



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

Meeting of	Date	Agenda Item	Ward
Licensing Sub-Committee	20 November 2012	B2	Caledonian

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE REVIEW APPLICATION
RE: THE STAR OF KINGS, 126 YORK WAY, LONDON N1 0AX**

1. Synopsis

- 1.1 This is an application by Michael Sweeney a person living in the vicinity of the premises, for a Review of the Premises Licence under Section 51 of the Licensing Act 2003. A copy of the review application is attached as Appendix 1.
- 1.2 The grounds for review are related to the licensing objectives:
 - i) Crime and Disorder;
 - ii) Prevention of public nuisance
 - iii) Public Safety
 - iv) Protection of Children from Harm

2. Recommendations

- 2.1 To determine the application to review the premises licence under Section 52 of the Licensing Act.
- 2.2 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as necessary for the promotion of the four licensing objectives.
- 2.3 The steps stated in Sections 52(4) of the Act are as follows:
 - a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;

- b) to exclude a licensable activity from the scope of the licence;
- c) to remove the designated premises supervisor;
- d) to suspend the licence for a period not exceeding three months;
- e) to revoke the licence;
- f) the Committee also have the option to leave the licence in its existing state;
- g) The Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

3. Background

3.1 The premises currently holds a licence to:

- i) Allow the sale of alcohol, for consumption on and off the premises, from 10:00 until 00:00 on Monday to Thursday, from 10:00 to 02:00 Fridays and Saturdays and from 12:00 to 00:30 on Sundays
- ii) Allow films live music, recorded music, performance of dance, facilities for making music and facilities for dance, from 09:00 until 00:00 on Sunday to Thursday and from 09:00 to 02:00 Fridays and Saturdays.
- iii) Allow late night refreshment from 23:00 until 00:30 on Monday to Thursday, from 23:00 to 02:30 Fridays and Saturdays and from 23:00 to 01:00 Sundays

3.2 Papers are attached as follows:-

- Appendix 1: application form and information to support the Review;
- Appendix 2: current premises licence;
- Appendix 3: representations
- Appendix 4: Licensing history of the premises
- Appendix 5: map of premise location.

3.3 The Licensing Authority has received 4 letters of representation from local residents and a representation each from the noise team and the licensing authority. The applicant submitted a petition with 44 names and addresses to support the application.

3.4 The review application was also made under crime and disorder; however the Police have not made representations.

3.5 The Planning Officer reports that as the building has historically been a pub it pre dates planning permission and there is no restriction on the operating hours.

4. Conclusion and reasons for recommendations

4.1 The Council is required to consider this application for review in the light of all relevant information from the applicant and the licence holder. It may attach such conditions necessary to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003

Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

8.11.12.
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Terrie Lane

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E-mail: Katie.tomashevski@islington.gov.uk

**APPLICATION FOR THE REVIEW OF A PREMISES LICENCE OR
CLUB PREMISES CERTIFICATE 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 **Michael Sweeney**

(Insert name of applicant)

apply for the review of a premises licence under section 51 / apply for the review of a club premises certificate under section 87 of the Licensing Act 2003 for the premises described in Part 1 below (delete as applicable)

Part 1 – Premises or club premises details

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

Star of Kings Court, 126 York Way, London

Post town London/Islington

Post code (if known) N1 0AX

Name of premises licence holder or club holding club premises certificate (if known)

Rob Hives

Number of premises licence or club premises certificate (if known)

1). LN/6219-151211

2). 109139/2164

Part 2 - Applicant details

I am

Please tick ✓ yes

- 1) an interested party (please complete (A) or (B) below)
 - a) a person living in the vicinity of the premises
 - b) a body representing persons living in the vicinity of the premises
 - c) a person involved in business in the vicinity of the premises
 - d) a body representing persons involved in business in the vicinity of the premises
- 2) a responsible authority (please complete (C) below)
- 3) a member of the club to which this application relates (please complete (A) below)

(A) DETAILS OF INDIVIDUAL APPLICANT (fill in as applicable)

Please tick

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

Surname

Sweeney

First names

Michael

Please tick ✓ yes

I am 18 years old or over

Current postal address if different from premises address

11 York Way Court
265 Copenhagen Street

Post town

London

Post Code

N1 0XP

Daytime contact telephone number

Confidential

E-mail address (optional)

michaelsween@aol.com

(B) DETAILS OF OTHER APPLICANT

Name and address
Telephone number (if any)
E-mail address (optional)

(C) DETAILS OF RESPONSIBLE AUTHORITY APPLICANT

Name and address Islington Council
Telephone number (if any)
E-mail address (optional)

This application to review relates to the following licensing objective(s)

Please tick one or more boxes

- | | |
|---|-------------------------------------|
| 1) the prevention of crime and disorder | <input checked="" type="checkbox"/> |
| 2) public safety | <input checked="" type="checkbox"/> |
| 3) the prevention of public nuisance | <input checked="" type="checkbox"/> |
| 4) the protection of children from harm | <input checked="" type="checkbox"/> |

4

Please state the ground(s) for review (please read guidance note 1)

1). I am a local resident living 30 metres distance away from the Star of Kings Club outside street forecourt. For over 12 years now, since the past days off the former notorious Backpacker Club, I have been complaining to the Islington Council Licence Team, The Islington Council Noise Pollution Team, the Public Protection Team, to the local Police and Council members, as well as to local MP Emily Thornberry, about the extreme loud noise pollution and anti-social behaviour, caused by drinkers coming to visit and when leaving this Club venue, especially between 22.00hrs to 04.00hrs weekdays and weekends.

2). The main problem being that this Nightclub at night, allows their customers to be seen chatting, talking, smoking and having a good time outside in their street forecourt after 22.00hrs every day of the week until closing time. Not only do smokers go outside, but their friends also. At the moment they are having large numbers of persons standing outside late at night causing noise pollution, in the form of girls screaming, drinkers yelling, singing birthday songs and general very loud boisterous shouting. There are many Clubs & Pubs that have no forecourt! What do they do?

3). The Club is allowed up to 15 persons standing outside, but on busy promotional nights, there can be as many as 20 to 70 persons standing outside in their forecourt and along the pavement area in the North or South direction, in front of residential family homes. **This has been captured on Video as evidence** provided here along with this application. I think the Club like to have customers standing outside, looking like they are enjoying a Party Night atmosphere, to promote the Club, to attract curious passing persons to come inside at night.

