materials are available on the premises together with sufficient trained first aiders
- g) Ensure the provision and maintenance of satisfactory sanitary facilities are in place
- h) Ensure adequate and appropriate lighting are put in place
- i) Ensure provision and maintenance of appropriate ventilation systems in place
- j) Occupancy limit

d) The prevention of public nuisance

We will take the following steps to promote the above licensing objective:

- a) use of noise assessments to identify measures required to prevent nuisance
- b) Keeping doors and windows closed
- c) Control of sources of noise, e.g. refrigeration units etc
- d) Measures to be taken to ensure customers leave quietly and minimise disturbance to residents in the area e.g. signage, DJ announcements etc
- e) Winding down period with reduced levels of music and/or more soothing music, stopping the sale of alcohol, changing lighting levels within the premises and promoting the sale of food and non-alcoholic beverages.
- f) Provision of booking taxi through our staff to enable booking transport home
- f) Zero tolerance policy towards persons who are persistently rowdy when leaving the premises
- g) Consideration of adequate parking provision within the locality h)
- Depositing of waste glass into receptacles undertaken at times that will cause minimum disturbance to residents

e) The protection of children from harm

We will take the following steps to promote the above licensing objective:

- a) Trained staff to ensure compliance with the law in relation to consumption of alcohol by persons under 21 years of age, including prevention of adults buying alcohol for children
- b) We will have a stated policy about who should be challenged for proof of age i.e. anyone who looks under 21 years of age c)
- We will take measures to ensure that seating/standing arrangements are suitable for children

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee. ☒
- I have sent copies of this application and the plan to responsible authorities and others where applicable. ☐
- I understand that I must now advertise my application. ☒
- I have enclosed the premises licence or relevant part of it or explanation. *To follow* ☐
- I understand that if I do not comply with the above requirements my application will be rejected. ☒

IT IS AN OFFENCE, LIABLE ON SUMMARY CONVICTION TO A FINE NOT EXCEEDING LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION.

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant, please state in what capacity.

Signature	<i>Fraser</i>
Date	24 th Day of February 2014
Capacity	Solicitors for 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 12). 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 13) Attention Mr Tony Fitzpatrick and Co Solicitors 446 New Cross Road			
Post town	London	Post code	SE14 6TY
Telephone number (if any)	02086915112		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) info@fitzpatrickssolicitors.co.uk			

**Premises Licence Summary
Licensing Act 2003**

Premises licence number 96017

Premises details

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

**BLACKSTOCK PUBLIC HOUSE
284 SEVEN SISTERS ROAD**

Post town	London	Post code	N4 2HY
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Telephone number	0207 561 1337
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Where the licence is time limited the dates

Not Applicable

Licensable activities authorised by the licence

Ground floor only

- The provision of regulated entertainment by way of:
The playing of recorded music
- The provision of late night refreshment
- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The provision of regulated entertainment for the playing of recorded music:

Monday	09.00	To	03.00	the following day
Tuesday	09.00	To	03.00	the following day
Wednesday	09.00	To	03.00	the following day
Thursday	09.00	To	03.00	the following day
Friday	09.00	To	03.00	the following day
Saturday	09.00	To	03.00	the following day
Sunday	09.00	To	03.00	the following day



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- The provision of late night refreshment:

Monday	23.00	To	02.30	the following day
Tuesday	23.00	To	02.30	the following day
Wednesday	23.00	To	02.30	the following day
Thursday	23.00	To	02.30	the following day
Friday	23.00	To	02.30	the following day
Saturday	23.00	To	02.30	the following day
Sunday	22.30	To	02.30	the following day

- The sale by retail of alcohol:

Monday	09.00	To	02.00	the following day
Tuesday	09.00	To	02.00	the following day
Wednesday	09.00	To	02.00	the following day
Thursday	09.00	To	02.00	the following day
Friday	09.00	To	02.00	the following day
Saturday	09.00	To	02.00	the following day
Sunday	09.00	To	02.00	the following day

The opening hours of the premises:

Monday	09.00	To	03.00	the following day
Tuesday	09.00	To	03.00	the following day
Wednesday	09.00	To	03.00	the following day
Thursday	09.00	To	03.00	the following day
Friday	09.00	To	03.00	the following day
Saturday	09.00	To	03.00	the following day
Sunday	09.00	To	03.00	the following day

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

On and off supplies

Name, (registered) address of holder of premises licence

Mandy Davies
Blackstock Public House

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

Name of designated premises supervisor where the premises licence authorises the supply of alcohol

Ms Mandy Davies

State whether access to the premises by children is restricted or prohibited

It is an offence to allow persons under the age of 16 years to be on the premises whilst it is open exclusively or primarily for the supply of alcohol for consumption on the premises unless they are accompanied by a person aged 18 or over. No unaccompanied person under the age of 16 years shall be permitted on the premises between 12 midnight and 5am if alcohol is supplied for consumption on the premises

No persons under 16 shall allowed in the premises at any time

No persons under 18 permitted on the premises after 23.00

Islington Council
Public Protection Division
159 Upper Street
London
N1 1RE
Tel: 020 7527 3031/3803
Email: licensing@islington.gov.uk

Annex 1 - Mandatory conditions

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, or
 - 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.

