



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 th December 2012	BI	St. Mary's

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
RE: RATTLESNAKE, 56 UPPER STREET, LONDON, N1 0NY

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
 - i) permit the premises to sell alcohol, on & off supplies, Mondays to Sundays from 09:00 until 04:00 the following day;
 - ii) allow the performance of live music, Mondays to Sundays from 09:00 until 02:00 the following day;
 - iii) allow the playing of recorded music, Mondays to Sundays from 09:00 until 04:30 the following day;
 - iv) allow the performance of dance, Mondays to Sundays from 09:00 until 04:30 the following day; and
 - v) allow the provision of late night refreshment, Mondays to Sundays from 09:00 until 04:30 the following day.

2. Recommendations

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

2.2 To consider the representation from the Police in the light of the revised Secretary of State Guidance to Local Authorities issued on 25th April 2012 namely:

The Licensing Authority should accept all reasonable and proportionate representations made by the Police unless the Authority has evidence that to do so would not be appropriate for the promotion of the Licensing Objectives.

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

- i. conditions of the current premises licence;
- ii. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 4);
- iii. conditions recommended by responsible Authorities (see appendix 4);
- iv. any conditions deemed necessary by the Committee to promote the four licensing objectives.

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: representations;
- Appendix 3: Noise officer supporting information;
- Appendix 4: suggested conditions and map of premise location.

3.2 The Licensing Authority has received 4 letters of representation, none of which are from people who requested that they remain anonymous.

4. Planning Implications

4.1 None.

5. Conclusion and reasons for recommendations

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

Background papers:

The Council's Statement of Licensing Policy

Licensing Act 2003

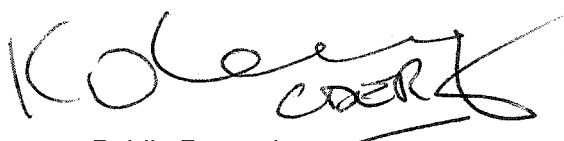
Secretary of States Guidance

Final Report Clearance

Signed by

Service Director – Public Protection

Date



6/12/12

Received by

Head of Scrutiny and Democratic Services

Date

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1213 63348
Appendix 1.

London Borough of Islington, 222 Upper Street, London, N1 1XR

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We Rattlesnake Angel 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 Rattlesnake 56 Upper Street			
Post town	London	Postcode	N1 0NY

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£149,800

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

0652060
£ 635.00 / 100746
4SE
18/1/17

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

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

Please tick yes

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address					
Post town				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 Rattlesnake Angel Limited
Address 26 High Street Rochester Kent ME1 1PT
Registered number (where applicable) 07918661
Description of applicant (for example, partnership, company, unincorporated association etc.) Private Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
1	6	1 1 2 0 1 2

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

DD	MM	YYYY
+	+	+

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

Licensed Premises – Live music venue providing both live and recorded music, dancing and a wide range of food.

Please refer to the premises plan attached herewith.

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

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

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

- | Provision of regulated entertainment | Please tick any that apply |
|---|-------------------------------------|
| a) plays (if ticking yes, fill in box A) | <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 checked="" type="checkbox"/> |
| f) recorded music (if ticking yes, fill in box F) | <input checked="" type="checkbox"/> |
| g) performances of dance (if ticking yes, fill in box G) | <input checked="" type="checkbox"/> |
| h) anything of a similar description to that falling within (e), (f) or (g) (if ticking yes, fill in box H) | <input checked="" 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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Mon				Please give further details here (please read guidance note 3)	
Tue					
Wed			State any seasonal variations for performing plays (please read guidance note 4)		
Thur					
Fri			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)		
Sat					
Sun					

B

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

C

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

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place <u>indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon	09:00	02:00	Please give further details here (please read guidance note 3) The applicant wishes to be able to provided both live amplified and unamplified music and singing as may from time to time compliment the range of entertainment being provided at the premises whether as the principal entertainment or in conjunction with dancing and/or any other permitted activity.	Both	<input type="checkbox"/>
Tue	09:00	02:00			
Wed	09:00	02:00	State any seasonal variations for the performance of live music (please read guidance note 4)		
Thur	09:00	02:00			
Fri	09:00	02:00	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) Please refer to box M for non-standard timings.		
Sat	09:00	02:00			
Sun	09:00	02:00			