4a). **Background history of venue.** Over 12 years ago, this Club venue overlooked derelict wasteland and was then very much an industrial area part of Kings Cross. The Club then could make as much noise and do what they wanted at that time. There was no-one to complain. However, Tiber Gardens, York Way Court, new flats on Copenhagen Street /York Way junction were developed, over 700 families have moved in to this area, and it has now completely been transformed into a 95% closely built up residential area.

b).Also, a further 114 new Family homes will be built by next Spring, where **114 new families will move in to occupy these new homes directly across the road from the Star of Kings Club, from 30 metres distance away, overlooking the 'Club's main front door and forecourt area.'** These residents are going to be shocked and horrified after they move in, when they see crowds of drinkers, many intoxicated, standing outside making loud noise and causing anti-social behaviour up to 20.30 and 04.30hrs!!

5). The Stars of Kings Club have designed, what they call a new friendly forecourt wall, with a few pretty plants stuck on the top, to contain their drinkers in. But when I analysed the video clips and photos I took last year and this year, the problems of loud noise pollution and anti-social behaviour has not got better, but worse! The same drinking persons coming to this Club at night are young persons aged 18 to 30 years old. They are mostly transient drinkers who do not live within the 100metres boundary of this Club.

6). I have also witnessed many of their outside customers drinking from beer cans after 22.00hrs to early morning closing time off the premises, or they are possibly smuggling cans in their bags or contents inside the Club! At a previous Council meeting I attended in 2010, they did say they were searching their customer bags! But I don't believe this! After closing time, the nearby gardens and pavements are often strew with empty beer cans. I have seen their customers gong to the wall area near the Caretakers Office drinking at 02.00hrs and after.

Please provide as much information as possible to support the application (please read guidance note 2)

1). Personal Log Book, containing loud noise pollution or anti-social behaviour occurrences.

2). Video film recordings made by the Star of Kings own external Video Cameras, gathered by the local Council Licence Dept. as evidence after my complaints were made. Please ask the Licence Team and Public Protection Dept. or the Police, to view the video footage evidence of this along with their written up accessible report.

3). My own personal evidence captured, i.e. iPhone video clips and photos that I have submitted here. Showing loud noise pollution, anti-social behaviour; their crowd disposal policy does not work, drinkers are running wild and crazy along the pavement areas and in the Council Gardens area on York Way late at night. Cans of alcohol; are being drunk off the premises by their customers (and possibly smuggled into the Club in rucksacks and bags). **On the DVD that I have supplied, it is important to view the 2011 and 2012 video footage evidence, to do a compare and contrast analysis. The reason for this analysis, will clearly show that 2012 has got worse than 2011.** Nothing has really changed, even though they have built a new, pretty, but small forecourt wall there! The problems of young persons' coming to drink at this establishment are still the same. More loud noise pollution and more anti-social behaviour!

4). Photos to illustrate the Star of Kings Club situated in a residential area; showing photos of where resident homes are situated near the Star of Kings Night Club; of the new housing development where 114 new family homes are being built, 20 metres distance away directly opposite the Clubs main front door and outside forecourt area on York Way. This is a now 95% developed, regenerated, highly densely, populated residential area. This Club is surrounded by family homes from a distance of 20 metres away to the front, the rear and from both sides looking North and South directions on York Way.

5). Media reviews and the Star of Kings own Facebook Pages, describing their Club as a venue for Partying, that the loud noise will have your ear drums buzzing afterwards, open for Partying from 4pm to early morning closing hours, highlighting it's **RAVE BASEMENT** for underground DJ's and underground Bands to play there, that can hold up to 400 persons any night of the week!

6). I have reported to the Islington Council, that this Club has broken their Premises Licence Conditions on 4 separate occasions in the past 6 months alone, which I reported, having showed my earlier video and photo evidence to the Islington Council at two separate meetings, and also requested the Council Licence Dept. to collect video evidence of my complaints made from the Star of Kings own external video cameras.

(i) Showing persons still drinking alcohol outside the premises on seating and tables in their street forecourt after 22.00hrs and,

(ii). Persons loitering on their forecourt seating, furnishings and tables, when not being removed away and not being made accessible to their customers in the forecourt;

(iii). More than 15 persons have been seen standing outside in their forecourt after 22.00hrs until closing time. Video evidence is obtained from the Islington Council Licence Dept. and from myself, as evidence of this.

Please state the ground(s) for review (please read guidance note 1)

7). During the day, this Pub does serve local business, students and a few local residents for drinks and meals. That is not a problem. The main issue here is when this Pub turns into a Night Club after 22.00hrs until 02.00hrs, 04.00hrs, or at 06.00hrs, when they operate on TEN Licences. Bear in mind that it takes about 30 minutes for persons to disperse out the area on each occasions after they have closed the premises.

8). Visitors to this Club venue at night, often park their car in the Council Gardens area, a single road drive through on York Way, between the Club premises and Copenhagen Street. When leaving the premises after closing times, there has been evidence shown to the Council Licence Dept. of video clips causing loud noise and disturbances, showing this. (Ref. Previous meetings were with Causing loud noise, doors slamming, car music playing, people shouting, running around the gardens area, yelling and often arguing. Fights have nearly broken out. Directly above this small road where cars are parked, there are many resident homes in the vicinity. (Approx. 40 homes overlooking this area directly within 10 to 50 metres distance away).

9). Transient drinkers and Partygoers, often travel to the Egg Night Club on York Way after drinking in large groups, who are out to Party Hard. They do not take any notice of the Star of Kings Security or Club staff. They will make as much loud noise and anti-social behaviour that they want to make, before they move on. Evidence of this was from my previous complaint made along supporting video evidence from the Clubs own external video cameras and from my own iPhone clips that will be viewed at the Review Hearing meeting.

10). This Club venue can hold up to a maximum of 400 persons/drinkers/partygoers at any one evening. Weekdays or weekends. They also advertise on their website that they hire out their Premises also! To who? How are they monitored and controlled for numbers etc?

11a). Security staff; on looking at past video evidence footage, shows them along with Club management, to be weak and irresponsible with not experienced enough. See video clip evidence of this. They cannot control their drinking customers and their dispersal policy simply does not work when they have large numbers of persons attending this Club.

11b). Security. The Club needs added security on the premises 7 nights of the week. Not just when they do a promotion night. With the Egg Nightclub on-route and the Scala Night Club nearby at Kings Cross, at any time, drinking customers could have minibuses or taxi loads of drinkers stopping off, or attending for a Party there, that is not booked in with the Club venue. You cannot wait until more than 100 persons attend a Club, before you call security staff out at short notice, that would be a ridiculous and silly working policy. On promotional nights or when they have over 100 persons attending, they need added security by the canal entrance on York Way and on the junction of Copenhagen Street where the Council Gardens area are, and forecourt, to prevent additional loud noise pollution and anti-social behaviour and stop their customers urinating nearby in resident doorways and along the canal entrance stairs.

12). Residents so fed up and upset by drinking customers urinating in their gardens, and fornicating in the area; erected their own metal fence on the estate entrance of York Way Court next to the Canal Entrance. This is a great inconvenience but was necessary. Many residents and children are seen daily having to climb over this large metal fence. See photo attached as evidence.

