



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	3 <sup>rd</sup> June 2013	B1	St. Mary's

<b>Delete as appropriate</b>		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION**  
**RE: SUBWAY, 248 UPPER STREET, LONDON, N1 1RU.**

**1. Synopsis**

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
  - i) Allow the provision of late night refreshment, Sundays to Thursdays from 23:00 until 00:00 and Fridays & Saturdays from 23:00 until 01:00;

**2. Recommendations**

- 2.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 2.3 To consider that this address is in the Angel and Upper Street 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.

- 2.4 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 3);
  - ii. conditions recommended by responsible Authorities (see appendix 3);
  - iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

**3. Background**

3.1 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2a: name & address details of those persons making representations;
- Appendix 2: representations;
- Appendix 3: suggested conditions and map of premise location.

3.2 The Licensing Authority has received 5 letters of representation, none of which are from people who requested that they remain anonymous.

3.3 The original licensable hours sought for this application were amended to those stipulated at 1.2 of this report by the applicant after the Police advice.

**4. Planning Implications**

4.1 None

**5. Conclusion and reasons for recommendations**

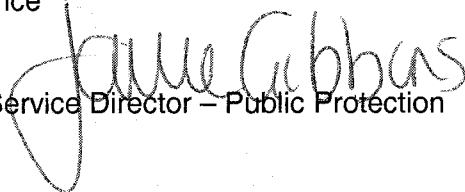
5.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions necessary to promote the licensing objectives.

**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 22/5/13

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

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# ISLINGTON

## Application for a premises licence to be granted under the Licensing Act 2003

### PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We CHRISTOPHER COLIN LTD T/A SUBWAY Highbury

*(Insert name(s) of applicant)*

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

#### Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
248 UPPER STREET ISLINGTON LONDON			
Post town	ISLINGTON	Postcode	N11RU

Telephone number at premises (if any)	020 722 60452
Non-domestic rateable value of premises	£35 750 pax

#### Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

Went to the shop. We were + 11.00  
Left a verbal order for him to call  
and come for the payment 12/13/14

USE 1124  
£315.00  
13/03/13



d) a charity

please complete section (B)

- e) the proprietor of an educational establishment  please complete section (B)
- f) a health service body  please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales  please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England  please complete section (B)
- h) the chief officer of police of a police force in England and Wales  please complete section (B)

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

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or

I am making the application pursuant to a  
 statutory function or   
 a function discharged by virtue of Her Majesty's prerogative

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

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

**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

**(B) OTHER APPLICANTS**

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

<b>Name</b> CHRISTOPHER COLIN LTD
<b>Address</b> 248 UPPER STREET ISLINGTON LONDON UK N1 1RU
<b>Registered number (where applicable)</b> 8186521
<b>Description of applicant (for example, partnership, company, unincorporated association etc.)</b> LIMITED COMPANY
<b>Telephone number (if any)</b> 02072260452 / 07850178308
<b>E-mail address (optional)</b> highburysub@gmail.com

**Part 3 Operating Schedule**

When do you want the premises licence to start?

DD	MM	YYYY
0	1	0 4 2 0 1 3

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

DD	MM	YYYY

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

The primary function of the business premises is for the serving of sub sandwiches, wraps, salads, baked goods and beverages and the nature of the business is best described as a QSR fast food restaurant without seating.

Licence sought: **The provision of late night refreshment** - This means the supply of hot food or drink to the public, for consumption on or off the premises, between 11pm and 5am.

- 'Application for a premises licence to be granted under the Licensing Act 2003'.

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

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

**In all cases complete boxes K, L and M**

**A**

Plays Standard days and timings (please read guidance note 6)			Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<b>Please give further details here</b> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue			<b>State any seasonal variations for performing plays</b> (please read guidance note 4)		
Wed			<b>Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Thur					
Fri					
Sat					
Sun					



**B**

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

C

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

**D**

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

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Tue					
			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Wed					
Thur					
Fri					
Sat					
Sun					

**F**

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

**G**

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

# H

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

**I**

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon	08:00	00:00	<b><u>Please give further details here</u></b> (please read guidance note 3) We want to be able to serve hot food after 11pm if possible, indoors inside the store. The music inside the store will not be amplified and the front door will remain closed.		
Tue	08:00	00:00			
Wed	08:00	00:00	<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 4) N/A		
Thur	08:00	00:00			
Fri	08:00	02:00	<b><u>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</u></b> (please read guidance note 5)  We would prefer to close at 00:00 Monday to Thursday but in the event of a match day at Emirates stadium or a local event, we would prefer to remain open later.		
Sat	09:00	02:30			
Sun	09:00	22:00			



**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>			
				Off the premises	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)					
Mon								
Tue								
Wed								
Thur								
Fri								
Sat								
Sun								
						<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		

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

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

K

**Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).**

L

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

# Section M

## **Prevention of Crime and Disorder**

- \* Any instance of crime which may occur on my premises will be immediately reported to the police. I also have CCTV surveillance throughout the store to ensure all activity is monitored 24 hours a day and I will provide video footage if and when required by the relevant authorities in the instance of any crime taking place.
- \* I pledge to always keep record of any and all public disorders in an incident book if when an incident occurs.#
- \* I pledge to subscribe to and participate fully in the local pub/club/shop watch scheme and will ensure to subscribe within the next week.
- \* I have put in place security provision for any disorderly conduct by installing an emergency button via my alarm company which will alert the police instantly in the event of an incident occurring. I've recently purchase a fridge lock which will ensure that we can lock the fridge while open at night and prevent any incidents of theft and we have a trip switch behind the counter which turns off various items of equipment in the event of misuse by any customers. Staff working on duty at night will also ensure customers enter and leave the premises in an orderly manner and because I live in a flat just above the store, if any incident takes place, I will personally intervene.
- \* We will never sell alcohol as this is illegal and not in line with the operations of the Subway franchise. We will also ensure that our entrance/exit door remains shut at all times and that we never amplify our music in the store above an acceptable level. We believe that if anyone has been drinking and they purchase our product,, they will in fact sober up the customer and as such we will do our bit yo actually help prevent drunken and disorderly behaviour.
- \* We have CCTV installed in our store which is always operated and maintained in agreement with the police. The system covers my whole store and enables frontal identification of each and every person who enters our premises. The system records in real time, 24 hours a day and it backs up 2 months of video recordings. We pledge to provide any CCTV footage to an authorised officer or a police officer within 24 hours of any request.
- \* All of our disposable cups are made out of paper cup board and we don't package any of our products in hard material or glass.
- \* All cups of drinks and all food is packaged and cups come with a cup lid to ensure customers don't leave the premises with any open containers, glass or open bottles.
- \* We will provide clear and prominent notices warning all patrons not to cause a nuisance or disturbance to any one living or working within the vicinity and neighbourhood of the premises and also warning patrons of the need to be aware of the operation of pickpockets. bag snatchers etc.

## **Promotion of Public Safety**

- \* Safety checks are done 3 times a day in the store, once in the morning, in the afternoon and in the evening before the hours in which the licence will take effect. Temperatures logs are recorded for all food items and all food is properly date labelled top ensure we provide the freshest ingredients possible. A checklist is also followed to ensure we provide detailed cleaning and a high level of hygiene. We ensure that the floors are mopped while we're quiet in the early evening and we place a slippery floor warning board every time there could be a potential hazard in the area around the counter. We also ensure anything being displayed in the store which might entice theft is provisionally safeguarded by locks and trip switches and we have a electronic safe where all excess till drawer cash is kept. We also have adequate lighting within the store.
- \* We will never obstruct our entrance/exit and we provide a mat at the entrance to ensure customers leave and enter the store without slipping. We have level floors which are non-slippery when we're not cleaning them and when we are we place a warning sign. We will never clean the floors late at night while the store is open, only once the store is closed, after lunch and in the early evening. We have no trip hazards in the store.
- \* No chairs or tables apply to the premises.
- \* Our front shutter is raised and the store's door is unlocked at all times while the store is open to ensure convenient and quick entrance/exit if and when needed and the door doesn't require a key, card or code while the store is open.
- \* The entrance/exit door is regularly checked by our alarm company when they do alarm checks and a log record of this is kept. We also have a chime attached to the door which ensures that we know at all times when a customer leaves or enters the store and the door is brand new so the hinges are still well lubricated allowing the door to swing open easily.
- \* All security fastenings are removed when the premises is open to the public and/or staff are in the premises. We lift our electric shutter in front of the door and remove the fridge lock when the store is open in the mornings. We only lock the beverage fridge late at night and unlock it when the customer requests a beverage.
- \* We have no steps or stairways.
- \* When disabled people are present, will will ensure adequate arrangements are put in place to enable their safe evacuation in the event of an emergency. There will always be a staff member and a supervisor on duty (When my general manager isn't supervising, I live in a flat upstairs and constantly keep on an eye on the store myself through my real-time CCTV cameras. The counter is also close to the door and the floor for quick and easy exit and the floor is flat to ensure disabled customers have easy access. We will make disabled people on the premises aware of these arrangements by staff and an appropriate notice.

- \* In the absence of adequate sunlight, the lighting in any area accessible to the public is fully operational and functioning when customers are present and emergency lighting batteries are always charged in the event of a power failure.
- \* Access for emergency vehicles is always kept clear and free from obstruction because we're on a red route on Upper Street near Highbury Corner and no parking is allowed after hours. We're also on the main road making it easy to access an emergency vehicle.
- \* We keep a whole box of first aid kits, equipment and materials on the premises at all times and I will put my supervisor, myself and night staff on a suitably trained first-aid course.
- \* We won't use any special effects.

### **Prevention of Public Nuisance**

- \* Noise and vibration will never emanate from our premises. We will always keep our door closed and we will keep music at an acceptable volume within the store so that no one can hear music outside the premises.
- \* No regulated entertainment will be provided and all operations will take place within the store. No alcohol will ever be served.
- \* We will provide clear and prominent notices warning all patrons not to cause a nuisance or disturbance to any one living or working within the vicinity and neighbourhood of the premises when leaving the premises and to respect their needs.
- \* Refuse is collected by Biffa Waste on a daily basis outside of the store's operating hours (usually between 00:00 and 05:00) so as not to cause a public disturbance. Our Veg deliveries take place at 06:00 and the rest of our deliveries take place between 10:00 - 12:00 in the morning.
- \* The contact number for the premises premises licence holder will be displayed inside the premises against the window so that it is visible from outside the premises without having to enter the premises which will entail the store's contact number and my personal phone number.

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**Checklist:**

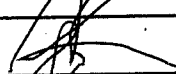
**Please tick to indicate agreement**

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

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

**Part 4 – Signatures** (please read guidance note 10)

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

Signature	
Date	05/03/2013
Capacity	Director

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant’s solicitor or other authorised agent** (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Christopher Ronald Colin Flat 1 247A Upper Street Islington London			
Post town	<b>Islington</b>	Postcode	<b>N1 1RU</b>
Telephone number (if any)	02072260452/ 07850178308		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) highburysub@gmail.com			

### Notes for Guidance

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

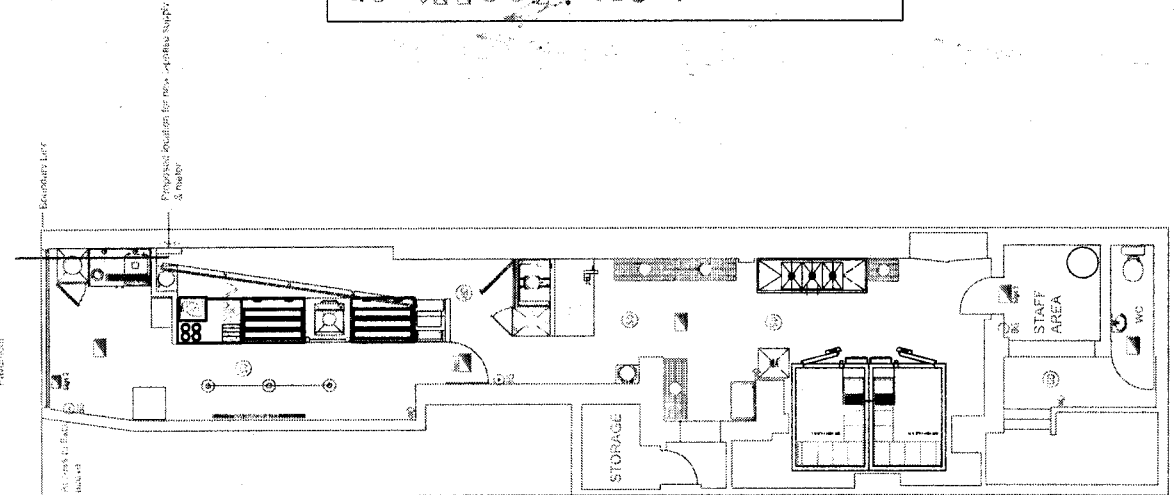
**General Notes**

1) All construction and materials used are to conform with Building Regulations as applicable.

2) Installation of new systems and equipment to be undertaken in accordance with the relevant BS and IEC standards. The installation of all electrical equipment shall be in accordance with BS 7671 and all electrical equipment shall be protected with RCDs.

3) All work shall be carried out in accordance with the relevant BS and IEC standards. The installation of all electrical equipment shall be in accordance with BS 7671 and all electrical equipment shall be protected with RCDs.

<b>FIRE ALARM LEGEND:-</b>	
[Symbol]	Smoke Detector
[Symbol]	Manual Alarm Call Point
[Symbol]	Overhead Chime
[Symbol]	Relay
[Symbol]	Emergency Light
[Symbol]	Multisensor
[Symbol]	Heat Detector
[Symbol]	Remote Indicator
[Symbol]	Break Glass Call Point
[Symbol]	Sounder / Beacon
[Symbol]	Exit Sounder
[Symbol]	Flashing & ringing beacon
<b>FIRE EXIT SIGNS:-</b>	
[Symbol]	Sign 1
[Symbol]	Sign 2
Sprague graphic symbol heights to be 75mm. Fire exit signs to be to BS5499 Part 1:1996.	
<b>EXTINGUISHERS</b>	
[Symbol]	1 litre water
[Symbol]	3 litre CO <sub>2</sub>
[Symbol]	Fire Blanket



FIRE PLAN





# ISLINGTON

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

T 020 7527 5986  
F 020 7527 5998  
E [geoff.weaver@islington.gov.uk](mailto:geoff.weaver@islington.gov.uk)  
W [www.islington.gov.uk](http://www.islington.gov.uk)

Our ref : GW  
Your ref:

Date: 10 April 2013

Mr Christopher R Colin  
Flat 1  
247A Upper Street  
London  
N1 1RU

Dear Sir

**Licensing Act 2003  
Representation from Responsible Authority for Health and Public Safety  
Subway 248 Upper Street N1 1RU**

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

At a survey of the premises on 9 April 2013 it was found that the requirements specified in the attached schedule are in need of urgent attention to ensure the existing arrangements at the premises are adequate for health and public safety.

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

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

Please give notification of the commencement and completion of the works.

Should you require any advice or information please contact me at the above address.

Yours faithfully

Geoff Weaver  
Senior Building Surveyor (Licensing Health and Safety)

**Islington Licensing Authority  
Licensing Act 2003**

**Representation form from Responsible Authority for Health and Public Safety**

<b>Name</b>	Geoff Weaver
<b>Job title</b>	Senior Building Surveyor (Licensing Health and Safety)
<b>Postal address</b>	Islington Council, Building Control Service 222 Upper Street, London N1 1XR
<b>email</b>	geoff.weaver@islington.gov.uk
<b>Contact telephone number</b>	020 7527 5986
<b>Name and address of the premises concerning the representation</b>	Subway 248 Upper Street N1 1RU
<b>Public Safety</b>	The arrangements at the premises are insufficient for health and public safety. See attached requirements schedule.
<b>Suggested conditions that could be added to the licence to remedy the public safety representation</b>	The premises shall not be used under the licence until the requirements specified in the schedule dated 10 April 2013 have been completed and approved in writing by the responsible authority for health and public safety.

Signed: \_\_\_\_\_ Date: \_\_\_\_\_

Please return this form along with any additional sheets to: Applicant and Islington Council, Licensing Team, 222 Upper Street, London N1 1XR or email to [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk) This form must be returned within the statutory period. For more details please check with the Licensing Support Team on 020 7527 3031.

**Licensing Act 2003 – Requirements schedule dated 10 April 2013 for  
Subway 248 Upper Street N1 1RU**

(1) Mechanical extract ventilation should be installed in the toilet extracting direct to external air at a rate of not less than 6 litres/second. The extract fan should have a 15 minute over-run controlled by the light switch or occupant detecting sensor. Air inlet to the toilet should be provided, e.g. 10mm gap under the door.

(2) In addition to the lighting, emergency lighting in compliance with BS 5266 – 1 should be provided in the staff area at the rear of the premises.

Note: Non-maintained emergency lighting should be wired to the local lighting circuit in such a manner as to operate not only in the event of failure of the mains supply but also on failure of the supply to the local lighting circuit.

(3) One water or foam fire extinguisher (rating 13A) and one carbon dioxide fire extinguisher (rating 34B) should be provided behind or adjacent to the sales counter.

Fire extinguishers should be on brackets or stands and located so as not to obstruct exit routes or cause a hazard to persons in and about the premises.

Appropriate signs should be fixed adjacent to the fire extinguishers indicating the type of fire fighting appliance and the class of fire covered.

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

Electrical installation  
Emergency lighting  
Fire alarm  
Fire fighting appliances

An approved competent person for the testing and certification of electrical installations and emergency lighting should be one of the following:

- (i) A qualified member of the Institution of Engineering and Technology, or
- (ii) A contractor enrolled with the National Inspection Council for Electrical Installation Contracting, or a member of the Electrical Contractors Association, or a competent person from an appropriate approved organisation.

For fire alarms any of the above, or  
A member of the Loss Prevention Council 1014 Scheme, or a member of the British Approvals for Fire Equipment SP203 Scheme.

Inspection and service certificates for fire fighting appliances should be obtained from an organisation certified by the British Approvals for Fire Equipment (BAFE), or a competent person from an appropriate approved organisation.

**Sender, Yesim**

---

**From:** [REDACTED]  
**Sent:** 20 March 2013 12:47  
**To:** Licensing  
**Subject:** Subway Licensing Application

Re ref: WK/2013 05967

Dear Mr. Whitton,

I have received notice that the newly-opened Subway at 248 Upper St has applied to extend its hours.

I live in Swan Yard, just behind the Subway shop.

I wish to strenuously register my opposition to this application. The area is already overwhelmed with people hanging out late at night. McDonald's extended its hours and that has simply encouraged late-night drinkers to linger in the neighbourhood, hang out in our mews, litter the streets, make noise and urinate against our walls. At times late at night the presence of these large groups lingering in our back street can feel menacing.

The owners of Subway knew the operating restrictions when they decided to invest in the property. Extending their hours may increase their business, but it comes at huge expense to the quality of life of those of us who live in the neighbourhood. To approve this application would simply be a green light to more public nuisance, disorder and petty crime.

Please reject this application.

Thank you.

[REDACTED]

Senler, Yesim

---

**From:** [REDACTED]  
**Sent:** 08 April 2013 00:07  
**To:** Licensing  
**Subject:** Objection to extension of opening hours for Subway

Dear Mr Whitton,

Re: new licence for Subway, ref: WK/2013 05967

I have received notice that the Subway at 248 Upper St is applying to extend its hours of operation. I live above this shop in [REDACTED] and object strongly to any extension of opening hours.

There has been an increase in anti-social behaviour recently in the local area. I feel that the recent extension of opening hours for both the McDonalds and the Kentucky Fried Chicken have contributed to this increase. In January I provided a statement to the police for an assault I witnessed that occurred on the pavement in front of my flat. Last night when I returned from work at a quarter to one in the morning I witnessed a man urinating against the wall in Hampton Court, the nearby side street. This is a common sight. The front door into the hallway of my flat has been damaged by drunks sitting on the doorstep while they eat. I've had to clear people off before I can get in several times.

Even on the third floor I am kept awake hearing drunks and smashing bottles in Hampton Court and Swan Yard (directly behind my flat and the Subway), where people congregate on Friday and Saturday nights. The area attracts people at exactly the time the Subway wishes to extend their hours. With the tube station and a bus interchange here, providing further options for late night food simply encourages people to hang around and cause trouble, rather than keep moving on home.

The pavement directly outside [REDACTED] is littered with cigarette stubs that the street cleaner is unable to clear away because of the shop advertising boards, the Subway flagpole and now pot plants that have been put onto the pavement. It just looks disgusting.

I like living where I do, but I am concerned that any further extension of opening hours for any late night restaurants will simply lead to an increase of anti-social behaviour and reiterate my objection to this application.

Yours sincerely,  
[REDACTED]

Ⓡ

**Sender, Yesim**

---

**From:** [REDACTED]  
**Sent:** 08 April 2013 13:13  
**To:** Licensing  
**Cc:** The Mayor  
**Subject:** Objection to new licence for Subway. Ref: WK/2013 05967

Dear Mr Whitton,

Re: new licence for Subway, ref: WK/2013 05967

I have received notice that the Subway at 248 Upper St is applying to extend its hours of operation. I own the flat [REDACTED] Upper St and object strongly to any extension of opening hours.

There has been an increase in anti-social behaviour recently in the local area. I feel that the recent extension of opening hours for both the McDonalds and the Kentucky Fried Chicken have contributed to this increase. This area is well-served by restaurants and 24/7 shops and will gain nothing by the extension of the opening hours of Subway. As a resident, I feel that councils are too lax in agreeing to opening hours of restaurants and shops which affect the quality of life of residents. Too often, restaurants apply for opening hours which are tolerable, then as soon as they are in situ (as is the case with Subway) seek to extend them. This is a tactic which I feel councils should discourage.

On the first floor I am very close to the street and at times I almost feel like I am actually in it, since the sounds are so loud and go on until all hours. Opening Subway later will undoubtedly attract drunks and late night 'revellers' who do not go about their business quietly.

I am kept awake hearing drunks and smashing bottles in Hampton Court and Swan Yard (directly behind my flat and the Subway), where people congregate on Friday and Saturday nights. The area attracts people at exactly the time the Subway wishes to extend their hours.

With the tube station and a bus interchange here, providing further options for late night food simply encourages people to hang around and cause trouble, rather than keep moving on home.

The pavement directly outside [REDACTED] is littered with cigarette stubs that the street cleaner is unable to clear away because of the shop advertising boards, the Subway flagpole and now pot plants that have been put onto the pavement. It just looks disgusting.

I objected to the initial application for the Subway, as did my neighbours, to no avail. Please consider that we as residents have rights too and a refusal to allow this unnecessary extension, which only serves to profit a big corporate business, not a small shop owner, would have a deleterious impact on me and my neighbours lives.

I like living where I do, but I am concerned that any further extension of opening hours for any late night restaurants will simply lead to an increase of anti-social behaviour, crime, and public nuisance and I reiterate my objection to this application.

Yours sincerely,

[REDACTED]

**Sender, Yesim**

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**From:** [REDACTED]  
**Sent:** 11 April 2013 22:34  
**To:** Licensing  
**Subject:** I wish to state my OBJECTION

Dear Mr Whitton,

Re: new licence for Subway, ref: WK/2013 05967

I am addressing to you to express my most profound objection to Subway's application to extend its opening hours at its 248 Upper St outlets. I live [REDACTED] and I seriously concerned about the noise, dirt, drunks, and urine that it expels and attracts. Offering fast-food late at night will only attract even more drunks and not very civilised people – those who urinate against my front door and wake me up in the middle of the night with their screams. I don't want to see more dirt, boxes, papers or bottles in my front door – and an extension of those hours would increase this substantially. I feel Upper Street is a bit my street, since I live there, and I wish the council was able to help me maintain a nice, clean and civilised Islington. The recent extension of the hours at a nearby McDonalds has already caused trouble.

Yours,

[REDACTED]

[REDACTED]

[REDACTED]

London

[REDACTED]

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

1. Any instance of crime which may occur will be immediately reported to the police.
2. The licensee shall keep a record of any public disorder in an incident book if and when an incident occurs.
3. The licensee shall subscribe to and participate fully in the local pub/club/shop watch scheme.
4. Staff working on duty at night will ensure that customers enter and leave the premises in an orderly manner.
5. CCTV shall be installed in store which is operated and maintained in agreement with the police. The system covers the whole store and enables frontal identification of each and every person who enters our premises. The system records in real time, 24 hours a day and it backs up 2 months of video recordings. CCTV footage shall be provided to an authorised officer or a police officer within 24 hours of any request.
6. All drinks shall be served in cardboard vessels.
7. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
8. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times.
9. There will always be a staff member and a supervisor on duty whilst the premises are open.
10. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
11. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.

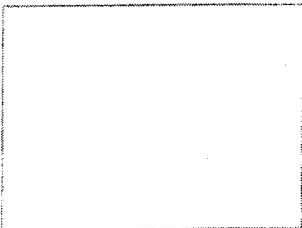
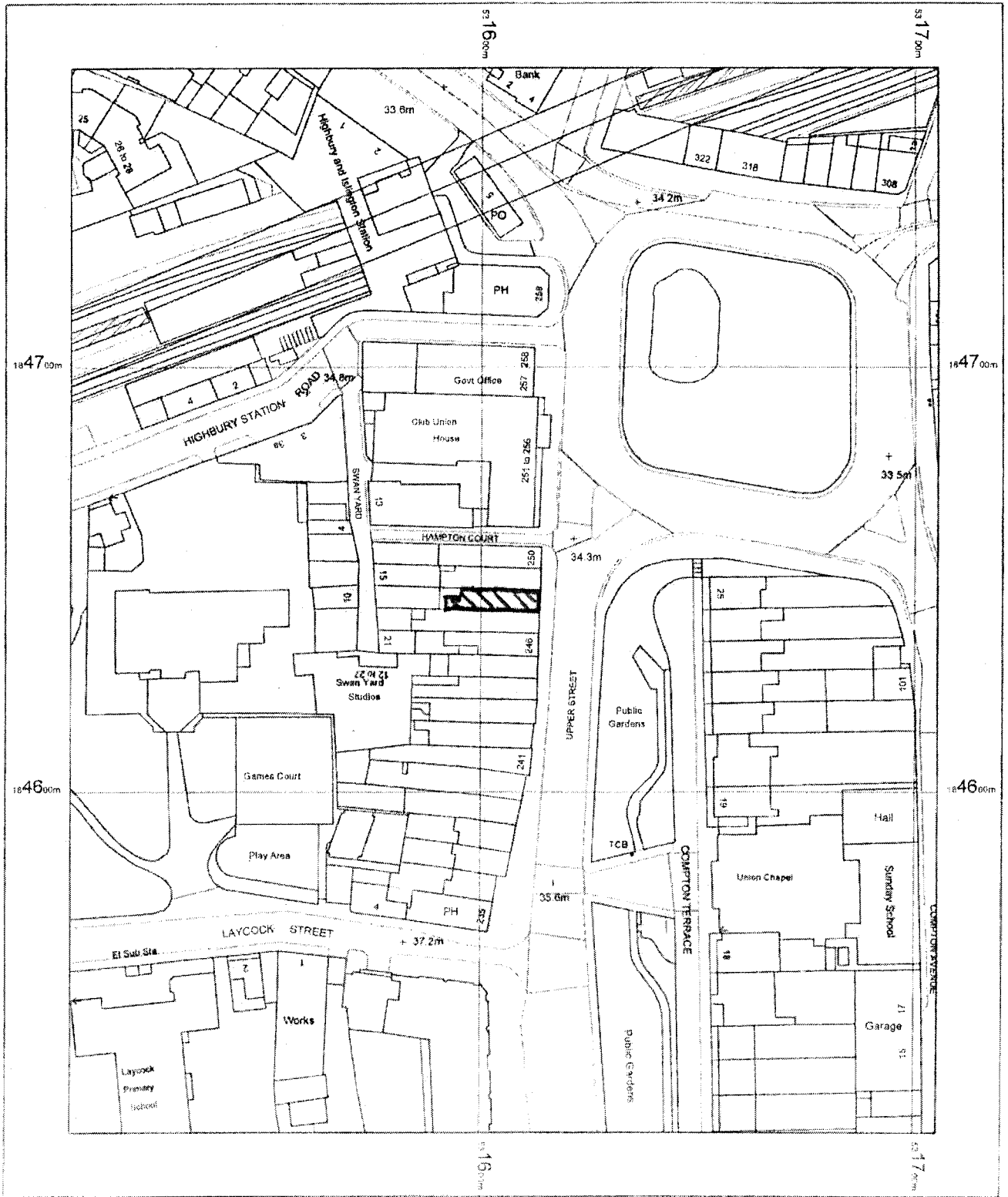
**Suggested conditions agreed with the Council's Noise Team**

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

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

13. The premises shall not be used under the licence until the requirements specified in the schedule dated 10 April 2013 have been completed and approved in writing by the responsible authority for health and public safety.





OS Mastermap  
 11 June 2012, ID: BW1-00156141  
[maps.blackwell.co.uk](http://maps.blackwell.co.uk)

1:1250 scale print at A4, Centre: 531605 E, 184645 N

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