Annex 2 - Conditions consistent with the Operating Schedule

1. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition permitted hours means the authorised hours specified on this licence for the sale by retail of alcohol. This restriction does not prohibit:
 - a) during the first thirty minutes after the above hours the consumption of the alcohol on the premises;
 - b) during the first thirty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
 - d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
 - e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
 - f) the sale of alcohol to a trader or club for the purposes of the trade or club;
 - g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
 - h) the taking of alcohol from the premises by a person residing there; or
 - i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
 - j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
2. No person under fourteen shall be in the bar of the licensed premises during the permitted hours for the sale by retail of alcohol unless one of the following applies:
 - a. He is the child of the holder of the premises licence.
 - b. He resides in the premises, but is not employed there.
 - c. He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.

d. The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

3. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
4. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
 - Children and Young Persons Act 1933
 - Cinematograph (Safety) Regulations 1955
 - Sporting Events (Control of Alcohol Etc) Act 1985
5. The licensee shall ensure that staff under full induction programme will includes training and drug awareness. The licensee shall keep records of training and instruction given to staff.
6. The premises shall actively participate in the local pub watch.
7. Persons leaving the premises will be advised, either by written notice or verbally, to leave the area quietly and without causing disturbance in the neighbourhood.
8. The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.
9. External areas shall be checked daily and cleared of any bottles, glass and rubbish.
10. The premises shall only serve persons who appear under 21 if they have valid photographic ID.
11. The licensee shall monitor the outside of the premises to ensure that music levels do not cause any nuisance to any of the nearby residents.
12. The licensee, upon receipt of any complaint from the Council or nearby residents with regard to music, noise or any other disturbance will take immediate action to prevent any recurrence of the cause for complaint.
13. Unless otherwise agreed with the Police on days when Arsenal Football Club are playing home matches and between the times commencing 4 hours before advertised start of the game and until 1 hour after the game finishes alcohol may not be sold in glass containers for consumption either on or off the premises, save in an area set aside from the main bar area for the consumption of food as agreed in consultation with the Police.
14. Unless otherwise agreed the Police when Arsenal Football club are playing home matches the start time for the sale of alcohol will be from 10am on Monday to Saturday and midday on Sunday.
15. Persons under the age of 18 years old shall not not be permitted on the premises after 23.00 hours.

Annex 3 - Conditions attached after a hearing by the licensing authority

Annex 4 – Plans

Plan reference number: 001 July 2005

Your

Our Licensing/NI

Date: 17/03/2014



**METROPOLITAN POLICE
SERVICE**

Islington Police Licensing Unit
Islington Police Station
2 Tolpuddle Street
London
N1 0YY

Telephone: 07799133204

Email:

licensingpolice@islington.gov.uk

Blackstock Public House

284 Seven Sisters Road
London
N4 2HY

Dear Sir/Madam

Re: Premises Licence Variation

With reference to the above application, we are writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated in the 'Finsbury Park/Holloway Road Cumulative Impact Zone', an area which traditionally suffers from high levels of crime and disorder. And it is noted that the hours applied for in this variation are outside the guideline hours stated in the councils licensing policy. Furthermore the playing of live music can bring with it an altogether different clientele to one which an establishment may be used to and there are concerns that this application will cause further policing problems in an already demanding area.

It is for these reasons that we are objecting to the application, and propose that it is refused.

However if the committee is of a mind to grant the application we would recommend the following additional conditions to the variation of the license. Conditions which we feel are in line with a venue offering live music.

1. Ammending item 7, Annex 2 to read;
Adequate and clearly visible signage shall be displayed at exits from the premises requesting that customers leave quietly and with regard to any residents of neighbouring properties.
2. Ammending item 10, Annex 2 to read;
The premises licence holder shall operate the challenge 25 scheme, where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport. The appropriate signage for the challenge 25 scheme will be prominently displayed at any entrance to the premises and behind the bar areas
3. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised

Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately.