Please provide as much information as possible to support the application (please read guidance note 2)

13). During the day, the venue operates as a Pub, serving drinks and refreshments. At night, it becomes a nightclub. They can hold up to 400 persons dancing and partying. In London and nationwide Reviews, the Star of Kings Club is described as a place to Party hard and rock the night away. They often have Underground DJ's and bands playing there to buzz up the dancing and partying, playing underground House music.

The Star of Kings themselves, describe their venue on FACEBOOK, as a Rave Basement and Rave Cave. <http://www.facebook.com/notes/the-star-of-kings/calling-all-promoters-weddings-birthdays-and-celebrations-of-any-kind/161071670606595>

14). The Star of Kings Club, claim that a Night Club is essential for this area. Maybe 12 years ago when it was very much industrial wasteland, but now they are surrounded on all sides 20 metres distance away, by resident family homes with children and hard working persons, who also have to work on Saturday and Sunday morning. It needs to stay residential and keep residential. This venue is now in the wrong place, at the wrong time and in the wrong environment, (now 95% residential).

15). Within 500 metres alone of the Star of Kings Club, there are about another **16 main Clubs and Pubs**. So we don't really need a **Night Club** here in a now populated area of residential homes. This venue needs to adapt to the area changes and new housing regeneration developments that have taken place.

- 1). Central Station 335m 37 Wharfdale Rad, London N1 95D
- 2). The Driver 361m 2-4 Wharfdale Road, Kings Cross, N1 9RY
- 3). Apothecary. 3 Vale Avenue, Kings Cross, N7 9AP
- 4). Camden Centre, Judd Street, Kings Cross WC1H 9JE
- 5). Club Surya, 156 Pentonville Road, Kings Cross, N1 9JL
- 6). Destination VR5, 200 York Way, Kings Cross N7 9AP
- 7). Egg Night Club, 200 York Way, Kingscross, N1 9AB
- 8). Con Cellar Bar, The Constitution, 42 St Pancras Way, Camden NW1 0QT
- 9). Lincoln Lounge, 52 York Way Kings Cross, London N1 9AB
- 10). Scala Night Club, 257 Pentonville Road, Kings Cross N1 9NL
- 11). Secrets Euston, 34-38 Eversholt Street, Euston, NW1 1DA
- 12). Simmons, 32 Caledonian Road, London N1 9DT
- 13). Kings Place, Bar & Restaurant, York Way N1
- 14). The Big Chill House, 257-259 Pentonville Road, Kings Cross, London, N1 9NL
- 15). The Chapel Bar, 29a Penton Street, N1 9PX
- 16). Water Rats, 328 Grays Inn Road, St Pancras, London WC1X 8BZ
- 17). Plus numerous other bars and pubs at Kings Cross Station, St Pancras Station, Euston Station and Caledonian Road.
- 18). Plus Comfort Friendly Inn Hotel on York Way and many other large Hotels with Bars.

16). Conclusion. A Night Club cannot and never will co-exist peacefully, without on-going problems caused to local residents, now situated within a 95% now residential area, close by from 20 metres distance away, of family homes and hardworking people. It is now an unnecessary venue that attracts large groups of transient drinkers of Party hard young people aged 18 to 30 mainly, into this residential area, causing loud noise pollution, anti-social behaviour, and sets an intimidating environment late at night for women, the elderly and family persons coming home, simply as a result of it's very presence in a residential area. That's the reason why the former notorious Backpacker moved out the area. Residents need to feel safer late at night time here and not have drinkers and drunks loitering around near their premises, homes, gardens and doorways.

This Club is now in the wrong place in the wrong time and in the wrong environment to successfully operate as a night club. It should revert to operating as a Pub and Restaurant closing weekdays at 23.00hrs, and midnight on Saturday & Sundays. TEN Notices should be stopped and not issued any longer. No resident, not even you, would welcome, or want to live next door to a Night Club. For you being a resident, you would be the one being woken up late at night, not every weekend, but most nights and weekends, and it would be you making the complaint at 02.00hrs to 03.00hrs.

Ask yourself then this question; would you allow residents to live in an environment next to a Night Club, when you yourself would never allow this? Imagine; put yourself in a resident's position living next to a noisy night club. No-one wants to live next to a Night Club! It makes sense to any family or resident member, that a Night Club is not a welcome venue in a residential environment. The summer months between June to end of September, are the worse problems, when so hot and humid weather, when everybody wants to stand outside for long periods, fresh air and cool down! It is not just smokers going outside!

It takes only two persons standing opposite your bedroom window yelling, arguing, shouting, singing and screaming to wake you up, to be known as a noise pollution nuisance. But by this venue being a Night Club, does that then make it acceptable?? No. it does not. But this Star of Kings Club want to have up to 15 persons standing outside in the street forecourt up to 02.30hrs or 04.00hrs or 06.00hrs making loud noise in a residential area that wakes up residents. These are noisy young persons' drinkers, hyped up by the Rave Music inside! Don't let the word; Smoker, fool you! It should not be allowed. No drinkers should be allowed any night of the week, to be standing outside a night Club in a residential area in a residential environment, with resident homes only 20 metres away. This has been the on-going source of problems for over 12 years now! Can't you see!

One reason I have enclosed 2011 Video Clip, is for 'Health & Safety Reasons.' There is one scene on there, showing young drinkers thoughtlessly running out onto the main York Road, where Buses, Lorries and Cars pass close by. One day, a drinker will be killed and ran over outside this premise. The forecourt is too near the main road. Heed this warning now!

To continue to allow this Night club, to have persons standing outside late at night in their forecourt in the early morning hours so close to resident homes, would be a very cruel and an unjust decision made. It is time the Council and the Review Panel, made a very brave decision, to now seize this opportunity to change and amend the Star Premises licence conditions that have not seen any real big changes made in the past 12 years, to benefit the local tax paying residents and families over drinkers.

Change this Club venue to operate as Pub/Restaurant business closing earlier weekdays and weekends. To instead benefit the local tax paying residents and families over drinkers. Residents deserve to have improved quality of life here. This s a very basic human right that is overlooked!

As MP Emily Thornberry past quoted to me in a letter, "tax paying residents should have the right to sleep peacefully every night of the week."

Please tick ✓ yes

Have you made an application for review relating to this premises before

No

Yes

If yes please state the date of that application

Day		Month		Year	

If you have made representations before relating to this premises please state what they were and when you made them

Since I moved into York Way Court, I have attended about four Council Review Hearings now and attended other meetings with the Council, plus one Review Hearing with the former Backpacker Pub at the Magistrates Court, when they were in business at this same venue. They all relate to the same problem really, that is having a Night Club operating until 2.30am, 4.30am or 6am at night in a residential area!