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 checked="" type="checkbox"/>			
				Outdoors	<input type="checkbox"/>			
				Both	<input type="checkbox"/>			
Day	Start	Finish	Please give further details here (please read guidance note 3) The applicants wish to have the facility for the provision of recorded music whether as the principal entertainment provided or in conjunction with dancing or any other permitted activity.					
Mon	09:00	04:30						
Tue	09:00	04:30	State any seasonal variations for the playing of recorded music (please read guidance note 4)					
Wed	09:00	04:30						
Thur	09:00	04:30						
Fri	09:00	04:30						
Sat	09:00	04:30						
Sun	09:00	04:30						

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 checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon	09:00	04:30	Please give further details here (please read guidance note 3) The applicants wish to provide such performance of dance as may be required from time to time to compliment the range of entertainment or in conjunction with dancing or any other permitted activity		
Tue	09:00	04:30			
Wed	09:00	04:30	State any seasonal variations for the performance of dance (please read guidance note 4)		
Thur	09:00	04:30			
Fri	09:00	04:30	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) Please refer to box M for non-standard timings.		
Sat	09:00	04:30			
Sun	09:00	04:30			

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing Anything of a similar description and not specified elsewhere in this application.		
Day	Start	Finish	Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
Mon	09:00	04:30		Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue	09:00	04:30	Please give further details here (please read guidance note 3) The applicant wishes to provide such other entertainment of a like kind as may be required from time to time to compliment the range of entertainment or in conjunction with dancing or any other permitted activity		
Wed	09:00	04:30			
Thur	09:00	04:30	State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4)		
Fri	09:00	04:30			
Sat	09:00	04:30	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) Please refer to box M for non-standard timings.		
Sun	09:00	04:30			

I

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			
Mon	23:00	04:30	Please give further details here (please read guidance note 3) The applicants wish to be able to provide facilities for late night refreshment as may be required from time to time to compliment the range of activities (whether licensable or not) being provided at the premises whether as principal or in conjunction any other permitted activity		
Tue	23:00	04:30			
Wed	23:00	04:30	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23:00	04:30			
Fri	23:00	04:30	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) Please refer to box M for non-standard timings.		
Sat	23:00	04:30			
Sun	23:00	04:30			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	09:00	04:00			
Tue	09:00	04:00			
Wed	09:00	04:00			
Thur	09:00	04:00			
Fri	09:00	04:00			
Sat	09:00	04:00			
Sun	09:00	04:00	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) On the following days the permitted hours may be extended for an additional hour: Thursday, Friday, Saturday and Sunday of the Easter weekend. Friday, Saturday and Sunday of the two May Bank Holidays and the August Bank Holiday, Christmas Eve and Boxing Day. Burns Night, Valentine’s Day, St David’s Day, St Patrick’s Day, St George’s Day, St Andrew’s Day and Halloween, if that day is not followed by a normal working day. On New Year’s Eve from the end of permitted hours until the start of permitted hours on the following day.		

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

Name Mr Paul Nicholas Daly	
Address	
Postcode	
Personal licence number (if known) LBH-PER-T-0361	
Issuing licensing authority (if known) London Borough of Hackney	

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) The premises may be open to members of the public for non-licensable activities without limit.
Day	Start	Finish	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) Please refer to box M for non-standard timings.
Mon	09:00	04:30	
Tue	09:00	04:30	
Wed	09:00	04:30	
Thur	09:00	04:30	
Fri	09:00	04:30	
Sat	09:00	04:30	
Sun	09:00	04:30	

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

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

Please refer to the attached continuation sheet.

b) The prevention of crime and disorder

As above.

c) Public safety

As above.

d) The prevention of public nuisance

As above.

e) The protection of children from harm

As above.