4. An incident log shall be kept at the premises, and made available on request to an authorised officer or a police officer, which will record the following:
 - i. All crimes reported to the venue
 - ii. All ejections of patrons
 - iii. Any complaints received
 - iv. Any incidents of disorder
 - v. All seizures of drugs or offensive weapons
 - vi. Any faults in the CCTV system
 - vii. Any refusal of the sale of alcohol
 - viii. Any visit by a relevant authority of emergency service

Should you wish to discuss the matter further please contact us on Mobile 07799133204 or via email, **licensingpolice@islington.gov.uk**

Yours sincerely

Peter Conisbee PC575NI

Steven Harrington PC425NI
Paul Hoppe PC208NI

Islington Police Licensing Officers



Islington Licensing Authority Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

Your Name	Anne Brothers	
Job Title	Principal Technical Officer, Noise Liaison	
Postal and email address	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
Contact telephone number	020 7527 3047	
Name of the premises you are making a representation about	The Blackstock Public House	
Address of the premises you are making a representation about	284 Seven Sisters Road, London N4 2HY	
Which of the four licensing Objectives does your representation relate to?	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
To prevent public nuisance	Yes	A Section 80 noise abatement notice was served on the licensee, Mandy Davies on 17/12/13. The notice was served due to noise nuisance from live music witnessed from a nearby residential property.
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	Please see attached sheet for recent history and recommended noise conditions.	

Signed: Anne Brothers Date: 12/3/14

Please return this form along with any additional sheets to: Licensing Support Team, Public Protection, 222 Upper Street, London N1 1XR or email to licensing@islington.gov.uk

This form must be returned within the Statutory Period. For more details please check with the Licensing Support Team on 020 7527 3031

Recommended Noise Conditions

In addition to existing noise conditions, Noise Team recommends the following additional conditions be granted if Committee is minded to approve the variation.

- The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, which shall include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
- The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.
- Once agreed, the maximum permitted sound levels will be specified on the premises licence in accordance with the Technical Guidance issued to Acoustic Consultants.
- The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
- Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.
- The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.

Recent History

Noise Patrol were called 4 times in late November and early December last year. They witnessed noise from a residential address on 3 of those occasions as follows:

Date/Time	Report	Outcome
28/11/13, 23:51	loud karaoke music playing. can be heard in callers bedroom	Ttc 0002 Vst 0013 listened from bedroom and could hear karaoke type music and a female singing midnight train to georgia. Spoke to a Mandy Davis who said she was the licensee. I asked what time her licence was till and she replied half past two three o'clock. I asked her to get the mic and the music turned down as it is was too loud. I asked if this was going to be a regular event and she replied no its a 40th bday. CM07 (ALO)
29/11/13, 00:42	caller called up and said music has gone back up.	Ttc 0055 Vst 0104 same karaoke music audible this time a male voice. Spoke to licensee again and looked at her licence. I advised the noise has to go right down as if I return then I will serve a notice. When we first walked into the pub it seemed like they was expecting us to return.

		CM07 (ALO)
1/12/13, 00:44	loud music from pub	Phoned back at 0116 noise has stopped cm12 (PBA)
5/12/13, 23:31	loud music coming from the blackstock pub. music since 21:00	Vst 0018 from cs bedroom/living area loud karaoke audible at an intrusive level. Would interfere with sleep. Spoke to Mandy Davies the owner and asked she get it lowered. She said it was stopping soon. She also asked if anne brothers could make contact with her to sort out the issue as she doesn't want complaints as xmas period is coming and she anticipates some more noise. CM07 (ALO)

I wrote to the Licensee on 10 December warning that in the event of further noise nuisance from amplified music we were minded to serve an abatement notice under the powers of the Environmental Protection Act 1990. I attach a copy of the letter sent.

13/12/13. File Note.

Returned call to Mr Tony, solicitor at Fitzpatrick solicitors.

He told me he has been instructed and suggested I visit to advise on suitable SI etc. Explained we do not provide consultancy services and licensee should appoint an acoustic consultant (AC). He pushed a bit further and I told him we may be able to assist by setting levels but licensee needs to get a decent limiter installed prior to us getting involved.

Told him to make representations in writing regarding this and I can approach managers to sort something out but decision will be theirs.

Gave him IoA details to get AC to source and fit suitable limiter, advised against a cut out.

Waiting to hear back from them

I visited the Blackstock P.H. on 14/12/13 as a result of a call to the ASB Hotline. The call was referred to me to deal.

My notes of the visit are pasted below:

The Blackstock P.H. Seven Sisters Road, 22:20

Call received via Controller timed at: 21:57. Ref No. 990169.

Re: "Music coming from the Blackstock pub is so loud caller can't hear his film"

Visited at the above time. Live music noise could clearly be heard in studio flat. Would not be possible to sleep or watch TV etc with the noise going on. Resident has not been there for long, moved in November.

Rock band playing next door, could name the tunes being played. Sang along to "Black Magic Woman". Statutory Nuisance.

Minded To LSEN last week and have subsequently had a telephone conversation with solicitor appointed by the licensee to discuss LSEN with me. Told solicitor that in the event of further noise being witnessed we will serve S.80.

Visited premises and spoke to Licensee, Mandy Davies.