Please tick ✓ yes

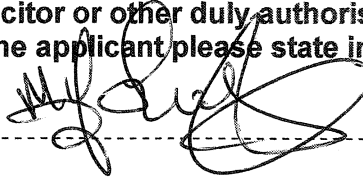
- I have sent copies of this form and enclosures to the responsible authorities and the premises licence holder or club holding the club premises certificate, as appropriate
- I understand that if I do not comply with the above requirements my application will be rejected

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 3 – Signatures (please read guidance note 3)

Signature of applicant or applicant's solicitor or other duly authorised agent (See read guidance note 4). **If signing on behalf of the applicant please state in what capacity.**

Signature



27th September 2012

Date

Capacity

Local Islington Tax Paying Resident

Vice Chairman of the York Way Court Tennants Association

Contact name (where not previously given) and postal address for correspondence associated with this application **(please read guidance note 5)**

Michael Sweeney
11 York Way Court
265 Copenhagen Street

Post town

London

Post Code

N1 0XP

Telephone number (if any) Confidential

If you would prefer us to correspond with you using an e-mail address your e-mail address (optional) michaelisween@aol.com

Notes for Guidance

1. The ground(s) for review must be based on one of the licensing objectives.
2. Please list any additional information or details for example dates of problems which are included in the grounds for review if available.
3. The application form must be signed.
4. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
5. This is the address which we shall use to correspond with you about this application.



PREMISES LICENCE LICENSING ACT 2003

APPENDIX 2

Premises licence number	LN/6219-151211		
Postal address of premises, or if none, ordnance survey map reference or description			
THE STAR OF KINGS 126 YORK WAY			
Post town	London	Post code	N1 0AX
Telephone number			

Where the licence is time limited the dates
Not Applicable

<p>Licensable activities authorised by the licence Ground Floor (300) and Basement (100) only</p> <ul style="list-style-type: none"> • The provision of regulated entertainment by way of: <ul style="list-style-type: none"> The exhibition of films The performance of live music The playing of recorded music The performance of dance • The provision of entertainment facilities for: <ul style="list-style-type: none"> Making music Dancing • The provision of late night refreshment • The sale by retail of alcohol

<p>The times the licence authorises the carrying out of licensable activities</p> <p>Delete any that do not apply</p> <ul style="list-style-type: none"> • The provision of regulated entertainment for the exhibition of films: <table border="0"> <tr><td>Monday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Tuesday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Wednesday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Thursday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Friday</td><td>09.00</td><td>to</td><td>02.00</td><td>the following day</td></tr> <tr><td>Saturday</td><td>09.00</td><td>to</td><td>02.00</td><td>the following day</td></tr> <tr><td>Sunday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> </table> • The provision of regulated entertainment for the performance of live music: <table border="0"> <tr><td>Monday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Tuesday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Wednesday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Thursday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> <tr><td>Friday</td><td>09.00</td><td>to</td><td>02.00</td><td>the following day</td></tr> <tr><td>Saturday</td><td>09.00</td><td>to</td><td>02.00</td><td>the following day</td></tr> <tr><td>Sunday</td><td>09.00</td><td>to</td><td>00.00</td><td></td></tr> </table> 	Monday	09.00	to	00.00		Tuesday	09.00	to	00.00		Wednesday	09.00	to	00.00		Thursday	09.00	to	00.00		Friday	09.00	to	02.00	the following day	Saturday	09.00	to	02.00	the following day	Sunday	09.00	to	00.00		Monday	09.00	to	00.00		Tuesday	09.00	to	00.00		Wednesday	09.00	to	00.00		Thursday	09.00	to	00.00		Friday	09.00	to	02.00	the following day	Saturday	09.00	to	02.00	the following day	Sunday	09.00	to	00.00	
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Sunday	09.00	to	00.00																																																																			

<ul style="list-style-type: none"> The provision of regulated entertainment for the playing of recorded music: 				
Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	00.00	
Thursday	09.00	to	00.00	
Friday	09.00	to	02.00	the following day
Saturday	09.00	to	02.00	the following day
Sunday	09.00	to	00.00	
<ul style="list-style-type: none"> The provision of regulated entertainment for the performance of dance: 				
Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	00.00	
Thursday	09.00	to	00.00	
Friday	09.00	to	02.00	the following day
Saturday	09.00	to	02.00	the following day
Sunday	09.00	to	00.00	
<ul style="list-style-type: none"> The provision of entertainment facilities for making music: 				
Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	00.00	
Thursday	09.00	to	00.00	
Friday	09.00	to	02.00	the following day
Saturday	09.00	to	02.00	the following day
Sunday	09.00	to	00.00	
<ul style="list-style-type: none"> The provision of entertainment facilities for dancing: 				
Monday	09.00	to	00.00	
Tuesday	09.00	to	00.00	
Wednesday	09.00	to	00.00	
Thursday	09.00	to	00.00	
Friday	09.00	to	02.00	the following day
Saturday	09.00	to	02.00	the following day
Sunday	09.00	to	00.00	
<ul style="list-style-type: none"> The provision of late night refreshment: 				
Monday	23.00	to	00.30	the following day
Tuesday	23.00	to	00.30	the following day
Wednesday	23.00	to	00.30	the following day
Thursday	23.00	to	00.30	the following day
Friday	23.00	to	02.30	the following day
Saturday	23.00	to	02.30	the following day
Sunday	23.00	to	01.00	the following day

- The sale by retail of alcohol:

Monday	10.00	to	00.00	
Tuesday	10.00	to	00.00	
Wednesday	10.00	to	00.00	
Thursday	10.00	to	00.00	
Friday	10.00	to	02.00	the following day
Saturday	10.00	to	02.00	the following day
Sunday	12.00	to	00.30	the following day

Except on:

New Year's Eve, except on a Sunday, 10.00 until the time authorised on the following day

New Year's Eve on a Sunday, 12.00 to until the time authorised on the following day

The morning on which summer time begins the sale of alcohol is authorised until 03.00 hours

Sundays immediately before a bank holiday, other than Easter Sunday, the sale of alcohol is authorised to 02.00 hours

If there are no permitted hours on the following day, midnight on 31st December.

Non standard timings:

The opening hours of the premises:

Monday	09.00	to	00.30	the following day
Tuesday	09.00	to	00.30	the following day
Wednesday	09.00	to	00.30	the following day
Thursday	09.00	to	00.30	the following day
Friday	09.00	to	02.30	the following day
Saturday	09.00	to	02.30	the following day
Sunday	09.00	to	00.30	the following day

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

On and off supplies

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

Electric Star Ltd
The Star of Bethnal Green
359 Bethnal Green Road
London
E2 6LG

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

06204404

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

Steven Michael Macri
2 Pearce House
Montaigne Close
London
SW1P 4AY

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol
06/06435/LIPERS City of Westminster

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

Service Director - Public Protection

Date of Issue

Licence

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.
5. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any “irresponsible promotions” in relation to the premises.

