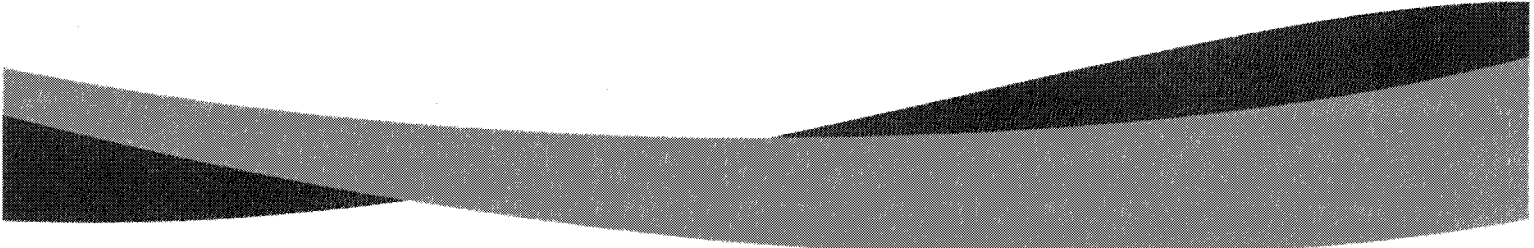




Report of: **Service Director, Public Protection**

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	6 th November 2012	B1	St Peter's

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION

RE: CANDID ARTS TRUST, 5 TORRENS STREET, LONDON, EC1V 1NQ

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
 - i) Allow the sale by retail of alcohol, **Ground floor**, Monday to Wednesday 12:00 to 23:00, Thursday 12:00 to 24:00, Friday and Saturday 12:00 to 03:00 the following day and Sunday 12:00 to 22:00. **First floor**, Monday to Sunday 12:00 to 22:00.
 - ii) Recorded music, **Ground floor**, Monday to Wednesday 12:00 to 23:00, Thursday 12:00 to 24:00, Friday and Saturday 12:00 to 03:00 the following day and Sunday 12:00 to 22:00. **First floor**, Monday to Sunday 12:00 to 22:00.
 - iii) Live music, **Ground floor**, Monday to Thursday 12:00 to 23:00, Friday and Saturday 12:00 to 24:00 and Sunday 12:00 to 22:00. **First floor**, Monday to Thursday 18:00 to 22:00, Friday to Sunday 12:00 to 22:00.
 - iv) Provision of facilities for dancing, **Ground floor**, Monday to Wednesday 12:00 to 23:00, Thursday 12:00 to 24:00, Friday and Saturday 12:00 to 03:00 the following day and Sunday 12:00 to 22:00.
 - v) New Years Eve open till 03:00 the following day for the sale by retail of alcohol, recorded music and dancing. New Years eve till 02:00 the following day for live music.

2. Recommendations

- 2.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 2.2 If the Committee grants the application it should be subject to:
- ii. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 3);
 - ii. conditions recommended by responsible Authorities (see appendix 3);
 - iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

3. Background

- 3.1 Islington Council has received 8 representations from local residents, none of which requested to remain anonymous and representations from Health and Safety, Noise Team and the Licensing Authority.:
- 3.2 Papers are attached as follows:-
- Appendix 1: application form;
 - Appendix 2a: name & address details of those persons making representations;
 - Appendix 2: representations;
 - Appendix 3: suggested conditions and map of premise location.
- 3.3 The Licensing Authority has received X letters of representation, X of which are from people who requested that they remain anonymous.

4. Planning implications

- 4.1 The planning officer has confirmed there is no breach of planning control.

5. Conclusion and reasons for recommendations

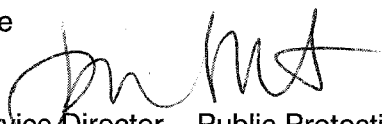
- 5.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions necessary to promote the licensing objectives.

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

26.10.12
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Anthony Baptiste

Tel: 020 7527 3014

Fax: 020 7527 3430

E-mail: anthony.baptiste@islington.gov.uk

[Insert name and address of relevant licensing authority and its reference number (optional)]

Application for a premises licence to be granted 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 DUNCAN BARLOW ON BEHALF OF CANDIA ARTS TRUST apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description	
5 TERRELL ST	
Post town	Post code
LONDON	

Telephone number at premises (if any)

ECIV INQ

Non-domestic rateable value of premises

£ 40,000

Part 2 - Applicant details

Please state whether you are applying for a premises licence as

Please tick ✓ yes

- a) an individual or individuals* please complete section (A)
- b) a person other than an individual*
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital please complete section (B)
- h) the chief officer of police of a police force in England and Wales please complete section (B)

*If you are applying as a person described in (a) or (b) please confirm:

- Please tick yes
- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
 - I am making the application pursuant to a
 - statutory function or
 - a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr Mrs Miss Ms Other title (for example, Rev)

Surname First names

I am 18 years old or over Please tick yes

Current postal address if different from premises address

Post Town Postcode

Daytime contact telephone number

E-mail address (optional)

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr Mrs Miss Ms Other title (for example, Rev)

Surname

First names

Please tick
✓ yes

I am 18 years old or over

Current postal
address
if different from
premises address

Post Town

Postcode

Daytime contact telephone number

E-mail address
(optional)

(B) OTHER APPLICANTS.

Please provide name and registered address of applicant in full. Where appropriate please give any registered number. In the case of a partnership or other joint venture (other than a body corporate), please give the name and address of each party concerned

Name	CANDIA ARTS TRUST
Address	3 TORRENS ST, LONDON EC1V 1NQ
Registered number (where applicable)	CHARITY NO 1051672 (CO NO)
Description of applicant (for example partnership, company, unincorporated association etc)	REGISTERED CHARITY (LTD COMPANY BY GUARANTEE)
Telephone number (if any)	0207 839 4237
E-mail address (optional)	INFO@CANDIDARTS.COM

Part 3 Operating Schedule

When do you want the premises licence to start?

Day	Month	Year
3	0	10
2	0	12

If you wish the licence to be valid only for a limited period, when do you want it to end?

Day	Month	Year

If 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend.

Please give a general description of the premises (please read guidance note 1)

Two loft style gallery spaces forming part of the Candid Arts Centre, run by the self funded registered charity Candid Arts Trust.

Situated on the ground and first floors in the non residential Torrens street these multifunctional spaces are used primarily for the exhibiting of visual art focusing on the promotion of recent graduates.

The first floor is for exhibitions talks and classes. With regards to this floor the application is for drinks at openings, back ground recorded music and live gallery style music eg. string quartets etc. All to finish by 10pm.

The ground floor is used for exhibitions, talks, classes and revenue raising functions. For this floor the licence application is for alcohol, dance, live and recorded music to take place intermittently but more frequently than 15 times a year.

The multifunctional nature of the space would mean all installations such as bar, stage etc would be of a temporary nature allowing the space to be used for large scale exhibitions.

What licensable activities do you intend to carry on from the premises?
(Please see sections 1 and 14 of the Licensing Act 2003 and Schedule 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick ✓ yes

- 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 entertainment facilities for:

- i) making music (if ticking yes, fill in box I)
- j) dancing (if ticking yes, fill in box J)
- k) entertainment of a similar description to that falling within (i) or (j)
(if ticking yes, fill in box K)

Provision of late night refreshment (if ticking yes, fill in box L)

Supply of alcohol (if ticking yes, fill in box M)

In all cases complete boxes N, O and P

A

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for performing plays (please read guidance note 4)		
Thur						
Fri				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 (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 [Y] (please read guidance note 2)	Indoors		
Day	Start	Finish		Outdoors		
Mon			Please give further details here (please read guidance note 3)	Both		
Tue						
Wed				State any seasonal variations for the exhibition of films (please read guidance note 4)		
Thur						
Fri				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)		
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			
Wed			
Thur			State any seasonal variations for indoor sporting events (please read guidance note 4)
Fri			
Sat			
Sun			
			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)

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 [Y](please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Both		Please give further details here (please read guidance note 3)
Tue					
Wed					
Thur					State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)
Fri					
Sat					
Sun					
					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)