She told me she had not heard back from her solicitor since she asked him to call me. Told her I had spoken to him but my advice in the LSEN still stands and we had witnessed further noise nuisance tonight. Explained to her that I could sing along to the tunes being played out and the noise should cease immediately. Not possible to negotiate a reduction in volume as customers present and it was a live band.

She went back inside and told the band to make what they were playing out to be their last number tonight and she came back outside to speak to me. She said it was

a Christmas party, didn't look like an organised group of customers were inside, more like a varied group of locals and regulars.

Music went off shortly afterwards and she told me they would pack up.

Had a discussion with her about conversation with the solicitor and that SI was clearly needed at the premises. Explained to her that the sound coming through the party wall was clearly heard and that as I had explained to the solicitor, we do not provide a consultancy service and she needs to appoint an AC via the IoA to advise her.

Told her the structure was very weak and she should restrict all entertainments to background levels of sound. Some customers had come outside with the licensee and tried to interject in the conversation. One woman said the band was due to finish at midnight and what was the harm? Reiterated advice sent in letter to licensee that any live music should end at 23:00 as she does not have licence for live and deregulation only allows until 23:00 and that in any case she should not cause a noise nuisance.

Noise nuisance established tonight.

Wrote down some IoA details on the back of my card so the licensee can go online to find them. Told her to appoint an AC to advise that should be experienced in entertainment noise.

Notice to be served.

A Section 80 noise abatement notice was served on 17/12/13. I attach a copy of the notice and covering letter.

6/1/14. File Note:

Call received from solicitor, Mr Tony. Stated that SI has been installed and he wanted to know what to do next.

Advised we need details of any works that have been carried out and details of the limiter that he stated has been installed.

Told him we will then visit one Tuesday night to carry out a sound setting exercise and the licensee will need to get a sound engineer there who will be able to set the limiter to the levels that we agree for the premises.

He said he would get back to the licensee and will most probably be in a position to fax me details of any works that have been carried out by the end of the week.

I have not had any further contact since this call.



Ms M Davies
Licensee
The Blackstock P.H.
284 Seven Sisters Road
London N4 2HY

Noise Team
222 Upper Street
London N1 1XR
T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: abr/201332931

This matter is being dealt with by:
Anne Brothers

Your ref:

Date: 10 December 2013

Dear Ms Davies

NOISE NUISANCE FROM AMPLIFIED MUSIC, THE BLACKSTOCK P.H. 284 SEVEN SISTERS ROAD, LONDON N4 2HY, ENVIRONMENTAL PROTECTION ACT 1990, "MINDED TO". LICENSING ACT 2003.

As you are aware, we are in receipt of calls in relation to loud amplified music from your premises, the Blackstock P.H. Our Noise patrol officers have visited a local resident on three separate occasions and on each visit have determined that the noise from karaoke was a potential statutory nuisance.

I have checked the premises licence for the Blackstock P.H. and note you are permitted recorded music only on the premises licence. Taking into account that live music (which we consider includes karaoke) is now deregulated until 23:00; the timings of all three visits were after 23:00 therefore, you were operating outside the terms of your premises licence on all three occasions. You are not licensed for live music or the provision of facilities for making music for later hours. I take this opportunity that contravention of the premises licence is an offence for which you could be prosecuted. Current levels of fines are up to £20,000 per offence.

There are relevant noise conditions on the premises licence for the Blackstock P.H. as follows:

- The licensee shall monitor the outside of the premises to ensure that music levels do not cause any nuisance to any of the nearby residents.
- The licensee, upon receipt of any complaint from the Council or nearby residents with regard to music, noise or any other disturbance will take immediate action to prevent any recurrence of the cause for complaint.

Taking account the above conditions I am disappointed to note the three visits recently carried out by Noise Patrol. You are contravening the terms of your premises licence if you continue to make noise sufficient to disturb your neighbours.

I have to inform you we are Minded To serve an abatement notice on you in relation to noise nuisance from amplified sound under the provisions of the Environmental Protection Act 1990. In the event of noise being witnessed and if the Council is satisfied it is a legal nuisance, we have a duty to take steps to ensure the nuisance does not recur. An abatement notice would oblige you to reduce the volume of amplified sound played out at the premises so as not to

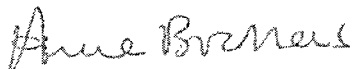
cause a nuisance to your neighbours. Contravention of any such notice is a criminal offence for which current levels of fines are up to £20,000 per offence on commercial premises.

In addition, should a notice be served we may also move to further enforcement by means of making an application for a review of the premises licence in order to prevent further public nuisance. An application would be to modify the premises licence to prohibit all regulated entertainments until a noise survey is carried out and appropriate building works of installation of sound insulation are completed to the Noise Team's satisfaction. We would also apply for maximum sound levels to be agreed. The effect of a review application is that there would be a consultation with all the other Responsible Authorities and residents and neighbouring businesses and subject to further representations the Licensing Committee could also further modify the premises licence and you could have other modifications imposed, including a cut to the hours of permitted trading.