In this condition, an “irresponsible promotion” means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:

 - a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:
 - i) the outcome of a race, competition or other event or process, or
 - ii) the likelihood of anything occurring or not occurring;
 - e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

8. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.
The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.
9. The responsible person shall ensure that:
 - a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml; and
 - b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

1. Non-alcoholic drinks shall be available at the premises.
2. The maximum number of persons accommodated at any one time in the premises shall not exceed the following:
 - **Ground Floor: 300**
 - **Basement Floor: 100**
3. The licence is subject to the Council's Technical Standards for Places of Entertainment.
4. All exit doors shall be checked regularly and all fire doors maintained unobstructed and effectively self closing and all fire fighting equipment is regularly checked to ensure they function correctly.
5. An evacuation policy shall be in place to the satisfaction of the Fire Authority. All staff members shall be trained in fire and emergency evacuation procedures. Regular evacuation drills shall be carried out.
6. Risk assessments, employee safety, risk assessment and health and safety policies and manuals are available for inspection on site.
7. Adequate first aid facilities shall be maintained on the premises and a trained first aider shall be available at all times.
8. Staff shall routinely check the premises to ensure they are clean and tidy.
9. Empty glasses shall be regularly collected and any spillage dealt with as soon as is practicable.
10. Air conditioning shall be provided at the premises.
11. All windows shall be kept shut, except for entry and exit to the premises to prevent the escape of music or light, which may cause a nuisance.
12. Notices to be displayed on the premises:
 - a) that no drinks shall be carried out to the forecourt by patrons of the premises after 22:00;
 - b) reminding patrons to leave the premises quietly and not to disturb residents;
 - c) with the telephone number of a dedicated taxi cab company.
13. A member of staff shall monitor those persons on the forecourt after 22.00.

14. Staff shall be trained to ask customers to leave quietly in the evening when necessary.
15. A local taxi service shall be organised for customers so that taxis can be ordered while customers wait on the premises.
16. The name and telephone number of the person in charge of the premises shall be displayed on the premises in a prominent position so that it can be seen from outside of the premises.
17. Refuse shall be put out for collection no earlier than 30 minutes before the collection time.
18. A CCTV system will be fitted and working to the satisfaction of the Police and Licensing Authority. A notice shall be displayed that CCTV is in operation and at least one CCTV camera shall be in operation at the front of the premises at all times when the premises are in use. All tapes shall be kept for a minimum of 31 days.
19. On the days when the Door Supervisors are required, they shall be registered with the Security Industry Authority and will patrol the premises to minimise the impact of patrons leaving and arriving and to collect litter dropped by patrons until half an hour after closing.
20. The Designated Premises Supervisor (DPS) shall be a member of Pubwatch and will attend regular meetings.
21. A designated premises supervisor or personal licence holder shall be on the premises at all times.
22. A Challenge 25 scheme shall be operated at the premises.
23. No persons under the age of 16 shall be in the bar after 22.00 and persons under the age of 16 years must be accompanied by a responsible adult.
24. All amplified music and speech played on both the ground floor and basement shall be subject to the control of an entertainment noise control limiter restricting the sound system outputs to below pre-set thresholds as stated below.
25. The entertainment noise control systems for the premises will be calibrated to and maintained at settings which restrict amplified sound played within the ground floor and basement when measured within the centre of each space and at least 3m from any loudspeaker to at or below:
 - 87 dB $L_{Aeq,1min}$
Ground Floor
 - 92 dB $L_{Aeq,1min}$
Basement
 - 99 dB $L_{eq,1min}$
within both Basement and Ground Floor
26. The sound systems shall be retained and maintained as shown in floor plans and a layout diagram detailing the components and make up, to be approved by the Council's Noise Team in writing, at all times regulated entertainment takes place.
27. The entertainment noise control systems shall be placed in a secure, lockable cupboard or similar location. And will be completely independent of control by persons other than the Licensee or designated manager. Their settings shall not to be varied so that the amplified sound levels described are exceeded without the written approval of the Council's Noise Team.
28. In the event of verified noise complaint by the council's noise service the premises will work with the service to reduce noise levels to their satisfaction. In the event that the music noise limiter is found to exceed maximum music noise levels set out in this licence the system will be recalibrated and noise levels agreed with the service.

29. The entertainment noise control systems shall be re-calibrated so that the amplified sound levels stated are not exceeded if there are any changes in the distribution, type and sensitivity of loudspeakers or amplification equipment serving the sound system.
30. Any future calibration certificate for the entertainment noise control systems shall report the 63 and 125 $L_{eq,1min}$ Hz 1/1 Octave bands.

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

1. On any given day when either DJs or bands are performing and patrons exceed 100 people, one registered door supervisor per 100 people will be required .
2. Tables and chairs shall be closed and rendered unusable after 22.00 hours and be cleared of drinks (bottles and glasses).
3. The volume of music be reduced for the last half hour prior to the bar closing.
4. On evenings that regulated entertainment is provided, from 22:00 hours the front door at the right hand side of the premises is used for entrance only to the premises. The central door at the front of the premises from 22:00 hours until the premises close will be used for customers leaving the premises and those customers that want to exit the premises to smoke.
5. All staff to encourage customers to stay in the premises if they are waiting for a taxi to pick them up.
6. Where a taxi is requested, then staff must call the taxi for the customer and again remind them that it would be wise to wait inside until their taxi arrives.
7. On evenings that regulated entertainment is provided, one additional door staff be employed who will monitor capacity and persons trying to enter the premises. The additional door staff are also requested to monitor carefully persons outside the premises on the forecourt.
8. Only 15 people will be permitted outside on the forecourt after 22:00 hours in order to smoke. Customers are not permitted to take their drinks outside the premises after 22:00 hours.
9. All staff and door staff to encourage people to return inside the premises once they have finished smoking.
10. A diary incident book shall be retained at the premises where all complaints, refusals, ejections or any incidents be recorded on a daily basis.
11. The neighbourhood task force number shall be contacted in order to report persons loitering outside, not connected to the premises, as they will attend to move them on.
12. The Duty Manager shall supervise the dispersal of customers at the end of the night.
13. Customers shall be encouraged to leave gradually at the end of the night.
14. The tempo of the music shall be slowed during the last half hour.
15. From the time the bar closes for sales and drinking-up time ends, the lighting should be gradually increased so that by the time the drinking-up is over, the lighting is up to full beam.
16. As people leave the premises, door supervisors should be outside, encouraging people to disperse from the area and not allowing them to loiter on the frontage.
17. Management be more actively involved with seeing customers off the premises.