Checklist:


Please tick to indicate agreement

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

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

Part 4 – Signatures (please read guidance note 10)

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

Signature	
Date	16 th October 2012
Capacity	Applicant’s Solicitor/Advocate

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)

Dadds LLP Licensing Solicitors
 Crescent House, 51 High Street

Post town	Billericay, Essex	Postcode	CM12 9AX
Telephone number (if any)	01277 631 811		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

Notes for Guidance

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

CONTINUATION SHEET

RATTLESNAKE, 56 UPPER STREET, LONDON, N1 0NY

1. The licensee shall ensure that at all times his licence is in operation all amplified sound and music played on the premises is subject to the control of an entertainment noise control system set to music noise level thresholds approved by, and in conjunction with, the Council's Noise Team.
2. The premises shall implement and operate a Challenge 25 policy at the premises.
3. No less than two Door Supervisors shall be located outside the premises from 21:00 until half an hour after closing time on Fridays and Saturdays.
4. Door Supervisors shall search no less than two out of every ten persons entering the premises on Fridays and Saturdays after 21:00 and shall use wands to conduct these searches.
5. A policy has been adopted by the Premises Licence Holder which deals with the approach of the premises towards responsible drinks retailing. This policy or any subsequent amended policy will be applied as appropriate to the premises. Upon request the policy will be made available within a reasonable time period to any responsible authority.
6. The premises shall adopt and operate a dispersal policy. Upon request the policy will be made available within a reasonable time period to any responsible authority.
7. CCTV shall be maintained on and off the premises and the recordings shall be kept for at least 31 days. The recording shall be made available to any inspecting officer of the Licensing Authority and Metropolitan Police. The Islington Crime Prevention Officer will be consulted as to the locations of the CCTV positions.
8. Toughened glass only shall be used on the premises.
9. The maximum number of persons accommodated at any one time in the premises shall not exceed the following: Ground Floor: 280 (including staff and performers).
10. The premises shall implement and operate an incident book. Upon request the incident book will be made available within a reasonable time period to any responsible authority.

Consent of individual to being specified as premises supervisor

Mr Paul Nicholas Daly

I

[full name of prospective premises supervisor]

of

[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

The grant of a Premises Licence under the Licensing Act 2003

[type of application]

by

Rattlesnake Angel Limited

[name of applicant]

relating to a premises licence

n/a

[number of existing licence, if any]

for

Rattlesnake
56 Upper Street
London
N1 0NY

[name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of this application made by

Rattlesnake Angel Limited

[name of applicant]

concerning the supply of alcohol at

Rattlesnake
56 Upper Street
London
N1 0NY

[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

LBH-PER-T-0361

[insert personal licence number, if any]

Personal licence issuing authority

London Borough of Hackney

[insert name and address and telephone number of personal licence issuing authority, if any]

Signed



Name (please print)

