



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	7 <sup>th</sup> October 2013	B1	Junction

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE VARIATION APPLICATION**  
**RE: MCDONALDS, 23 HIGHGATE HILL, LONDON, N19 5NE.**

## 1. Synopsis

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The variation application is to allow:
  - i) The extension of late night refreshment to 05:00 from the current 01:00 Monday to Sunday.

## 2. Recommendations

- 2.1 To determine the application for a variation of the premises licence under Section 34 of the Licensing Act 2003.
- 2.2 To consider that this address is in the Archway Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.
- 2.3 If the Committee grants the application it should be subject to:
  - i. conditions of the current premises licence;
  - ii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

**3. Background**

3.1 The premises currently holds a licence allowing:

- i) The provision of late night refreshment, Monday to Sunday, from 23:00 to 01:00 the following day.

3.2 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: current premises licence;
- Appendix 3a name and addresses of representations;
- Appendix 3: representations.
- Appendix 4: map of premise location.

3.3 The Licensing Authority has received 1 letter of representation from a local resident as well as representation from the Licensing Authority, the police, local Councillor and the noise team.

**4. Planning Implications**

4.1 None.

**5. Conclusion and reasons for recommendations**

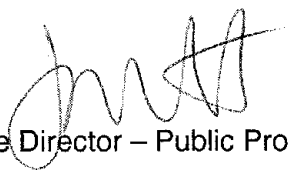
5.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions necessary to promote the licensing objectives.

**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

27.9.13

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 7527 3031

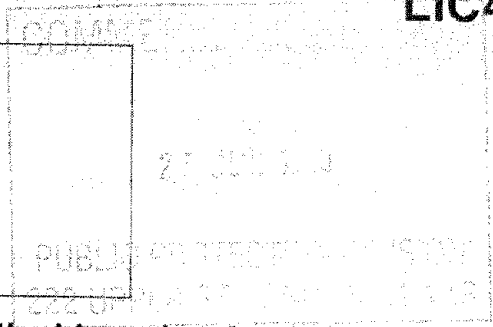
Fax: 020 7527 3430

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

WV/201317334

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

London Borough of Islington  
Public Protection Division  
222 Upper Street  
London  
N1 1XR



**Application to vary a premises licence under the Licensing Act 2003**

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

**XWe** Zed 1 Enterprises Limited  
*(Insert name(s) of applicant)*

**being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below**

Premises licence number LN/12025-100210
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**Part 1 - Premises Details**

Postal address of premises or, if none, ordnance survey map reference or description McDonald's Restaurants 23 Highgate Hill Archway	
Post town London	Post code N19 5LP
Telephone number at premises (if any)	0207 272 8043
Non-domestic rateable value of premises	£ 50,500.00

**Part 2 - Applicant Details**

Daytime contact telephone number	
E-mail address (optional)	
Current postal address if different from premises address	c/o The Accounting Centre 1 Archgate Business Centre 823-825 High Road North Finchley
Post town	London
	Post code N12 8UB

### Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?  Yes  No

If not, from what date do you want the variation to take effect?

DD	MM	YYYY

Do you want the proposed variation to have effect in relation to the introduction of the late night levy? (Please see guidance note 1)  Yes  No

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

**Please describe briefly the nature of the proposed variation** (Please see guidance note 2)

The premises currently have a premises licence which allows the provision of late night refreshment on Mondays to Sundays from 23:00 until 01:00.

The proposed variation is to extend the opening hours and provision of late night refreshment on Mondays to Sundays from 01:00 until 05:00.

### Part 4 - Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

**Provision of regulated entertainment**

Please tick all that apply

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

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

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

In all cases complete boxes K, L and M

**A**

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both - please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				<b>State any seasonal variations for performing plays</b> (please read guidance note 5)	
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 6)	
Sat					
Sun					

**B**

<b>Films</b> Standard days and timings (please read guidance note 7)			<b>Will the exhibition of films take place indoors or outdoors or both - please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 5)	
Thur					
Fri				<b>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</b> (please read guidance note 6)	
Sat					
Sun					

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
Wed			
Thur			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 6)
Fri			
Sat			
Sun			

**D**

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			Will the boxing or wrestling entertainment take place indoors or outdoors or both - please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 5)		
Tue					
Wed					
Thur			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 6)		
Fri					
Sat					
Sun					