I do hope the above courses of action will not be necessary in this case and that you will moderate the volume of amplified sound at the premises from now on.

If you have any queries on this matter, please contact me at the above office.

Yours sincerely,



Anne Brothers
Principal Technical Officer
cc. Niall Forde, Licensing Officer.



Mandy Davies
Licensee
Blackstock P.H.
284 Seven Sisters Road
London N4 2HY

This matter is being dealt with by:
Anne Brothers

Noise Team
222 Upper Street
London N1 1XR
T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Our ref: abr/201332931

Your ref:

Date: 17 December 2013

Dear Ms Davies

SECTION 80 NOISE ABATEMENT NOTICE. ENVIRONMENTAL PROTECTION ACT 1990.
BLACKSTOCK P.H. 284 SEVEN SISTERS ROAD, LONDON N4 2HY

This letter does not form part of the attached Notice

Please find enclosed a Notice served on you today by first class post under the provisions of the Environmental Protection Act 1990. The Notice is self-explanatory. If you contravene the Notice by making further noise, it will become a criminal matter for which you could be prosecuted. Current levels of fines are up to £20,000 per offence.

This is further to my visit to your premises on Saturday night when I witnessed further statutory noise nuisance from live music at the Blackstock P.H. and to my previous letter (copy enclosed) dated 10 December this year.

If you have any queries please contact me at the above office

Yours sincerely,

Anne Brothers
Principal Technical Officer
cc. Niall Forde, Licensing Officer
Paul Clift, PEHO, Environmental Control Team



ISLINGTON

ENVIRONMENTAL PROTECTION ACT 1990, SECTION 80

ABATEMENT NOTICE IN RESPECT OF NOISE NUISANCE FROM AMPLIFIED MUSIC

To Ms Mandy Davies
Blackstock Public House
284 Seven Sisters Road,
London N4 2HY

TAKE NOTICE that under section 79(1)(g) of the Environmental Protection Act 1990 Islington Council being satisfied of the likely recurrence of noise amounting to a statutory nuisance arising from the playing of loud amplified music at premises known as **The Blackstock Public House, 284 Seven Sisters Road, London N4 2HY**

HEREBY REQUIRE YOU as the person responsible for the nuisance and/or occupier of the premises from which the noise is or would be emitted to abate the nuisance immediately and to prevent its likely recurrence. You are therefore required to:

Take all reasonable steps to ensure that no amplified music from within the above premises is played at levels likely to cause a nuisance to occupiers of nearby premises.

IN the event of an appeal this notice shall have effect, notwithstanding any appeal to a Magistrates' Court which has not been decided by the Court as, in the opinion of the Council, the noise to which this notice relates is likely to be of a limited duration, such that suspension would render the notice of no practical effect and the expenditure which would be incurred by any person in carrying out works in compliance with this notice before any appeal has been decided, would not be disproportionate to the public benefit to be expected in that period from such compliance

IF without reasonable excuse you contravene or fail to comply with any requirement of this notice you will be guilty of an offence under section 80(4) of the Environmental Protection Act 1990 and on summary conviction will be liable to a fine not exceeding level 5 of the Standard Scale **, together with a further fine of an amount equal to one-tenth of that level for each day on which the offence continues after conviction. A person who commits an offence on industrial, trade or business premises will be liable on summary conviction to a fine not exceeding £20,000. In addition the Court may make an order permanently depriving the owner of noise making equipment causing the offence.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance. Further, if you fail to execute all or any of the works in accordance with this notice, the Council may execute the works and recover from you the necessary expenditure incurred.

DATE: 17 December 2013

(Address to which all communications should be sent)
Noise Team
222 Upper Street, London N1 1XR

(Signature): *Anne Brothers*

(Name): Anne Brothers

(Title): Noise Liaison Officer

1. N.B. The person served this notice may appeal against the notice to a magistrates' court within twenty-one days beginning with the date of service of the notice. See notes on the reverse of this form.

**Currently £20,000, subject to alteration by Order

The Statutory Nuisance (Appeals) Regulations 1995 provide as follows:-

APPEALS UNDER SECTION 80(3) of the ENVIRONMENTAL PROTECTION ACT 1990 ("the 1990 Act")

