



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	9 <sup>th</sup> May 2013	B2	Clerkenwell

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION**  
**Honest Burgers, 251 Pentonville Road, London N1 9NL**

## 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) permit the premises to sell alcohol, on and off supplies, Sundays to Thursdays from 10:00 until 23:00 and Fridays and Saturdays from 10:00 until 00:00;
  - ii) supply Late Night Refreshment (hot food and drink) on Fridays and Saturdays only to 00:00.

## 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:
- i. 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); and
  - iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

### **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 premises is located within the Bunhill and Clerkenwell Cumulative Impact Policy area, adopted by the Council on 24 January 2013.

3.3 The Licensing Authority initially received 4 letters of representation, however a representation from Islington's Noise Service has subsequently been withdrawn as the applicant has agreed to the proposed conditions, as set out in appendix 3.

3.4 The application includes a request to allow recorded music, however as it is only proposed to play this at background levels this would not be considered a licensable activity.

### **4. Planning Implications**

4.1 Islington's Planning Service have confirmed that the premises was granted permission on 20 January 2005 for a change of use from office to café/restaurant with opening hours of 9am-00:00 (midnight).

### **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

Date

29/4/13

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

nu(201306929

Appendix 1

OK TL  
22/3/12

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.

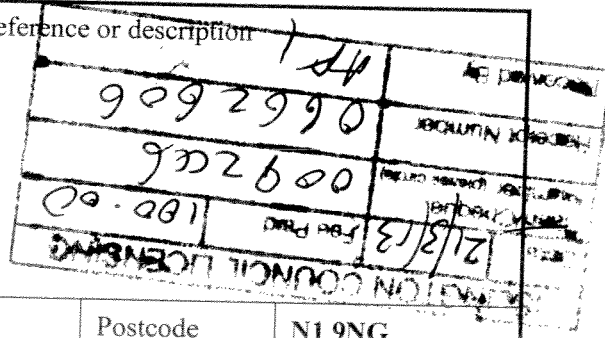
I/We Honest Burgers Limited

(Insert name(s) of applicant)

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 251 Pentonville Road,				
Post town		London	Postcode	N1 9NG



Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ To be Assessed

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- 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 in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  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 <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town		Postcode			
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**(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 Honest Burgers Limited
Address 27 Gaskarth Road London SW12 9NN
Registered number (where applicable) 07490829
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

**Part 3 Operating Schedule**

AS SOON AS POSSIBLE

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

The premises will be a burger restaurant with an emphasis on British produce. It is a food based operation. The premises are part of the Honest Burger chain of restaurants, which have a number of sites in London.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

- a) plays (if ticking yes, fill in box A)
- b) films (if ticking yes, fill in box B)
- c) indoor sporting events (if ticking yes, fill in box C)
- d) boxing or wrestling entertainment (if ticking yes, fill in box D)
- e) live music (if ticking yes, fill in box E)
- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H)

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

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

In all cases complete boxes K, L and M

**A**

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



**B**

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			<u>Please give further details</u> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Wed			
Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 6)			<u>Will the boxing or wrestling entertainment 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	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed			<u>State any seasonal variations for boxing or wrestling entertainment</u> (please read guidance note 4)		
Thur					
Fri			<u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sat					
Sun					

**E**

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

**F**

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place <u>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	<b><u>Please give further details here</u></b> (please read guidance note 3)  Amplified sound system playing pre recorded background music at a discreet volume		
Mon	10.00	23.00			
Tue	10.00	23.00			
Wed	10.00	23.00	<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 4)		
Thur	10.00	23.00			
Fri	10.00	00.00	<b><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></b> (please read guidance note 5)  New Years Eve all activities are permitted throughout the night until the start of permitted hours on New Years Day.		
Sat	10.00	00.00			
Sun	10.00	23.00			

**G**

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

# H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> 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	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Sun					

I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)  Provision for substantial hot food and hot drink at all times during the permitted hours.	Both	<input checked="" type="checkbox"/>
Tue					
Wed			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Thur					
Fri	23.00	00.00	<b>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</b> (please read guidance note 5)  New Years Eve all activities are permitted throughout the night until the start of permitted hours on New Years Day.		
Sat	23.00	00.00			
Sun					



**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	10.00	23.00			
Tue	10.00	23.00			
Wed	10.00	23.00			
Thur	10.00	23.00			
Fri	10.00	00.00			
Sat	10.00	00.00			
Sun	10.00	23.00	<b>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</b> (please read guidance note 5)  New Years Eve all activities are permitted throughout the night until the start of permitted hours on New Years Day.		

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

Name Dorian Waite
Address
Postcode
Personal licence number (if known)
Issuing licensing authority (if known)

K

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).