## E

<b>Live music</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of live music take place indoors or outdoors or both - please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				<b>State any seasonal variations for the performance of live music</b> (please read guidance note 5)	
Thur					
Fri					
Sat					
Sun				<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 6)	

## F

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b>Will the playing of recorded music take place indoors or outdoors or both - please tick</b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 4)	Both	<input type="checkbox"/>
Tue					
Wed				<b>State any seasonal variations for the playing of recorded music</b> (please read guidance note 5)	
Thur					
Fri					
Sat					
Sun				<b>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</b> (please read guidance note 6)	

**G**

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<u>Will the performance of dance take place indoors or outdoors or both - please tick</u> (please read guidance note 3)	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 4)					
Mon								
Tue								
Wed						<u>State any seasonal variations for the performance of dance</u> (please read guidance note 5)		
Thur								
Fri						<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> (please read guidance note 6)		
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 7)			<u>Please give a description of the type of entertainment you will be providing</u>		
Day	Start	Finish	<u>Will this entertainment take place indoors or outdoors or both - please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<u>Please give further details here</u> (please read guidance note 4)		
Wed					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 5)		
Fri					
Sat					
Sun					



<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<u>Will the provision of late night refreshment take place indoors or outdoors or both - please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	23:00	05:00	<b>Please give further details here</b> (please read guidance note 4) The premises will operate as a restaurant selling food and non-alcoholic drinks for consumption on and off the premises.	Both	<input checked="" type="checkbox"/>
Tue	23:00	05:00			
Wed	23:00	05:00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 5)		
Thur	23:00	05:00			
Fri	23:00	05:00	<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 6)		
Sat	23:00	05:00			
Sun	23:00	05:00			

**J**

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

**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 9).  
 The premises will operate as an outlet of food and non-alcoholic drink and does not provide any adult entertainment or service that gives rise to a concern in respect of children

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b>State any seasonal variations</b> (please read guidance note 5)
Day	Start	Finish	<b>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</b> (please read guidance note 6)
Mon	05:00	05:00	
Tue	05:00	05:00	
Wed	05:00	05:00	
Thur	05:00	05:00	
Fri	05:00	05:00	
Sat	05:00	05:00	
Sun	05:00	05:00	

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

**Reasons why I have not enclosed the premises licence or relevant part of premises licence.**

## M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

- a) **General - all four licensing objectives (b, c, d and e)** (please read guidance note 10)

Please see attached Operating Schedule.

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

Please see attached Operating Schedule.

**c) Public safety**

Please see attached Operating Schedule.

**d) The prevention of public nuisance**

Please see attached Operating Schedule.

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

Please see attached Operating Schedule.

**Checklist:**

**Please tick to indicate agreement**

- I have made or enclosed payment of the fee; or  
I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- 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.**

## Operating Schedule

### General

This restaurant understands that in extending our opening hours we have a duty to the local community and that we continue to protect our staff and customers from danger and harm.

Zed1 Enterprises Ltd t/a McDonald's are aware that this restaurant falls within the Cumulative Impact Zone which was introduced with regards to off licences and the sale of alcohol in and around the area this restaurant is located.

Whilst this restaurant is located within the CIZ, Zed1 Enterprises Ltd t/a McDonald's do not anticipate that extending the hours for the sale of late night refreshment would impact negatively upon any of the licensing objectives as set out under the Licensing Act 2003.

We believe that the systems we have in place are robust, thorough and will, as far as is reasonably practicable, secure the promotion of the four licensing objectives. It should be noted that no McDonald's restaurant within the United Kingdom serves alcohol and further none of our drinks or food are served to customers in glass receptacles.

We are eager to work in partnership with all responsible authorities to ensure the promotion of the four licensing objectives. We also seek to work with the local communities, whom we serve, in achieving a successful cohesion between our business operations and our neighbours.

### Prevention of Crime and Disorder

This restaurant is keen to work in partnership with the local police force to prevent crime and disorder.

McDonald's operates a robust CCTV Policy to ensure compliance with Data Protection Legislation and to assist the Police with the prevention and detection of crime. At all stores where CCTV is in operation appropriate signage reflecting this information is displayed.