Mr Paul Nicholas Daly

Date

23rd October 2012

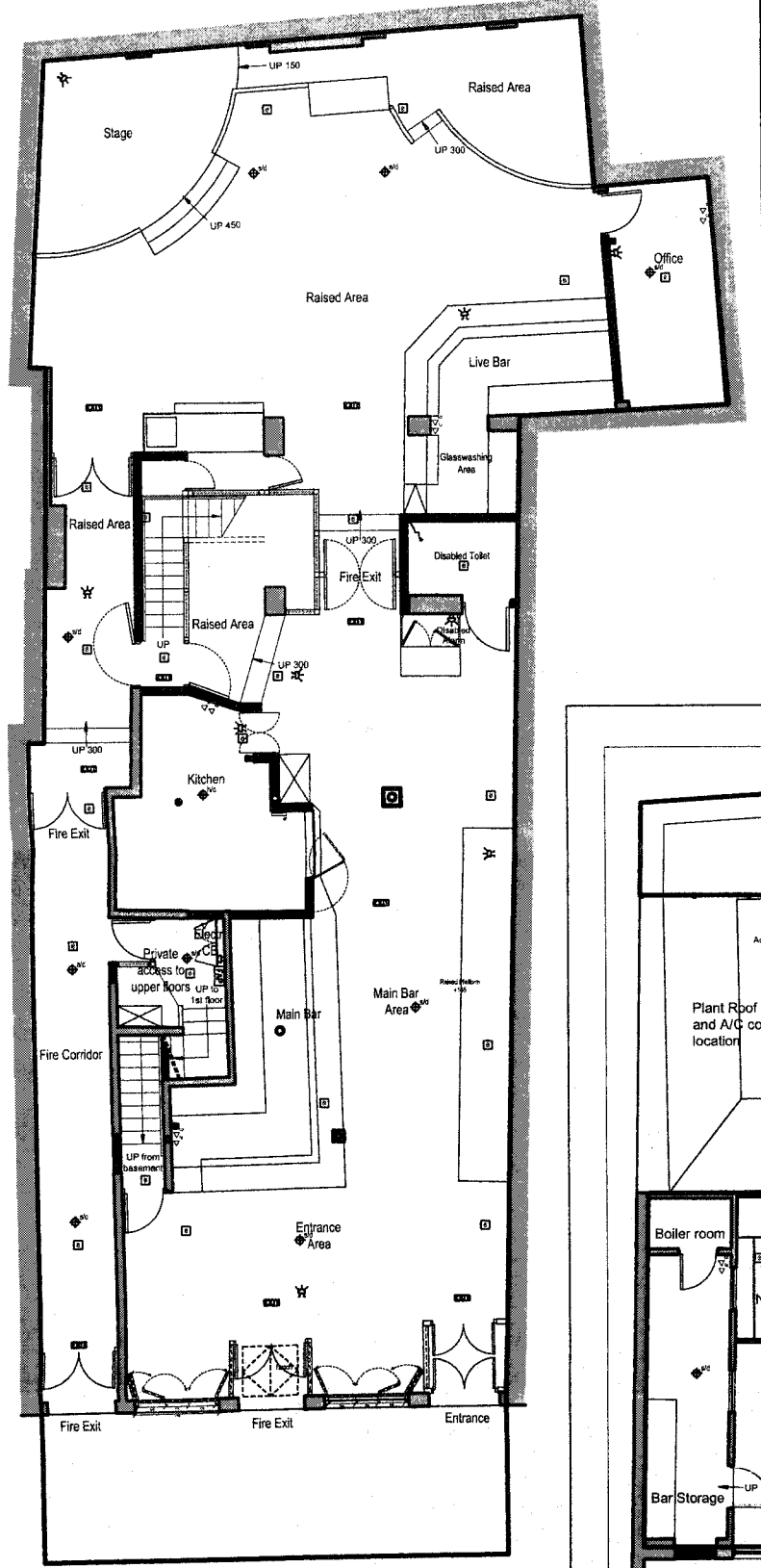
PLEASE NOTE:

- The location for all the emergency lighting and fire equipment is here shown as proposed and may be moved in consultation with the Fire Officer
- All licensable activities can take place anywhere within the red line.
- The position of any loose furniture or equipment is shown for diagrammatic purposes only.

