



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	22 nd October 2013	B1	Clerkenwell

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
Sydney Food Limited, 49 Clerkenwell Green, London EC1

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:
 - a) Permit the premises to sell alcohol, on supplies only, on Mondays to Sundays from 10:00 until 23:00.
 - b) Permit the provision Late Night Refreshment on Fridays to Saturdays between 23:00 and 23:30.

2. Recommendations

- 2.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.

2.2 If the Committee grants the application it should be subject to:

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 3);
- ii. conditions recommended by responsible Authorities (see appendix 3); and
- iii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form;
Appendix 2: representations;
Appendix 3: suggested conditions and map of premises location.

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

3.3 The Licensing Authority have received 41 letters of representation; the authors of two have requested anonymity (nos. 5 and 16). 23 of the 41 representations have been submitted in support of the application (nos. 19 to 41).

3.4 A previous application, submitted by the current applicants in respect of the same building, was refused by Licensing Sub-Committee D on 9 July 2013. The applicants have exercised their right of appeal against this decision and an appeal hearing has been scheduled for 9th and 10th December 2013 at Highbury Corner Magistrates Court. This application was to:

- a) Permit the premises to sell alcohol, on and off supplies, exhibit films and play recorded music on Mondays to Sundays from 10:00 until 00:00.
- b) Permit the provision Late Night Refreshment on Mondays to Sundays between 23:00 and 00:00.
- c) Extend the permitted hours for licensable activities on New Year's Eve to the start of permitted hours New Year's Day and on 15 other occasions.

3.5 There are two further licence applications pending for the same building, unrelated to the current applicants:

3.5.1 "Sodexo", on behalf of Unilever, have applied for a licence in respect of the remainder of the ground floor and the lower ground floor to permit the sale of alcohol, for consumption on the premises, exhibit films and play recorded music on Mondays to Fridays from 08:00 until 23:00. This part of the premises is not open to the public. This application was refused by the Licensing Sub Committee on 9 July 2013 and the application is now subject to appeal proceedings.

3.5.2 "Hill & Knowlton" have applied for a licence in respect of the third and fourth floors to permit the sale of alcohol, for consumption on the premises, on Mondays to Fridays from 17:00 until 21:00. This part of the premises is not open to the public. This application is currently subject to consultation.

4. Planning Implications

- 4.1 The Planning Service have reported that Planning permission was granted on 13 May 2011, ref. P110559, to include the change of use of part ground and basement to a multi use of B1, A1 or A3 (restaurant). The proposed use would therefore appear to be lawful and there are no conditions restricting hours. There are no on-going enforcement investigations in relation to the property.

5. Conclusion and reasons for recommendations

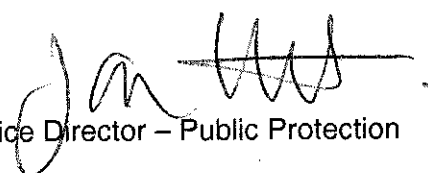
- 5.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions deemed appropriate to promote the licensing objectives.

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

10.10.13.
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

**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 Sydney Food Limited

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description 49 Clerkenwell Green			
Post town	London	Post code	EC1

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£Not rateable

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick yes

- | | | |
|---------------------------------------------------|-------------------------------------|-----------------------------|
| a) an individual or individuals * | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual * | | |
| i. as a limited company | <input checked="" type="checkbox"/> | please complete section (B) |
| ii. as a partnership | <input type="checkbox"/> | please complete section (B) |
| iii. as an unincorporated association or | <input type="checkbox"/> | please complete section (B) |
| iv. other (for example a statutory corporation) | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club | <input type="checkbox"/> | please complete section (B) |
| d) a charity | <input type="checkbox"/> | please complete section (B) |
| e) the proprietor of an educational establishment | <input type="checkbox"/> | 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				Postcode	
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		Postcode	
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 Sydney Food Limited
Address c/o Shelley Stock Hutter LLP 1 st Floor 7 - 10 Chandos Street London W1G 9DQ
Registered number (where applicable) 07443090
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) c/o 020 7339 7010
E-mail address (optional) ajc@jgrlaw.co.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

Day Month Year

A S A P

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

Day Month Year

Please give a general description of the premises (please read guidance note1)

Restaurant

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

n/a

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 yes

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

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

D

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

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 checked="" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Wed						
Thur						
			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)			
Fri	23:00	23:30				
Sat	23:00	23:30				
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption (Please tick box) (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	10:00	23:00			
Tue	10:00	23:00			
Wed	10:00	23:00			
Thur	10:00	23:00	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	10:00	23:00			
Sat	10:00	23:00			
Sun	10:00	23:00			

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

Name Sophie Uddin	
Address c/o Jeffrey Green Russell Limited Waverley House 7-12 Noel Street London	
Postcode	W1F 8GQ
Personal Licence number (if known) LICPC/07-033573-2	
Issuing licensing authority (if known) The Royal Borough of Kensington & Chelsea	

K

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

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	07:30	23:00	
Tue	07:30	23:00	
Wed	07:30	23:00	
Thur	07:30	23:00	
Fri	07:30	23:30	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
Sat	07:30	23:30	
Sun	07:30	23:00	

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

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

Please see conditions attached

b) The prevention of crime and disorder

Please see conditions attached

c) Public safety

Please see conditions attached

d) The prevention of public nuisance

Please see conditions attached

e) The protection of children from harm

Please see conditions attached

Please tick yes

- 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 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 4 – Signatures (please read guidance note 10)

Signature	<i>Jeffrey Green Russell Limited</i>
Date	30 August 2013
Capacity	Authorised solicitors acting for and on behalf of 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)

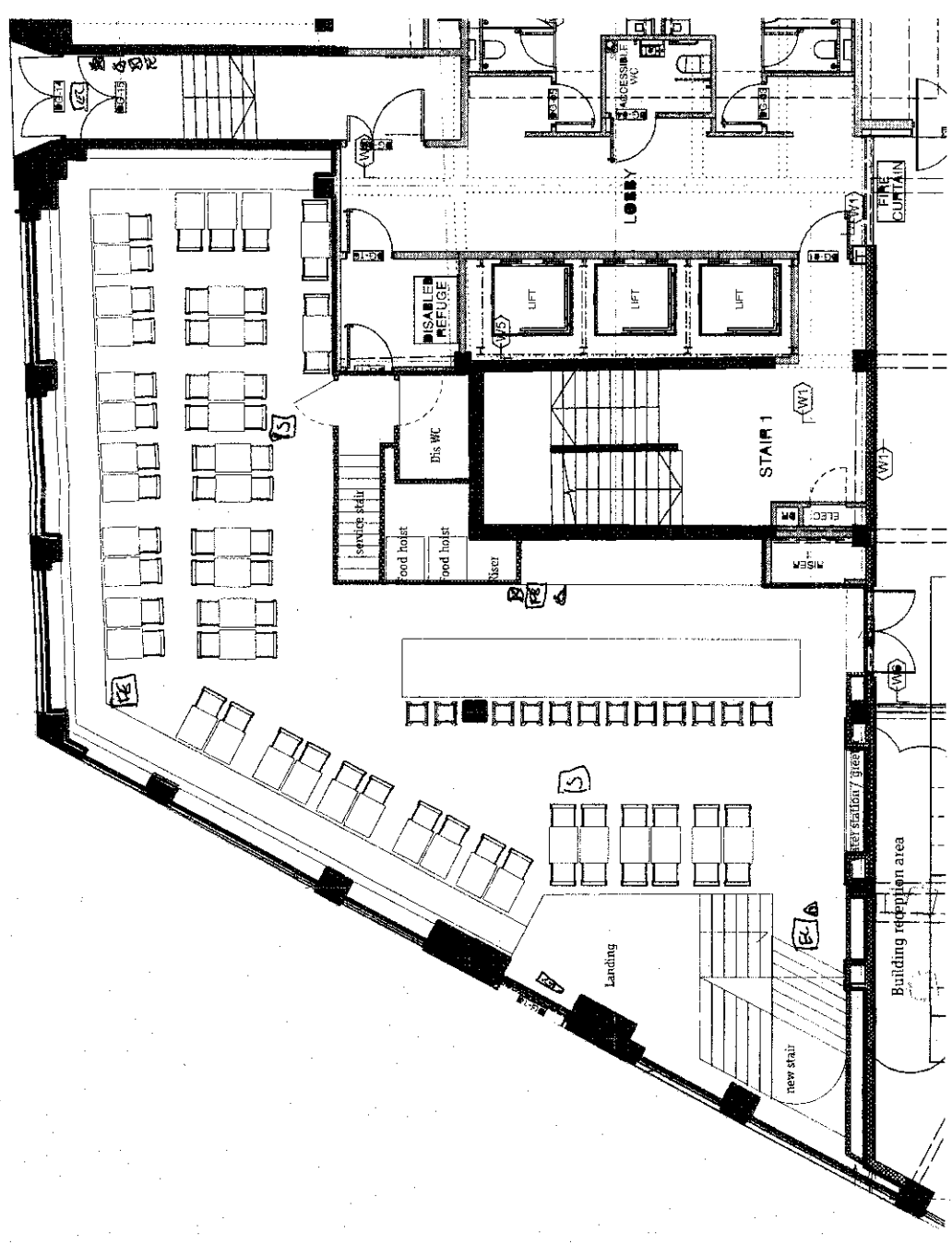
c/o Andrew Wong
 Jeffrey Green Russell Limited
 Waverley House
 7-12 Noel Street

Post town	London	Post code	W1F 8GQ
Telephone number (if any)	020 7339 7067		

If you would prefer us to correspond with you by e-mail your e-mail address (optional)
 copy correspondence only aww@jgrlaw.co.uk

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, 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, both applicants or their respective agents must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



Fire safety Equipment Symbols

FE = Fire Extinguisher
 [P] = Call point
 [S] = smoke detector
 [EL] = Emergency light
 [A] = Fire Action

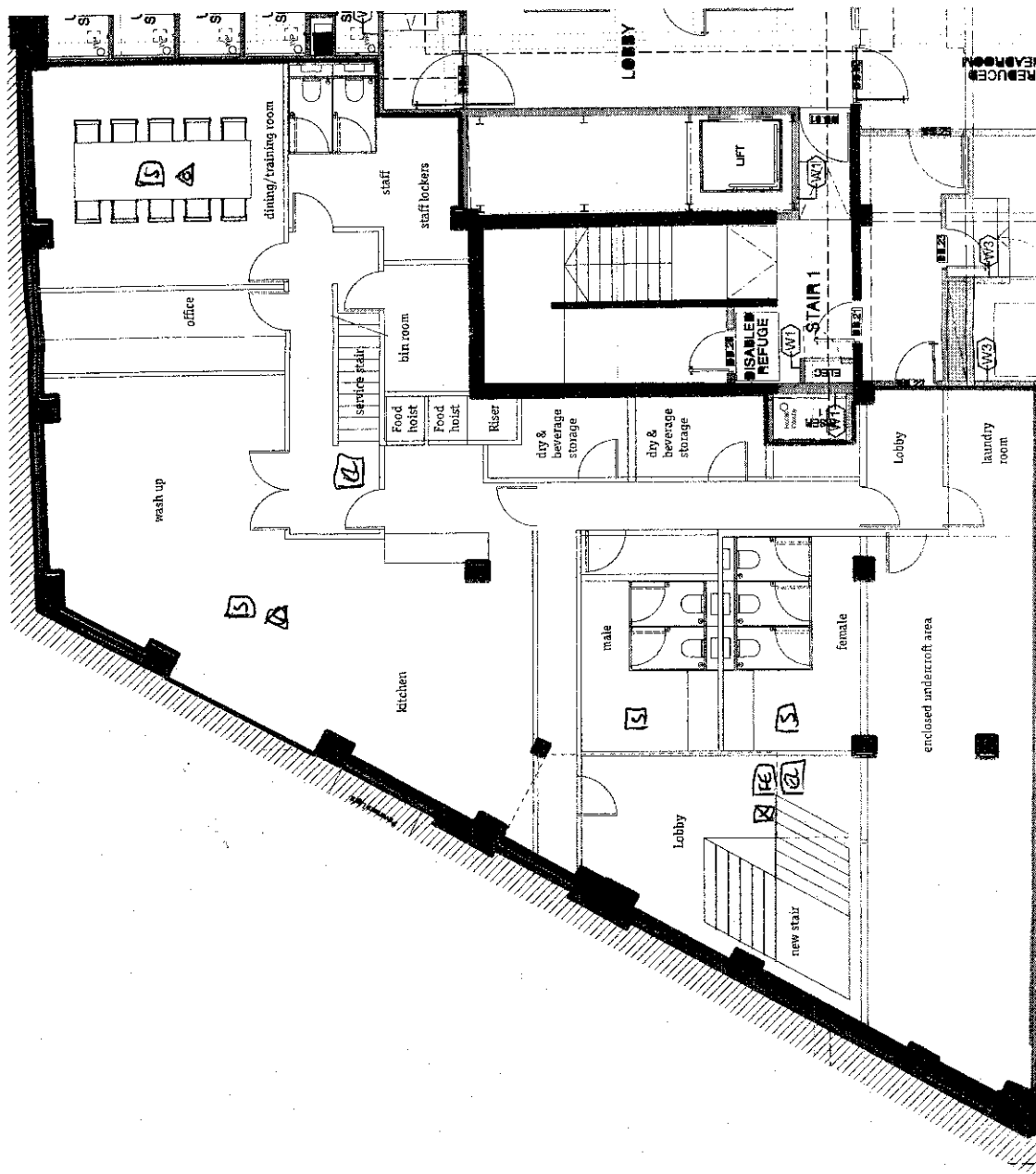
Licensable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

Dated 30/08/2013

12 Covers at the bar
 86 Covers at tables
 Total 98 Covers

Company & Director
 Company Name
 Director Name
 Date of Issue
 Date of Review

Fire Safety Officer
 Name
 Date of Issue
 Date of Review



FE = FIRE EXTINGUISHER
 S = call point
 3 = smoke alarm
 15 = Energy light
 A = Alarm.