McDonald's operate digital motion activated CCTV systems where images are retained on a hard drive system. The CCTV equipment will be of a standard suitable to record images of a proper quality, it will meet the industry standard and will have Kalagate Certification. As part of the digital system an alarm will sound if the equipment is faulty or not recording, thereby alerting management for the need to intervene. The CCTV system is regularly serviced by qualified maintenance technicians.

Access to the CCTV system will be provided to Police Officers at their request.

At this restaurant all shift running managers have safety and security training.

### Public Safety

This restaurant has safety systems in place to protect the safety of customers and staff at all times. These systems are regularly reviewed and updated where appropriate. In line with current legislation all our restaurants are routinely inspected by the local Environmental Health Office and we work with them and the local Fire Service to ensure we are complying, as far as reasonably practicable, with relevant Health and Safety and Fire Safety Legislation. This restaurant is subject to inspections from our own safety and security teams to ensure our systems are being maintained.

All of our restaurant staff are required to attend comprehensive safety training to ensure that safe working methods are adopted and all staff are trained in evacuation procedure in the event of a fire or other dangerous occurrence.

This store operates a "No Open Alcohol Containers" policy to prevent persons carrying open alcohol into the in-store area. Emergency contact mobile telephone numbers are listed in the Business Manager's office.

This restaurant is keen to work in partnership with the local Fire Service and Environmental Health Officer to ensure public safety.

### Public Nuisance

McDonald's were the first company in our sector to introduce litter patrols in the early 1980's. These patrols collect McDonald's packaging and other litter within a certain radius of the restaurant. All of McDonald's packaging displays the "Bin It" symbol to encourage our customers to deal with their waste responsibly. We are happy to act on recommendations from the Environmental Health Officer should they feel that we should extend our patrol to a nearby area, as far as this is reasonably practicable. Our pioneering stance on litter patrols has meant working on a project with DEFRA, in which we piloted 'reducing litter caused by food on the go', a voluntary code of practice for local partnerships. A copy of which can be found at:

[www.defra.gov.uk/environment/localenv/litter/pdf/fastfoodcop.pdf](http://www.defra.gov.uk/environment/localenv/litter/pdf/fastfoodcop.pdf)

Further details regarding McDonald's commitment to reducing waste and litter nuisance can be found at the "Our World" section of the McDonald's website:

<http://www.mcdonalds.co.uk/ourworld/environment/policy.shtml>

We also have measures in place to limit noise. Our doors are self closing and we try to encourage our customers to be considerate to our neighbours and limit noise both when ordering their food and on leaving the local area.

### The Protection of Children From Harm

McDonald's do not anticipate that children will use the restaurant in the extended hour's period covered by this licensing application. We do however take their safety extremely seriously and will continue to employ the same practices to ensure that they are protected from harm at all times when visiting the restaurant.

All of the restaurant staff are required to attend comprehensive safety training.

**Part 5 - Signatures** (please read guidance note 11)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Signature	Shoosmiths LLP
Date	24th July 2013
Capacity	Solicitor / Authorised Agent for the Applicant

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature	
Date	
Capacity	
<b>Contact name (where not previously given) and address for correspondence associated with this application</b> (please read guidance note 14) Shoosmiths LLP The Lakes	
<b>Post town</b> Northampton	<b>Post code</b> NN4 7SH
<b>Telephone number (if any)</b>	Direct Dial : 03700 863086
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	

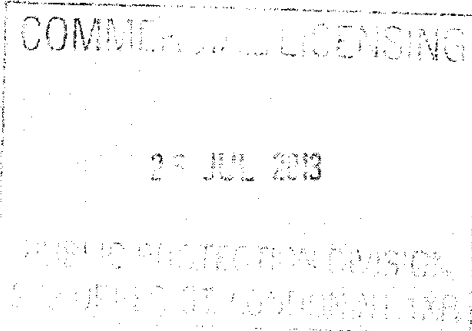
## Notes for Guidance

**This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.**

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
4. For example state 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.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. 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'.
9. 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.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, each of the applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.