- 2.- (1) The provisions of this regulation apply in relation to an appeal brought by any person under section 80(3) of the 1990 Act (appeals to the Magistrates) against an abatement notice served upon him by a local authority.
- (2) The grounds on which a person served with such a notice may appeal under section 80(3) are any one or more of the following grounds that are appropriate in the circumstances of the particular case-
- (a) that the abatement notice is not justified by section 80 of the 1990 Act (summary proceedings for statutory nuisances);
 - (b) that there has been some informality, defect or error in, or in connection with, the abatement notice, or in, or in connection with any copy of the abatement notice served under section 80A(3) (certain notices in respect of vehicles, machinery or equipment);
 - (c) that the authority have refused unreasonably to accept compliance with alternative requirements, or that the requirements of the abatement notice are otherwise unreasonable in character or extent, or are unnecessary;
 - (d) that the time, or, where more than one time is specified, any of the times, within which the requirements of the abatement notice are to be complied with is not reasonably sufficient for the purpose;
 - (e) where the nuisance to which the notice relates -
 - (i) is a nuisance falling within section 79(1)(a), (d), (e), (f) or (g) of the 1990 Act and arises on industrial, trade or business premises, or
 - (ii) is a nuisance falling within section 79(1)(b) of the 1990 Act and the smoke is emitted from a chimney, or
 - (iii) is a nuisance falling within section 79(1)(ga) of the 1990 Act and is noise emitted from or caused by a vehicle, machinery or equipment being used for industrial, trade or business purposes,
that the best practicable means were used to prevent, or to counteract the effects of, the nuisance;
 - (f) that, in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act (noise emitted from premises), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of that Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates, of-
 - (i) any notice served under section 60 or 66 of the Control of Pollution Act 1974 ("the 1974 Act"), or
 - (ii) any consent given under section 61 or 65 of the 1974 Act, or
 - (iii) any determination made under section 67 of the 1974 Act;
 - (g) that, in the case of a nuisance under section 79(1)(ga) of the 1990 Act (noise emitted from or caused by vehicles, machinery or equipment), the requirements imposed by the abatement notice by virtue of section 80(1)(a) of the Act are more onerous than the requirements for the time being in force, in relation to the noise to which the notice relates of any condition of a consent given under paragraph 1 of Schedule 2 to the Noise and Statutory Nuisance Act 1993 (loudspeakers in streets or roads);
 - (h) that the abatement notice should have been served on some person instead of the appellant, being -
 - (i) the person responsible for the nuisance, or
 - (ii) the person responsible for the vehicle, machinery or equipment, or
 - (iii) in the case of a nuisance arising from any defect of a structural character, the owner of the premises, or
 - (iv) in the case where the person responsible for the nuisance cannot be found or the nuisance has not yet occurred, the owner or occupier of the premises;

- (i) that the abatement notice might lawfully have been served on some person instead of the appellant being -
 - (i) in the case where the appellant is the owner of the premises, the occupier of the premises, or
 - (ii) in the case where the appellant is the occupier of the premises, the owner of the premises, and that it would have been equitable for it to have been so served;
 - (j) that the abatement notice might lawfully have been served on some person in addition to the appellant, being -
 - (i) a person also responsible for the nuisance, or
 - (ii) a person who is also an owner of the premises, or
 - (iii) a person who is also an occupier of the premises,
 - (iv) a person who is also the person responsible for the vehicle, machinery or equipment,

and that it would have been equitable for it to have been so served.

(3) If and so far as an appeal is based on the ground of some informality, defect or error in, or in connection with, the abatement notice or in, or in connection with, any copy of the notice served under section 80A(3), the court shall dismiss the appeal if it is satisfied that the informality, defect or error was not a material one.

(4) Where the grounds upon which an appeal is brought include a ground specified in paragraph (2)(i) or (j) above, the appellant shall serve a copy of his notice of appeal on any other person referred to, and in the case of any appeal to which these regulations apply he may serve a copy of his notice of appeal on any other person having an estate or interest in the premises, vehicle, machinery or equipment in question.

(5) On the hearing of an appeal the court may-

- (a) quash the abatement notice to which the appeal relates, or
- (b) vary the abatement notice in favour of the appellant, in such manner as it thinks fit, or
- (c) dismiss the appeal;

and an abatement notice that is varied under sub-paragraph (b) above shall be final and shall otherwise have effect, as so varied, as if it had been so made by the local authority.

(6) Subject to paragraph (7) below, on the hearing of an appeal the court may make such order as it thinks fit-

- (a) with respect to the person by whom any work is to be executed and the contribution to be made by any person towards the cost of the work, or
- (b) as to the proportions in which any expenses which may become recoverable by the authority under Part III of the 1990 Act are to be borne by the appellant and by any other person.

(7) In exercising its powers under paragraph (6) above, the court-

- (a) shall have regard, as between an owner and an occupier, to the terms and conditions, whether contractual or statutory, of any relevant tenancy and to the nature of the works required, and
- (b) shall be satisfied, before it imposes any requirement thereunder on any person other than the appellant, that person has received a copy of the notice of appeal in pursuance of paragraph (4) above.