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon G/G	12.00	23.00	Please give further details here (please read guidance note 3) (KEY: G/G = GROUND FLOOR) G/1 = 1ST FLOOR. ACOUSTIC + AMPLIFIED MUSIC.	Both	
G/1	18.00	22.00			
Tue G/G	12.00	23.00	State any seasonal variations for the performance of live music (please read guidance note 4) NEW YEARS EVE - TIL 2AM G/G ONLY.	Both	
G/1	18.00	22.00			
Wed G/G	12.00	23.00	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 (please read guidance note 5)	Both	
G/1	18.00	22.00			
Thur G/G	12.00	23.00		Both	
G/1	18.00	22.00			
Fri G/G	12.00	24.00		Both	
G/1	12.00	22.00			
Sat G/G	12.00	24.00		Both	
G/1	12.00	22.00			
Sup G/G	12.00	22.00		Both	
G/1	12.00	22.00			

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	
Mon G/G	12.00	23.00	Please give further details here (please read guidance note 3) (KEY: G/G = GROUND FLOOR, G/1 = 1ST FLOOR) NEW YEARS EVE 3AM (G/G ONLY)	Both	
G/1	12.00	22.00			
Tue G/G	12.00	23.00	State any seasonal variations for playing recorded music (please read guidance note 4)	Both	
G/1	12.00	22.00			
Wed G/G	12.00	23.00	Non standard timings. Where you intend to use the premises for the playing of recorded music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	Both	
G/1	12.00	22.00			
Thur G/G	12.00	24.00		Both	
G/1	12.00	22.00			
Fri G/G	12.00	03.00		Both	
G/1	12.00	22.00			
Sat G/G	12.00	03.00		Both	
G/1	12.00	22.00			
Sup G/G	12.00	22.00		Both	
G/1	12.00	22.00			

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 [Y] (please read guidance note 2)	
			Indoors	
			Outdoors	
			Both	
Day	Start	Finish	Please give further details here (please read guidance note 3)	
Mon				
Tue				
Wed			State any seasonal variations for the performance of dance (please read guidance note 4)	
Thur				
Fri			Non standard timings. Where you intend to use the premises for the performance of dance entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
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 [Y] (please read guidance note 2)		
Mon					Indoor
Tue					Outdoor
Wed			Both		
Thur			Please give further details here (please read guidance note 3)		
Fri					
			State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		

Sat			Non standard timings. Where you intend to use the premises for the entertainment of 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			

Provision of facilities for making music Standard days and timings (please read guidance note 6)			Please give a description of the facilities for making music you will be providing	
			Will the facilities for making music be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	
Day	Start	Finish	Indoors	
Mon			Outdoors	
Tue			Both	
Wed			Please give further details here (please read guidance note 3)	
Thur			State any seasonal variations for the provision of facilities for making music (please read guidance note 4)	
Fri			Non standard timings. Where you intend to use the premises for provision of facilities for making music entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)	
Sat				
Sun				

Provision of facilities for dancing Standard days and timings (please read guidance note 6)			Will the facilities for dancing be indoors or outdoors or both – please tick [Y] (see guidance note 2)	
Day	Start	Finish	Indoors	<input checked="" type="checkbox"/>
			Outdoors	
			Both	
			Please give a description of the facilities for dancing you will be providing <i>GREENVA FLOOR GAILSBY ONLY.</i>	

Mon	12.00	23.00	Please give further details here (please read guidance note 3)
Tue	12.00	23.00	
Wed	12.00	23.00	State any seasonal variations for providing dancing facilities (please read guidance note 4) NEW YEARS EVE - 03.00 Grounds Floor only
Thur	12.00	24.00	
Fri	12.00	03.00	Non standard timings. Where you intend to use the premises for the provision of facilities for dancing entertainment at different times to those listed in the column on the left, please list (please read guidance note 5)
Sat	12.00	03.00	
Sun	12.00	22.00	

K

Provision of facilities for entertainment of a similar description to that falling within I or J Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment facility you will be providing	
Day	Start	Finish	Will the entertainment facility be indoors or outdoors or both – please tick [Y] (please read guidance note 2)	Indoor
Mon				Outdoor
Tue			Please give further details here (please read guidance note 3)	Both
Wed				
Thur				State any seasonal variations for the provision of facilities for entertainment of a similar description to that falling within j or k (please read guidance note 4)
Fri				
Sat				Non standard timings. Where you intend to use the premises for the provision of facilities for entertainment of a similar description to that falling within I or J at different times to those listed in the column on the left, please list (please read guidance note 5)
Sun				

L

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 [Y] (please read guidance note 2)	Indoors	
Day	Start	Finish		Outdoors	
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed					
Thur			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Fri					
Sat			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)		
Sun					

M

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the sale of alcohol be for consumption (Please tick box Y) (please read guidance note 7) <i>KEY: G/G - GARDIA FLOOR G1 - 1ST FLOOR</i>	On the premises	<input checked="" type="checkbox"/>
Day	Start	Finish		Off the premises	
Mon G/G G1	12.00 12.00	23.00 22.00	State any seasonal variations for the supply of alcohol (please read guidance note 4) <i>NEW YEARS EVE 03.00 GARDIA FLOOR ONLY</i>	Both	
Tue G/G G1	12.00 12.00	23.00 22.00			
Wed G/G G1	12.00 12.00	23.00 22.00			
Thur G/G G1	12.00 12.00	24.00 22.00	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 G/G G1	12.00 12.00	03.00 22.00			
Sat G/G G1	12.00 12.00	03.00 22.00			
Sun					

Sun 07-1	12.00	22.00	
4-1	12.00	22.00	

State the name and details of the individual whom you wish to specify on the licence as premises supervisor

Name: DUNCAN BARLOW

Address: 40 3 TORRENS ST, LONDON
FORMALY 81C COLLEGE PLACE NW1 0AR

Postcode: ECLV 1NQ

Personal Licence number (if known) PERS-4101593

Issuing licensing authority (if known) ISLINGTON CAMDEN

N

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)

O

Hours premises are open to the public Standard timings (please read guidance note 6)			State any seasonal variation (please read guidance note 4)
Day	Start	Finish	
Mon	12.00	23.00	NEW YEARS EVE 03.00
Tue	12.00	23.00	
Wed	12.00	23.00	
Thur	12.00	24.00	
Fri	12.00	03.00	
Sat	12.00	03.00	
Sun	12.00	22.00	

Non standard timings. Where you intend to use 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)

a) General

1. Development of appropriate risk assessments to evaluate how Candid can actively help to reduce crime & disorder both on the premises and in the vicinity of the building.
2. Ensure adequate exterior lighting is in place above all doorways and report any failed street lighting to the council asap.
3. Installation of CCTV cameras on exterior of building that act as a deterrent and also provide evidence of any misdemeanours.
4. Visible SIA security personnel when required in place on all exterior doorways. Security staff should be trained in how to deal with any anti-social behaviour and how to prevent unwanted entrance of uninvited guests.
5. Visible identity of staff members (by displaying company logo or similar) who can monitor event from interior
6. Ticketing of events and guest lists to be encouraged
7. Monitoring of alcohol consumption – NB: sales of wines & beers and these to be carefully measured according to current licensing laws. Cost of alcoholic beverages should be high enough to deter over-consumption. ID checks (Challenge 25) to be made of anyone who looks underage.
8. Closing times to be set in accordance with local guidelines and with consideration of local residents.
9. Noise levels to be monitored to prevent disturbance to local residents and provide a telephone of duty officer to enable immediate enactment if required
10. Encourage family friendly events (art fairs, exhibitions & classes)

b) The Prevention of crime and disorder:

1. Management to oversee training programmes for all staff and to make sure they are aware of how to deal with situations of conflict and aggression, particularly security staff on doors. SIA Staff when required.
2. Prepare risk assessment to cover description of general activities & events with details of how to implement any measures arising from such assessments.
3. Installation of CCTV cameras both interior & exterior with signage to make public aware of their existence.
4. Signage regarding the consumption of alcoholic beverages on the street & provision of suitable smoking bins.