London Borough of Islington  
The Licensing Team  
Public Protection Division  
222 Upper Street  
London  
N1 1XR



The Lakes  
Northampton  
NN4 7SH  
DX 712280 Northampton

T 03700 863000  
F 03700 863001

Elaine.Rayner@shoosmiths.co.uk  
T Direct Dial . 03700 863086

Delivered: by post

Your Ref

Our Ref **EXR 130024.1091**

**(PLEASE QUOTE ON ALL CORRESPONDENCE)**

Date 24th July 2013

Dear Sirs

**ZED 1 ENTERPRISES LIMITED T/A MCDONALD'S  
23 HIGHGATE HILL ARCHWAY LONDON N19 5LP  
APPLICATION TO VARY A PREMISES LICENCE**

We act on behalf of Zed 1 Enterprises Limited t/a McDonald's. Please find enclosed:-

1. Application to vary a Premises Licence;
2. Original Premises Licence and Premises Licence Summary;
3. Cheque in the sum of £315.00.

We should be grateful if you would acknowledge safe receipt.

Yours faithfully

*Shoosmiths LLP*

**McDonald's Licensing Team at  
SHOOSMITHS LLP**



ISLINGTON

**PREMISES LICENCE  
LICENSING ACT 2003**

<b>Premises licence number</b>	LN/12025-080113		
<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
MCDONALD'S RESTAURANT 23 HIGHGATE HILL			
<b>Post town</b>	London	<b>Post code</b>	N19 5LP
<b>Telephone number</b>	020 7272 8043		

**Where the licence is time limited the dates**  
Not Applicable

**Licensable activities authorised by the licence**

**Ground Floor Only**

- The provision of late night refreshment

**The times the licence authorises the carrying out of licensable activities**

- The provision of late night refreshment:

Monday	23:00	to	01:00	the following day
Tuesday	23:00	to	01:00	the following day
Wednesday	23:00	to	01:00	the following day
Thursday	23:00	to	01:00	the following day
Friday	23:00	to	01:00	the following day
Saturday	23:00	to	01:00	the following day
Sunday	23:00	to	01:00	the following day

**The opening hours of the premises:**

Monday	05:00	to	01:00	the following day
Tuesday	05:00	to	01:00	the following day
Wednesday	05:00	to	01:00	the following day
Thursday	05:00	to	01:00	the following day
Friday	05:00	to	01:00	the following day
Saturday	05:00	to	01:00	the following day
Sunday	05:00	to	01:00	the following day

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

Not Authorised

**Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence**

Zed 1 Enterprises Limited  
C/o The Accounting Centre Ltd  
1 Archgate Business Centre  
823-825 High Road  
North Finchley  
London  
N12 8UB

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

07180998

**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Not Applicable

**Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol**

Not Applicable

Islington Council  
Public Protection Division  
222 Upper Street  
London N1 1XR  
Tel: 020 7527 3031  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

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Service Director - Public Protection

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Date of Issue

## **Annex 1 - Mandatory conditions**

### **Annex 2 - Conditions consistent with the Operating Schedule**

1. A digital motion activated CCTV system shall be used at the premises and all images are to be retained on a hard drive system. The images will meet the industry standard and will have Kalagate Certification. As part of the digital system an alarm will sound if the equipment is faulty or not recording, thereby alerting management for the need to intervene. The CCTV system shall be regularly serviced by qualified maintenance technicians and access to the system will be provided to Police Officers at their request.
2. A "No Open Alcohol Containers" policy shall be implemented so as to prevent persons carrying open alcohol into the in-store area.
3. A litter patrol shall operate collecting McDonald's packaging as well as other litter within a certain radius of the restaurant. This litter collecting area may be extended, so far as is reasonably practicable, on the recommendation of a Council Environmental Health Officer.
4. The premises entrance and exit doors shall be self closing so as to limit noise outbreak.
5. Customers shall be encouraged to consider local residents and limit noise both when ordering their food and upon leaving the local area.