SUSPENSION OF NOTICES

3. (1) Where -
- (a) an appeal is brought against an abatement notice served under section 80 or 80A of the 1990 Act, and -
 - (b) either -
 - (i) compliance with the abatement notice would involve any person in expenditure on the carrying out of works before the hearing of the appeal, or
 - (ii) in the case of a nuisance under section 79(1)(g) or (ga) of the 1990 Act, the noise to which the abatement notice relates is noise necessarily caused in the course of the performance of some duty imposed by law on the appellant, and
 - (c) either paragraph (2) does not apply, or it does apply but the requirements of paragraph (3) have not been met, the abatement notice shall be suspended until the appeal has been abandoned or decided by the court.
- (2) This paragraph applies where -
- (a) the nuisance to which the abatement notice relates-
 - (i) is injurious to health, or
 - (ii) is likely to be of a limited duration such that suspension of the notice would render it of no practical effect, or
 - (b) the expenditure which would be incurred by any person in the carrying out of works in compliance with the abatement notice before any appeal has been decided would not be disproportionate to the public benefit to be expected in that period from such compliance,
 - (3) where paragraph (2) applies the abatement notice -
 - (a) shall include a statement that paragraph (2) applies, and that as a consequence it shall have effect notwithstanding any appeal to a magistrates' court which has not been decided by the court, and
 - (b) shall include a statement as to which of the grounds set out in paragraph (2) apply.

COMMENTS ON LICENSING OBJECTIVES

Public nuisance

The Blackstock already attracts a large number of drinkers, many of whom populate the road outside the premises. Some of them exhibit threatening behaviour and, when the pub is busy, noise levels are very high.

I worry this would become even worse if the premises were to be granted a late-night music licence, particularly in the wake of the St Patrick's Day celebrations on 17 March 2014 (a Monday, when I had to work the next day), when the pub did indeed host live music until the early hours of the morning.

As a neighbour, the noise was intolerable. The music was so loud it moved items off the surfaces. It was impossible to sleep, or indeed hear anything over the noise levels. I was reduced to watching TV via headphones and did not get any sleep until after 3am.

I am also regularly kept awake until the early hours by noise from the pub, including fighting.

As such, I would suggest that the premises are wholly unsuited to live music, seeing as there is no soundproofing and they are surrounded by residential properties.

Granting a licence would seriously impact on my and others' quality of life – a particular worry considering there are many working people and families with young children in the building.

Crime and disorder

At about midnight on St Patrick's Day, when live music was ongoing at The Blackstock as detailed above, I decided to go into the pub and ask how late the music would be playing.

I got there to find a large number of people drinking in the street, two of whom were fighting, some of whom were smoking marijuana, several of whom were shouting loudly and aggressively. As a result, I was too intimidated to enter the premises.

On match days I have come home to find people passed out or vomiting outside my house and I fear this, too, would get worse if the new licence were granted.

It seems to me that staff at the pub are not bothered by the aggressive behaviour exhibited by some of their customers, seeing as they appear to do nothing to stop it at present.

Public safety

I would refer to my comments above regarding fights, drugs and high levels of noise in the road outside the pub.

Appendix 3

As per current licence

Suggested conditions of approval consistent with the operating schedule

It should be noted by the Committee that the operating schedule submitted by the licence holder's solicitor was not site specific and therefore conditions relating to no relevant issues have been omitted.

1. Persons shall not be permitted to leave the premises with drinks, save for in the specified area outside the premises authorised Council and Police.
2. No irresponsible drinks promotions, including no two for one drinks offers and happy hour promotions.
3. All bar staff shall undergo training on compliance with the Licensing Act. This training shall be fully documented.
4. A secure container shall be used to contain empty bottles.
5. All glasses in the premises shall be cleared promptly
6. Risk assessments shall be carried out covering all activities at the premises.
7. All bar staff shall undergo training on evacuation procedures. This training shall be fully documented.
8. First aid equipment shall be kept and maintained at the premises.
9. There shall be a trained first aider at the premises when it is being used under this licence.
10. The premises shall have a ventilation system installed and this system shall be fully maintained.
11. No more than **(Number not specified in application)** persons including staff shall be allowed in the premises at any time.
12. All doors and windows shall be kept closed.
13. A winding down period shall be implemented, including reduced levels of music, and type of music being played.
14. There shall be a zero tolerance policy to persons who are persistently rowdy when leaving premises.
15. Staff shall be trained to ensure that they comply with all the laws in relation proxy sales of alcohol to children.
16. The premises shall implement a challenge 21 proof of age scheme.

Suggested conditions of approval recommended by the Police.