None

L

**Hours premises are open to the public**  
Standard days and timings  
(please read guidance note 6)

Day	Start	Finish
Mon	10:00	23:30
Tue	10:00	23:30
Wed	10:00	23:30
Thur	10:00	23:30
Fri	10:00	00:30
Sat	10:00	00:30
Sun	10:00	23:30

State any seasonal variations (please read guidance note 4)

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)

New Years Eve all activities are permitted throughout the night until the start of permitted hours on New Year's Day.

**M** Describe the steps you intend to take to promote the four licensing objectives:

**a) General – all four licensing objectives (b, c, d and e)** (please read guidance note 9)

Please see attached list of proposed conditions which will promote the four licensing objectives.

**b) The prevention of crime and disorder**

**c) Public safety**

**d) The prevention of public nuisance**

**e) The protection of children from harm**

**Proposed Conditions - New Premises licence**  
**Honest Burgers, 251 Pentonville Road, London N1 9NG**

1. The premises shall install and maintain a comprehensive CCTV system. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. There shall be no vertical drinking at the premises save for persons waiting for a table to become available.
3. Substantial food shall be available at all times during the permitted hours.
4. Service of alcohol shall be by waiter/waitress service only with the exception of people waiting for a table.
5. All exit doors will be regularly checked and all fire doors maintained unobstructed and effectively self-closing. All fire fighting equipment will be regularly checked to ensure they function correctly.
6. Staff will routinely check the premises during opening hours to ensure that the premises are clean and tidy.
7. Empty glasses will be regularly collected and any spillage dealt with as soon as practicable.
8. Adequate and appropriate First Aid equipment will be available.
9. A comprehensive risk assessment policy will be in place
10. All staff will be trained to ask customers to leave quietly in the evening when necessary.
11. There shall be appropriate signage at the premises requesting customers to leave quietly.
12. When children do attend the premises it is a requirement that they are to be accompanied by a responsible adult.

**Checklist:**

**Please tick to indicate agreement**

- 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 designated 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 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 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	<i>Bevan Kidwell LLP</i>
Date	20/3/13
Capacity	Solicitors for the Applicant

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> 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)  
Bevan Kidwell LLP  
113-117 Farringdon Road

Post town	London	Postcode	EC1R 3BX
Telephone number (if any)	020 7843 1820		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) lisa@bevankidwell.com			

## Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

## Consent of individual to being specified as Premises Supervisor

I, **Dorian Waite** of

hereby confirm that I give my consent to be specified as the Designated Premises Supervisor in relation to the application for a Premises Licence to be granted under the Licensing Act 2003 by **Honest Burgers Limited** relating to premises licence for **Honest Burgers, 251 Pentonville Road, London, N1 9NG** for and any premises licence to be granted or varied in respect of this application made by **Honest Burgers Limited** concerning the supply of alcohol at **Honest Burgers, 251 Pentonville Road, London, N1 9NG**. I also confirm that I currently hold a Personal Licence the details of which are set out below.

Personal Licence Number:-

Personal Licence Issuing Authority:-

Signed .....

Name (print)..... WAITE

Dated ..... 13<sup>th</sup> March '13 .....





**Appendix 2A**

Islington Council - Building Control	222 Upper Street	London	N1 1XR	Geoff Weaver
Rail Delivery Group Limited	251 Pentonville Road	London	N1 9NG	Graham Smith
Workplace Management	Network Rail	Elder Gate	Milton Keynes MK9 1EN	Jonathan Redman - Senior Surveyor



**Islington Licensing Authority  
Licensing Act 2003  
Representation form from Responsible Authority for Health and Public Safety**

<b>Name</b>	Geoff Weaver
<b>Job title</b>	Senior Building Surveyor (Licensing Health and Safety)
<b>Postal address</b>	Islington Council, Building Control Service 222 Upper Street, London N1 1XR
<b>email</b>	geoff.weaver@islington.gov.uk
<b>Contact telephone number</b>	020 7527 5986
<b>Name and address of the premises concerning the representation</b>	Honest Burgers 251 Pentonville Road N1 9NG
<b>Public Safety</b>	The proposed means of escape from the basement and the arrangements at the premises are not acceptable for health and public safety.
<b>Suggested conditions that could be added to the licence to remedy the public safety representation</b>	<p>(1) The premises shall not be used under the licence until the means of escape and the arrangements at the premises are suitable and sufficient for health and public safety and have been approved in writing by the responsible authority for health and public safety.</p> <p>(2) The maximum number of persons accommodated at any one time in the premises shall not exceed the number agreed with the responsible authority for health and public safety.</p> <p>(3) Copies of the inspection and test certificates specified below, properly certified by approved competent persons, shall be submitted to the responsible authority for health and public safety before the premises is used under the licence.</p> <p>Electrical installation Emergency lighting Fire alarm Fire fighting appliances Gas installation and appliances</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](mailto: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**