Licenceable activities may take place anywhere within the red line. The position of any loose furniture is shown for diagrammatic purposes only. The location of fire equipment is shown as is on the date hereof but may be moved in consultation with the fire officer.

Dated 30/08/2013

Company & Director
 Company & Director
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Licensing Act 2003- Representation from the Licensing Authority
Application: 49 Clerkenwell Green London EC1

I am submitting a representation on behalf of the Licensing Authority with respect to the new application to permit late night refreshment until 11.30 pm on Fridays and Saturdays and the sale of alcohol until 11pm midnight.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

Licensing Policy 1 Location, cumulative impact and saturation
Licensing Policy 2 Cumulative Impact Areas

Licensing Policy 1

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

Licensing Policy 2

The Clerkenwell area has one of the highest densities of licenced premises in the borough and therefore the applicant needs to satisfy the Licensing Committee that it will not add to the cumulative impact in terms of

- noise and nuisance associated with customers arriving and departing the premises
- litter and waste management
- urination in the street
- customers smoking or drinking outside
- alcohol related crime and disorder

Summary and recommendations

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

- the location of the premises
- the existence of the cumulative impact area
- the style and hours of operation proposed by the applicant
- feedback from residents and partners

The applicant has considered the Licensing Policy and revised its proposals for the premises to ensure that they are consistent with the policy. The Licensing Authority expects the applicant to demonstrate, at the licensing committee hearing, that high standards of management will ensure that the proposals can be implemented and that the operation of the premises will not add to the cumulative impact.

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

27 September 2013

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Gallacher, Simon

From: [REDACTED]
Sent: 27 September 2013 17:50
To: Gallacher, Simon
Cc: [REDACTED]
Subject: Re: No49 Granger Second Application Objections

Dear Simon Gallacher,

I have read the formal objections letter written by my neighbour, [REDACTED] and his family, and fully agree with all he has said. I would like to add my name to those same objections, having lived in St James's Walk, at [REDACTED] since 1996.

Thank you,

[REDACTED]

On 26 September 2013 12:22, [REDACTED] wrote:

Dear Simon

I attach my family's objections to the second Granger Application which have to be filed by tomorrow. Please would you acknowledge receipt.

Kind regards

Yours sincerely

[REDACTED]

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address 49 Clerkenwell Green

Your Name: [REDACTED]

Interest: Resident

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

Your Address: [REDACTED]

Email: [REDACTED]

Telephone: [REDACTED]

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

Public Nuisance

The proposed restaurant is positioned at the end of a quiet residential, one way street. Therefore every delivery truck and rubbish disposal vehicle, and every member of staff and customer who arrives and leaves via taxi, moped or car, has to travel up our street. This will significantly add to the noise and pollution for the residents, from early in the morning to late at night seven days a week.

There will also be significant disruption, noise and potential littering from customers queuing to get in (if this restaurant is to run the same no bookings policy as the Granger & Co in Westbourne Grove), and from smokers outside the premises.

There is also the risk of some customers adding to the amount of human waste deposited on the streets of Clerkenwell. This is already a large problem around St John St, Charterhouse St and Cowcross St, and I don't see why this relatively undeveloped part of Clerkenwell should go the same way. Checking that the restaurant's customers are not causing trouble inside (via CCTV, Challenge 25, etc) doesn't stop them from relieving themselves on our street once they get kicked out at 23:30.

All this means that this proposed new licence will have a significant cumulative impact on the area.

Crime and Disorder

No Comments

Protection of Children from Harm

No Comments

Public Safety

No Comments

I wish my identity to be kept anonymous - No -

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

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

Signature _____

Date _____ 04/09/13 _____

Please ensure name and address details completed above

Return to: Licensing Service
 London Borough of Islington
 3rd Floor
 222 Upper Street
 London N1 1XR
or send by email to: licensing@islington.gov.uk



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Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: **Sydney Food at 49 Clerkenwell Green, London EC1**

Your Name: [REDACTED]

Interest: **Resident**

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

Your Address: [REDACTED]

Email: [REDACTED]

Telephone: [REDACTED]

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

Dear Sirs,

I object to this application on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 5, 8, 18 and 21.

I write as a party interested in and affected by the application above. I am a resident at the adjacent building the Print House, 32 Aylesbury Street, Clerkenwell, London EC1R 0ET. The impact of this license on the neighbouring residences will have negative cumulative impact on local residents and the immediate surrounding area.

I have discussed the application with a number of other local residents and, whilst we will each be writing in separately, the following represents our collective view as well as my personal view.

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking. The applicant has suggested CCTV at the entrance to capture patrons' faces, but this would not prevent their customers from contributing to such problems.
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning.
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic in a low traffic heavily residential area, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

These concerns are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 98 covers (large by comparison for the neighbourhood) serving from 07:00 to 23:00/23:30 7 days a week in an area of narrow streets, low traffic flow and many residential properties.

The premises are located on Sekforde St and Haywards Place. Sekforde St is primarily residential. Haywards Place is partially residential. In addition, much of the large residential block of 201 St John St backs onto Haywards Place and neighbouring Woodbridge St. And a smaller residential block on Aylesbury St also backs onto Haywards Place. Furthermore the neighbouring streets of St James Walk and Sans Walk also have significant residential populations, and St James Walk includes a large block for older residents.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children. In particular, this license could aggravate existing problems with antisocial behaviour in St James churchyard (directly opposite the premises). This is an area where local children play and where there is a specific playground for toddlers. These children and their local amenities should be safeguarded, not further threatened by yet another licensed location for alcohol sales.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Specific Conditions

If despite the above objections the Council is minded to grant a licence, it would be very much appreciated if the Council would also add specific conditions on the following to minimise the likely cumulative impact to local residents:

1. Alcohol should be sold only in conjunction with a table meal (i.e. not on its own or only with a bar snack)
2. No outdoor tables, no outdoor eating, no outdoor drinking, no outdoor queuing or waiting for tables
3. The applicant should be under a positive obligation to enforce as a condition of this licence:
 - Only an agreed number of outdoor smokers are permitted at any one time so as to minimise disturbance, particularly after the hours of 21:00
 - There is no use of the building's terraces for alcohol or smoking
 - To ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00
 - To sweep up and remove cigarette butts and other detritus from outside the premises (and surrounding nearby areas of Sekforde St, Woodbridge St and outside the St James churchyard), especially at the end of the night, and washed down on a daily basis.
 - To ensure patrons are not allowed to obstruct the pavement outside the premises or opposite
4. The licence should be limited to 22:00 pm Mondays through Saturdays with last orders no later than 21:30 (and limited to 21:30 on Sundays with last orders no later than 21:00). This condition is suggested since people will be leaving for at least half an hour after that, and quite often they will stand and chat outside (loudly and lengthily if inebriated) thus creating a significant noise nuisance for nearby residents. Local residents have a right to enjoy reasonable peace and quiet from at least midnight onwards. An earlier finish should also allow time for the restaurant to clear any mess outside and place rubbish for collection without noisy late night dumping of glass and refuse.

It should be noted that existing nearby licensed premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all have licences only until 23:00 and all of which stop serving food by not later than 22:00, allowing an orderly wind-down of business. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the applicant by extending the applicant's licence. This is especially the case given this premises is in much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises.

Conclusion

Clerkenwell is a mixed used area and those of us who have lived here for many years accept and even enjoy that aspect of its character. Offices and skilled craft workshops can co-exist easily with the resident population largely without any significant issues since their hours are principally limited to normal office hours on weekdays.

Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.

A reasonable number of licensed premises are welcome provided that they demonstrate by both word and deed that they are responsible neighbours who will respect their domestic neighbours' reasonable needs.

This application does not properly consider the Council's own Licensing Policy, the existence or needs of local residents, nor any willingness in the applicant to mitigate any cumulative impact.

I hope that you will therefore give residents' objections due and proper consideration, and reject this licence application. Thank you in advance for your time in considering this representation.

I wish my identity to be kept anonymous Yes/**No** –

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

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

Signature: **Sent via email, please accept as signed**

Date: **25 September 2013**

Please ensure name and address details completed above

Return to: Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
or send by email to: licensing@islington.gov.uk

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Licensing Act 2003 representation pro-forma

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

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

Premises Name and address 49 CLERKENWELL GREEN, EC1

Your Name: [REDACTED]

Interest: LOCAL RESIDENT

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

Your Address: [REDACTED]

Email: [REDACTED]

Telephone: [REDACTED]

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

Public Nuisance PROPOSAL TO SERVE FOOD & ALCOHOL UP TO 11PM WEEK NIGHTS & 11-30PM WEEKENDS, WITH LAST ADMISSION AT 10PM MEANS DISPERSAL VERY LATE AT NIGHT & INTO SMALL HOURS IN AN INTENSELY RESIDENTIAL AREA. THIS WILL INTENSIFY & EXTEND EXISTING PROBLEMS FROM CAR IDLING & DOORS SLAMMING, NOISY CONVERSATION & PHONE USE TAXI IDLING. THE STREETS ARE SMALL & PAVEMENTS ARE NARROW. ALCOHOL INCREASES LIKELIHOOD OF DISTURBANCE, AS EXISTING BUSINESSES SHOW. CUMULATIVE INTENSIFICATION OF EXISTING DISTURBANCE.

Crime and Disorder

CLERKENWELL GREEN AREA ALREADY AFFECTED BY PUBLIC URINATION, PUBLIC URINE POOLS, ALTERCATIONS IN STREET. ANOTHER LATE-NIGHT BUSINESS SERVING ALCOHOL WILL ONLY INTENSIFY THESE PROBLEMS.

Protection of Children from Harm

LOCAL STREETS ARE INTENSELY RESIDENTIAL, INCLUDING FAMILIES WITH CHILDREN OF ALL AGES. NOISE OF LATE-NIGHT DISPERAL INTERRUPTS SLEEP. PUBLIC URINATION & VOMITING, IS A RISK TO CHILDREN'S HEALTH & WELL-BEING. EMPTY FULL (OF ALCOHOL) & BROKEN GLASSES ARE A REGULAR PROBLEM.

Public Safety

NARROW STREETS & PAVEMENTS ARE A PROBLEM FOR PARKING & DISPERAL ALREADY. LATE-NIGHT BUSINESS WILL ATTRACT MORE STREET CRIME TO THE AREA.

I wish my identity to be kept anonymous ☒ Yes ☐ No -

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

I DO NOT WISH TO BE CONTACTED DIRECTLY BY LICENCE APPLICANT.

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

Signature

Date

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

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Licensing Act 2003 representation pro-forma

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

Premises Name and address Sydney Food at 49 Clerkenwell Green, London EC1__

Your Name: _____

Interest: Resident _____

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

Your Address: _____
EC1R0ET _____

Email: _____

Telephone _____

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

Dear Sirs,

Please note I have discussed this application with other local residents and the following therefore reflects our collective view as well as my personal view.

I object to this application on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 5, 8, 18 and 21. I write as a party interested in and affected by the application above. The impact of this license on the neighbouring residences will have a negative cumulative impact on local residents and the immediate surrounding area.

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking. The applicant has suggested CCTV at the entrance to capture patrons' faces, but this would not prevent their customers from contributing to such problems.
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning.
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic in a low traffic heavily residential area, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 98 covers (large by comparison for the neighbourhood) serving from 07:00 to 23:00/23:30 7 days a week in an area of narrow streets, low traffic flow and many residential properties.

The premises are located on Sekforde St and Haywards Place. Sekforde St is primarily residential. Haywards Place is partially residential. In addition, much of the large residential block of 201 St John St backs onto Haywards Place and neighbouring Woodbridge St. And a smaller residential block on Aylesbury St also backs onto Haywards Place. Furthermore the neighbouring streets of St James Walk and Sans Walk also have significant residential populations, and St James Walk includes a large block for older residents.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children. In particular, this license could aggravate existing problems with antisocial behaviour in St James churchyard (directly opposite the premises). This is an area where local children play and where there is a specific playground for toddlers. These children and their local amenities should be safeguarded, not further threatened by yet another licensed location for alcohol sales.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Specific Conditions

If despite the above objections the Council is minded to grant a licence, it would be very much appreciated if the Council would also add specific conditions on the following to minimise the likely cumulative impact to local residents:

1. Alcohol should be sold only in conjunction with a table meal (i.e. not on its own or only with a bar snack)
2. No outdoor tables, no outdoor eating, no outdoor drinking, no outdoor queuing or waiting for tables
3. The applicant should be under a positive obligation to enforce as a condition of this licence:
 - Only an agreed number of outdoor smokers are permitted at any one time so as to minimise disturbance, particularly after the hours of 21:00
 - There is no use of the building's terraces for alcohol or smoking
 - To ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00
 - To sweep up and remove cigarette butts and other detritus from outside the premises (and surrounding nearby areas of Sekforde St, Woodbridge St and outside the St James churchyard), especially at the end of the night, and washed down on a daily basis.
 - To ensure patrons are not allowed to obstruct the pavement outside the premises or opposite
4. The licence should be limited to 23:00 pm Mondays through Saturdays with last orders no later than 22:00 (and limited to 22:00 on Sundays with last orders no later than 21:00). This would at least allow the area to be completely cleared by midnight and by 23:00 on a Sunday evening. This condition is suggested since people will be leaving for at least half an hour after that, and quite often they will stand and chat outside (loudly and lengthily if inebriated) thus creating a significant noise nuisance for nearby residents. Local residents have a right to enjoy reasonable peace and quiet from at least midnight onwards. An earlier finish should also allow time for the restaurant to clear any mess outside and place rubbish for collection without noisy late night dumping of glass and refuse.

It should be noted that existing nearby licensed premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all have licences only until 23:00 and all of which stop serving food by not later than 22:00, allowing an orderly wind-down of business. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the applicant by extending the applicant's licence. This is especially the case given this premises is in much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises.

Conclusion

Clerkenwell is a mixed used area and those of us who have lived here for many years accept and even enjoy that aspect of its character. Offices and skilled craft workshops can co-exist easily with the resident population largely without any significant issues since their hours are principally limited to normal office hours on weekdays.

Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.

A reasonable number of licensed premises are welcome provided that they demonstrate by both word and deed that they are responsible neighbours who will respect their domestic neighbours' reasonable needs.

This application does not properly consider the Council's own Licensing Policy, the existence or needs of local residents, nor any willingness in the applicant to mitigate any cumulative impact.

I hope that you will therefore give residents' objections due and proper consideration, and reject this licence application. Thank you in advance for your time in considering this representation.

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

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Signature



Date 23/09/10

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

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Gallacher, Simon

From: [REDACTED]
Sent: 15 September 2015 18:20
To: Licensing; Gallacher, Simon
Subject: Objections to 49 Clerkenwell Green
Attachments: objection 1.jpg; objection 2.jpg

Dear Simon, Sir/Madam.

I have attached a signed and dated pro forma objection letter that [REDACTED] wrote. As we have both discussed this case at length i thought it better to just sign it in agreement and that everything her and [REDACTED] have objected too i want it to be known that these are my objections too. I hope that this suffices.

P.s I also feel that we (the neighbours) have been treated so appallingly by the people who are trying to get the application through. They have made it out that we are mere 'petit complainers' that don't wish for Clerkenwell to change at all. This is not the case. They have been insensitive and uncouth in the way they have gone about trying to bulldoze this potentially very busy restaurant right in the quietest part of Clerkenwell.

Please help us stop this application going through.

Sincerely,

[REDACTED]

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address Sydney Food at 49 Clerkenwell Green, London EC1

Your Name:

Interest: Resident

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

Your Address:

Email:

Telephone:

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

Dear Sirs,

Please note I have discussed this application with other local residents and the following therefore reflects our collective view as well as my personal view.

I object to this application on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 5, 8, 18 and 21. I write as a party interested in and affected by the application above. The impact of this license on the neighbouring residences will have a negative cumulative impact on local residents and the immediate surrounding area.

Public Nuisance


This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

I hope that you will therefore give residents' objections due and proper consideration, and reject this licence application. Thank you in advance for your time in considering this representation.

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

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Signature 

Date 15/09/2013

Please ensure name and address details completed above

Return to: Licensing Service

London Borough of Islington

3rd Floor

222 Upper Street

London N1 1XR

or send by email to: licensing@islington.gov.uk

8

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Premises Name and address _____ Sydney Food at 49 Clerkenwell Green, London EC1 _____

Your Name: _____
Gallagher _____

Interest: _____ Resident _____

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

Your Address: _____
Street _____

Email: _____

Telephone _____

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

Dear Sirs,

Please note I have discussed this application with other local residents and the following therefore reflects our collective view as well as my personal view.

I object to this application on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 5, 8, 18 and 21. I write as a party interested in and affected by the application above. The impact of this license on the neighbouring residences will have a negative cumulative impact on local residents and the immediate surrounding area.

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking. The applicant has suggested CCTV at the entrance to capture patrons' faces, but this would not prevent their customers from contributing to such problems.
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning.
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially

over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic in a low traffic heavily residential area, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 98 covers (large by comparison for the neighbourhood) serving from 07:00 to 23:00/23:30 7 days a week in an area of narrow streets, low traffic flow and many residential properties.

The premises are located on Sekforde St and Haywards Place. Sekforde St is primarily residential. Haywards Place is partially residential. In addition, much of the large residential block of 201 St John St backs onto Haywards Place and neighbouring Woodbridge St. And a smaller residential block on Aylesbury St also backs onto Haywards Place. Furthermore the neighbouring streets of St James Walk and Sans Walk also have significant residential populations, and St James Walk includes a large block for older residents.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children. In particular, this license

could aggravate existing problems with antisocial behaviour in St James churchyard (directly opposite the premises). This is an area where local children play and where there is a specific playground for toddlers. These children and their local amenities should be safeguarded, not further threatened by yet another licensed location for alcohol sales.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Specific Conditions

If despite the above objections the Council is minded to grant a licence, it would be very much appreciated if the Council would also add specific conditions on the following to minimise the likely cumulative impact to local residents:

1. Alcohol should be sold only in conjunction with a table meal (i.e. not on its own or only with a bar snack)
2. No outdoor tables, no outdoor eating, no outdoor drinking, no outdoor queuing or waiting for tables
3. The applicant should be under a positive obligation to enforce as a condition of this licence:
 - Only an agreed number of outdoor smokers are permitted at any one time so as to minimise disturbance, particularly after the hours of 21:00
 - There is no use of the building's terraces for alcohol or smoking
 - To ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00
 - To sweep up and remove cigarette butts and other detritus from outside the premises (and surrounding nearby areas of Sekforde St, Woodbridge St and outside the St James churchyard), especially at the end of the night, and washed down on a daily basis.
 - To ensure patrons are not allowed to obstruct the pavement outside the premises or opposite
4. The licence should be limited to 23:00 pm Mondays through Saturdays with last orders no later than 22:00 (and limited to 22:00 on Sundays with last orders no later than 21:00). This would at least allow the area to be completely cleared by midnight and by 23:00 on a Sunday evening. This condition is suggested since people will be leaving for at least half an hour after that, and quite often they will stand and chat outside (loudly and lengthily if inebriated) thus creating a significant noise nuisance for nearby residents. Local residents have a right to enjoy reasonable peace and quiet from at least midnight onwards. An earlier finish should also allow time for the restaurant to clear any mess outside and place rubbish for collection without noisy late night dumping of glass and refuse.

It should be noted that existing nearby licensed premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all have licences only until 23:00 and all of which stop serving food by not later than 22:00, allowing an orderly wind-down of business. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the applicant by extending the applicant's licence. This is especially the case given this premises is in much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises.

Conclusion

Clerkenwell is a mixed used area and those of us who have lived here for many years accept and even enjoy that aspect of its character. Offices and skilled craft workshops can co-exist easily with the resident population largely without any significant issues since their hours are principally limited to normal office hours on weekdays.

Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer

from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.

A reasonable number of licensed premises are welcome provided that they demonstrate by both word and deed that they are responsible neighbours who will respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's own Licensing Policy, the existence or needs of local residents, nor any willingness in the applicant to mitigate any cumulative impact.

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I wish my identity to be kept anonymous Yes/**No** –

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Signature _____

Date _____

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Return to: Licensing Service
 London Borough of Islington
 3rd Floor
 222 Upper Street
 London N1 1XR
or send by email to: licensing@islington.gov.uk

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Licensing Act 2003 representation pro-forma

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Premises Name and address _____ Sydney Food at 49 Clerkenwell Green, London EC1 _____

Your Name: _____

Interest: _____ Resident _____

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

Your Address: _____

Email: _____

Telephone: _____

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

Dear Sirs,

I object to this application on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 5, 8, 18 and 21.

I write as a party interested in and affected by the application above. I am a resident at the adjacent building the Print House _____ 32 Aylesbury Street, Clerkenwell, London EC1R 0ET. The impact of this license on the neighbouring residences will have negative cumulative impact on local residents and the immediate surrounding area.

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking. The applicant has suggested CCTV at the entrance to capture patrons' faces, but this would not prevent their customers from contributing to such problems.
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It should be noted that existing nearby licensed premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all have licences only until 23:00 and all of which stop serving food by not later than 22:00, allowing an orderly wind-down of business. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the applicant by extending the applicant's licence. This is especially the case given this premises is in much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises.

Conclusion

Clerkenwell is a mixed used area and those of us who have lived here for many years accept and even enjoy that aspect of its character. Offices and skilled craft workshops can co-exist easily with the resident population largely without any significant issues since their hours are principally limited to normal office hours on weekdays.

Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.

A reasonable number of licensed premises are welcome provided that they demonstrate by both word and deed that they are responsible neighbours who will respect their domestic neighbours' reasonable needs.

I hope that you will therefore give residents' objections due and proper consideration, and reject this licence application. Thank you in advance for your time in considering this representation.

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

Signature_____ Sent via email, please accept as signed_____

Date 14 Sept 2013

Please ensure name and address details completed above

Return to: Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
or send by email to: licensing@islington.gov.uk

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Premises Name and address _____ Sydney Food at 49 Clerkenwell Green, London EC1_____

Your Name: _____

Interest Resident _____

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

Your Address: _____

Email: _____

Telephone _____

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

Dear Sirs,

I am one of a number of residents who are opposing this application and also opposed its predecessor application, now subject to appeal. Whilst the appeal process takes its course, this new application has been submitted which regrettably is similar in substance to the original application and fails to address the critical issues for residents. As a result I continue to oppose the application, and accordingly I am now submitting my detailed objections to this new application which, as I expect you will see, are the same as those submitted by other residents.

I object to this application on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 5, 8, 18 and 21. I write as a party interested in and affected by the application above. The impact of this license on the neighbouring residences will have a negative cumulative impact on local residents and the immediate surrounding area. I set out the detail of my objections below under the relevant headings.

Clerkenwell is a mixed used area and those of us who have lived here for many years accept and even enjoy that aspect of its character. Offices and skilled craft workshops can co-exist easily with the resident population largely without any significant issues since their hours are principally limited to normal office hours on weekdays.

Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.

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I hope that you will therefore give residents' objections due and proper consideration, and reject this licence application. Thank you in advance for your time in considering this representation.

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking. The applicant has suggested CCTV at the entrance to capture patrons' faces, but this would not prevent their customers from contributing to such problems.
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning.
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic in a low traffic heavily residential area, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the

location of the premises and character of the area. This application seeks to license a new restaurant with 98 covers (large by comparison for the neighbourhood) serving from 07:00 to 23:00/23:30 7 days a week in an area of narrow streets, low traffic flow and many residential properties.

The premises are located on Sekforde St and Haywards Place. Sekforde St is primarily residential. Haywards Place is partially residential. In addition, much of the large residential block of 201 St John St backs onto Haywards Place and neighbouring Woodbridge St. And a smaller residential block on Aylesbury St also backs onto Haywards Place. Furthermore the neighbouring streets of St James Walk and Sans Walk also have significant residential populations, and St James Walk includes a large block for older residents.

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Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children. In particular, this license could aggravate existing problems with antisocial behaviour in St James churchyard (directly opposite the premises). This is an area where local children play and where there is a specific playground for toddlers. These children and their local amenities should be safeguarded, not further threatened by yet another licensed location for alcohol sales.

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This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Specific Conditions

If despite the above objections the Council is minded to grant a licence, it would be very much appreciated if the Council would also add specific conditions on the following to minimise the likely cumulative impact to local residents:

1. Alcohol should be sold only in conjunction with a table meal (i.e. not on its own or only with a bar snack)
2. No outdoor tables, no outdoor eating, no outdoor drinking, no outdoor queuing or waiting for tables
3. The applicant should be under a positive obligation to enforce as a condition of this licence:
 - Only an agreed number of outdoor smokers are permitted at any one time so as to minimise disturbance, particularly after the hours of 21:00
 - There is no use of the building's terraces for alcohol or smoking
 - To ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00
 - To sweep up and remove cigarette butts and other detritus from outside the premises (and surrounding nearby areas of Sekforde St, Woodbridge St and outside the St James churchyard), especially at the end of the night, and washed down on a daily basis.
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It should be noted that existing nearby licensed premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all have licences only until 23:00 and all of which stop serving food by not later than 22:00, allowing an orderly wind-down of business. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the applicant by extending the applicant's licence. This is especially the case given this premises is in much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises.

I wish my identity to be kept anonymous Yes/**No** –

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

Signature _____

Date _____

Please ensure name and address details completed above

Return to: Licensing Service
 London Borough of Islington
 3rd Floor
 222 Upper Street
 London N1 1XR
or send by email to: licensing@islington.gov.uk

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Gallacher, Simon

From: [REDACTED]
Sent: 23 September 2013 09:57
To: Licensing; Gallacher, Simon
Subject: SYDNEY FOOD AT 49 CLERKENWELL GREEN, LONDON EC1 - OBJECTION TO NEW LICENCE APPLICATION
Attachments: image2013-09-23-092836.pdf

Dear Sirs,

I attach a note of my objection to the above application licence using the Licensing Act 2003 representation proforma.

In addition may I please ask you to note my concerns that:

1. The applicant is pursuing a new licence application in parallel with a pending appeal relating to an already dismissed former licence application (which appeal, as you are aware, residents intend to defend vigorously, if permitted to do so). This seems to show, on the part of the applicant, an utter disregard for the interests of local residents since it must be obvious that residents will have substantially the same objections to the new application as the former (notwithstanding certain minor concessions to residents in the new application re scope of licence and hours). It appears quite improper for the applicant to use a new application to achieve a tactical and procedural advantage which might operate to subvert the final decision that would otherwise result from the appeal hearing.
2. The applicant's reference to premises at 49 Clerkenwell Green creates a wholly misleading impression of the location (and therefore potential impact) of the proposed licenced premises. The proposed restaurant is in fact located on Sekforde Street (not Clerkenwell Green) and is to have its own dedicated entrance on that street. As Sekforde Street is an almost exclusively residential street and also a one-way street, the existence of a busy restaurant at the head of the street can only result in a negative impact on the existing and growing problem of noise disturbance from through traffic (both vehicular and pedestrian).

Yours sincerely

[REDACTED]

[REDACTED]

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address Sydney Food at 49 Clerkenwell Green, London EC1

Your Name: [REDACTED]

Interest: Resident

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

Your Address: [REDACTED]

Email: [REDACTED]

Telephone [REDACTED]

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

Dear Sirs,

Please note I have discussed this application with other local residents and the following therefore reflects our collective view as well as my personal view.

I object to this application on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 5, 8, 18 and 21. I write as a party interested in and affected by the application above. The impact of this license on the neighbouring residences will have a negative cumulative impact on local residents and the immediate surrounding area.

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

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Conclusion

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Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.

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Signature



Date 23 September / 2013

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

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

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Signature_____

Date 24.09.13

Return to: Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to: licensing@islington.gov.uk

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Premises Name and address _____ Sydney Food Ltd, 49 Clerkenwell Green

_____ sep 2013 new license application – no number available _____

Your Name: _____

Interest: _____ Resident _____

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

Your Address: _____

Email: _____

Telephone _____

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

Public Nuisance

My objections to this application are based upon the cumulative impact of new licensed premises on the Clerkenwell Area. The impacts are well documented (p 8,9,10 of the Council Planning Policy) – specifically :

13.

In more recent years the Licensing Authority has seen an increase in concerns raised by local residents, councillors and local businesses about the impact that the night time economy is having on the local environment in this area. Typical issues of concern include:

- *Public urination*
- *Litter*
- *Noise nuisance from patrons of licensed premises*
- *Drug dealing*
- *Thefts*
- *Damage to property and vehicles*
- *Obstruction of the public highway*

Clerkenwell Green and its surrounding residential streets are already badly affected by all of the above, and more licensed premises will only have a negative impact.

I object to ANY weekend licence, and ANY licence beyond 11pm. There also needs to be strict controls on the impact of the premises on the immediate streets and St James's Church Gardens – parking/rubbish are all severe problems. The proposed conditions are not adequate to prevent impact on residential streets of St James's Walk and Sekforde Street.

The council has rightly adopted a Cumulative Impact Policy – quoted below :

'This special policy will create 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.

This is a sensible approach to a difficult problem - I cant see how ANY new license will do anything but add to the cumulative impact, no matter how well run the establishment. – I hope the council will follow its own wise words. A line has to be drawn somewhere, and this is a bar too far. Please look after residents and not just businesses.

Crime and Disorder

Protection of Children from Harm

Public Safety

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

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Signature_____

Date_____

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

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Gallacher, Simon

From: [REDACTED]
Sent: 24 September 2013 22:22
To: Gallacher, Simon; 'licencing@islington.gov.uk'
Subject: 49 Clerkenwell green
Attachments: ATT83854.jpg

Licensing Act 2003 representation pro-forma Should you wish to comment on the licence application this form to help you. Please feel free to attach additional sheets.

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Premises Name and address: Sydney Food at 49 Clerkenwell Green, London EC1R Your Name: [REDACTED]

Interest: local resident

Your Address: [REDACTED]
[REDACTED]

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

Dear Sirs

I object to the licence application for Sydney Foods on the grounds that it conflicts directly with Islington Council's own Cumulative Impact policy.

The proposed location of the 98-cover. Grangers restaurant is in a very quiet residential area of Clerkenwell Green. An area not suited to the positioning of a large, popular restaurant. This would be better suited to a main high street thoroughfare, as their other restaurant is situated on Westbourne Grove, W11.

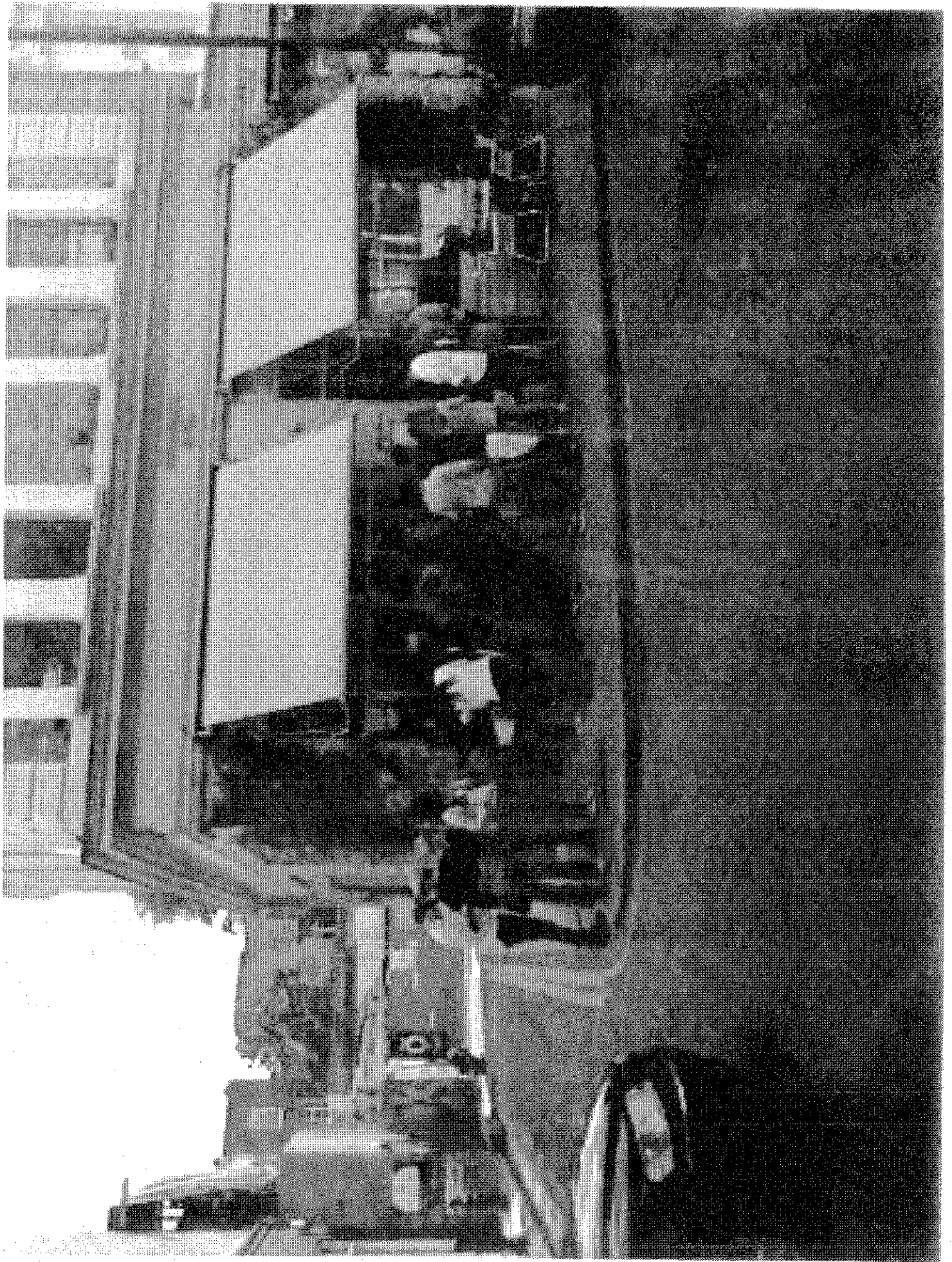
I am aware of the restaurant's no booking policy which encourages groups to congregate on the street. (See attached picture taken at 2.15pm, saturday 7th sept). This will only exacerbate the numbers of people congregating in a quiet residential area and causing additional noise and disturbance to residents, arriving, queueing and dispersing after hours.

I appreciate the reduced licence hours applied for but in essence a restaurant of this size is not suited to these premises and this area.

Yours sincerely

[REDACTED]

[REDACTED]



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Premises Name and address _____ Sydney Food at 49 Clerkenwell Green, London EC1 _____

Your Name: _____

Interest: _____ Resident _____

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

Your Address: _____

Email: _____

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

Dear Sirs,

Please note I have discussed this application with other local residents and the following therefore reflects our collective view as well as my personal view.

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Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking. The applicant has suggested CCTV at the entrance to capture patrons' faces, but this would not prevent their customers from contributing to such problems.
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning.
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This application would significantly increase noise levels as people come in and out of the premises.

especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic in a low traffic heavily residential area, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 98 covers (large by comparison for the neighbourhood) serving from 07:00 to 23:00/23:30 7 days a week in an area of narrow streets, low traffic flow and many residential properties.

The premises are located on Sekforde St and Haywards Place. Sekforde St is primarily residential. Haywards Place is partially residential. In addition, much of the large residential block of 201 St John St backs onto Haywards Place and neighbouring Woodbridge St. And a smaller residential block on Aylesbury St also backs onto Haywards Place. Furthermore the neighbouring streets of St James Walk and Sans Walk also have significant residential populations, and St James Walk includes a large block for older residents.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children. In particular, this license could aggravate existing problems with antisocial behaviour in St James churchyard (directly opposite the premises). This is an area where local children play and where there is a specific playground for toddlers. These children and their local amenities should be safeguarded, not further threatened by yet another licensed location for alcohol sales.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Specific Conditions

If despite the above objections the Council is minded to grant a licence, it would be very much appreciated if the Council would also add specific conditions on the following to minimise the likely cumulative impact to local residents:

1. Alcohol should be sold only in conjunction with a table meal (i.e. not on its own or only with a bar snack)
2. No outdoor tables, no outdoor eating, no outdoor drinking, no outdoor queuing or waiting for tables
3. The applicant should be under a positive obligation to enforce as a condition of this licence:
 - Only an agreed number of outdoor smokers are permitted at any one time so as to minimise disturbance, particularly after the hours of 21:00
 - There is no use of the building's terraces for alcohol or smoking
 - To ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00
 - To sweep up and remove cigarette butts and other detritus from outside the premises (and surrounding nearby areas of Sekforde St, Woodbridge St and outside the St James churchyard), especially at the end of the night, and washed down on a daily basis.
 - To ensure patrons are not allowed to obstruct the pavement outside the premises or opposite
4. The licence should be limited to 23:00 pm Mondays through Saturdays with last orders no later than 22:00 (and limited to 22:00 on Sundays with last orders no later than 21:00). This would at least allow the area to be completely cleared by midnight and by 23:00 on a Sunday evening. This condition is suggested since people will be leaving for at least half an hour after that, and quite often they will stand and chat outside (loudly and lengthily if inebriated) thus creating a significant noise nuisance for nearby residents. Local residents have a right to enjoy reasonable peace and quiet from at least midnight onwards. An earlier finish should also allow time for the restaurant to clear any mess outside and place rubbish for collection without noisy late night dumping of glass and refuse.

It should be noted that existing nearby licensed premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all have licences only until 23:00 and all of which stop serving food by not later than 22:00, allowing an orderly wind-down of business. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the applicant by extending the applicant's licence. This is especially the case given this premises is in much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises.

Conclusion

Clerkenwell is a mixed used area and those of us who have lived here for many years accept and even enjoy that aspect of its character. Offices and skilled craft workshops can co-exist easily with the resident population largely without any significant issues since their hours are principally limited to normal office hours on weekdays.

Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.


A reasonable number of licensed premises are welcome provided that they demonstrate by both word and deed that they are responsible neighbours who will respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's own Licensing Policy, the existence or needs of local residents, nor any willingness in the applicant to mitigate any cumulative impact.

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Signature 

Date 25.9.2013

Please ensure name and address details completed above

Return to: Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
or send by email to: licensing@islington.gov.uk

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Your Name: _____

Interest: __Resident____

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

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The application also does not address:

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 - To ensure patrons are not allowed to obstruct the pavement outside the premises or opposite
4. The licence should be limited to 23:00 pm Mondays through Saturdays with last orders no later than 22:00 (and limited to 22:00 on Sundays with last orders no later than 21:00). This would at least allow the area to be completely cleared by midnight and by 23:00 on a Sunday evening. This condition is suggested since people will be leaving for at least half an hour after that, and quite often they will stand and chat outside (loudly and lengthily if inebriated) thus creating a significant noise nuisance for nearby residents. Local residents have a right to enjoy reasonable peace and quiet from at least midnight onwards. An earlier finish should also allow time for the restaurant to clear any mess outside and place rubbish for collection without noisy late night dumping of glass and refuse.

It should be noted that existing nearby licensed premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all have licences only until 23:00 and all of which stop serving food by not later than 22:00, allowing an orderly wind-down of business. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the applicant by extending the applicant's licence. This is especially the case given this premises is in much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises.

Conclusion

Clerkenwell is a mixed used area and those of us who have lived here for many years accept and even enjoy that aspect of its character. Offices and skilled craft workshops can co-exist easily with the resident population largely without any significant issues since their hours are principally limited to normal office hours on weekdays.

Licensed premises properly operated and kept appropriately separated from residential areas can add to the attraction and vitality of the area. However, peaceful co-existence requires certain limits to be respected and balanced with the needs of local Clerkenwell residents to ensure an already saturated area does not suffer from additional cumulative impact. The applicant premises are on the border of mainly residential streets, in close proximity to numerous older residents and sheltered housing, and they seek to extend their hours beyond those of the majority of other licensed premises in the area.

A reasonable number of licensed premises are welcome provided that they demonstrate by both word and deed that they are responsible neighbours who will respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's own Licensing Policy, the existence or needs of local residents, nor any willingness in the applicant to mitigate any cumulative impact.

I hope that you will therefore give residents' objections due and proper consideration, and reject this licence application. Thank you in advance for your time in considering this representation.

I wish my identity to be kept anonymous **No** –

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

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

[illegible]

Date 18 September 2013

Please ensure name and address details completed above

Return to: Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
or send by email to: licensing@islington.gov.uk

Buckley Building, 49 Clerkenwell Green, London EC1R 0EB ("the Premises")

Sydney Foods Limited ("the Applicant")
Objections to Second Licence Application

My family and I live at [REDACTED] London EC1R 0AP less than 100 metres from the Premises' entrance. We have received a copy of the application for a licence for the above Premises and wish to object to the application.

Background

The Applicant is seeking licences for brand new restaurant premises that have not previously been licensed, to be used for a 98 seat restaurant. The size of the Premises is large for the area and significantly larger than any restaurant in the immediate vicinity of the Green. It also seeks the longest continuous restaurant opening hours anywhere in Clerkenwell and one of the earliest liquor licences with a daily 10 am start including weekends.

This application for the Premises is by the same Applicant whom the Committee rejected on 9 July 2013 for having failed to rebut the presumption against the grant of new or extended licences in the Clerkenwell Cumulative Impact Area ("**CCIA**"). The Applicant is currently appealing against that decision of the Council. It is understood from the Licensing Department that the submission of a new licence application for the Premises by the same applicant within 2 months of being rejected by the Council and whilst simultaneously maintaining an appeal against their original rejection is possible under current licensing legislation. For the residents of this area who have had to take time and effort to resist the previous application, it feels very much like an abuse of process even if it is not technically prohibited by the legislation.

The Premises, despite having an address at No49 Clerkenwell Green, are actually situated on the corner of Sekforde Street and Haywards Place, and not on the Green itself. They would actually be more appropriately described geographically as being on Sekforde Street since that is where its entrance/exit is situated.

Clerkenwell Green ("**the Green**") and its surrounding area (including Sekforde Street and the Premises' location) are designated by Islington Council as an Area of Special Character and a Conservation Area. The Premises are situated directly opposite a designated Alcohol Control Zone and are part of the core Clerkenwell Cumulative Impact Area ("**CCIA**") specified in the Islington Licensing Policy Document 2013-2017 ("**LPD**").

The nature of the area, outside of the Green, is largely quiet during the evening after office hours on weekdays and extremely quiet all weekend. A successful co-existence works between residents and business with the businesses enjoying an attractive vibrant business environment during the working week and a peaceful largely residential area in the evening and at the weekends. The central area of the Green is busy during the summer months with large crowds forming outside the Crown Tavern and the Three Kings Pub. However, the buildings of the Green absorb much of the noise and most traffic and pedestrians are confined to the Green. Pedestrian patrons largely exit southwest towards Farringdon tube or towards the Farringdon and Clerkenwell Roads. The Green has a limited amount of residential accommodation situated largely at the north western and eastern ends of the Green.

The Premises, being on Sekforde Street, lie hard on the "border" approximately 150 feet (50 metres) of areas beginning on Sekforde Street, St James's Walk and Hayward's Place which are all predominantly and heavily residential in nature. Our house is in St James's Walk and within 302ft (according to the

Google Map) (less than 100m) from the Premises and in direct line of sight and, therefore, noise from the Premises. St James's Walk is one of the largely residential streets that is likely to suffer most from any cumulative impact from the Premises. The closest residential property is on the Green, less than 40metres away from the Premises.

1 PUBLIC NUISANCE

The CCIA is designated as such to restrict the further development of licensed premises in the CCIA by a rebuttable presumption against further licences or licence extensions unless:

"The applicant can demonstrate why the operation the premises will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives." (Licensing Policy ("LP") 2)

Whilst the CIA is not an absolute bar to new licences or extensions, LP2 goes on to state that **applications will normally be refused unless the applicant can demonstrate that "there will be no adverse cumulative impact"** [my emphasis] on the licensing objectives".

1.1 Licensed Hours

The Applicant in its previous application made much of the alleged merits of its Notting Hill premises, notwithstanding that whatever they might be, they are totally irrelevant for consideration in that, or indeed this, application as Islington's Licensing Policy LP 1 Para 7 makes clear.

What the Applicant's barrister failed to emphasise at the previous hearing at the same time was that the Notting Hill premises did not open after 2300, despite being situated on a two way, day and night, arterial bus route – Westbourne Grove. As such it is radically different and significantly noisier location from the extremely quiet Sekforde Street location of the Premises and yet Notting Hill has shorter hours than those proposed in a CIA!

The Applicant's business model clearly does not require any extended opening hours given the Notting Hill opening hours finish every night at 2300. Despite that fact and despite being situated in a significantly quieter, predominantly residential, location and a Cumulative Impact Area, and despite being aware from the previous objections to the previous failed application that extended opening is likely to have a material impact on residents and notwithstanding it must show that there will be NO cumulative impact on the area, and failed to do that previously, the Applicant continues to insist on seeking extended opening hours for Friday and Saturday nights. For those of us objecting it seems a clear mark of an applicant who has no genuine wish, or intention, to work with the community that will surround the premises unless absolutely forced to do so and seeks only to maximise its commercial return without proper regard for its impact.

It should also be noted that existing nearby licensed Premises such as the Sekforde Arms, the Three Kings, The Crown, The Dovetail and the Modern Pantry all operate food service only until 11pm at the very latest and all of which stop serving food by not later than 10pm, allowing an orderly wind-down of business. There is a small Indian restaurant around the corner on Aylesbury Street that opens until midnight but it is very much smaller in size than the Premises.

There seems no proper reason or justification to set a precedent or provide a commercial advantage to the Applicant by extending the Applicant's licence beyond 2300 on any day of the week. This is especially the case given its large size and its much closer proximity to the more densely residential areas to the north and east of the Green than the other currently licensed premises. If such a

precedent were to be set by the council for what are large premises, it would be much more difficult to oppose smaller existing premises seeking to extend their licences with the consequent erosion of the protected special peaceful character of the area.

1.2 Opening Hours

The Applicant wishes to open seven days a week at 0730 hours (ie including weekends and public holidays). It wishes to have deliveries six days a week from 0700 until 2300.

These opening and delivery hours will undoubtedly have an adverse impact on the residential streets. There will be noise from the deliveries in the very early morning, long before surrounding office premises open and indeed other food venues in the vicinity which do not generally open before 0800 (The Modern Pantry and the Clerkenwell Kitchen) and where there are **currently no early morning deliveries**. It is unclear why the Applicant needs to have deliveries outside normal working hours or at any time after 1800 other than their own commercial convenience and self-interest.

The extremely early opening hours seven days a week will attract increased early morning pedestrian and vehicular traffic that simply does not exist at present, especially at weekends. This increased traffic will have a disproportionately adverse effect on the residential streets since the character of the area is so quiet at present that any change that early will be likely to be particularly noticeable and disturbing.

These are clear factors that will materially and adversely impact on the area, of which the Applicant has full knowledge, and not only does the Applicant not take steps to demonstrate a desire to mitigate any such impact, it pushes arrangements and provisions which seem directly to challenge Islington Council's Licensing Policy and best practice and the Cumulative Impact Area designation in particular.

1.3 Queueing and Footpath Obstruction

The Applicant does not operate a booking system for its tables. Its practice in Notting Hill is to make customers queue outside the premises presumably to allow the Applicant to maximise table space/returns whilst pushing the impact of the queue onto the street; it intends to repeat that practice in the Premises.

This was objected to previously so the Applicant is fully aware that such a system/or lack of one is likely to have a very serious impact in terms of noise as people wait (up to 20 minutes apparently) and obstruct the comparatively narrow footpath at a 4 way junction. Yet again it persists in pursuing a practice which not only does not do anything to rebut the presumption against a new licence but will positively (or rather, negatively) contribute materially to an increase in noise and smoke nuisance which Licensing Policy and the Cumulative Impact Area are designed to stop.

It is unclear why Granger refuses to do what most restaurants do and use a booking system, with any queueing limited to what can be contained within the limits of their restaurant's internal space (it has to be remembered it intends to have just shy of 100 covers) and therefore force its problem on to its neighbours. These pavements are likely to be busy precisely at the time when queueing is also likely to be at its peak, such as lunchtime. This is particularly offensive given the Applicant is aware that there is a sizeable sheltered housing provision for older residents in St James's Walk operated by the Mercers and is on the route for residents there to get to the supermarkets on St John Street or buses on Clerkenwell Road. Nevertheless, the Applicant has proposed nothing to recognise these facts, persists not only in failing to rebut the presumption against the licence it seeks and actually causing brand new nuisances.

1.4 Traffic and Parking

Sekforde Street marks the beginning of a one way system that runs three ways through dense residential areas. Sekforde Street itself already suffers as a cut through/rat-run to a limited extent. The

other licensed premises in the Green area do not tend to operate in the early morning, especially at the weekends, and since they are in the middle of the Green or at the western end traffic generally tends to make its way back out on to Clerkenwell Road, Farringdon Road and Turnmill Street (when it is not shut by CrossRail works), rather than up Sekforde Street.

The Premises will change that dynamic significantly since it aims to be a destination venue specialising in breakfasts, apparently, with much increased pedestrian and vehicular traffic and taxis attracted by a hundred seat restaurant. The problem is that those vehicles are very likely then to exit via Sekforde Street or the other residential streets, hemmed in by the small available turning area outside the Premises and faced with the one-way system east and north.

It will especially at the weekends, and Sunday mornings in particular when parking is free and unrestricted, be likely to draw earlier morning vehicular traffic and noise from those visitors looking for parking places close to the restaurants in the adjacent residential streets. No such activities, noise or source of disturbance currently exists at all at the weekends.

It is likely to be a significant impact especially with the later opening that is demanded and early morning traffic at weekends and yet again, despite being fully aware of these matters from the objections to the previous application, the Applicant seems wilfully to ignore such likely impacts and continues to demand excessive hours notwithstanding these nuisances.

1.5 Rubbish

The waste disposal arrangements for the Premises indicate that they intend to deposit rubbish Monday to Saturday even though waste collections do not occur on all those days. There is therefore a consequent risk that there will be a rise in food waste and rubbish which in turn will attract vermin such as rats, urban foxes (which live in St James's Churchyard) and seagulls.

2 CRIME AND DISORDER

Whatever steps the Applicant may take, the fact of the matter is that the effectiveness of any management plan ends at the doors of the Premises. Premises staff have absolutely no jurisdiction, control or authority over any person beyond the bounds of the Premises. In practical terms therefore they have no power at all and the management plan will not help protect the surrounding area, from the behaviour of patrons off-site or the various "trades" that feed off late night patrons and venues.

3 PROTECTION OF CHILDREN FROM HARM

Even with the current number of premises, in the area surrounding the Green, which has an increasing number of younger families living and visiting, our two children (10 and 6), especially on a Saturday or Sunday morning, run the gauntlet of cigarette butts, discarded drug deal bags, broken glasses and bottles, piles of sick (around the Green and Jerusalem Passage seem favourite spots) and urine (the back of the churchyard and any number of doorways) and worse in the bushes of St James's churchyard, such that there is a significant risk that shoes, bike/scooter wheels or hands become cut or contaminated by these various "revellers' delights". Even if hands don't touch, the smells are acridly fragrant, especially in hot weather.

The Green does not need yet another source of alcohol, or late night patrons, that materially and adversely affects the enjoyment of residents, especially the younger children, in the peace, quiet and small green areas of Clerkenwell.

4 PUBLIC SAFETY

As noted above, the Applicant likes to operate with no booking system and to allow queuing outside the Premises which will inevitably obstruct the pavement and force pedestrians onto the (currently badly pitted and damaged) carriageway of Sekforde Street with the consequent risk of injury and accidents.

Added to that, since the small section of Sekforde Street outside the Premises is two-way until the 4 way junction, it is inevitable that the increased traffic and taxis, dropping customers at the Premises, that then wish to go back to the Green will make a U-turn at that tight junction, rather than get sucked into the residential one-way system. This will add even further complication to what can be a junction crowded with pedestrians (including young children) accessing and leaving St James's Churchyard, delivery vans and lorries and cars parking in bays, as well as through traffic using Sekforde Street as a rat-run. The presence of the Premises is therefore likely to add a number of increased pedestrian and vehicular traffic risks.

CONCLUSION

This is the second application by the applicant (having previously been refused) to license brand new premises as one of the largest potential restaurants in the Clerkenwell Cumulative Impact Area, with the longest continuous restaurant opening hours of any such restaurant and one of the earliest possible alcohol licences. It sits immediately adjacent to some of the densest residential areas in the CCIA.

The Applicant was fully aware of the numerous issues relating to opening such premises from the numerous objections to its previous application and yet, despite that knowledge, the Applicant continues to press in this new application for longer hours than neighbouring licensed operators use (and in excess of those it uses itself in Notting Hill in a very busy arterial road location) and steadfastly refuses to adopt a booking system to prevent queues forming outside obstructing a narrow and busy pavement. It further fails to attempt properly to address, mitigate, or remove the other nuisances outlined above.

Islington Council requires that applicants for new licensed premises in the CCIA demonstrate their will be **no adverse cumulative impact** on achieving the Islington Licensing Objectives in order to rebut the presumption against such new licences. Far from rebutting that presumption, the Applicant seems to demonstrate a wilful determination to impose new and significant nuisances on its neighbours without proper regard either for the concerns previously voiced to it by residents or indeed, Islington's Licensing Policy.

The Applicant's barrister casually dismissed the concerns of residents and their objections in the Applicant's Appeal against the previous refusal as "speculative, unreasonable and unsupported by any evidence". With all due respect to the Applicant's barrister, the concerns and objections of the numerous residents are very firmly based on bitter practical and very real experience of the nuisances caused by the explosion in licensed premises in the area over the last ten years.

It is precisely those experiences that have informed the Council's judgement, supported by residents, that Clerkenwell Green should be protected by Cumulative Impact Area status. It is respectfully submitted that to grant this brand new licence would constitute a very serious undermining of the Council's Licensing Policies, striking at the heart of the whole purpose of the Cumulative Impact Area and setting a substantial adverse precedent for its future application.

Accordingly, I and my family would request that the application be refused (again).

Yours sincerely



19

Gallacher, Simon

From: Licensing
Sent: 27 September 2013 14:49
To: Gallacher, Simon
Subject: FW: The Wonderful Granger & Co, 49 Clerkenwell Green EC1

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

From: [REDACTED]
Sent: 26 September 2013 22:42
To: Licensing
Cc: [REDACTED]
Subject: The Wonderful Granger & Co, 49 Clerkenwell Green EC1

Dear Sir/Madam

Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

I am writing to you to give my unqualified support, or more accurately, to share with you my unbridled excitement at the thought of Granger & Co coming to Clerkenwell Green.

I have lived and worked in Clerkenwell for many years. As you can see from my office address below, I work about 100 metres from the planned restaurant. I also live very close by, just a ten minute walk away, at 19 Sudeley Street, N1.

As you are well aware, not too long ago Clerkenwell was a wasteland in terms of world class eateries. Nothing could be further from that position now! With the tremendous support from Islington Council it is now a haven of quality restaurants; from Michelin star chef Bruno Loubet at the Zetter, to the wonderful Zetter Townhouse, to brilliant New Zealand chef Anna Hansen, who was recently awarded a justly deserved MBE at the Modern Pantry, to the genius of Fergus Henderson just down the road at St. John, to the extraordinary range of spectacular food nearby at Exmouth Market.

We are extremely lucky to have Bill Granger in Clerkenwell. Bill is a national treasure in his native Australia for good reason. I used to be a regular of his two fantastic restaurants in Sydney. And now, I am a regular of his wonderful restaurant in Notting Hill. Although it is quite a trek for me to get to Notting Hill. And why do I make the trek? Because Granger & Co is quite simply one of the best restaurants in the United Kingdom. I very much look forward to becoming a regular closer to home, in Clerkenwell.

Bill setting up shop will put Clerkenwell even more on the culinary map. There will be a mountain of national and international press on his new restaurant. And quite right too; Bill is genuinely one of the world's great chefs, and a thoroughly nice man as well; from restaurants in Australia, Japan, cook books, television series, Clerkenwell should welcome Bill's restaurant with open arms. The fringe benefits to the local community is self evident; he will bring in employment, high net worth people to the area, great press on Clerkenwell, together with setting the bar very high in terms of quality. Quite simply, his new Clerkenwell restaurant will become one of the best and most talked about restaurants in Europe.

I was very supportive when the Modern Pantry, and the Zetter Townhouse opened. What a great success they have both been. I applaud Islington Council in welcoming Bill Granger to our community, and realising just how lucky we are!

If you would like to speak to me directly about any of the above, please do phone me on my mobile, [REDACTED] at any time. I would also be more than happy to pop along to any residents meetings and the like.

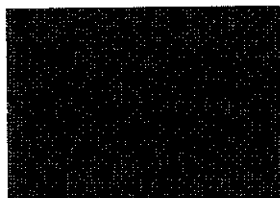
20

Gallacher, Simon

From: Licensing
Sent: 27 September 2013 14:48
To: Gallacher, Simon
Subject: FW: Sydney Food Ltd, Granger & Co., 49 Clerkenwell Green, EC1

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

From: [REDACTED]
Sent: 26 September 2013 17:50
To: Licensing
Subject: Re: Sydney Food Ltd, Granger & Co., 49 Clerkenwell Green, EC1



Dear Sir/Madam,

I am writing in support of the proposed opening of Granger & Co. at 49 Clerkenwell Green, in the Buckley Building.

I have been a resident of Islington Borough for many years and feel that the area would benefit from more establishments like Granger & Co. My love for the restaurant has developed from my regular visits to the Notting Hill branch. I usually visit for relaxed breakfasts on my days off with friends, I have also had professional meetings at the venue. I think it is a very sophisticated, but also welcoming environment; the staff are consistently friendly and management are conscientious.

The wards of Clerkenwell and Bunhill would benefit from such a safe a friendly premise, especially one that is open into the evening, which will be in sharp contrast to the more antisocial venues that both myself and the council are concerned about. The Clerkenwell area has developed greatly over the years and I think Granger & Co. will further promote a community atmosphere.

Granger & Co.'s proposed restrictions on their alcohol license, such as strict closing times throughout the week and no purchase of alcohol without food give me confidence that the establishment has responsible operators. I hope that their alcohol license will be granted and that they will be able to bring their fantastic business to Clerkenwell.

Yours sincerely,



21

Gallacher, Simon

From: [REDACTED]
Sent: 23 September 2013 10:35
To: Licensing
Subject: Sydney Food Ltd, Granger & Co 49 Clerkenwell GreenEC1

I would like to support the application for the Alcohol Licence Application for this restaurant.

This is a very good quality small restaurant group providing high quality food in an pleasant family atmosphere. I believe they are a well run professional group which have been shown to be sympathetic to the local neighbourhoods in the areas they have previously opened restaurants.

We live locally and eat out in the Clerkenwell area as it is an easy walk to and from dinner rather than going north to Upper street which tends to be crowded, noisy and a bit of a free for all. One more option for eating out in the area would be welcome, providing choice for residents and competition for other restaurants in the area to keep them all providing quality food and service.

I am sure as with any alcohol licence there would be sufficient safeguards to ensure that the disruption to immediate residents is kept to a minimum. The refusal of the alcohol licence application seems to be at odds with the fact that the building was granted permission for use as a restaurant by the Council and that other public bodies - environmental health, the Police etc were supportive of the alcohol licence application.

There is no possibility that a restaurant of this calibre with the provisions provided in an alcohol licence and an awareness of their need for a good local reputation would cause a fraction of the noise nuisance caused by the proliferation of sainsburys and tesco shops under residential buildings locally.

I hope the Council will reconsider this application.

[REDACTED]

22

Gallacher, Simon

From: [REDACTED]
Sent: 25 September 2013 09:54
To: Licensing
Subject: Granger & Co Alcohol Licence Application

Sirs

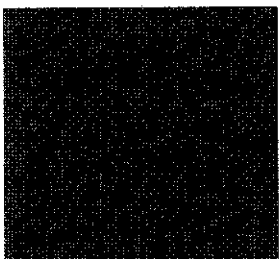
I write in support of the above application for an alcohol licence at 49 Clerkenwell Green.

I am a resident of Clerkenwell and have lived in various parts of the Borough of Islington for some thirty years. In that time, I have seen Clerkenwell and Farringdon slowly being transformed from a no-man's land of offices, showrooms and down-at-heel pubs – largely deserted in the evenings and at weekends – into an area in which increasing numbers of people, encouraged by the Borough's own planning policies, have chosen to make their home.

It was with surprise and dismay that I learn that a renowned restaurateur has had an application for an alcohol licence for a quality restaurant development refused because the council has designated the area a saturation zone which already has too many pubs and clubs. It is a preposterous position to take.

For a start, a respectable restaurant which closes at 11.30pm, serves alcohol only to diners and allows entry only until 10pm hardly falls within the definition of a pub or club whose activity is likely to disturb anyone who has chosen to live in the area. Secondly, there has been much nonsense talked of preserving the "village atmosphere" of Clerkenwell. Clerkenwell is part of one of the busiest and most vibrant cities in the world, not some remote rural hamlet. The council really needs to bring its licencing policies into the current century and recognise that many of the residents of Clerkenwell actually welcome the arrival of this sort of facility – a relief from the endless tedium of estate agencies, furniture warehouses and blanked-out office windows which apparently make such a valuable contribution to Clerkenwell's village atmosphere.

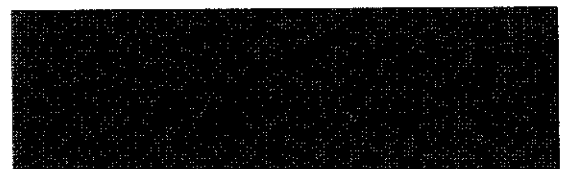
I understand the police and the council's own environmental health department have no objection. The licencing committee should allow this application and the council should urgently rethink its outdated policy of presumed refusal to all new alcohol licence applications (and, by definition, restaurants) in this area.



23

27th September, 2013

The Licencing Department
Islington Council
222 Upper Street
London N1 1XR



Dear Sir/Madam,

Re: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

I am writing to support the alcohol licence application for Sydney Food Ltd, Granger & Co for their proposed new restaurant at 49 Clerkenwell Green.

I often spend time in Clerkenwell for work or socializing and do think the area will benefit from increasing the number of restaurants, pubs, cafes to help the evening economy in the area, and make the neighbourhood more lively outside of office hours.

It seems curious to me that Islington Council are encouraging a large number of high-density residential developments, which means that Section 106 monies flow in to the council, but at the same time imposing a blanket licencing ban (aka cumulative impact areas) on the opening of new restaurants and bars which would contribute directly to making the area more attractive to potential residents as well as creating employment for locals and benefiting local businesses through increasing the number day & evening visitors to the locale.

I have eaten at Granger & Co's restaurant in Westbourne Grove, W11, and it is a very likeable café/restaurant, with delicious food in a low-key and quiet environment.

I understand that Granger & Co has complied with specific restrictions with regard to operating hours and that the Environmental Health Service, the Police and the Health and Safety officer are supportive of this application. In addition, when the Buckley Building (in which the premises are proposed) was redeveloped approval was given within the planning permission, for a restaurant to be situated on the ground floor.

I strongly support this re-application by Sydney Food Ltd, Granger & Co for an alcohol licence and hope that you will duly grant it.

Yours faithfully,





26 September, 2013

The Licensing Department
Islington Council
222 Upper Street
London N1 1XR

Dear Sir/Madam,

Re: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

I wish to support the alcohol licence application for Sydney Food Ltd, Granger & Co for their proposed new restaurant at 49 Clerkenwell Green.

I live less than 5 minutes walk from Clerkenwell Green and part of the reason I have purchased in this area, originally in 2000 in Percy Circus and now in Pear Tree Street, is the considerable transformation from the dangerous no go area of the past decades, to an interesting, diverse and vibrant area. I prefer to walk down streets in Clerkenwell that have activity in the evening, such as restaurants and cafes that are open as they feel safer. To operate as a 'village' or a 'neighbourhood; it is important for an area to have a mix of outlets, including retail, offices and restaurants, cafes and pubs. Clerkenwell should not be just the preserve of office furniture companies, estate agents and betting shops.

On the one hand Islington Council are encouraging unprecedented levels of regeneration in terms of luxury residential developments, for which can be drawn considerable sums of money from Section 106 monies and the Council taxes, paid by the developers and new residents respectively and on the other, imposing a blanket licencing ban (aka cumulative impact areas) on the type of establishment that should be encouraged and which is drawing people to live or work in the area. I feel that the councilors, who have been instrumental in instigating this blanket ban, may not be fully representing the needs of all their constituents. In addition, there are also the direct and indirect benefits of employment for local people to be considered.

I have been to Granger & Co's restaurant in Nottinghill on numerous occasions, they are a pleasant café/restaurant, with great food in a quiet and enjoyable environment.

I understand that Granger & Co has complied with specific restrictions with regard to operating hours and that the Environmental Health Service, the Police and the Health and Safety officer are supportive of this application. In addition, when the Buckley Building (in which the premises are proposed) was redeveloped approval was given within the planning permission, for a restaurant to be situated on the ground floor.

I would therefore request that you approve this reapplication for their alcohol licence.

Yours faithfully,



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Licensing Team
Islington Council
3rd Floor
222 Upper St
London N1 1XR

Dear Sir,

RE: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

I am writing in support of the above application, which I understand has been denied.

I have lived in the area for 9 years now, and have been very pleased with the way the area has improved over that time.

There are more restaurants and cafes each year, which has greatly improved the area's appearance and my enjoyment of it.

It has created a greater community spirit and made it feel a much safer place, especially later in the evenings.

Another restaurant would be perfectly in keeping with that new environment and especially one of the world-class standard of Granger.

I would heartily ask that you reconsider the rejection of their application.

Regards,

26

Gallacher, Simon

From: Licensing
Sent: 27 September 2013 15:00
To: Gallacher, Simon
Subject: FW: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

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

From: [REDACTED]
Sent: 27 September 2013 13:46
To: Licensing
Subject: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

Dear Sir or Madam,

As a local resident, I would like to support the above application for an alcohol licence.

I have lived in this area for 34 years and, during that time, the Kings Cross and Clerkenwell areas have improved beyond all recognition. In the 1980s, no-one would have come to these areas to spend an evening but now they do. Part of that process has been the introduction of pleasant restaurants, not just pubs or fast-food joints.

A good quality restaurant which serves alcohol will not, in my opinion, create any disruption for neighbouring residents. In fact, the late-night takeaways in the Kings Cross Road which do not serve alcohol are more likely to cause local disruption.

A good quality restaurant will only be an asset to Clerkenwell and I urge you to grant the licence.

Yours faithfully,

[REDACTED]

27

Gallacher, Simon

From: Licensing
Sent: 27 September 2013 14:50
To: Gallacher, Simon
Subject: FW: Case name & address:.6Sydney Food Ltd, Granger and Co 49 Clerkenwell Green EC1

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

From: [REDACTED]
Sent: 27 September 2013 08:51
To: Licensing
Subject: Case name & address:.6Sydney Food Ltd, Granger and Co 49 Clerkenwell Green EC1

Dear sir/madam,

I am writing to support the above application for a restricted hours alcohol licence.

I am a local resident living in nearby [REDACTED]. I have recently retired and was attracted to the local area because of the vibrancy created by the major redevelopments and improvements of the last few years including a variety of hospitality outlets which in turn create a safer environment especially after dark.

In particular I enjoy spending time socialising with friends and family usually entertaining at home or visiting local restaurants. I would like to see an increase in family style restaurants (that I can walk to [REDACTED]) where you can primarily enjoy good food in a pleasant environment with a glass of wine not the noisier style of bar restaurants where the focus is mainly on drinking accompanied by ear splitting music which prevents any verbal communications.

When I lived in Bayswater we were very comfortable using Grangers restaurant in Westbourne Grove as we felt it was a well run operation which focused on good customer service in a friendly and fun environment. Breakfast and Brunch was as popular as dinner and we never experienced any rowdy or antisocial behaviour. Friends who lived in Westbourne Grove close to the premises experienced no late night noise problems nor were aware of any from their near neighbours.

I understand that local residents and councillors may be concerned about the effect of another licensed premises in Clerkenwell Green but if I lived in the immediate vicinity I would feel happy to have Grangers who will operate a restricted licence in a responsible way towards the local community. Grangers presence operating there would also obviate the need for further alcohol licensees who may be less concerned with good community relations.

[REDACTED]

Sent from my iPad

28

[REDACTED]
21 September 2013

To the Licensing Team, London Borough of Islington

Dear Sir

Sydney Food Ltd., Granger & Co. 49 Clerkenwell Green, EC2

I support this application for an alcohol licence. While I appreciate the concern about late night drinking and the resulting nuisance suffered by local residents in Clerkenwell, I do not think this application will present the same difficulties. It is for a restaurant which will not sell alcohol after 23.00 hours and the last entry will be at 22.00 hours. Alcohol will only be sold to customers ordering a meal. This is a reputable applicant who has restaurants elsewhere in London and Australia. They can be expected to manage the premises in an acceptable manner.

I am a local resident and would hope to enjoy this establish and would walk there. I hope this application is accepted.

Yours sincerely

29

Gallacher, Simon

From: Licensing
Sent: 17 September 2013 09:19
To: Gallacher, Simon
Subject: FW: Sydney Food Ltd, Granger and Co

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

From: [REDACTED]
Sent: 17 September 2013 07:10
To: Licensing
Subject: Sydney Food Ltd, Granger and Co

Dear Sirs,

Re: Sydney Food Ltd,
Granger and Co
49 Clerkenwell Green
EC1

As a local resident, I wish to add my support to the license application by the above business.

The area has developed over time to become a pleasant and growing residential location. The restaurants, hotels and bars are a significant part of the life and vibrancy of the area. The addition of good, well run, quality establishments can only add to the environment.

Having visited the applicants restaurant in Westbourne Grove, I can only think that an outlet in Clerkenwell will be an addition to the area.

Having such a restaurant in this area, will add to the feeling of safety and activity in a place which lacks people, especially in the evening.

A restaurant of this kind will also bring a different audience. Couples and "older" clients will be attracted to the area.

This outlet will be an addition to the area and I do hope that this application is successful

Yours Faithfully,

[REDACTED]

Sent from my iPad

30

Gallacher, Simon

From: [REDACTED]
Sent: 21 September 2013 17:12
To: Licensing
Subject: Re: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

[REDACTED]

Licensing Team

Islington Council

licensing@islington.gov.uk

21 September 2013

Re: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

Dear Sir/Madam,

I am writing to express my support for the above-named application for an alcohol license.

I have worked in Clerkenwell for six years and been a resident for two years. During that time, I have seen the area improve and become a hub for creative and professional workers and residents alike. Much of this is down to the increased choice of restaurants, bars and cafes in the area. Not only has it made the area more attractive from a social and professional point of view, but it has had the added effect of making the area safer for residents who frequent hospitality outlets on foot.

In relation to the proposed restaurant, Granger & Co, I am aware that the location of the proposed restaurant is within the Bunhill and Clerkenwell cumulative impact area as defined in the Council's Statement of Licensing Policy. I would like to point out the following regarding the application:

- It restricts the terminal hour for the sale of alcohol to 23:00 hrs, 7 days a week.
- It restricts the provision of late night refreshment to 23:00 to 23:30 hrs, 7 days a week.
- The last entry time is 22:00 hrs, 7 days a week.

- The closing time is 23:30 hrs, 7 days a week.
- There is a full restaurant condition to ensure that alcohol could only be served to diners.

In addition, the Environmental Health Service, the Police and the relevant Health and Safety officer are supportive of the application on the terms put to the Licensing Sub-Committee at the unsuccessful hearing.

Moreover, the suitability of the premises for use as a restaurant has been considered by the Council in its role of Planning Authority, and this resulted in the necessary planning being granted.

Finally, I frequently visit the Granger & Co. restaurant in Westbourne Grove, London W11. It is a high quality, efficient operation which attracts professionals from other areas of London, such as myself, to dine there. This has had a positive impact on the area and helped it achieve the Licensing Objectives such as preventing crime and improving public safety.

I hope that you will take these points into account when considering the application, and that the council is mindful of representing the whole community and not a select few, who may have issues with alcohol per se.

Yours faithfully,

A large black rectangular redaction box covering the signature area of the letter.

31

Gallacher, Simon

From: [REDACTED]
Sent: 25 September 2013 09:20
To: Licensing
Subject: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

To whom it may concern,

I am writing to you regarding the case: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1.

I have been eagerly anticipating Granger & Co restaurant opening in Clerkenwell. Bill Granger is a fellow Aussie expat and I have been to his Sydney restaurants countless times. The thought of him opening up around the corner from both my home (Angel) and office (Shoreditch) is such an exciting one.

Unfortunately, I've recently heard they have been denied their alcohol licence. Having spoken to the restaurant about this, I'm aware they are re-applying for an alcohol licence for their proposed new premises at 49 Clerkenwell Green, in the Buckley Building (a premise previously approved for use as a restaurant). It was originally rejected as a lot of local residents got together protested about it. This was supported by Islington Council, having imposed a blanket ban on Alcohol Licences in the Clerkenwell & Bunhill Wards.

I'm told the ban was a reaction to antisocial behaviour from pubs and clubs in the area, and not from restaurants like Granger & Co, who is similar to Modern Pantry. I've been to the Westbourne Grove branch of Granger & Co, and also the restaurants in Sydney. They serve delicious food in a relaxed and socialable environment. This restaurant would be a welcome addition to the area and a great way to attract new people and increase the desirability of Clerkenwell. The team who run this premise are a slick operation and highly professional.

Here is a link to their website:

<http://www.grangerandco.com> <<http://www.grangerandco.com/>>

I'd very much appreciate you taking in mind the amount of local support behind this restaurant opening and reconsider your decision to restrict their alcohol licence.

Sincerely,

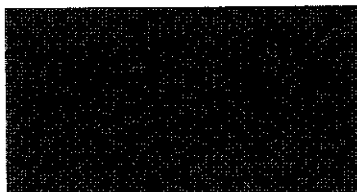
[REDACTED]

[REDACTED]

32

Gallacher, Simon

From: [REDACTED]
Sent: 25 September 2013 16:44
To: Licensing
Subject: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1



Dear Madam or Sir

I am keen for you to support the application to open a Granger & Co at 49 Clerkenwell Green. My colleagues and I are part of the Research Department in the Centre for Psychiatry at Charterhouse Square and have been waiting patiently for a quiet and gentle restaurant that is my experience with Bills' restaurants in Sydney, Australia.

We do not want to travel to the west end at lunchtime or in the evening to have a pleasant meal and, living in the East of London would be very pleased to have the option to come to Granger in the evening and weekends to enjoy the fresh ingredients that I know Bill Granger cooks with. I and my partner really dislike pubs. My department and my family are always looking for affordable dining and this fits exactly what I am looking for.

Clerkenwell residents and workers in the area are not loud and unruly. The Shoreditch area is where you find the beehive of young and trendy party revellers.

Please consider his application favourably.

Kind regards



33

Gallacher, Simon

From: Licensing
Sent: 27 September 2013 14:49
To: Gallacher, Simon
Subject: FW: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

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

From: [REDACTED]
Sent: 26 September 2013 22:33
To: Licensing
Subject: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

Dear Sir / Madam

I reside at [REDACTED] which is a recent development in the south Islington area – and spend most of my time during evenings and weekends in the local area. I either walk or catch public transport to my office location in Blackfriars. The south Islington area is gradually transforming itself and one of the essential elements of a local community is of eating and hospitality outlets – which improve foot traffic in the area and assuming managed responsibly, also add to a better community and safer environment.

The above application in my view would be a positive addition to the local community – especially because of the responsible way that I believe the establishment will be managed, in terms of hours of sale of alcohol etc. I am also aware that the Environmental Health Service (concerned with public nuisance), the Police (concerned with Crime and Disorder) and the relevant Health and Safety officer (concerned with Public Safety) are supportive of the application on the terms put to the Licensing Sub-Committee at the unsuccessful hearing.

I am therefore supportive of the proposal and would urge that the council approve the granting of the alcohol licence for Sydney Food Ltd.

Regards

[REDACTED]

34

Gallacher, Simon

From: Licensing
Sent: 27 September 2013 14:53
To: Gallacher, Simon
Subject: FW: Alcohol licence application for Sydney Food Ltd, Granger & Co at 49 Clerkenwell Green

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

From: [REDACTED]
Sent: 27 September 2013 11:28
To: Licensing
Cc: [REDACTED]
Subject: Alcohol licence application for Sydney Food Ltd, Granger & Co at 49 Clerkenwell Green

Ref: Alcohol licence application for Sydney Food Ltd, Granger & Co at 49 Clerkenwell Green

To whom it may concern,

I strongly support the application for an alcohol licence by Sydney Food Ltd, Granger & Co at 49 Clerkenwell Green, the home of their new restaurant.

I understand there may have been a number of objections to the application, but I would be pleased if you could consider my support within the decision making process.

I am a frequent visitor to the immediate area and the streets around Clerkenwell Green as part of my regular business meeting schedule. I enjoy the hospitality and great food at a number of the local restaurants and it is a real delight to see the ongoing regeneration and transformation of the area. A large part of this transformation is the development of great eateries. I live in Chiswick and the regular opening of great new restaurants is a major part of its ongoing success – it certainly makes up for the standard high street backdrop of betting shops, mobile phone shops and estate agents that seems to take over in many areas.

An alcohol licence for this premise should not be viewed as a licence for anti-social behavior, but in my view, an opportunity for this restaurant to further enhance a great quality eating occasion for a broader range of customers. For me, that can only be a good thing – more employment in the local area, more customers staying longer in the area to spend additional money, aiding the further regeneration of the area and more reason for me to have my business meeting in Clerkenwell rather than central London or Chiswick.

If my experience of Granger & Co's restaurant in Notting Hill is replicated in their Clerkenwell restaurant, I suggest that agreement to the alcohol licence can only benefit the local area.

Kind regards,

[Redacted]

[Redacted]

35

Gallacher, Simon

From: Licensing
Sent: 20 September 2013 09:29
To: Gallacher, Simon
Subject: FW: Case Name & Address: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

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

From: [REDACTED]
Sent: 19 September 2013 19:11
To: Licensing
Subject: Case Name & Address: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

Dear Sirs

I am resident at [REDACTED]

I am therefore a short walk away from the proposed restaurant premises so, whilst not on the doorstep, my understanding is that this is an upscale family venue with no outdoor seating/happy hours or pub crawls. Therefore unlikely to be an issue for those in the immediate environs.

Grangers has a great reputation for good value, produce-driven food, and a great family atmosphere. It would therefore be a very welcome addition to a neighbourhood which is currently limited in terms of dining - the other options are more rowdy after-work bars or restaurants not suited to families/more casual dining.

An alcohol license is vital to the profit of the restaurant - without it they cannot open. I understand it has many conditions attached, such as no alcohol without food and restricted hours, which should ensure there is no public nuisance.

Yours sincerely

[REDACTED]

36

Gallacher, Simon

From: [REDACTED]
Sent: 25 September 2013 11:03
To: Licensing
Subject: Fw: Fwd: License Application for Sydney Food Ltd

Sent to wrong email and forwarded to me for help. Kindly register with the supporting letters.
Thank you.

From: [REDACTED]
Date: 22 September 2013 10:48:59 BST
To: "licensing@islington.gov.uk" <licensing@islington.gov.uk>
Subject: License Application for Sydney Food Ltd

Re the license application from Sydney Food Ltd, Granger & Co, 49, Clerkenwell Green, EC1 ...
From: [REDACTED]

I often walk through Clerkenwell Green and think that having seen and read the "Granger" website that it would be a welcome addition to the Green. There are no outside tables on offer, only some wholesome family fare that with the Australian influence should be interesting and innovative.

It is so refreshing to find some worthy new venues without having to venture into the West End, so I would like to support the application.

With Thanks

Sincerely,

[REDACTED]

37

27 September 2013

Dear Sir

Appeal against refusal of a premises license: 49 Clerkenwell Green

I am writing in connection with the refusal by the Licensing Sub-Committee of the London Borough of Islington ('the Committee') to grant a premises license in respect of the proposed restaurant, "Granger and Co" at 49 Clerkenwell Green ('the premises').

I wish to record my support for the Applicant's appeal.

Connection with the area

I am a resident of [REDACTED] residential square just off St John Street, around 1/3 mile (or 5 minutes walk) from the premises. I do not therefore suggest that my home would be directly affected by any noise emanating from the restaurant. I do, however, walk past the subject premises at least twice a day, when coming to and from my place of work.

Long hours at work mean that I frequently (at least 2-3 times per week) walk past the premises late at night, around the times that nuisance to the public and residents would most likely be caused (9pm onwards). For this reason, I would personally be directly affected by any public nuisance arising from the use of the premises as a restaurant. In particular, as a (relatively) young woman, I might be expected to be particularly concerned or affected by any drunkenness or anti social behaviour caused by clients of the premises.

Reason for supporting the appeal

Having considered the application material, the minutes of the Committee's meeting, and the Committee's reasons for refusal, it appears to me that that the approach of the Committee was wrong.

In particular, the Committee (i) took a rather too rigid approach to the application of the cumulative impact ('CI') policy, and (ii) apparently failed to take into account the nature of the applicant's offer and the limited nature of the licence sought (including the stringency of conditions proposed to be placed upon it).

The CI policy

As I understand matters, the cumulative impact policy should not be read as an automatic 'no' to an application. Nor does it require exceptional justification for the grant of a licence. It appears that all the applicant is required to do is show that the premises for which the license is sought will not add to existing impacts in the area.

One notes that this must surely mean existing impacts in the immediate area, rather than in the wider Farringdon area. From the minutes, the Committee does not appear to have given thought to the nature of the existing impacts in the area, how they arise, and how licensing the premises would add to them. I note that nowhere is it recorded in the minutes what the Committee thought the current impacts were.

I would anticipate impacts in the area to arise from the operation of the Sekforde Arms (Sekforde Street), Cafe Saffron and the Dovetail (in Jerusalem Passage) and Dans Le Noir, the 'dark-dining' bar and restaurant on the western portion of Clerkenwell Green. With the exception of Dans Le Noir (to which I return later), all of these licensed premises have outdoor areas which operate late into the evening, and (save for Cafe Saffron) where people are able to drink without food. My own experience is that the only noise that is audible from these venues is that emanating from people drinking in these outside areas.

Given that the premises do not have an outdoor area in which people are able to dine, drink and smoke, it is hard to see how they could operate so as to add to the impacts arising from other venues in the locality. The only possibilities might be (i) people smoking outside, or (ii) people queuing (as a result of the no-bookings policy employed). As to (i), if a condition were imposed on the license preventing people from taking drinks outside (as proposed), any trips smokers make would be limited in duration. Moreover, as this is a restaurant, people will not typically take much (if any) time away from a meal to smoke. The impact from this would surely be negligible. As to (ii), the applicant appears to have made clear that any queuing will take place within the building. No impact will therefore arise.

Had the Committee considered carefully the application of the CI policy, I would not expect them to have reached the view they did.

Nature of the offer

A number of other local residents have complained that there would be increased traffic flow (pedestrian and vehicular) and that there would be increased noise and disturbance in the area as a result of this, and the Committee seems to have given considerable weight to these concerns. In my view, this ignores that an operation of the kind proposed is (i) not one where people drink to excess, and are therefore likely to be respectful to neighbours when leaving, (ii) where people all arrive or leave at the same time, with resulting congregation and noise, or (iii) that people are unlikely to drive to (it being located in an area of very high public transport accessibility).

The Committee's assertion that the efficient management of the premises was irrelevant is also surprising: if a premises is well-run (as the proprietor's sister restaurant appears to be) then it is unlikely that conflicts with nearby residential uses will arise. The premises will be taking steps to ensure that customers are not in a position to cause a nuisance, and to ensure that any issues which might arise are addressed promptly. It seems to me that proposed conditions 4-7, 9-15 and 18-19 are fit for this purpose.

Indeed, in light of these conditions, I do not see how it can be said that the objective of preventing public nuisance would not be actively promoted by this premises.

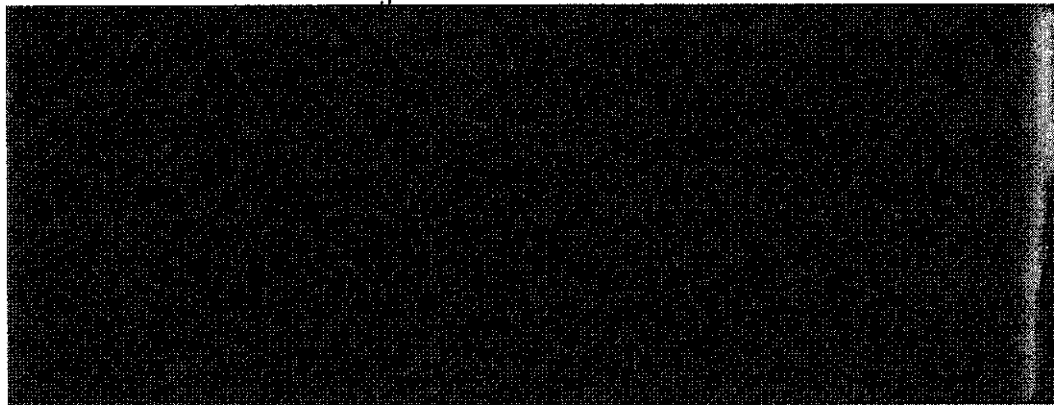
Other matters

It is, perhaps, worthy of note that the one venue in the immediately locality which I have never seen giving rise to any adverse impacts is Dans Le Noir. This, like the premises, is a restaurant without outside dining and, to my knowledge, is licensed until at least 11pm, and possibly later.

I would also like to record my disappointment that London Borough of Islington, through its Committee, seems to be taking a rather draconian approach to the kind of business which should be adding to the vibrancy of the Borough. It is, it goes without saying, vitally important that residential amenity is protected, and the planning and licensing regimes serve to protect this. But many of us choose to live here precisely so that we do have ready access to offers such as that which the applicant seeks to provide.

I trust this representation will be brought to the attention of the relevant decision maker.

Please do not hesitate to contact me if I can assist further.



38

Gallacher, Simon

From: Licensing
Sent: 27 September 2013 14:49
To: Gallacher, Simon
Subject: FW: Granger and co application

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

From: [REDACTED]
Sent: 27 September 2013 04:20
To: Licensing
Cc: [REDACTED]
Subject: Granger and co application

Dear sir or madam

I am writing in support of the clerkenwell licence application for granger and co. Having spent time in Australia I'm familiar with the sister chain of bills, also run by bill granger. It is a very well regarded restaurant chain and would be an asset to Islington. It is also not the type of restaurant that attracts rowdy or drunk or noisy behaviour so concerns on that basis are unlikely to be materialise.

I look forward to seeing granger and co in Islington.

Thanks

[REDACTED]

[REDACTED]

(39)



Licensing Team
Islington Council
licensing@islington.gov.uk

21st September 2013

Re: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

Dear Sir/Madam,

I am writing to express my support for the above-named application for an alcohol license.

I have lived in Clerkenwell for 5 years and have seen the area improve. This is due to the redevelopment of the area and improvement of restaurants and shops. The clientele of an award winning restaurant will benefit the neighbourhood and the overall safety of the area. The opening of a Granger venue in this part of London after it successfully opened in West London is the a vote of confidence in the area and a choice of location that we should all be proud of here in Islington.

I'm sure that everyone that has tried this amazing chef and his wonderful venues will agree with my points above.

Furthermore the addition to the recently renovated Buckley Building is the proof that regeneration and reuse of industrial buildings is possible and can bring great benefits when done in the right way: adding a fine restaurant to its premises will no doubt enhance our area and the building.

In relation to the proposed restaurant, Granger & Co, I am aware that the location of the proposed restaurant is within the Bunhill and Clerkenwell cumulative impact area as defined in the Council's Statement of Licensing Policy. I would like to point out the following regarding the application:


- It restricts the terminal hour for the sale of alcohol to 23:00 hrs, 7 days a week.
- It restricts the provision of late night refreshment to 23:00 to 23:30 hrs, 7 days a week.
- The last entry time is 22:00 hrs, 7 days a week.
- The closing time is 23:30 hrs, 7 days a week.
- There is a full restaurant condition to ensure that alcohol could only be served to diners.

In addition, the Environmental Health Service, the Police and the relevant Health and Safety officer are supportive of the application on the terms put to the Licensing Sub-Committee at the unsuccessful hearing.

Moreover, the suitability of the premises for use as a restaurant has been considered by the Council in its role of Planning Authority, and this resulted in the necessary planning being granted.

I hope that you will take these points into account when considering the application, and that the council is mindful of representing the whole community and not a select few, who may have issues with alcohol per se.

Yours faithfully,



(40)

Gallacher, Simon

From: [REDACTED]
Sent: 23 September 2013 16:13
To: Licensing
Subject: Re: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

[REDACTED]

Licensing Team
Islington Council
licensing@islington.gov.uk

23 September 2013

Re: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

Dear Sir/Madam,

I am writing to express my support for the above-named application for an alcohol license.

I have worked in Clerkenwell over six year and during that time, I have seen the area improve and become a hub for creative and professional workers and residents alike. Much of this is down to the increased choice of restaurants, bars and cafes in the area. Not only has it made the area more attractive from a social and professional point of view, but it has had the added effect of making the area safer for residents who frequent hospitality outlets on foot. In relation to the proposed restaurant, Granger & Co, I am aware that the location of the proposed restaurant is within the Bunhill and Clerkenwell cumulative impact area as defined in the Council's Statement of Licensing Policy. I would like to point out the following regarding the application:

- It restricts the terminal hour for the sale of alcohol to 23:00 hrs, 7 days a week.
- It restricts the provision of late night refreshment to 23:00 to 23:30 hrs, 7 days a week.
- The last entry time is 22:00 hrs, 7 days a week.
- The closing time is 23:30 hrs, 7 days a week.

- There is a full restaurant condition to ensure that alcohol could only be served to diners.
In addition, the Environmental Health Service, the Police and the relevant Health and Safety officer are supportive of the application on the terms put to the Licensing Sub-Committee at the unsuccessful hearing.

Moreover, the suitability of the premises for use as a restaurant has been considered by the Council in its role of Planning Authority, and this resulted in the necessary planning being granted.

Finally, I frequently visit the Granger & Co. restaurant in Westbourne Grove, London W11. It is a high quality, efficient operation which attracts professionals from other areas of London, such as myself, to dine there. This has had a positive impact on the area and helped it achieve the Licensing Objectives such as preventing crime and improving public safety.

I hope that you will take these points into account when considering the application, and that the council is mindful of representing the whole community and not a select few, who may have issues with alcohol per se.

Yours faithfully,

[REDACTED]

40

Gallacher, Simon

From: [REDACTED]
Sent: 22 September 2013 13:07
To: Licensing
Subject: Sydney Food Ltd, Granger & Co, 49 Clerkenwell Green, EC1

To whom it may concern.

I am writing in support of the above licensing application.

I am one of the owners of King & Tuke, an advertising agency based at 1, Clerkenwell Green, which is directly opposite the Buckley Building. I am also one of the owners of these commercial premises. We have been delighted by the renovation of the Buckley Building, which has significantly improved the area. We would also be delighted to have a civilised establishment like Grangers opening on the site. Apart from anything else, it would improve security for us. I am in the office today on a Sunday because we had a break-in yesterday afternoon – by no means the first we have had since we moved in. In addition to adding to the local amenities, having more people around must help our security.

My home address is:

[REDACTED]

Yours faithfully,

[REDACTED]

Suggested conditions of approval consistent with the operating schedule

1. Non-intoxicating beverages, including drinking water, shall be available to patrons throughout the permitted hours for the sale or supply of alcohol.
2. The licence holder shall maintain a CCTV system that ensures the entry point is covered to enable frontal identification of every person entering. All cameras shall continually record whilst the premises are open to the public and the recordings shall be kept available for a minimum of 31 days with time and date stamping. Recordings shall be made available to a duly authorised Council officer or a police officer together with facilities for viewing. The recordings for the preceding 31 days shall be made available immediately on request. The CCTV system shall be operated in accordance with the Data Protection Act 1998.
3. A dedicated telephone number for the Designated Premises Supervisor or the duty manager shall be maintained for use by any person who may wish to make a complaint during the operation of the licence, which shall be provided to the Licensing Authority. Any change to the number shall be notified to the Licensing Authority within 7 days of the change.
4. A challenge 25 Policy shall be adopted.
5. The premises shall not be used under the licence until copies of the inspection and test certificates specified below properly certified by approved competent persons, have been submitted to the Council and have been approved in writing by the responsible authority for health and public safety:
 - (i) electric installation
 - (ii) emergency lighting
 - (iii) fire alarm
 - (iv) fire fighting appliances
 - (v) gas installation and appliances
6. Music shall not emanate from the premises so as to cause a nuisance to nearby properties.
7. The premises shall operate as a restaurant with alcohol being sold in conjunction with food.
8. No deliveries will take place on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.
9. No rubbish will be moved, removed or placed in outside the premises on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.
10. Prominent, clear and legible notices must be displayed at the public exit to the premises requesting the public to respect the needs of local residents and to leave the area quietly.
11. Patrons shall be prevented from drinking outside the premises.
12. Doors to access and egress the premises shall be kept closed so far as practicable at times when regulated entertainment is taking place.
13. The premises shall not be used under the licence until the arrangements in the premises are suitable and sufficient for health and public safety and have been approved in writing by the responsible authority for health and public safety.
14. The maximum number of persons accommodated at any one time in the premises shall not exceed the number agreed with the responsible authority for health and public safety.

Note: This figure will be subject to:

- (i) Width, number and location of the exits
- (ii) Floor area
- (iii) Ventilation
- (iv) Sanitary facilities

- 15. No new customers are permitted to enter the premises after 22:00 hrs.
- 16. The licence holder is to hold regular publicised meetings and at least two a year to discuss any issues.

Title : 49 Clerkenwell
grn

Islington Borough
Boundary

Printed by :
RO RO

Printed at :
09-10-2013