1. Amending item 7, Annex 2 to read;
Adequate and clearly visible signage shall be displayed at exits from the premises requesting that customers leave quietly and with regard to any residents of neighbouring properties.
2. Amending item 10, Annex 2 to read;
The premises licence holder shall operate the challenge 25 scheme, where the only acceptable forms of identification are recognised photographic identification cards, such as driving licence or passport. The appropriate signage for the challenge 25 scheme will be prominently displayed at any entrance to the premises and behind the bar areas

3. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately.
4. An incident log shall be kept at the premises, and made available on request to an authorised officer or a police officer, which will record the following:
 - i. All crimes reported to the venue
 - ii. All ejections of patrons
 - iii. Any complaints received
 - iv. Any incidents of disorder
 - v. All seizures of drugs or offensive weapons
 - vi. Any faults in the CCTV system
 - vii. Any refusal of the sale of alcohol
 - viii. Any visit by a relevant authority of emergency service

Suggested conditions of approval recommended by the Noise Team

1. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, which shall include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
2. The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.
3. Once agreed, the maximum permitted sound levels will be specified on the premises licence in accordance with the Technical Guidance issued to Acoustic Consultants.
4. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
5. Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.

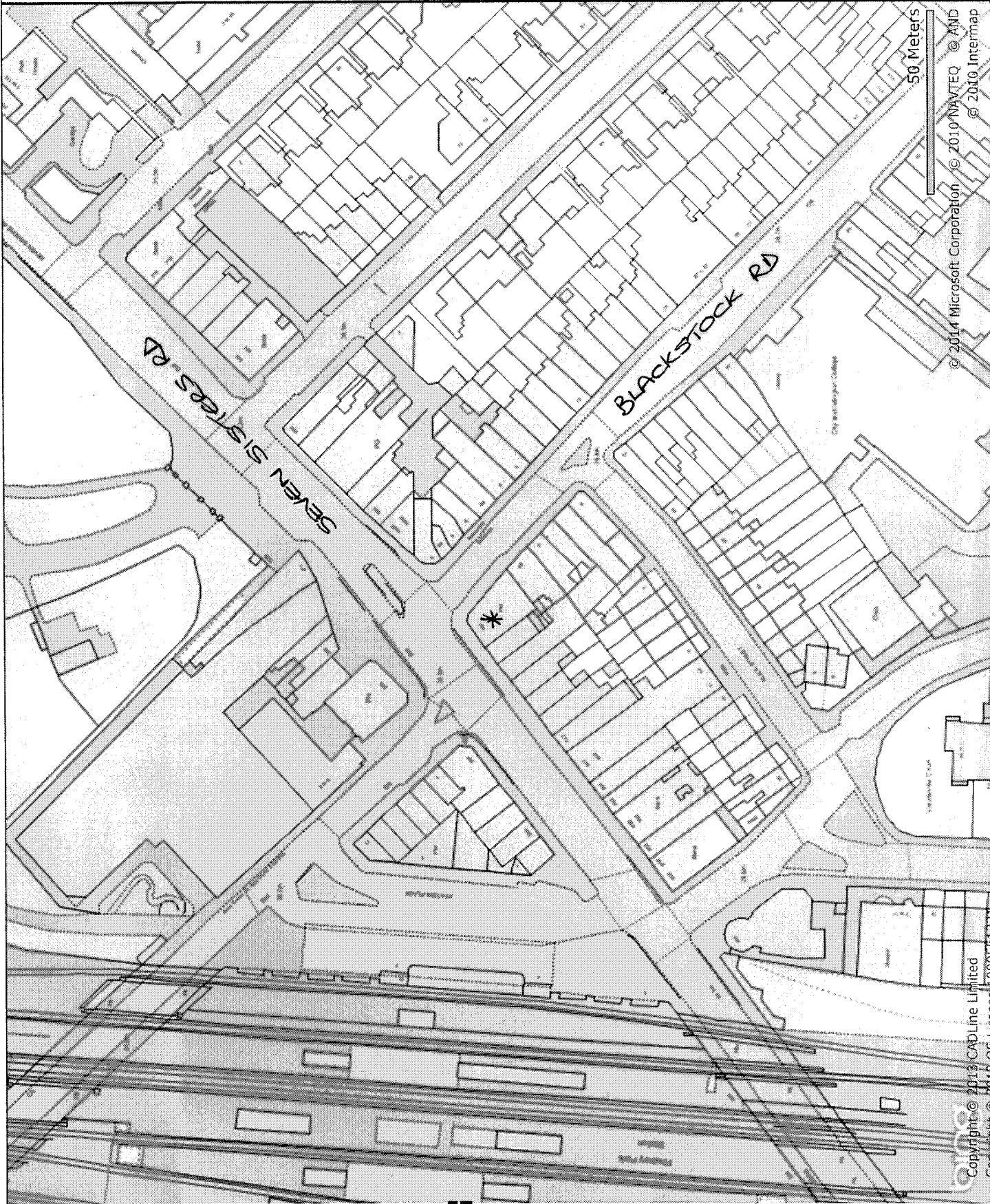
6. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.

Title : The Blackstock

Islington Borough
Boundary

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