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

#### **Annex 4 – Plans**

Reference Number: EX/1288/001-Jan2009



Premises Licence Summary

Licensing Act 2003

Premises licence number LN/12025-080113

Premises details

Postal address of premises, or if none, ordnance survey map reference or description
MCDONALD'S RESTAURANT
23 HIGHGATE HILL
Post town London Post code N19 5LP
Telephone number 020 7272 8043

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor Only
• The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities
• The provision of late night refreshment:
Monday 23:00 to 01:00 the following day
Tuesday 23:00 to 01:00 the following day
Wednesday 23:00 to 01:00 the following day
Thursday 23:00 to 01:00 the following day
Friday 23:00 to 01:00 the following day
Saturday 23:00 to 01:00 the following day
Sunday 23:00 to 01:00 the following day

The opening hours of the premises:
Monday 05:00 to 01:00 the following day
Tuesday 05:00 to 01:00 the following day
Wednesday 05:00 to 01:00 the following day
Thursday 05:00 to 01:00 the following day
Friday 05:00 to 01:00 the following day
Saturday 05:00 to 01:00 the following day
Sunday 05:00 to 01:00 the following day

Where the licence authorises supplies of alcohol whether these are on and/or off supplies
Not Authorised

**Name, (registered) address of holder of premises licence**

Zed 1 Enterprises Limited  
C/o The Accounting Centre Ltd  
1 Archgate Business Centre  
823-825 High Road  
North Finchley  
London  
N12 8UB

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

07180998

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

Not Applicable

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

No restrictions

Islington Council  
Public Protection Division  
222 Upper Street  
London N1 1XR  
Tel: 020 7527 3031  
Email: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

Your

Our Licensing/NI

Date: 14/09/2013



**METROPOLITAN POLICE  
SERVICE  
Islington Police Licensing Unit  
Islington Police Station  
2 Tolpuddle Street  
London  
N1 0YY**

Telephone: 07799133204  
Facsimile: 020 7421 0138  
Email: nmailbox-  
.licensing@met.police.uk

**Date 14th SEPTEMBER 2013**

Macdonalds Restaurant  
23 HIGHGATE HILL N19 5LP

Dear Sir

**Re: Macdonalds Restaurant, 23 Highgate Hill N19 5LP**

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives, in particular Crime & Disorder.

I have checked all police indices and have found that in the last 10 months there have been a total of 20 reported crimes at these premises. These range from reports of theft to ABH and GBH offences. I feel that if the premises was allowed to open later it would attract patrons from nearby licensed premises who would otherwise leave the area via the nearby transport hubs, buses, tube. This in turn could lead to an increase in crime and disorder in and around the premises.

There are 2 other Macdonalds Restaurants operating on a 24hr License and both have experienced problems based around ASB and assaults.

It is for these reasons that we are objecting to the application.

Should you wish to discuss the matter further please contact your details on **0207 421 0194/0248** or via email, nmailbox-.licensing@met.police.uk

Yours sincerely,

Islington Police Licensing Officer

**Licensing Act 2003- Representation from the Licensing Authority**  
**Application: McDonald's 23 Highgate Hill London N19**

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application to extend late night refreshment Mondays to Sundays from 1am until 5am.

The recommendation of the Licensing Authority is to refuse the application

The grounds for the representation are:

- Public nuisance
- Crime and disorder

The Licensing Authority is concerned that if this application is granted it will add to the cumulative impact in terms of late noise and antisocial behaviour. Although the premises will not be selling alcohol the late night food offer will encourage more people to remain in the area in the early hours of the morning.

The premises is located in the Junction area of Archway Cumulative Impact area which means that the council has determined that the area is already saturated with licenced premises and any licence applications need to be carefully examined to ensure that the proposed activities, opening hours, style of operation and management arrangements contained in the operating schedule will not add to the cumulative impact to such an extent that the licensing objectives are undermined.

Although the premise is located in Archway Town Centre the area is surrounded by residential accommodation. Feedback from residents indicate that they continue to be disturbed by late disorder associated with late night premises that operate in the area particularly noise from people in the street, litter and urination.

Whilst McDonald's will not be supplying alcohol an additional late night venue providing food until 5am will encourage more people to remain in the area until the early hours of the morning which will impact adversely on residents living in the area and undermine the licensing objectives.

Several proposed regeneration initiatives in Archway will result in more people frequenting the area but as a Licensing Authority we need to ensure that this does not result in more people being in the street in the early hours of the morning in Archway.

The Licensing Policy creates a rebuttable presumption that late night applications in the area will be refused unless the applicant provides sufficient evidence in the operating schedule that this will not be the case. Customers will be attracted to this venue in the early hours of the morning but other than litter patrols there are no robust measures proposed to prevent rowdy customers disturbing local residents in the surrounding residential streets.