18. Customers be proactively monitored for rowdiness outside the premises and a three strike rule be implemented where, if rowdy customers outside (and inside) will not quieten down, they are warned about their behaviour. If rowdy behaviour continues they should be warned a further one time and then if there is still no improvement they should be barred from the premises.

Annex 4 – Plans

Reference Number: 10.57.E1R-101

Licence

REP 1

Williams, John

From:
Sent: 02 October 2012 17:46
To: Licensing
Subject: Star of Kings, York Way, Licence Review

APPENDIX 3

2 October 2012

Licensing Team
Public Protection Division
222 Upper Street
London N1 1YA

Dear Licensing Team

STAR OF KINGS, YORK WAY
LICENCE REVIEW

I understand that there is a review of the Star of Kings licence pending, and would like to make an objection to their current method of operation on grounds of prevention of crime and disorder, public safety, prevention of public nuisance and the protection of children.

I have already written to you about the dreadful disturbance several weeks ago and told you of the unbelievable disturbance of people shouting and screaming outside the pub in York Way. This was so bad that it disturbed myself and other residents for a considerable length of time round the corner in Copenhagen Street where I live (even at that distance from the pub). This has also happened on another occasion since then, equally badly, and was dreadfully disturbing. This equals the extremely bad problems we have had with owners of this pub in the past.

These are by no means isolated events over the past year and it has always been particularly bad on Friday nights.

As far as I am concerned the Star of Kings managers have broken the agreement they made with the Licensing Committee and local residents at the last licence review meeting. They seem incapable of containing the problems caused by people leaving the pub late at night at weekends. This gives me no confidence at all that they will keep promises in the future.

I have no objection to the activities during the week when they keep normal opening hours as a pub and restaurant, but their weekend activities and opening hours are totally unacceptable in this very dense family residential area.

Please will you restrict their late night opening at weekends and ensure that they have enough competent security staff to control the crowd leaving. This is not a safe residential area with these activities going on.

Yours sincerely



Islington Licensing Authority Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

Your Name	Anne Brothers
Job Title	Principal Technical Officer, Noise Patrol
Postal and email address	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk
Contact telephone number	020 7527 3047

Name of the premises you are making a representation about	Star of Kings P.H.
Address of the premises you are making a representation about	126 York Way, London N1 0AX

<i>Which of the four licensing Objectives does your representation relate to?</i>	<i>Yes Or No</i>	<i>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</i>
To prevent crime and disorder		
Public safety		
To prevent public nuisance	Yes	
To protect children from harm		

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	<u>There are no additional conditions that we can recommend.</u> See additional sheet for monitoring visits that have been carried out for Committee's information.
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Signed: Anne Brothers Date: 24/10/12

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

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

In response to calls received from the applicant. Noise Patrol and ASB teams have the following details logged arising from both proactive and reactive visits to the premises over the past 12 months.

5/11/11 NP call received 01:52

Officer notes: 02:24. "Noise lower. No visit required. Wanted it noted that there was a small group making noise for about 25mins that were not being silenced by security."

28/1/12. Notes from proactive visit:

Star of Kings, 126 York Way, 23:25

2 women standing by corner of the building talking quietly. They walked away after a couple of minutes. Could see a group of 4 standing by the kerb at the front from the car parked outside the shops. No noise from our vantage point parked outside the shops.

Drove away after a few minutes, noted 8 people directly outside smoking within barriers accompanied by security. T&Cs stacked.(ABR)

26/2/12 Notes from proactive visit:

Star of Kings, York Way, 03:10

TEN on tonight.

Passed by at the above time and went into side street to have a look from the car. Noted 6 customers outside in smoking area on the frontage and 2 DS's on arrival. Taxi came to collect someone, DS spoke to driver. As we left I noticed another DS out on the frontage making 3 outside now. No noise (ABR)

11/3/12 NP call received 00:43.

"Lots of noise coming from people standing outside of Star of Kings PH"

01:10. NP Officer notes: Telm 0110 voice mail left message. (AMI)

13/3/12. Advisory e mail sent to resident that called in regarding use of the NP service.

12/5/12 Notes from proactive pass-by:

Star of Kings, York Way, 23:50. Passed by, no-one outside at all. (ABR)

30/5/12. 00:36. NP Call received re: people noise outside

00:42. NP officer notes: Comp called back @ 00:42 to say that the group have now moved on from outside the pub.

3/6/12 Notes from proactive pass-by:

Star Of Kings, York Way, 00:20. Passed by. Noted a handful of people on the frontage including DS's. No noise. (ABR)

9/6/12 NP call received 02:26.

"Loud noise coming from the Star of Kings pub"

NP officer notes: Call to complainant 0255 and 0259 ansaphone. Drive by 0315 all quiet

1/9/12 NP call received 00:08. "Loud noise from Star of Kings pub - about 60 people outside the pub making lots of noise. Caller doesn't want to be called back but does want a drive by done. He has been working with the Licensing team."

01:15. NP officer notes: 01:15 Complainant had declined a call back so parked in the road next to the bar between the premises and the complainant's flat. There were approx. 8-12 people on the forecourt and 3 men in dayglo jackets patrolling the forecourt and pavement. There was a little bass from music audible in the car but not very loud. No shouting or similar activity while we were there.

8/9/12 02:56- 03:05

ASB proactive visit report: "When we attended no customers were seen outside as the pub was empty and only a few members of staff could be seen inside"

9/9/12 02:18-02:32

ASB proactive visit report: "Saw two black male security guards outside and seven customers were in their garden area chatting and smoking. Their voices were moderate, not more than traffic noise. No music heard. White male approached us at 02:24. He introduced himself as the DPS of the pub. He asked what we were doing in the area. He enquired of our position and he said he increased the number of security staff.

At 02:28 a female shouted and the general crowd number increased, about 15 or more people outside and their speaking volume increased for about 2 minutes. We noticed that security were monitoring the customers and we left the area"

15/9/12. 02:25 – 02:28

ASB proactive visit report: "Arrived at 02:25. No one at front area of pub. A couple of people inside tidying inside club. No loud music heard, no shouting or loud talking. Left at 02:28."

15/9/12 22:40

ASB proactive visit report: "Arrived at 22:40, observed approximately 15 people outside the front court yard smoking and talking. No consumption of alcohol was noticed. Two door supervisors seen watching over patrons. Patrons were not noisy, no loud music heard. As we were going at 22:49, there were four staff outside, with only two patrons smoking."

16/9/12 02:47.

ASB proactive visit report: "No one outside, two females and male inside the pub. No noise heard. Left at 02:49."

22/9/12 01:22

ASB proactive visit report: "Arrived @ 01:22 & no one was seen outside the pub, 3 door staff were seen all wearing hi-viz jackets, no table & chairs were seen outside."

23/9/12. 02:55

ASB proactive visit report: "Arrived @ 02:55 & club was closed, lights were still on, barman cleaning the bar."

29/9/12 01:40

ASB proactive visit report: "Arrived at 01:40 . Observed approximately 10 people in the forecourt, on the left of the entrance. Officers observed 3 doormen monitoring customers smoking. No consumption of alcohol observed. 01:42 doormen came over and asked if we were Met, officers replied local government. 01:44 officers observed 3 doormen outside monitoring 6 new customers. No drinks observed being consumed. 01:50 officers observed three customers smoking. Four customers smoking. Security doormen monitoring area. Officers left site at 01:51 hrs."

29/9/12 22:56

ASB proactive visit report: "arrived at 22:56. Patrons standing outside smoking. No drinking observed. Security observed asking two white ladies to leave the area as they seemed to be having a joint. Music contained within the bar. Left at 23:56"

6/10/12 01:24

ASB proactive visit report: "Pub was closed. Only 1 light was on inside"

12/10/12 01:50

ASB proactive visit report: "arrived at 01:50. Observed 10 people outside premises smoking. No visual of table and chairs in use. No loud noise/ASB witnessed. Officers observed and 4 doormen outside monitoring crowds."

13/10/12 02:21

ASB proactive visit report: "arrived and saw ten people standing on the footpath and three doormen controlling them. We also one customer getting into a minicab. No one was standing in the patio area as pub seemed to be closing down. Table and chairs were not in use, and no noise could be heard coming from inside the club. At 02:25 five customers who were standing on the pavement left in a minicab and the rest of them left."

20/10/12 02:13

ASB proactive visit report: "arrived at 02:13, 3 people outside smoking. While three people left the area. Three door staff in High Vis Jackets patrolling the forecourt area. Observed security removing drinking glass from forecourt into pub building. While we were observing the licensee of pub, approached and asked if were environmental health or ASB Team, after we responded to his question, he said ok and walked away. All the time that we were watching we did not see any customers drinking. Left at 02:35."

21/10/12 02:10

ASB proactive visit report: "arrived at 02:10. Many people leaving the bar. Noticed security person and licensee. Dispersing crowd. Some customers congregated on York Rd. But security and licensee requested that they move on. Approx 78 patrons congregated beside the café express talking, but licensee came to politely move them on. BY 02:35 the door supervisors had moved all the patrons on. They were about five door supervisors left at 02:44. All quiet. All clear. Left at 02:40."

Licensing Act 2003- Representation from the Licensing Authority
Application: PREMISES LICENCE REVIEW OF STAR OF KINGS, 126 YORK WAY N1

I am submitting a representation on behalf of the Licensing Authority in respect of this review application.

The recommendation contained in this representation is consistent with the Licensing Policy Statement for 2011-2014 which was agreed by Council in December 2010 following full public consultation.

The following Policies, determined by the Licensing Authority as being appropriate to promote the licensing objectives, are relevant to this application:

Licensing Policy 10

The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises, particularly when late hours have been sought. Where relevant representations are received, the Licensing Authority will attach appropriate conditions to licences, necessary to support the prevention of undue noise disturbance from licensed premises.

Licensing Policy 20

The Licensing Authority recognises that where gardens and tables and chairs are provided for smoking, drinking or eating outside, users can cause nuisance.

Where outside facilities are provided, the Licensing Authority expects applicants to provide details in their application:

- *of the location of outside areas to be available for use, and*
how the outside areas will be managed to prevent noise, smell, or obstruction nuisance to neighbours and the public.

Where the Licensing Authority receives relevant representations that relate to the licensing objectives, or where a responsible authority or an interested party seeks a review, the Licensing Authority will consider imposing conditions to improve the management of the outside area or prohibiting or restricting the use of these areas in order to promote the public nuisance objective

Licensing Policy 22

Where relevant representations are received from responsible authorities and/or interested parties, the Licensing Authority may seek to restrict the operational hours of premises where this is necessary to promote the licensing objectives....

In view of these concerns the Licensing Authority is making a representation to support the Review application on the grounds of prevention of public nuisance. Please see attached reports of recent actions regarding the premises.

Janice Gibbons
Service Manager (Commercial)
Islington Council
Public Protection Division
222 Upper Street
London N1 1XR
T: 020 7527 3212
E: janice.gibbons@islington.gov.uk

26 October 2012

Licensing officer visits to Star of Kings and subsequent actions since December 2011

14.1.12 Complaint received from resident regarding disturbance outside. Licensing officer investigated and requested view of premises cctv. No anti-social behaviour seen on cctv and premises providing door security to control people leaving.

11.3.12 Complaint from local residents regarding long noisy queue of people at 1am and disturbance until 3.40am. Licensing officer investigated, viewed cctv agreed that people outside could have been controlled better. Temporary event notice in place for that night to 4am. Letter sent to licensee advising improvement in control of queue and customers leaving late at night.

10.8.12 – 23.15 DW and AB

Very quiet only about ten people inside venue at this time. Tables and chairs cleared and made unusable. No customers outside. Spoke to door staff that was under the impression that the premises would be closed around midnight as it was quiet. They also stated that it had been v. quiet for the previous few weeks as well.

17/18.8.12 - 01:00

Star of Kings, 126 York Way

3 women outside speaking to a DS for directions. No one outside in the smoking area.

Visit to premises by SG and TL on 25.8.12. Parked opposite side elevation at 02:05. Several people visible in smoking area at the front. This number began to swell as premises emptied and a large group congregated outside. The level of noise from voices gradually increased and conversations were clearly audible in the car. As we sat in our vehicle two females, not known whether customers or not, walked from direction of front of premises and one was seen urinating by a white van parked behind us, in front of shops. 2 males leaving crossed road and sat on red and white barriers opposite. Occasional noise of plastic cup being thrown or kicked. One male from front of premises, walks down side, staggering and urinates by bins. A couple from front of premises, walk down side and roll on bonnet of car parked at the side. Noted that voices continue to get louder as people leave.

We got out of car and stood by gardens at junction opposite entrance and continued to observe people leaving and congregate outside. Estimated there to be approximately 100 people congregated outside at this point. Customer leaving completely covered the pavement outside and spilled half-way into the road. One door supervisor visible in high vis jacket, no other door supervisors visible. 2 males, appeared to be staff/management, one wearing an orange t-shirt was standing on the corner of the junction outside. 2 males seen walking past him down side, one disappeared from view by the bins at the railings separating York Way Court, the other was seen clearly urinating by the bins. Two males from front, run down the side and began play fighting over a cigarette. Customers noted staggering and congregating in the road causing passing cars to swerve, stop and sound horns. Door supervisor and management/staff do not appear to be making effort to clear customers from road or move people on.

At 2:26 still 50 plus people outside. Male seen urinating down side earlier, staggers across road to barriers opposite and then returns to entrance. Saw local resident, Mr Sweeney, come along and take some photographs of people outside.

At 2:35 entrance now clear and customers dispersing down York Way slowly towards Kings Cross. Left vicinity at 2:35.

31.8.12 TL sent warning letter to Licensee. Also made appointment to view the premises own cctv at the premises on 4.9.12, following a complaint from Mr Sweeney about further disturbances. On 6.9.12 Steve Macri of Star of Kings submitted copy of premises own cctv to TL showing incidents from 24.8.12 and 31.8.12.

7/8.9.12 – Multi agency visit at 00.55 - 6 smokers outside. Entered premises and noted 5 customers on ground floor. Went to basement and saw approx 25 customers. No drunkenness. Fire officer looked at fire exit in basement and had a strong word with manager re fire exits held open with microphone stands.

12/13 October 2012 TL and NF

02.10

Star of Kings

Large crowd out the front, 4 hi viz jackets, 4 minicabs in side road. Lots of shouting, premises inside was empty.

02.20 – 6 cabs outside, some bibbing horns, 12-14 people standing on corner talking and waving down taxis, Female shouting, clear of people by 02.25.

Williams, John

From:
Sent: 06 October 2012 13:00
To: Licensing
Subject: Star of kings club, 126 yorkway, London n1 0ax, noise making establishments

To whom it may concern

My name is [redacted] live at [redacted] the pub now turned club. I am a hard working single mother with a three year old daughter, who is getting stressed and frustrated with all my noise making neighbours.

If it is not my neighbour [redacted] blasting music from his container ,/ studio thing in his garden. it will be star of kings pub and and all of it's noisy customers and then also there's is an open space that is just across the road where they are now having concerts every other weekend . I do not understand this ,this is meant to be a residential area with growing residents after working all week and you want to come home and take care of your child and rest before the next working day but you can't because of the noise in the surrounding areas, and then the weekend starts and even more noise when a person is trying to rest after a long week' there's concerts across the road , there's a pub [redacted] and to make it worse directly underneath me is a supposed producer who makes noise. This is all too much it's giving me migraines. I have been talking to mike Sweeney about all of this noise in the surrounding area and he has advised me to contact you directly that you be able to resolve this matter for me and every other disturbed residents in the surrounding areas.

Kind regards

Williams, John

From:
Sent: 06 October 2012 13:29
To: Licensing
Subject: Pub and surrounding noise

Dear islington licensing

My name is [redacted] and I live at [redacted] want to make complaint about all the surrounding noise makers.

The pub now turned club [redacted] and their drunken disorderly customers disturb me and my family every day' it shouldn't be fair to have their license extended if they want to be a club they can go further out by the kings cross station where it's mostly businesses not residential areas. Also the new open space just across the road where they now have concerts at weekend and because of this we don't get any peace at weekends after a long working week.

This is a residential area with working families and schools , working parents who would like some peace after working all week not to be disturbed by pub goers or concert goers ' this decisions need to be fair to the residents in the surrounding areas not just the business owners.

I would appreciate it if someone would get back to me on this.

Yours sincerely

Williams, John

From: Williams, John
Sent: 24 October 2012 15:27
To:
Subject: RE: Complaint about Star of Kings Cross

There is an ongoing review of this premises licence, called by another resident because of noise late at night/early hours from patrons outside the premises. The last date for submission of representations (i.e. objections etc) re this review is 26/10/12.

Do you wish your complaint to be included as a representation re this review? Pl advise. ✓ my phone

Regards
 John Williams
 Licensing Support Officer

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

From: Fitzsimons, Aiden
Sent: 19 October 2012 16:24
To: Tomashevski, Kathleen
Cc: Williams, John
Subject: FW: Complaint about Star of Kings Cross
Importance: High

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

From:
Sent: 19 October 2012 13:59
To: Licensing
Subject: Complaint about Star of Kings Cross
Importance: High

Dear Sir / Madam,

I wish to raise a formal complaint about the Star of Kings Cross Public House / Night Club and the excessive noise being created I have lived in for almost 20 years and in recent weeks and months the continues disturbance from late night drinking has become intolerable.

and i am continually being woken up at ungodly hours in the middle of the night by drunken hooligans screaming and shouting This cannot be allowed to continue and something must be done I have written previously to raise objections about the granting of a late license to the pub but clearly it fell on deaf ears! Despite assurances that security would be in place and drinking stopped outside at a sensible time the disturbances are becoming worse!

I hope this time my complaint and those of my neighbours will be taken seriously

I look forward to hearing from someone by return

Y

Licensing History of the premises:

APPENDIX 4

- i) Council records show that the premises had been licensed for public entertainment (Schedule 12 London Government Act 1963) from 1992.
- ii) On 23 July 2005 an application was made to convert the alcohol and public entertainment licence to a Premises Licence.
- iii) On 28 August 2006 an application to transfer the license and to vary the DPS were made by Lisbeth Barber.
- iv) On 10 October 2006 an application was made to vary the licence to allow the exhibition of films from 09:00 to 00:00 Sundays to Thursdays and from 09:00 to 02:00 on Fridays and Saturdays. The application was granted under delegated authority.
- v) On 22 October 2007 Lisbeth Barber made an application for a new licence for the premises with the same hours and licensable activities as the current licence but with altered conditions. This application was granted at Licensing Sub Committee on 12 December 2007.
- vi) Since 12 December 2007 the premises had benefited from two premises licences, one the name of Lisbeth Barber. To date Ms Barber has not responded to requests to surrender the licence issued in her name. The applicant was aware of the licence number and quoted it on his application form. The licence numbers are 109139/2164 issued 13.2.07 and 128792 issued 14.1.08. After November 2012 if Ms Barber fails to pay the annual fee on her licence it will be suspended.
- vii) On 23 July 2010 an application to transfer the licence (128792) was made by Enterprise Inns Plc.as they had re-possessed the premises from Lisbeth Barber. They stated Ms Barber was not contactable.
- viii) On 7 December 2010 applications to transfer the licence 128792 and to vary the DPS were made by Electric Star Ltd.
- ix) On 22 June 2011 Electric Star Ltd made an application to vary the licence to remove and or replace conditions on the licence. This application was granted by Licensing Sub Committee on 22 August 2011.
- x) 23 September 2011 Licensee called in to Licensing Officer Panel following complaints of noise and disturbance caused by customers outside the premises. Licensee gave undertaking to improve management of outside areas.
- xi) 15 December 2011 Review hearing which had been applied for by a local resident. Additional conditions imposed on licence and issued as current licence LN6219-151211.
- xii) Licensing and noise team visits history since that review are contained in Responsible Authority representations in Appendix 3.

APPENDIX 5