5. Regular collection of empty bottles & glasses by service staff to prevent breakages and risk of use as weapon.

c) Public safety

1. Adequate lighting
2. Adequate security staff on doors & visible staff presence inside venue
3. Monitoring of venue capacity to prevent overcrowding (encourage guest lists & invite only events). Make those hiring the venue aware of maximum capacity.
4. List of staff trained in first aid with telephone numbers – try to make sure there is always one first aider on duty at any event.
5. Good signage regarding fire exits and emergency evacuation procedures.
6. List of fire wardens trained in use of fire extinguishers and how to supervise a fire alarm exit.
7. Fire risk assessment to be kept up to date with any amendments.
8. Access & Egress – good signage in place especially for disabled persons.
9. General good safety practice regarding trip hazards and obstacles.

d) The prevention of public nuisance

1. Set closing time of venue to prevent late night disturbance
2. Events during office hours to be monitored with consideration of noise on street.
3. Monitoring of noise levels inside the venue (music levels must be kept within specified guidelines & electronic noise control devices fitted to amplification equipment plus room insulation)
4. Staff to oversee exit of persons at end of activity to help reduce noise & disturbance.
5. Control of litter & waste management; recycling of waste materials where possible. Waste to be bagged up and placed in bins provided.
6. Marketing literature, posters etc. to be removed after event has taken place and care to be taken when handing out flyers that these do not litter the streets.

e) The protection of children from harm

NB: there would be a strong adult presence during most activities where children are likely to be present (e.g. exhibitions, fairs etc)

1. Signage regarding unsuitable content for children (e.g. exhibition of artworks that may be of an adult nature and art films with unsuitable content). Adults to be made aware of such content by attendant staff, if entering with children.
2. If alcohol is to be sold during mixed event, staff should be vigilant to check ID of younger persons (challenge 25). Clear signage that alcohol is for sale to over 18's only.
3. When hiring premises to outside hirers, management to be aware of any activity involving children and discuss this with the relevant person.
4. Limitation or exclusion of children to certain events to be considered where appropriate (e.g. late night events)

Please tick ✓ yes

- I have made or enclosed payment of the fee
- I have enclosed the plan of the premises
- I have sent copies of this application and the plan to responsible authorities and others where applicable
- I have enclosed the consent form completed by the individual I wish to be premises supervisor, if applicable
- I understand that I must now advertise my application
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO 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 4 – Signatures (please read guidance note 10)

Signature of applicant or applicant's solicitor or other duly authorised agent. (See guidance note 11) If signing on behalf of the applicant please state in what capacity.

Signature

[Handwritten Signature]

Date

4.9.12

Capacity

MANAGING DIRECTOR

For joint applications signature of 2nd applicant 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 postal address for correspondence associated with this application (please read guidance note 13)

*DUNCAN BARLOW
3 TORREYS ST*

Post town

LONDON

Post code

EC1V 1NG

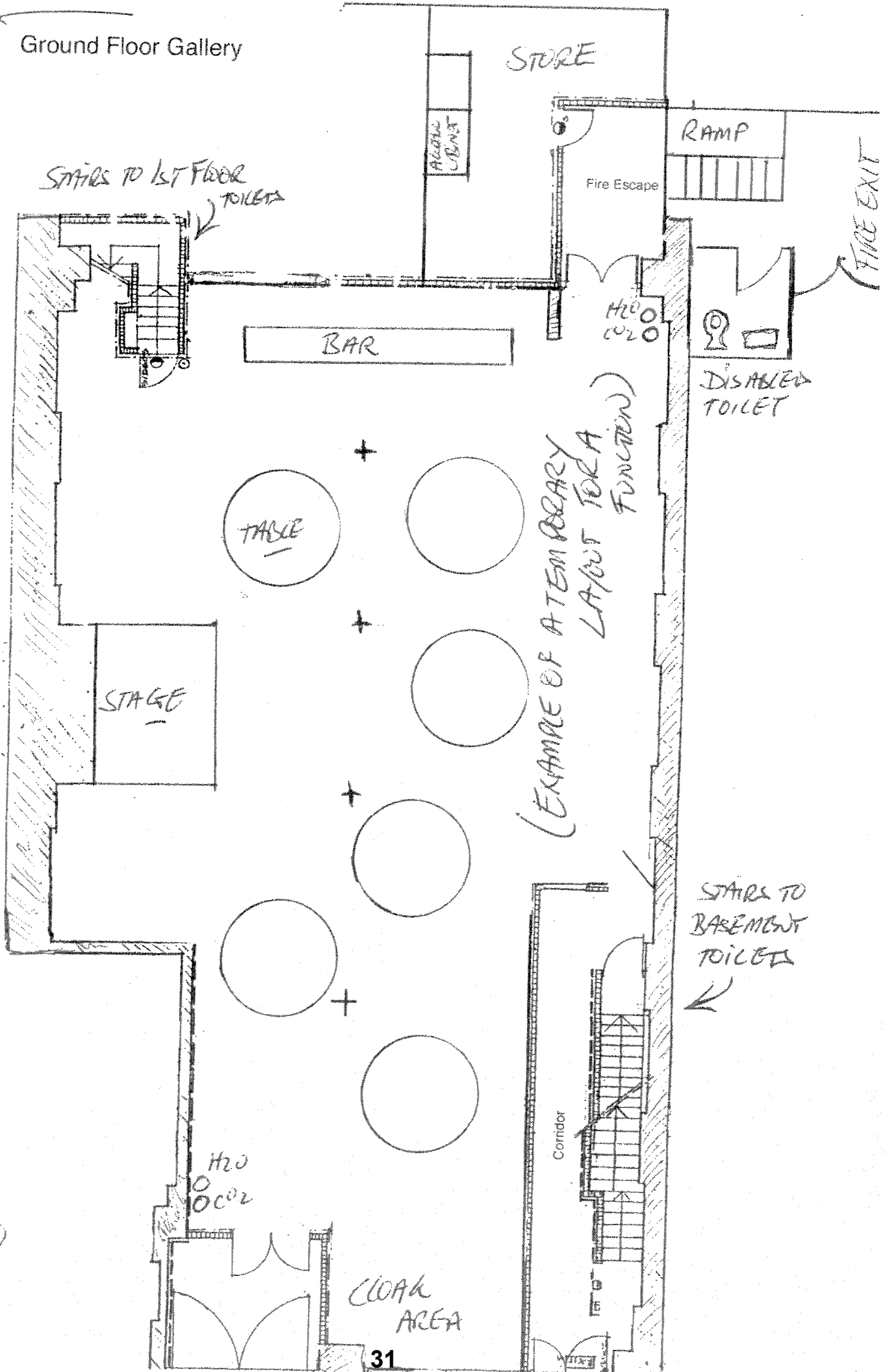
Telephone number (if any)

02078374237

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

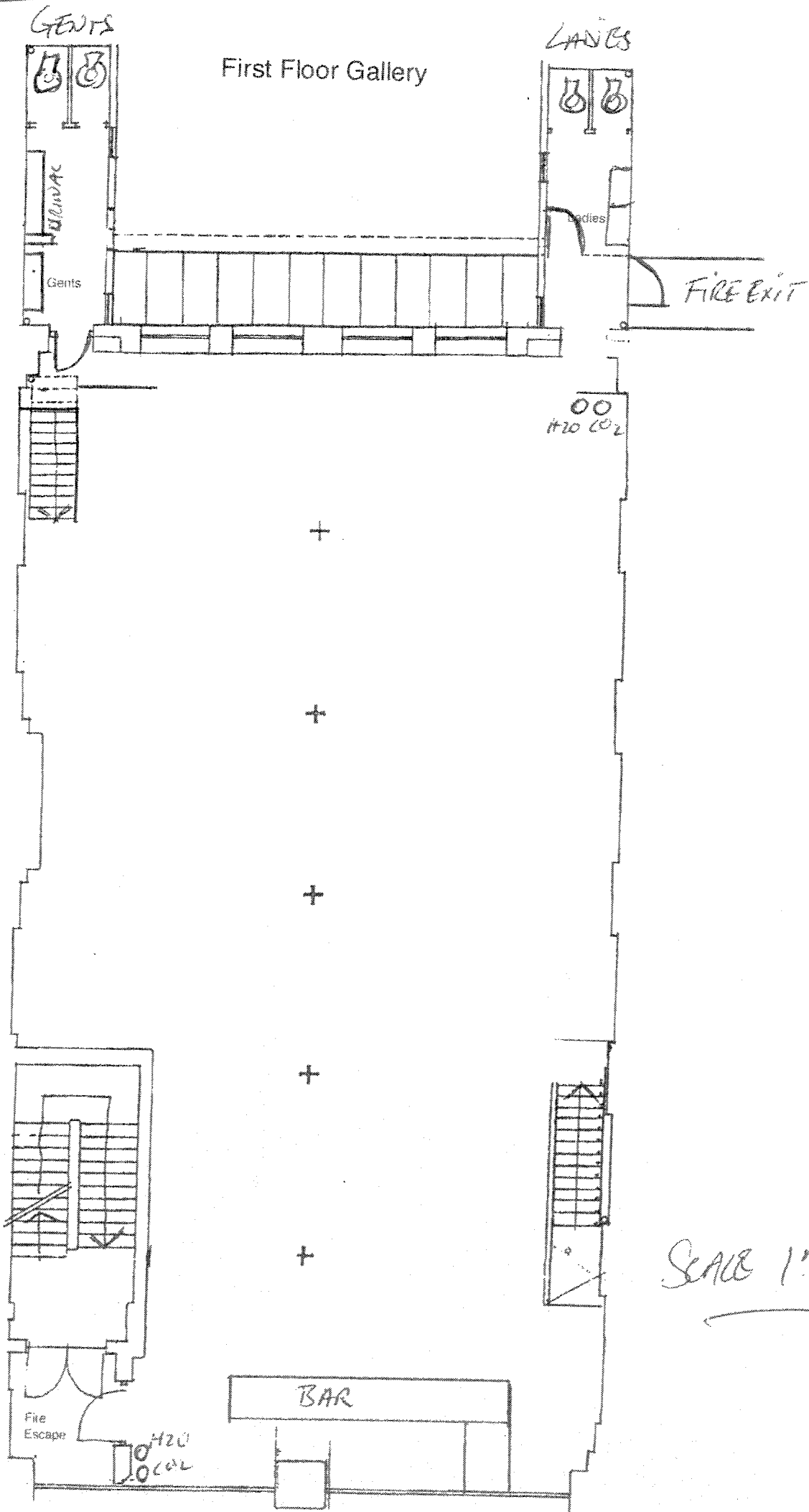
CANDIA ARTS TRUST

Ground Floor Gallery

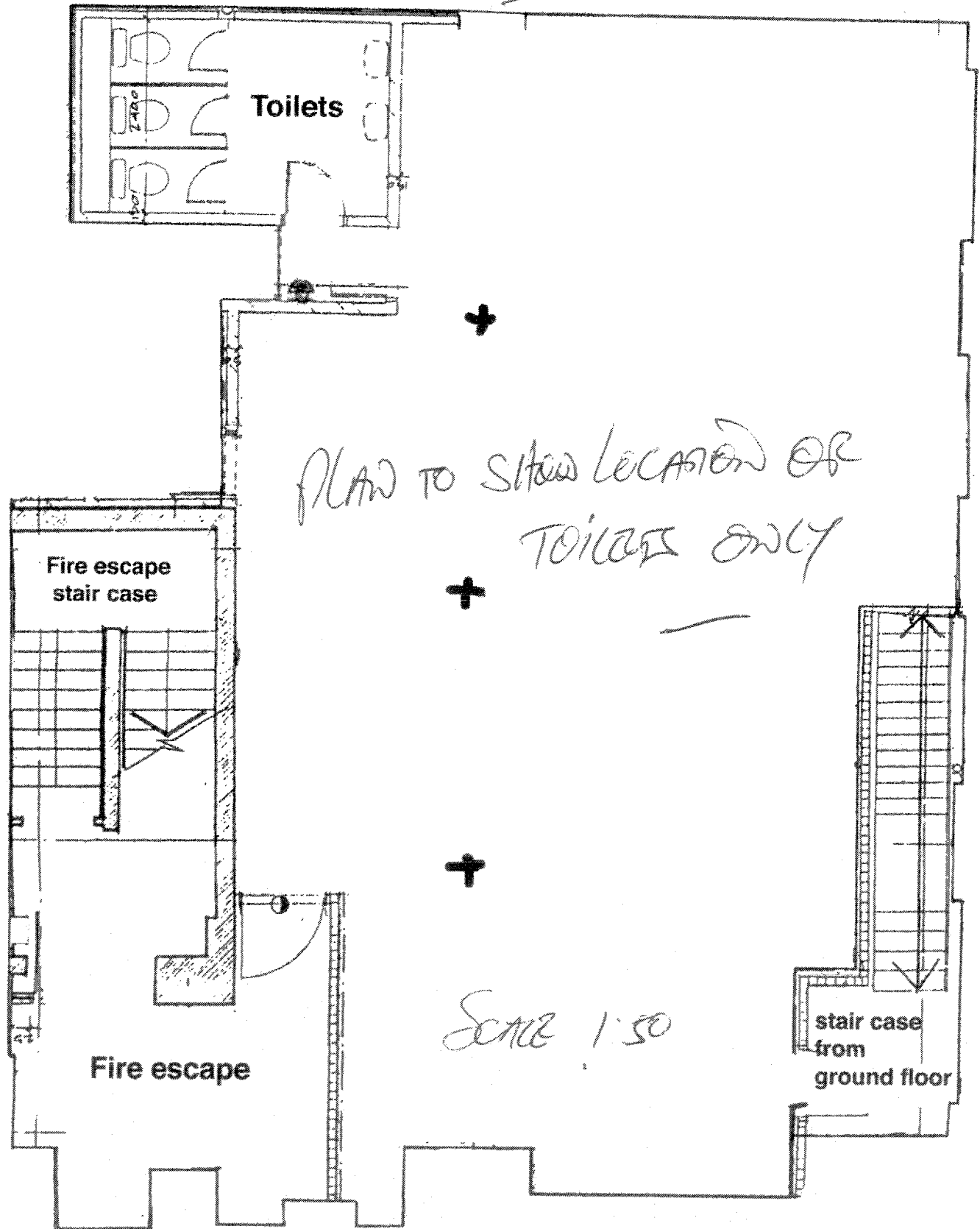


SCALE
1:100

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BASEMENT



Dear Mr Fitzsimons

I wish to object to the proposed licence application for Candid Arts Trust, 5 Torrens Street, in the strongest possible terms. As a local resident in Duncan Terrace and homeowner for over 24 years, there has been an increasing tendency for applications such as these to be granted, without full consideration of the negative and distressing impact that extended opening hours and sales of alcohol have on the local community.

Extended opening hours until 3am combined with the sale of alcohol until that time is likely to result in increased disorder at closing time, as well as creating a public nuisance for the residents of [REDACTED]

[REDACTED] This public nuisance will be exacerbated when those attending events until 3am spill out on the street, and potentially raises public safety issues as the exit from Torrens Street is onto City Road/Goswell Road, which are busy throughout the day and night with heavy volumes of traffic.

I urge you not to grant this licence.

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.

Baptiste, Anthony

From: [REDACTED]

Sent: 20 September 2012 16:14

To: [REDACTED]

Subject:

Candid Arts Club, Torrens St, N1

Dear Mr Fitzsimons

I wish to object to the proposed licence application for Candid Arts Trust, 5 Torrens Street.

I have been a local resident in [REDACTED] and homeowner for over 24 years. Historically, there has been a reasonable balance in the neighbourhood between the commercial demands of businesses providing employment and bringing visitors to the area and those of the local resident community who can reasonably expect quiet enjoyment of their homes. Residents of [REDACTED], have overall, enjoyed good relations with and been supportive of Candid and Slimelight.

However, recently there has been an increasing tendency for applications such as these to be granted, without full consideration of the negative and distressing impact that extended opening hours and sales of alcohol have on the local resident and council tax paying community. The balance has swung too far in favour of commercial demands.

Extended opening hours until 3am combined with the sale of alcohol until that time is likely to result in increased disorder at closing time, as well as creating a public nuisance, particularly noise, for the residents of [REDACTED]

[REDACTED] Recent experience of events held until late hours has demonstrated this. This public nuisance will be exacerbated when those attending events until 3am spill out on the street, and potentially raises public safety issues as the exit from Torrens Street is onto City Road/Goswell Road, which are busy throughout the day and night with heavy volumes of traffic.

I urge you not to grant this licence.

[REDACTED]

[REDACTED]

Baptiste, Anthony

From: Fitzsimons, Aiden
Sent: 24 September 2012 14:17
To: Baptiste, Anthony
Subject: FW: Candid Arts Club Torrens Street

-----Original Message-----

From: [REDACTED]
Sent: 24 September 2012 14:17
To: Fitzsimons, Aiden
Cc: [REDACTED]
Subject: Candid Arts Club Torrens Street

Dear Mr Fitzsimons

I am writing to object to the licence application for Candid Arts Trust ,5 Torrens Street

Granting this licence is likely to have a harmful impact on local residents' quiet enjoyment and is likely to seriously disrupt their sleep.

Extended opening hours and sales of alcohol are already generating distressing public nuisance for people who live around the Angel and disruption to safe access on the pavements at night.

This will be exacerbated if the licence is granted .

I live at [REDACTED] . Sound from the back of buildings in Torrens street bounces off the projecting extension of our neighbour's house straight into the back of our house at a sound level greater than that experienced by our immediate neighbours. Your Council's records will show that your Environmental Health Officers established that the noise levels we experienced from the early days of Slimelight exceeded legal levels and they were most helpful in persuading Slimelight to take remedial action .It is extremely likely that the noise that would follow the grant of this licence would make our back bedrooms untenable in the same way .

Please refuse this application .

In addition ,please can you confirm that Planning Permission is not required for the activities referred to in the licence application .

[REDACTED]
London
[REDACTED]

Anthony Baptiste
Licensing Officer
Islington Council Licensing Team
Public Protection Division
222 Upper Street
London N1 1 XR

Yr ref WK/121361005

Dear Sir

Application for a premises licence by Candid Arts Trust, 5 Torrens Street, EC1V 1NQ

I refer to your letter delivered by hand on or around 21 September informing me that Islington Council has received a premises licence application for 5 Torrens Street.

Noise

I write to make a representation to the Council requesting them not to grant the licence. The first grounds for my objection to the licence are the noise which I expect to be generated from the premises over and above current noise levels.

The sale of alcohol and the provision of recorded and live music on the ground and first floor and dancing on the ground floor will increase the noise suffered by the houses in [REDACTED]

Increased numbers of people attracted to the building will mean that open areas in Torrens Street and in the courtyard of No 5 Torrens Street will be busier and noisier from midday until at least an hour after closing, whether that is the proposed time of 10pm, 11pm, 12pm (3 nights pw)) or 3am (2nights per week). Inevitably many people leaving the licensed premises will walk down [REDACTED] late at night and in the early morning hours talking and making a noise.

I also expect noise to emanate from the building itself because:

1. [REDACTED]
2. the Torrens Street building is in disrepair and is without reasonable wind and waterproofing let alone substantial soundproofing: for example:
 - a. there is no glass in the kitchen window and conversations in the Torrens Street kitchen are heard by us in the [REDACTED]
 - b. parts of the roof are covered in plastic tape;
 - c. several windows have no glass and have been permanently boarded up with hard board for more than 20 years;
 - d. vermin have a nest in the corner of the roof and can be seen going in and out of the building – a situation which has existed for several years.

All these aspects of disrepair indicate low levels of soundproofing.

Any noise will come directly into our bedrooms at the back of the house which has been the relatively quieter side of the property.

I ask the Council to recognise that the noise I anticipate is not the only noise at night that we face. We already have considerable background noise from City Road and the bus stops at the end of Duncan Terrace on both sides of City Road and also from pedestrians going home noisily at night and gathering to talk and shout in the turning bay opposite our house, and from motorbikes and cars using the terrace and turning in the turning bay.

Planning permission for change of use.

The second grounds for requesting that the Council refuse the granting of a licence are that the building has no planning permission for a nightclub. It has been used as an art gallery and café and future use as a nightclub or pub requires permission for a change of use. There will be considerable change of character and intensification of use from what is essentially a daytime retail use to a predominantly evening entertainment venue. Will the Council require an application from 5 Torrens Street for planning permission for a change of use?

It is on these grounds of noise nuisance and unapproved change of use that I ask the Council not to grant the licence for 5 Torrens Street please.

Yours faithfully



Baptiste, Anthony

From: [REDACTED]
Sent: 12 October 2012 13:41
To: Licensing
Cc: [REDACTED]
Subject: License re: Candid Arts Trust, 5 Torrens Street, London EC1V 1NQ

The Licensing Support Team
222 Upper Street
London N1 1XR

For the attention of Anthony Baptiste, Licensing Officer

Your ref: WK/121361005

Dear Sir

Application for a premises licence by Candid Arts Trust, 5 Torrens Street, EC1V 1NQ

I refer to your letter delivered by hand on or around 21 September informing me that Islington Council has received a premises licence application for 5 Torrens Street.

I wish to object to this Application

1. The operation of part of the Candid Arts Trust as a night club constitutes a Significant Change of Use in terms of the Town & Country Planning Acts because:

- i. it currently functions, (very well as it happens), as a gallery with cafe attached,
- ii. which operates only during the daytime,
- iii. and has no licence to sell spirits,

and therefore requires Planning Approval which it does not have.

2. If the Candid Arts Trust were to apply for Planning Approval, I would object to it on the grounds that

- i. it is inappropriate that a nightclub, though it may be accessed from Torrens Street, is in a building extension built within the erstwhile garden of 5 Duncan Terrace, ie inside a residential area which is also a Conservation Area
 - a. the part of the Candid Arts Trust building in which the venue is proposed extends

[REDACTED]

- ii. there would need to be conditions applied to any planning permission granted to ensure that there was adequate sound-proofing installed. At present,
 - a. there is, for example, [REDACTED] knowledge, no glass in it for over 20 years such that ivy grows through into the building. [REDACTED] likewise, offer no protection from sound, though we keep them clear of ivy, and have put up gutters above them, at our expense, to stop rainwater running down the walls and elders self-seeding and growing within the walls (again I have had elder shrubs dug out of the walls, at my expense,

and the brickwork sealed lest the walls start collapsing).

b. The Trust does not appear to have the resources to provide the required level of sound-proofing; viz the tiled roof, which is held together with swathes of duct tape and has provided a home for vermin (squirrels) for a number of years.

Notwithstanding the above concerning the need for, and conditions for, Planning Approval,

I further ask the Council not to grant the premises licence applied for reasons of Public Nuisance in the form of the increased noise at unsocial hours emanating from the building, the courtyard of and the streets around the building.

Public Nuisance/Noise from the building

Many times in the past, we have had to complain about daytime noise, coming from the building proposed for late night/early morning entertainment. The Candid Arts Trust manager and I have each others mobile numbers, so that he can put a stop to the noise straight away.

Because the proposed venue is coming from a building in, what was, our neighbour's garden, with nothing but a sheet of plywood covering the windows, sounds from the venue would be at virtually the same volume as if they were being made in the middle of our garden.

The sale of alcohol, the playing of live or recorded music and the noise of dancing late into the night within the proposed venue would make the lives of the families living in the terrace a zillion times worse than the conditions the Candid Arts Trust has, in the past, tried to spare us from.

Noise from the existing Slimelight Night Club is only now at a tolerable level because

- i. the building is further away, being beyond the end garden wall, and
- ii. the club has spent a lot of money on good sound insulation.

We don't believe the Candid Arts Trust has the resources to make a building, so close to our homes in the terrace, sufficiently soundproof to make tenable the lives of those families living in the terrace, and, in particular, the lives of their children.

Public Nuisance/Noise from the entrance courtyard of the Candid Arts Trust

Bedrooms in the terrace are, inevitably, in the smaller rooms on the upper floors and, mostly, face into the gardens to avoid the traffic noise generated along London's Inner Ring Road - the front rooms, at the top of the house, have no trees or any other barrier between the windows and the traffic.

Conversations in the entrance courtyard can be clearly overheard inside the buildings on the terrace as there are no high structures to act as a sound barrier between the two spaces. On the far side of the Courtyard, in Torrens Street, is the Arc Pub which has a late night licence and no sound insulation. And as the noise from the pub is already intolerable, particularly during those summer nights when windows and doors are kept open, noise from a busy Candid Arts Trust courtyard would take over the terrace.

Public Nuisance/Noise from Torrens Street and adjoining streets

Increased numbers of people attracted to the building will mean that Torrens Street, City Road, Colebrooke Row and Duncan Terrace will all be busy until an hour after closing time, ie 3am.

We experienced a lot of problems when Slimelight opened with people parking cars under our bedroom windows and spending ages talking noisily to friends before slamming car doors and driving away. No notices in venues asking customers to be quiet for the sake of the neighbours had any effect. Slimelight eventually solved the problem by having staff out patrolling the streets throughout their opening times. We are very grateful to Slimelight for their cooperation; but we don't believe the Candid Arts Trust has the resources to provide a similar service.

Yours faithfully



[REDACTED]
Islington
London
[REDACTED]
[REDACTED]

20 September 2012

Dear Sirs

**License application by Duncan Barlow on behalf of Candid Arts Trust
("Candid")**

I wish to object to this application on the grounds of Public Nuisance and Public Safety.

I live at [REDACTED]
[REDACTED]
[REDACTED]

The Candid building is not well maintained and I have suffered from damp and water leakage from their roof and through their walls for some time. There has been little investment in or maintenance of their building in any way, and especially, it is not soundproofed. I know this because I have regular cause to complain to them about loud music (live and recorded) and noisy parties [REDACTED] arising from their letting it on a commercial basis for parties and other events over a number of years already. Thus far the fact that they have been doing so without a license has given some weight to my requests to reduce the volume of the music and to turn it off altogether at 11pm (for that is the time I believe the noise patrol starts to operate).

If you permit this extensive increase in permission through granting of a license, that part of my property, which contains both living and sleeping space will become virtually unusable. It is already so when the party gets into full swing next door.

And it is not only indoors that the sound is a nuisance. Because of the lack of sound insulation the noise penetrates into the gardens and the houses along the southern end of Duncan Terrace. And Candid has a courtyard where events either take place or spill out onto. An increase in the licensed activities will only make noise nuisance from that worse. Again, we have complained but have been told that the space is used for "weddings" which are apparently exempt in some way.

Over and above my objection on the grounds of noise, there is a Public Safety concern here. Torrens Street is already incredibly busy at night with activities at both the Arc pub (where we also have to complain regularly about excessive noise and bad behavior) and The Slimelight Club. Torrens Street is very narrow and opens directly on to City Road and to add late night inebriated revelers to that mix is potentially dangerous in terms of sheer numbers and typical behaviour.

Please, please do not allow this massive damage in terms of noise nuisance to a residential street, simply in order to generate commercial gain at what is supposed to be an Arts Trust and not a night-time economy establishment.

There is one establishment in Torrens Street, The Slimelight Club, which manages to operate for longer hours and with music, but they have invested in professional soundproofing and are very good and considerate neighbours, employing security guards to manage their guests both inside and beyond their premises . The present application is in a different category altogether.

Yours faithfully

A solid black rectangular redaction box covering the signature area.

Baptiste, Anthony

From: [REDACTED]
Sent: 24 September 2012 18:44
To: Fitzsimons, Aiden
Cc: [REDACTED]

Subject: Candid Arts Trust Application

Dear Mr Fitzsimons

License application by Duncan Barlow on behalf of Candid Arts Trust; 5 Torrens St

I wish to object to this proposed license application on the grounds of both public nuisance and public safety. I live at [REDACTED]

[REDACTED] I have been a local resident in [REDACTED] for over seven years and from my experience of similar ventures - The Double Club and the Arc and indeed the Candid Arts Trust itself, I believe that allowing such a license is likely to have a significantly harmful impact on the health and well being of local residents, resulting in stress, serious disruption to sleep patterns, general disturbance and distressing public nuisance for those residents who live at the rear of Torrens St.

In relation to public nuisance, we have alternately had to put up with, or complain over the last seven years about loud music (live and recorded) and noisy parties held periodically in the Candid Arts Trust building. We have always been told that these are private parties or weddings. This public nuisance of noise is really considerable and if the Council agree to licensing the Trust, offering extended opening hours, allowing extended sale of alcohol, and extensive permission to play live and recorded music, the quality of our lives will be devastated. It is practically impossible to either get to sleep or remain asleep when these events take place, so considerable is the noise. My children's bedrooms are at the back of the house, situated there to relieve them from the negative impact of the noise at the front of the house - the traffic in City Rd and the disruptive and anti-social behaviour experienced in and around the bus-stop at the junction of City Road and Duncan Terrace from individuals leaving outlets such as these in the early hours of the morning.

It is however, not just the late-night noise. If the license is granted, the noise in [REDACTED] in the early part of the evenings would also be immense, and we have experienced this at first hand. There appears to have been little or no investment in, or maintenance of, the Candid Arts Trust building, and especially in relation to sound insulation. In addition, the Trust has a courtyard where events are organised, or where guests spill out onto; an increase in the licensed activities will again only make noise nuisance so much worse for us as residents, by day or night.


Public nuisance also takes the form of alcohol-fuelled revellers spilling out on to Torrens St and using the most southernly end of Duncan Terrace, around the turning bay and adjacent to the rear door of 391 City Road, as a urinal and a place to vomit, as it is the first dark space after Torrens St. Drinkers also bring glasses, litter, broken glass, sit around on the steps of the houses of Duncan Terrace and variously shout, argue and talk in loud voices. Historically, this sort of anti-social behaviour always increases with an increase in the number of night-time economy outlets in what is fundamentally a residential area. Again, episodic experience of events held at Candid Arts Trust and others over the last seven years until the late hours has demonstrated this only too clearly and so we would see a general negative impact on the local amenity immediately adjacent to a conservation area.

Over and above an objection on the grounds of public nuisance as described, there is also a Public Safety concern. Torrens Street is already busy at night with activities at both the Arc pub (where we also have to complain regularly about excessive noise and ASB) and the Slimelight Club. Torrens Street is very narrow and opens directly on to the very busy City Road. To add further late-night, inebriated revelers to that mix is potentially dangerous in terms of sheer numbers and results in disruption to safe access by pedestrians on the pavements at night. In addition, it results in disruption and potential danger for passing cyclists, public transport and vehicular drivers.

In Islington's Core Strategy Document and accompanying Site Specific Allocations there is a very clear commitment to ensuring that any development within Torrens St will expressly not support the night-time economy, rather that it will be developed to support the arts. Granting such a license to Candid Arts Trust would be completely counter to this strategic commitment.

As stated, we already experience a considerable amount of antisocial behaviour under current circumstances, but with extended opening hours combined with the sale of alcohol on some evenings until as late as 3 am in this establishment, we are likely to see substantially increased disorder and increased public nuisance if the license is granted and I urge you not to do so.

Best wishes



Baptiste, Anthony

From: [REDACTED]
Sent: 09 October 2012 14:48
To: Fitzsimons, Aiden
Cc: Klute, Martin; Perry, Alice; Doolan, Gary
Subject: Candid Arts Trust, Torrens Street N1 - OBJECTION to Licence Application

Dear Mr Fitzsimons

I am writing to object to the proposed licence application for Candid Arts Trust, Torrens Street, N1 on the grounds of public nuisance and public safety. Granting this licence and the noise that will result will damage my health and that of my family as well as other residents on Duncan Terrace.

I have lived [REDACTED] for 17 years and during this time on various occasions have experienced loud music (both live and recorded) and general party noise at night emanating from Torrens Street - in particular the Candid Arts Trust, Slimelight and pop-up Double Club (opened temporarily a couple of years ago). The noise caused great stress at the time disrupting family sleep patterns in particular as our bedrooms face the rear where noise tends to reverberate and bounce off the buildings in the courtyard behind. The building is not sound proofed, and windows and back doors are regularly open letting noise escape - letting this continue until 3am on Friday and Saturday nights will make our lives intolerable.

Combining this with allowing the sale of alcohol will also result in increased disorderliness, public nuisance and noise in the area as clients leave the building, often walking down Duncan Terrace in groups, particularly when they have parked there. Please take this opportunity to limit the late night drinking culture that has been allowed to grow in Islington in recent years.

I would urge you to turn down this application.

Yours sincerely

[REDACTED]

[REDACTED]

[REDACTED]





Mr Duncan Barlow
Candid Arts Trust
3 Torrens Street
London
EC1V 1NQ

Building Control Service
Planning and Development
222 Upper Street
London
N1 1XR

T 020 7527 5986
F 020 7527 5998
E geoff.weaver@islington.gov.uk
W www.islington.gov.uk

Our ref : GW
Your ref:

Date: 11 October 2012

Dear Sir

**Licensing Act 2003
Representation from Responsible Authority for Health and Public Safety
Candid Arts Trust 5 Torrens Street EC1 1NQ**

With reference to the recent application for a premises licence under the Licensing Act 2003 at the above named premises, as the health and safety consultant for the responsible authority for health and public safety I will be making a representation to this application.

The proposed arrangements at the premises as shown on the submitted plan are insufficient for health and public safety. Attached is a schedule of the requirements necessary for the minimum acceptable standards. The premises should be inspected and approved by the responsible authority for health and public safety before the premises can be used under the licence.

Premises should be maintained in good condition. Staff should be trained in the health and safety measures applicable to the premises and the action to be taken in the event of an emergency or evacuation. Enclosed for your attention are **Health and Safety Standards for Places of Assembly, Shops and Commercial Premises**.

This communication is without prejudice to the necessity of complying with any other statutory controls which may be applicable, whether administered by the council or by any other authority.

Please give notification of the commencement and completion of the works. Should you require any advice or information please contact me at the above address.

Yours faithfully

Geoff Weaver
Senior Building Surveyor (Licensing Health and Safety)

**Islington Licensing Authority
Licensing Act 2003**

Representation form from Responsible Authority for Health and Public Safety

Name	Geoff Weaver
Job title	Senior Building Surveyor (Licensing Health and Safety)
Postal address	Islington Council, Building Control Service 222 Upper Street, London N1 1XR
email	geoff.weaver@islington.gov.uk
Contact telephone number	020 7527 5986
Name and address of the premises concerning the representation	Candid Arts Trust 5 Torrens Street EC1 1NQ
Public Safety	The proposed arrangements at the premises are insufficient for health and public safety. See attached requirements schedule.
Suggested conditions that could be added to the licence to remedy the public safety representation	<p>(1) The premises shall not be used under the licence until the requirements specified in the schedule dated 11 October 2012 have been completed and approved in writing by the responsible authority for health and public safety.</p> <p>(2) The maximum number of persons, including staff and performers, accommodated at any one time in the premises shall not exceed the following: Ground Floor – 200 First Floor – 160</p>

Signed: _____ Date: _____

Please return this form along with any additional sheets to: Applicant and Islington Council, Licensing Team, 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.

**Licensing Act 2003 – Requirements schedule dated 10 October 2012 for
Candid Arts Trust 5 Torrens Street EC1 1NQ**

- (1) All exit signs over the exit doors should have any directional arrow indicating the correct exit route through the door way.

Exit route signs indicating the escape route to the final exit doors should be provided, as appropriate, in corridors / stairways.

- (2) The pair of inward opening entrance/exit doors front Torrens Street should be locked in the fully open position when the ground floor is occupied. Signs should be fixed on inside of both of the doors worded **Secure door open when premises are occupied** in not less than 5mm letters.

- (3) A robust guarding should be provided to the exposed edge of the stairs in the rear ground exit route.

The height of the guarding should be not less than 900mm above the pitch line of the stairs. The guarding should be so constructed that 100mm diameter sphere cannot pass through any opening.

- (4) Doors on escape routes from and within the premises intended for use by more than 60 persons should be free from fastenings or secured with panic bolts or panic latches operated by horizontal push bars in conformity with BS EN 1125. Doors secured with panic bolts or panic latches operated by horizontal push bars should have signs above the push bars worded **Push bar to open**.

- (5) Existing non-maintained emergency lighting within the premises and the external exit routes should be inspected and tested to ensure that each luminaire is wired to the local lighting circuit in such a manner as to operate not only in the event of failure of the mains supply but also on failure of the supply to the local lighting circuit.

- (6) Copies of the inspection and test certificates specified below, certified by an approved competent person, should be submitted to the responsible authority for health and public safety.

Emergency lighting
Fire alarm
Fire fighting appliances

Note: Approved competent persons for certification are specified in the attached document **Health and Safety Standards for Places of Assembly, Shops and Commercial Premises**.

- (7) Portable gas heaters and cylinders should be removed from the premises. If the existing heating arrangements are inadequate permanent heating appliances should be provided.

Note: Heating appliances should have suitable guards securely fixed in position to prevent unauthorised persons having access to the controls or being able to approach sufficiently close to the appliance to endanger themselves.

**Islington Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority - Public Protection

Your Name	Eryka Bancroft
Job Title	Senior Environmental Health Officer
Postal and email address	Noise Team Public Protection Division 222 Upper Street London N1 1YA
Contact telephone number	020 7527 3846

Name of the premises you are making a representation about	Candid Arts Trust
Address of the premises you are making a representation about	5 Torrens Street London EC1V 1NQ

***Please detail the evidence supporting your representation. Or the reason for your Representation.
Please use separate sheets if necessary***

To prevent public nuisance

We are make representation with regard to the minimisation and prevention of the risk of noise disturbance to neighbouring occupiers.

Noise Team has visited the premises and reviewed the application submitted. It is noted that the premises basement and ground floor was granted planning permission with conditions in 1994 (Application Number: 930911). The permission does not appear to apply to the first floor. The permission makes reference to an acoustic report and plans 'sound reduction proposals' unfortunately these documents are not available online.

We object to the granting of the licence, at this time. The objection to be withdrawn provided the suggested conditions below are accepted. Noise Team requirements for regulated entertainment are attached below.

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.

A. Sound Insulation and Music Noise Control

1. Regulated entertainment shall be restricted to the ground floor.
2. When exhibitions and/or regulated entertainment takes place on the premises windows shall be closed, and doors kept closed so far as practicable.
3. An assessment of sound insulation will be undertaken and appropriate improvement works carried out and noise control measures implemented, so as to ensure that music and people noise generated on the premises meets with the Council's Technical Noise Criteria on neighbouring noise sensitive premises to the satisfaction of the Council's Noise Team, in writing, before any regulated entertainment takes place.

B. Dispersal Policy

3. A written dispersal policy for patrons shall be submitted and agreed by the Council's Noise Team, in writing, before the premises is used for exhibitions and/or regulated entertainment.

C. Notices

1. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

Signed: _____ Date: 16th October 2012

Please send this form along with any additional sheets to the applicant. A copy should be sent to: Islington Council, Licensing Team, 159 Upper Street London N1 1RE 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



ISLINGTON

Environment and Regeneration

TECHNICAL ADVICE FOR CONSULTANTS ON SOUND INSULATION AND NOISE CONTROL CRITERIA FOR ENTERTAINMENT LICENSED PREMISES.

- 1.0** Appoint an acoustic consultant registered with the Institute of Acoustics or Association of Noise Consultants with the brief to undertake a thorough acoustic survey of the neighbourhood with regard to noise sensitive premises near the proposed licensed premises. The survey to identify representative existing background and ambient noise levels during all times of operation of the proposed licensed premises, as $L_{A90(5min)(f)}$ and as real time simultaneous $L_{eq(5min)(f)}$ 1/1 octave bands centred on the frequencies 63Hz and 125Hz.
- 2.0** Measurements to be taken 1 metre from the facade of the nearest noise sensitive premises or calculated as for this position from readings taken at appropriate locations. Where the proposed licensed premises share party walls, floor/ceiling partitions or other construction elements with a non-associated noise sensitive premises, then existing background and ambient noise levels as described above shall be measured within those non-associated noise sensitive premises. Where access to such noise sensitive premises is not available, then measurements in similar premises in a similar acoustic environment may be substituted.
- 3.0** Using the results of the acoustic survey, a scheme of sound insulation works and other noise control measures is to be designed for the proposed licensed premises. The objective of the scheme is to ensure that music noise from the proposed licensed premises does not cause undue disturbance or is unreasonably intrusive. The scheme of works and other noise control measures is to be based on predicted minimum internal music noise levels of 95 dB(A) $L_{eq(1min)(f)}$ with 95 dB in the 63Hz and 125Hz 1/1 octave bands within the parts of the premises designated for music and dancing.

4.0 The schedule of works should achieve the following

Where there are no shared party walls, floor/ceiling partitions or other construction elements with adjoining non-associated noise sensitive premises.

Where the licensed premises is proposed to operate only between 0700 and 2300 the music noise at all times of operation, shall not cause an increase of more than 2dB in the $L_{A90(1min)(f)}$ when compared with the existing equivalent $L_{A90(1min)(f)}$ without the premises in operation.

At the same times the music noise from the proposed licensed premises shall not cause an increase of more than 3dB, above the real time simultaneous $L_{eq(1min)(f)}$ 1/1 octave band sound pressure level centred on the frequencies 63Hz and 125Hz, when compared with the existing equivalent $L_{eq(1min)(f)}$ (63Hz and 125Hz) taken without the premises in operation.

Where the licensed premises is proposed to operate at any time between 2300 and 0700. the music noise at all times of operation, shall not cause any increase in the $L_{A90(1min)(f)}$ when compared with the existing equivalent $L_{A90(1min)(f)}$ without the premises in operation.

At the same times the music noise from the proposed licensed premises shall not cause any increase in the real time simultaneous $L_{eq(1min)(f)}$ 1/1 octave band sound pressure level centred on the frequencies 63Hz and 125Hz, when compared with the existing equivalent $L_{eq(1min)(f)}$ (63Hz and 125Hz) taken without the premises in operation.

Measurements to be taken 1 metre from the facade of the nearest noise sensitive premises. Where access to the facade of non-associated noise sensitive premises is not available, then the above music noise levels 1 metre from the facade of non-associated noise sensitive premises shall be predicted by calculation rather than measured.

Where there are shared party walls, floor/ceiling partitions or other construction elements with adjoining non-associated noise sensitive premises.

At all times of operation the music noise from the proposed licensed premises, within adjoining non-associated noise sensitive premises, shall not cause any increase in the $L_{A90(1min)(f)}$ when compared with the existing $L_{A90(1min)(fast)}$ without the premises in operation.

At the same times the music noise from the proposed licensed premises shall not cause any increase in the real time simultaneous $L_{eq(1min)(f)}$ 1/1 octave band sound pressure level centred on the frequencies 63Hz and 125Hz, when compared with the existing equivalent $L_{eq(1min)(f)}$ (63Hz and 125Hz) taken without the premises in operation.

Where access to adjoining non-associated noise sensitive premises is not available, then the above music noise levels within the adjoining non-associated noise sensitive premises shall be predicted by calculation rather than measured.

Guidance on the determination of existing background A-Weighted L_{90} and ambient L_{eq} 1/1 octave band sound pressure Levels.

The existing A-weighted background L_{A90} and ambient L_{eq} 1/1 octave band sound pressure levels referred to above are liable to vary at similar times from day to day. In order to establish representative values for these sound levels you are advised to follow the guidance in BS 4142 : 1997 and BS 7445 : 1991 so as to derive logarithmic mean values, which have a standard deviation as small as possible, based on a representative sample of measurements relating to the hours of the application. The scheme of sound insulation works and other noise control measures is to be designed for the "worst case

scenario” of the lowest existing logarithmic mean A-weighted background L_{A90} and ambient L_{eq} 1/1 octave bands (centred at 63Hz and 125Hz), during any time of proposed operation. For example if the premises is proposed to operate in the early hours of Sunday morning and this is when the existing background and ambient noise levels are at their lowest, then equivalent existing background and ambient sound pressure levels at these times are to be used in respect of the above advice.

Where the internal music noise level within the proposed licensed premises shall exceed the minimum internal music noise levels referred to in **3** above, the scheme of works and other measures shall be appropriately adjusted to meet the music noise targets from the proposed licensed premises at or in non-associated noise sensitive premises as stated in above.

- 5.0** Where entertainment noise control devices or automatic volume control systems are permitted they shall be calibrated and set up, to meet the noise control targets in **4**. above. The installation of such devices shall take place under the supervision of an acoustic consultant registered with the Institute of Acoustics who will provide a certificate of the completion and verification of the calibration and set up. The initial set up is to be witnessed by Council officers from the Noise Team. An annual check of the effectiveness, with re-calibration where necessary, of the devices shall be undertaken by an acoustic consultant registered with the Institute of Acoustics, who shall provide a certificate of verification of the calibration and set up. Copies of the certificates of completion and verification of the calibration and set up, both initially and annually, to be provided to the Council’s Entertainment Licensing Team within 21 days of the check of effectiveness.
- 6.0** Where entertainment noise control devices or automatic volume control systems are permitted they shall be secured within robust lockable security boxing, or similar, to prevent unauthorised access to and tampering with the controls. Access to the controls is to be restricted to the licensee/s. On no account are DJs, musicians or their sound engineers to have access to the entertainment noise control device or automatic volume control system control
- 7.0** The scheme of sound insulation works and other noise control measures designed for the proposed licensed premises is to be submitted for consideration by the Council before execution. Any licence awarded shall not come into operation until the scheme of sound insulation works and other noise control measures has been undertaken in full and the licensee/s notified in writing of the commencement of operation of the licence.

Noise and vibration information to be included in acoustic consultant’s report

Identification of the main sources of noise and vibration arising from the operation of the premises

The following information to be provided for each source:

- continuous or intermittent
- type of emission – aural or vibrational – and its characteristics (for example, impulsive,
- tonal elements or other distinguishing feature such as clatter, hiss, screech)

- the hours of operation
- its contribution to overall site noise emission
- the location of the premises on a scaled map and location plan showing positions of the source

Noise and vibrational sources are those that may have an impact on the local environment and lead to public nuisance. To give explanation, a source could cause an occupational noise issue in an enclosed space, but may be unlikely to cause an environmental noise problem requiring assessment under the Licensing Act. Conversely, a large source or a number of smaller sources enclosed within a building could, for example, cause disturbance if doors are left open. Naturally noise which is not particularly noticeable during the day may become more noticeable at night with lower background noise levels.

Identification of Infrequent sources of noise and vibration

Infrequent noise sources should be considered and reported upon, for example: infrequently operated/ seasonal operations, cleaning/maintenance activities, on-site deliveries/collections/transport or out-of-hours activities, emergency generators or pumps and alarm testing. Information as required for main sources above, for each infrequent source should be provided. Sources of infrequent noise and vibration include, movement of materials and waste, transportation associated with deliveries and waste (including reversing alarms), loudspeaker address systems, extraction/ventilation and air conditioning.

Identification of noise-sensitive receptors

Typically residential spaces, however parkland and open spaces regularly used by the public should be considered – schools, hospitals and commercial premises *may* be, depending upon the activities undertaken there and any other points/boundaries where conditions have been applied by local authority officers or as part of a planning consent.

In particular the report will provide details, where relevant, of:

The local environment:

An accurate map or scaled plan showing grid reference, nature of the receiving site, distance and direction from the premises boundary.

Any Conditions/limits imposed that relate to other locations (that is, boundary fence or surrogate for nearest sensitive receptor):

any planning conditions imposed by the local authority relating to noise and vibration

conditions imposed by agreements, for example, limits on operating times or music noise limiters

any requirements of legal notices and the like relating to noise and vibration

any complaints received within the past three years by the operator and the outcome of any investigations into those complaints.

The noise environment:

The background noise level, for proposed hours of operation (day/evening/night) $L_{A,90,T}$,
the operational noise level for premises operation (day/evening/night) $L_{A,eq,T}$ and
ambient noise level (day/evening/night) $L_{A,eq,T}$,

vibration data, which may be expressed in terms of the peak particle velocity (ppv) in mm s^{-1} or the vibration dose value (VDV) in $\text{m s}^{-1.75}$

The noise-sensitive sites may not always be the nearest to the premises. Parklands and open spaces may be noise sensitive by virtue of their use for leisure or similar activities, or if they are designated Sites of Special Scientific Interest or similar.

For noise, the terms used above are given the meaning as defined in BS 4142: 1997 *Method for rating industrial noise affecting mixed residential and industrial areas*. Refer to this for a full description. BS 4142: 1997 also gives advice on the appropriate reference periods.

“Worst case” situations and impulsive or tonal noise should be accounted for separately and not “averaged out” over the measurement period.

For vibration, the appropriate standard is BS6472:1992 *Evaluation of human exposure to vibration in buildings* 1 to 80 Hz.

Details of any environmental noise measurement surveys, noise modelling work or any other noise measurements undertaken relevant to the environmental impact of the installation, identifying:

- the purpose/context of the survey
- the locations where measurements were taken
- the source(s) investigated or identified
- the outcomes

Identify any specific local issues and proposals for improvements.

Describe the current or proposed position with regard to the techniques below or any others that are pertinent to the installation.

Demonstrate that the proposals are best practicable means, by confirming compliance with indicative requirements, by justifying departures or alternative measures.

Suggested conditions of approval consistent with the operating schedule

1. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.
2. Alcoholic drinks may only be consumed within the premises. The premises license holder must ensure that no alcohol is consumed outside the premises at any time.
3. The licensee shall provide a sufficient number of door supervisors to prevent the admission of, and ensure the departure from the premises of drunk and disorderly people or other people displaying signs of other substance abuse, without causing further disorder.
4. Alcoholic and other drinks purchased from the premises may not be taken away from the immediate curtilage of the premises in open containers such as glasses or opened bottles.
5. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.
6. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
7. There must be at least one suitably trained first-aider on duty when the public are present, and if more than one suitably trained first-aider is available, their respective duties must be clearly defined.
8. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
9. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme
10. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training.
11. The licensee shall keep records of training and instruction given to staff.
12. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.

Suggested conditions of approval recommended by Health and Safety Officer

13. The premises shall not be used under the licence until the requirements specified in the schedule dated 11 October 2012 have been completed and approved in writing by the responsible authority for health and public safety.
14. The maximum number of persons, including staff and performers, accommodated at any one time in the premises shall not exceed the following: **Ground Floor – 200, First Floor - 160**

Suggested conditions of approval recommended by Noise Licensing Team

15. Regulated entertainment shall be restricted to the ground floor.
16. When exhibitions and/or regulated entertainment takes place on the premises windows shall be closed, and doors kept closed so far as practicable.
17. An assessment of sound insulation will be undertaken and appropriate improvement works carried out and noise control measures implemented, so as to ensure that music and people noise generated on the premises meets with the Council's Technical Noise Criteria on neighbouring noise sensitive

premises to the satisfaction of the Council's Noise Team, in writing, before any regulated entertainment takes place.

18. A written dispersal policy for patrons shall be submitted and agreed by the Council's Noise Team, in writing, before the premises is used for exhibitions and/or regulated entertainment.
19. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