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](mailto:geoff.weaver@islington.gov.uk)  
W [www.islington.gov.uk](http://www.islington.gov.uk)

Our ref : GW  
Your ref: LMI/KSJ/4186-7

Date: 17 April 2013

Bevan Kidwell LLP  
113 – 117 Farringdon Road  
London  
EC1R 3BX

Dear Sirs

**Licensing Act 2003  
Representation from Responsible Authority for Health and Public Safety  
Honest Burgers 251 Pentonville Road N1 9NG**

With reference to the recent application for a 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 means of escape for the public and kitchen staff in the basement is not acceptable. There should be a protected means of escape from the basement to the public highway that all persons in the basement can use.

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.

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)

2

Licensing Service  
222 Upper Street  
London  
N1 1XR

Rail Delivery Group Limited  
251, Pentonville Road  
London  
N1 9NG

10 April 2013

Dear Sir

**Premises Licence Application  
Honest Burgers, 251, Pentonville Road, London, N1 9 NG**

These are the comments of Rail Delivery Group Limited regarding the premises licencing application by Honest Burgers Ltd.

We are about to take occupation of the 1<sup>st</sup> Floor of 251, Pentonville Road. We were first made aware of the application made by Honest Burgers through reading the statutory notice displayed in the window of the premises. We received your letter shortly after the notice was posted.

We have had no direct communication from Honest Burgers or the ultimate Landlord regarding this application.

We object in the strongest possible terms to the application.

We are extremely concerned about the noise and fumes that will be created at the premises for which the licence is sought.

We believe that the provision of recorded music, together with the sale of alcohol and the other services that will be provided will fundamentally undermine our quiet enjoyment of the office accommodation above the premises for which a licence is being sought.

We note that the pavements either side of the premises are narrow and adjoin two extremely busy roads: Pentonville Road and King's Cross Road. As a result we believe that the granting of the application could create public safety issues.

Besides the public safety issues we believe there are risks of crime, disorder and public nuisance as the result of the availability of alcohol for thirteen hours a day (fourteen on Saturday and Sunday).

I have copied this letter to Network Rail, which is the immediate landlord of the Rail Delivery Group at these premises.

Yours faithfully

Director-General, Rail Delivery Group Limited

3

**Fitzsimons, Aiden**

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**From:**  
**Sent:** 12 April 2013 17:23  
**To:** Licensing  
**Subject:** HONEST BURGERS -251 PENTONVILLE ROAD LONDON

Your ref WK/201306929 (Simon Gallacher)

251 PENTONVILLE ROAD LONDON

Please note that Network Rail would object to the application for a new licence

We are the head lessee of the first floor of 251 Pentonville road and have sub let to a rail organisation on basis these are quiet professional offices

Accordingly our objections cover

- \* Added risk of crime and disorder , loitering , noise , security of property
  
- \* Potential of public nuisance, people loitering in and outside plus noise/ music and smells emanating from property
  
- \* Public safety , access to and from plus high profile visits for meetings , potential for conflict

In essence it's totally unacceptable for this to take place from this property and I trust it will be turned down

Happy to discuss further

Regards

Senior Surveyor, Workplace Management

Elder Gate

Milton Keynes, MK9 1EN

[www.networkrail.co.uk/property](http://www.networkrail.co.uk/property)

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**Suggested conditions of approval consistent with the operating schedule**

1. The premises shall install and maintain a comprehensive CCTV system. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of Police or authorised officer throughout the preceding 31 day period.
2. There shall be no vertical drinking at the premises save for persons waiting for a table to become available.
3. Substantial food shall be available at all times during the permitted hours.
4. Service of alcohol shall be by waiter/waitress service only with the exception of people waiting for a table.
5. All exit doors will be regularly checked and all fire doors maintained unobstructed and effectively self-closing. All fire fighting equipment will be regularly checked to ensure they function correctly.
6. Staff will routinely check the premises during the opening hours to ensure that the premises are clean and tidy.
7. Empty glasses will be regularly collected and any spillage dealt with as soon as practicable.
8. Adequate and appropriate First Aid equipment will be available.
9. A comprehensive risk assessment policy will be in place.
10. All staff will be trained to ask customers to leave quietly in the evening when necessary.
11. There shall be appropriate signage at the premises requesting customers to leave quietly.
12. When children do attend the premises it is a requirement that they are to be accompanied by a responsible adult.
13. Recorded music shall be kept to background levels.