### **Operating Schedule**

The Licensing Authority expects applicants to describe how they will achieve high standards of management, so as to promote the licensing objectives, in the operating schedule. The operating schedule submitted with this variation application does not provide sufficient detail to enable the Licensing Authority to satisfy itself that the extension of hours will not add to the cumulative impact.

### **Licensing Policy Considerations**

- Licensing Policy 1 – location, cumulative impact and saturation***
- Licensing Policy 2 – cumulative impact areas***



**Licensing Policies 7 & 8- Licensing Hours**  
**Licensing Policy 9 – Operating schedules**

**Summary and recommendations**

The Licensing Authority has considered this application using the Licensing Policy framework, in particular:

- the location of the premises
- the style and hours of operation proposed by the applicant
- feedback from residents
- the management arrangements described in the operating schedule,

The applicant has not presented any evidence to indicate there will be no adverse cumulative impact if this licence is granted and therefore the proposed extension of hours will undermine the licensing objectives.

It is recommended that this application to operate until 5am is refused.

Janice Gibbons  
Service Manager  
Islington Council  
Public Protection Division  
222 Upper St  
London N1 1XR

29 May 2013

## **Baptiste, Anthony**

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**Subject:** FW: Premises Licence Variation: McDonald's, 23 Highgate Hill

I would like to object to the extension of hours. I do not believe that Archway is part of the 24 hour economy, and such an extension will not meet the Council's licensing objectives. The Archway area has also recently been designated a saturation or Cumulative Impact area.

Janet Burgess  
Deputy Leader of the Council  
Labour Councillor for Junction Ward and Executive Member for Health & Wellbeing Town Hall Upper Street London  
N1 2UD  
Phone: 020 7527 2667  
PA: 020 7527 3051  
Mobile: 07584 370 726  
Email: [janet.burgess@islington.gov.uk](mailto:janet.burgess@islington.gov.uk)

**Baptiste, Anthony**

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**Subject:** FW: WK201319650 Licensing Act 2003: McDonald's Restaurant 23 Highgate Hill Islington London N19

Dear Licensing Team,

We would wish to object to the extension of hours for the above premises.

We are concerned that if this application is granted it can only add to the cumulative impact in Archway Cumulative Impact Area (CIA).

No noise data or evidence has been adduced by the Applicant within their operating schedule to demonstrate that the premises will not cause or add to public nuisance. The operating schedule and information provided by the Applicant does not provide sufficient detail to allow the Pollution Projects Team to come to a satisfactory conclusion that the hours sought will not exacerbate public nuisance within the CIA.

It is our opinion that the application should be refused.

Kind regards

Eryka Bancroft

**Licensing Act 2003 representation pro-forma**

Should you wish to comment on the licence application this form to help you. Please feel free to attach additional sheets.

You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address McDonalds Restaurant

23 Highgate Hill

Your Name: London N719 5LP

Interest: [REDACTED]

(E.g. resident, business, TRA Chair, Councillor, solicitor)

Your Address: [REDACTED]

[REDACTED]

Email: \_\_\_\_\_

Telephone: \_\_\_\_\_

Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

**Public Nuisance** *To A Baptiste*  
I object to above Restaurant License to stay open 1-5 AM. I live opposite to McDonalds, This road has night busses alighting. I want Prevention of Public nuisance, noise if possible in those hours. Prevention of Crime and disorder.  
This is 2nd time McDonalds have applied for this extension. There are always Ambulance ALARMS near Whittington Hospital. Highgate Hill

**Crime and Disorder**


COMMERCIAL LICENSING

18 AUG 2013


PUBLIC REPRESENTATION

**Protection of Children from Harm**


**Public Safety**

I wish my identity to be kept anonymous Yes/No - 

We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

*I am OAP and live close to the Restaurant especially Summer time, when our bed/r windows are open. Bed/r flat has no windows to the *

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity. Copies of this representation will be included in a report that will be available to the public and will be published on the internet; however the published on-line version of the report will have name and address details removed.

Signature 

Date 7/8/2013

**Please ensure name and address details completed above**

Return to:

Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR  
[licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

or send by email to:

