



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	17 June 2013	81	Highbury West

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
RE: MCDONALDS, 280 HOLLOWAY ROAD, LONDON, N7 8AJ

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 allow:
 - i) the provision of late night refreshment from 23:00 until 02:00 on Monday to Sunday.

2. Recommendations

- 2.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 2.2 To consider that this address is in the Holloway and Finsbury Park Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.
- 2.3 If the Committee grants the application it should be subject to:
 - i. conditions 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 6 letters of representation, including representations from the Licensing Authority, Council's Noise Team, and 4 local residents none have which have requested to remain anonymous.

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

6.6.13
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 7527 3031

Fax: 020 7527 3430

E-mail: licensing@islington.gov.uk

NR
OK?
LIC2
18/4/13

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

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

Application 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.

XWe A & L Restaurants Limited
(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and Xwe 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 McDonald's Restaurants 280 Holloway Road	
Post town London	Post code N7 8AJ
Telephone number at premises (if any)	0207 607 9923
Non-domestic rateable value of premises	£ 30,500.00

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

ISLINGTON COUNCIL LICENSING	
Date	18/4/13
Fee Paid	190
Receipt Number (please circle)	326508
Receipt Number	0662658
Signature or	JWL.
- i) as a limited company please complete section (B)
- ii) as a partnership please complete section (B)
- iii) as an unincorporated association or please complete section (B)
- iv) other (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)

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

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

Please tick yes

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

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)
Surname			First names	
I am 18 years old or over	<input type="checkbox"/>			Please tick yes
Current postal address if different from premises address				
Post town			Post code	
Daytime contact telephone number				
E-mail address (optional)				

(B) OTHER APPLICANTS

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

Name A & L Restaurants Limited
Address 178 Seven Sisters Road London N7 7PX
Registered number (where applicable) 04437266
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 - Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
1	7	0	5	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			

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

Please give a general description of the premises (please read guidance note 1)
 The premises will operate as a restaurant selling food and non-alcoholic drinks for consumption on and off the premises.

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)

Please tick any that apply

Provision of regulated entertainment

- 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			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed					
Thur			State any seasonal variations for performing plays (please read guidance note 4)		
Fri					
Sat			Non standard timings. Where you intend to use the premises for the performance of plays at different times to those listed in the column on the left, please list (please read guidance note 5)		
Sun					

B

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

C

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

D

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

E

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

F

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

G

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

H

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

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both - please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
Day	Start	Finish	Both <input type="checkbox"/>		
Mon	23:00	02:00	Please give further details here (please read guidance note 3) The premises will operate as a restaurant selling food and non-alcoholic drinks for consumption on and off the premises.		
Tue	23:00	02:00			
Wed	23:00	02:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	02:00			
Fri	23:00	02:00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	23:00	02:00			
Sun	23:00	02:00			

J

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

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

Name	
Address	
Post code	
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).

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	05:00	02:00	Non standard timings. Where you intend the premises to be open to the public at different times to those listed in the column on the left, please list (please read guidance note 5)
Tue	05:00	02:00	
Wed	05:00	02:00	
Thur	05:00	02:00	
Fri	05:00	02:00	
Sat	05:00	02:00	
Sun	05:00	02:00	

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

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

Please see attached Operating Schedule.

b) The prevention of crime and disorder

Please see attached Operating Schedule.

c) Public safety

Please see attached Operating Schedule.

d) The prevention of public nuisance

Please see attached Operating Schedule.

e) The protection of children from harm

Please see attached Operating Schedule.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- 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.

Operating Schedule

General

This restaurant understands that in extending our opening hours we have a duty to the local community and that we continue to protect our staff and customers from danger and harm. We believe that the systems we have in place are robust, thorough and will, as far as reasonably practicable, secure the promotion of the four licensing objectives. It should be noted that no McDonald's restaurant within the United Kingdom serves alcohol and further none of our drinks or food are served to customers in glass receptacles.

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

Prevention of Crime and Disorder

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

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

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

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

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

Public Safety

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

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

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

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

Public Nuisance

McDonald's were the first company in our sector to introduce litter patrols in the early 1980's. These patrols collect McDonald's packaging and other litter within a certain radius of the restaurant. All of McDonald's packaging displays the "Bin It" symbol to encourage our customers to deal with their waste responsibly. We are happy to act on recommendations from the Environmental Health Officer should they feel that we should extend our patrol to a nearby area, as far as this is reasonably practicable. Our pioneering stance on litter patrols has meant working on a project with DEFRA, in

which we piloted 'reducing litter caused by food on the go', a voluntary code of practice for local partnerships. A copy of which can be found at:

www.defra.gov.uk/environment/localenv/litter/pdf/fastfoodcop.pdf

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

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

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

The Protection of Children From Harm

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

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

Part 4 - Signatures (please read guidance note 10)

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

Signature	<i>Shoosmiths LLP</i>
Date	17th April 2013
Capacity	Solicitor / Authorised Agent for the Applicant

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

Signature	
Date	
Capacity	
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Shoosmiths LLP The Lakes	
Post town Northampton	Post code NN4 7SH
Telephone number (if any)	Direct Dial : 03700 863086
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)	

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.



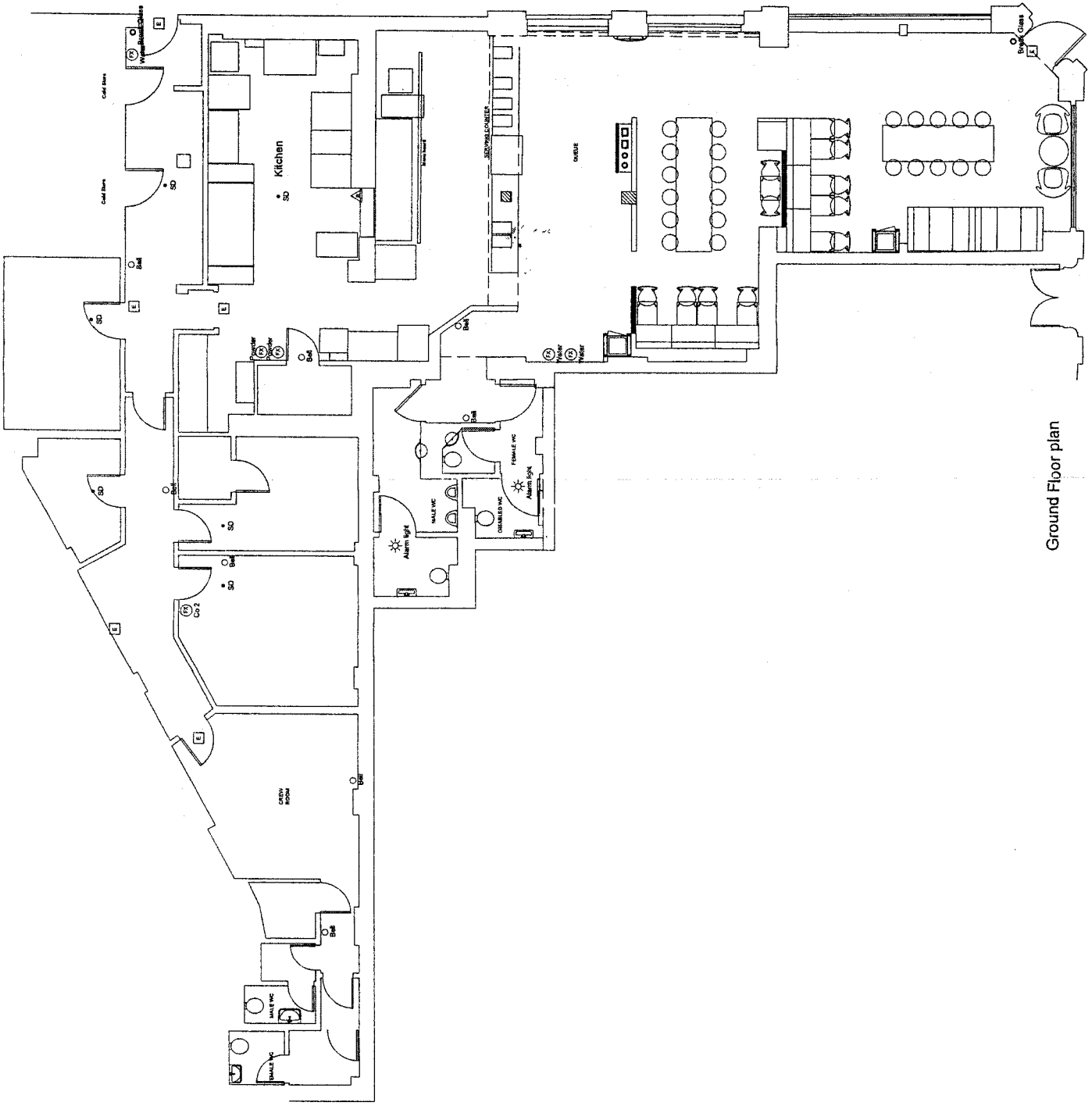
- FIRE SAFETY EQUIPMENT**
- Fire Extinguisher
 - Fire Extinguisher
 - Fire Extinguisher
 - Fire Extinguisher
 - Fire Exit
 - Fire Blanket
 - Fire alarm call point
 - Fire Bell / Siren
 - Smoke Detector
 - Sprinkler
 - Alarm Light

Note:
All fry stations have automatic fire suppression devices fitted.

Licensable activity:
Sale of Hot food & Drink after 11pm.

PROJECT
0732 HOLLOWAY ROAD
280 HOLLOWAY ROAD
HOLLOWAY,
LONDON,
N7 6NJ
0207 607 9923

TYPE		Ground floor plan (For Licencing)	
Date:	April 2013	Drawn by:	C.T.S.G. Arch
Scale:	1:100 @ A3	Proj. No.:	L/02517/001
Sheet:		Rev.:	001



Ground Floor plan

Rep 1

Dear Sir or Madam,

I am writing to object to the proposed "Late Night Refreshment" license for the McDonald's at 280 Holloway Road, which would extend opening hours until 2am, seven days a week.

The immediate area already has many, many fast-food restaurants and other dining options. There is even a McDonald's open 24 hours a day just two minute's walk away on Seven Sisters Road.

The restaurant often has a crowd of people gathered outside, which is a real nuisance and can cause a lot of noise.

Our street is already regularly filled with discarded McDonald's packaging, and an extension of opening hours would only exacerbate the situation.

I tried to submit a representation via the Islington website, but got an error message. Please confirm that you have received this representation by email.

Yours Sincerely,

Rep 2

Dear Sir or Madam,

I am writing to object to the extension of the McDonald's licence to extend to 2am, 7 days a week.

- 1) There are already a plethora of late night eating establishments on Holloway Road.
- 2) There have already been a number of issues with anti-social behaviour clustering around the establishment. This extended licence will create a late night hot-spot which will further encourage such bad behaviour.
- 3) This is on top of the obvious noise pollution such a late opening would create.
- 4) Lastly it would add to the increased rubbish problem on the neighbouring streets which the establishment is already failing to deal with adequately.

The requested extension is both unnecessary and deleterious to the area. The request should be rejected outright.

I have attempted to submit this representation via your website on two occasions but in both instances, the system generated an error message. I would therefore be grateful if you could acknowledge receipt of this representation and confirm it will be taken into account in the decision process.

Yours sincerely,

Rep 3

Dear Sir/Madam

I would like to register my objection to an extension to the opening hours of McDonalds on the corner of Jackson Road and Holloway Road.

This site is on the edge of a quiet residential area of streets.

To date we have had to put up with noise and disruption with the present opening hours. There is also a serious problem of rubbish dumped in the streets, generated by this McDonalds which is an on-going problem, never satisfactorily resolved.

The gigantic lorries which deliver to this branch often blocking Jackson Road are an added problem.

An extension to this cause of disruption, noise and mess is a serious threat to the quality of life for local residents.

Rep 4

Dear Niall Forde,

Thank you for your letter about the McDonalds application for a new premises license. I live in Holloway Road with my partner, Benjamin Morgan. Our studio flat is street facing on the first floor of the building, only a few doors down from McDonalds. Both myself and my partner are opposed to this license because as it already stands it is extremely loud on Holloway road throughout the day and night due to traffic but also on a regular basis we are disturbed during our sleep by drunk people shouting and fighting/ loud young people congregating around the outside of McDonalds where there is a bench. On more than one occasion we have had our doorbell being rung continuously in the early hours of the morning the first time we nearly called the police as he wouldn't stop and threatened my partner when he asked him to. I believe by extending the license the problem would only worsen especially now as it is hotter outside and we have our windows open constantly, we would find it unbearable to have anything add to the noise.

I hope you take my points into consideration, I feel very strongly about this and I'm sure anyone else living on this part of the road would feel the same.

Thank you.

Sincerely,

**Islington Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority - Public Protection

Your Name	Eryka Bancroft
Job Title	Senior Environmental Health Officer
Postal and email address	Noise Team Public Protection Division 222 Upper Street London N1 1YA
Contact telephone number	020 7527 3568

Name of the premises you are making a representation about	McDonald's Restaurant
Address of the premises you are making a representation about	280 Holloway Road Islington N7 6NJ

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

To prevent public nuisance

The premises is situated relatively close to residential properties to the rear and side, and any deliveries, collections and the placing of rubbish outside may cause disturbance late at night or early in the morning.

We object to the granting of the licence, at this time. The objection to be withdrawn provided the suggested conditions below are accepted.

<p>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.</p>	<ol style="list-style-type: none"> 1. No deliveries or collections of licensable goods will take place on Sundays or Bank Holidays and between the hours of 9pm and 7am other days of the week 2. No rubbish will moved, removed or placed outside the premises on Sundays or Bank Holidays and between the hours of 9pm and 7am other days of the week. 3. A notice will be prominently placed at the shop exits requesting the public to respect the needs of local residents and to leave quietly. 4. Noise or vibration must not emanate from the premises so as to cause nuisance to nearby properties.
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Signed: _____ Date: 14th May 2013

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

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

Licensing Act 2003- Representation from the Licensing Authority

Application: 280 Holloway Road

I am submitting a representation on behalf of the Licensing Authority with respect to the new application to permit late night refreshment Mondays to Sundays until 2am.

The recommendation of the Licensing Authority is to restrict the hours of operation until midnight Mondays to Sundays.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

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

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

Antisocial behaviour hotline calls

There were 147 alcohol related calls made to the ASB hotline in the HFPCIA equating to 122 per km², almost double the Islington average of 74 per km². Twenty per cent of these calls occurred between midnight and 4 am

Operating Schedule

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

Licensing Policy Considerations

Licensing Policy 2 – ‘... the type of premises and their cumulative impact upon the area

The Licensing Authority has adopted a special policy relating to cumulative impact in relation to Holloway and Finsbury Park.

This special policy creates a rebuttable presumption that applications for new premises licences, 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.

Licensing Policy 7- Licensing Hours

The Licensing Authority supports the principle of flexibility in its approach to licensing hours and will consider the merits of each individual application however it is mindful

that Islington has become saturated with late night premises selling alcohol and it is concerned about the cumulative impact that the proliferation of late night venues and retailers in the borough is having on the promotion of the licensing objectives.

Where representations are received from responsible authorities or other persons the Licensing Authority may seek to restrict hours of opening where it is appropriate to promote the licensing objectives.

Licensing Policy 9 – Operating schedules

The Licensing Authority seeks to encourage the highest standards of management in licensed premises and expects the operating schedule to describe how these standards will be achieved in relation to promoting the licensing objectives

Summary and recommendations

The Licensing Authority has considered the style and hours of operation proposed by the applicant, the management arrangements described in the operating schedule, the special considerations described in paragraphs 2, 7 & 9 of the Licensing Policy.

The applicant has not presented any evidence to indicate there will be no adverse cumulative impact if this licence is granted.

It is recommended that this application to operate until 2am is refused and consideration be given to permitting late night refreshment until midnight.

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

15 May 2013

Suggested conditions of approval consistent with the operating schedule

1. The licensee shall work in partnership with the local police force to prevent crime and disorder.
2. CCTV shall be maintained at the premises when the premises is open to the public. CCTV images shall be held for 28 days and access to the CCTV system shall be provided to police officers and council officers at their request.
3. The CCTV system shall meet the industry standard and will have Kalegate Certification.
4. The CCTV system shall have an alarm that will sound if the equipment is faulty or not recording, thereby alerting management for the need to intervene.
5. The licensee shall work in partnership with local Fire Service and Environmental Health Officers to ensure public safety.
6. Doors shall be maintained self closing and customers shall be encouraged to be considerate to neighbours and limit noise when leaving the vicinity of the premises.
7. A "No open Alcohol Containers" policy shall be in place to prevent persons carrying open alcohol into the in-store area.
8. A & L Restaurants t/a McDonald's will carry out litter patrols during the hours the store is open. In addition, when the main storage bins located behind the premises are accessed for disposal of other litter, further checks will be made and any litter found at that time will also be cleared.
9. The licensee shall act on recommendations of the Environmental Health Officer concerning extending litter patrols, as far as is reasonably practical.

Suggested conditions of approval recommended by Noise Team (Agreed).

10. No deliveries or collections of licensable goods will take place on Sundays or Bank Holidays and between the hours of 9pm and 7am other days of the week;
11. No rubbish will be moved, removed or placed outside the premises on Sundays or Bank Holidays and between the hours of 9pm and 7am other days of the week;
12. A notice will be prominently placed at the shop exits requesting the public to respect the needs of local residents and to leave quietly;
13. Noise or vibration must not emanate from the premises so as to cause nuisance to nearby properties.