**Suggested conditions of approval proposed by Health and Safety Officer**

14. The premises shall not be used under the licence until the means of escape and the arrangements at the premises are suitable and sufficient for health and public safety and have been approved in writing by the responsible authority for health and public safety.
15. The maximum number of persons accommodated at any one time in the premises shall not exceed the number agreed with the responsible authority for health and public safety.
16. Copies of the inspection and test certificates specified below, properly certified by approved competent persons, shall be submitted to the responsible authority for health and public safety before the premises is used under the licence.
  - Electrical installation
  - Emergency lighting
  - Fire alarm
  - Fire fighting appliances
  - Gas installation and appliances

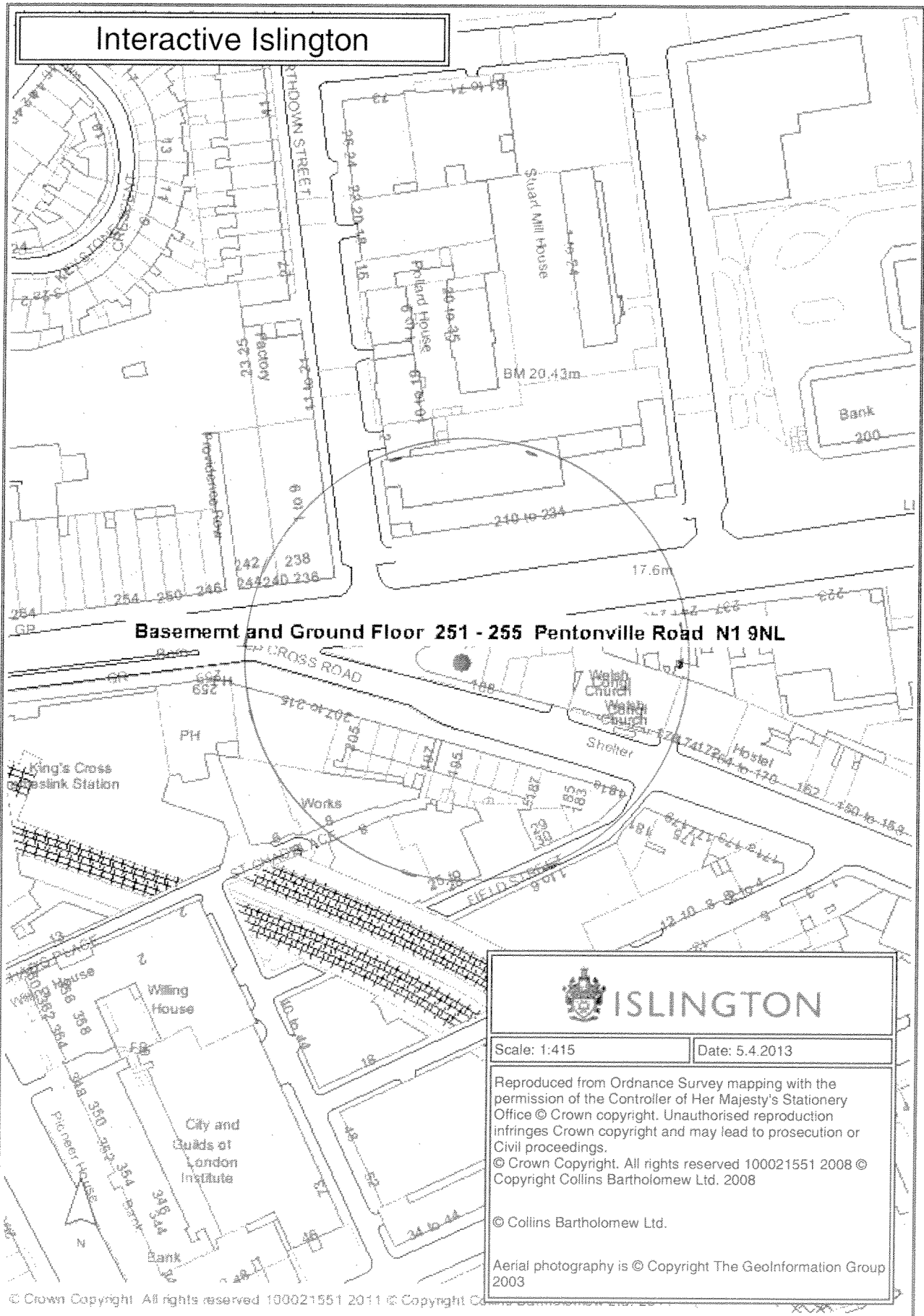
**Suggested conditions of approval proposed by Noise Officer (agreed).**

17. No rubbish including bottles will be moved, removed or placed in outside areas on Sundays or Bank/Public Holidays and between the hours of 10pm and 7am other days of the week.

18. No deliveries on Sundays or Bank/Public Holidays and between the hours of 10pm and 7am other days of the week.



# Interactive Islington



**Basement and Ground Floor 251 - 255 Pentonville Road N1 9NL**



Scale: 1:415      Date: 5.4.2013

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