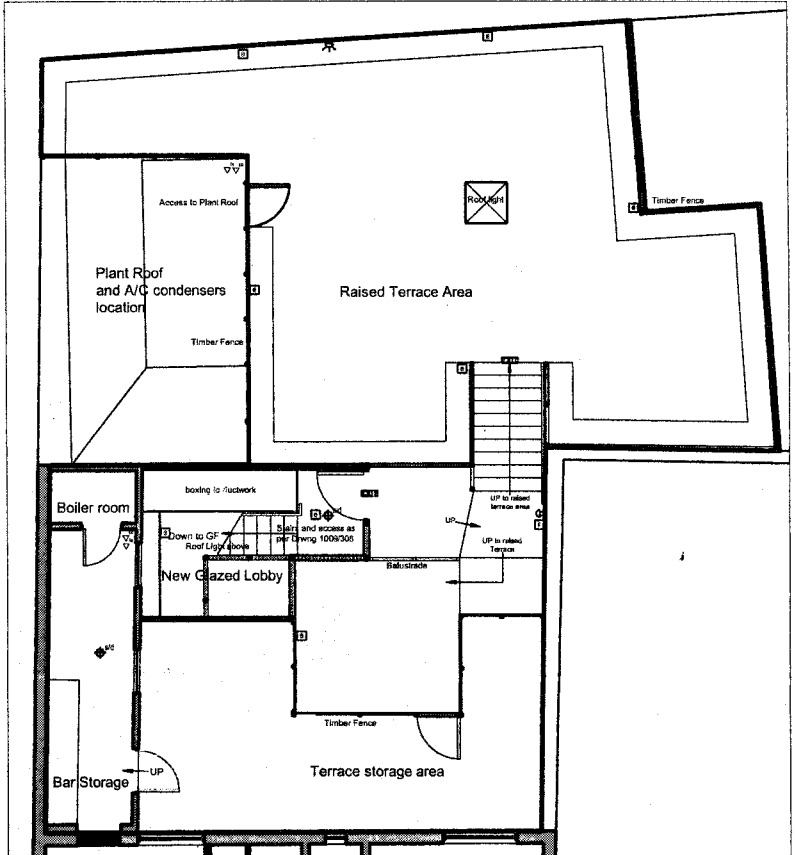
Fire Layout Legend

The location of any fire equipment is shown on the date hereof but may be moved with the fire officer's consent.
 The location of loose furniture is shown for diagrammatic purposes.
 Licensable activities can take place anywhere within the red line

- Maintained Emergency Exit Sign
- Non Maintained Emergency Light Fitting
- Non Maintained Emergency Downlight
- Smoke Detector
- Heat Detector
- Bulk Head
- Fire Alarm Sounder
- Fire Alarm Flashing Light
- Break Glass Call Point
- Water Fire Extinguisher
- Foam Fire Extinguisher
- CO2 Fire Extinguisher
- Wet Chemical Fire Extinguisher
- Dry Powder Fire Extinguisher
- Fire Blanket
- Fire Alarm Panel
- Pull Cord Disabled Toilet Alarm Switch
- Fire Door Magnetic Release



01 SCALE 1:100 Ground Floor Plan



02 SCALE 1:100 Terrace Plan

All work to be completed in accordance with the current Building Regulations and to the satisfaction of the Building Inspector.
 All work to comply with the relevant British Standards and codes of practice. Fire Alarm hardware in accordance with current edition BS 5839.
 Change work to be in accordance with current edition of BS 5267:1985 CP 301 and manufacturers instructions.
 Emergency lighting to be installed in accordance with current edition of BS 5267:1985 Pt 1. Signs and notices to be installed in accordance with current edition of BS 5267 Pt 1.
 Foundations, structures and below slab drainage are to be checked by structural engineer. Changes and calculations are to be submitted to the local Authority for approval.
 Walls to one store are to provide one hour fire resistance to structural steelwork in hatched, and all services etc. passing through the walls or floors are to adequately fire stop.
 All structural steelwork is to be protected to one hour fire resistance (new and existing).
 All existing floor slabs are to be reinforced and one store beam being provided to provide one hour fire resistance.
 New concrete slab being provided to one store of building are to achieve a minimum U_v value of 0.47W/m²K. These include external walls, roof, exposed and need supported walls.
 Surface cover of floor to circulation areas and external to be about 12" well and callings. All other areas are to be class "I" walls and ceilings.
 Windows are to be checked on site before installation and construction.
 Any discrepancies are to be notified to the designers.
 Structural measurements are to be taken from the structural engineers drawings.
 Do not scale.
 Copyright reserved by Paul Daly Design Studio.

REV.	DATE	BY	COMMENT
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-
-	-	-	-

PROJECT:	RATTLESNAKE	
CLIENT:	RATTLESNAKE	
DRAWING TITLE:	LICENSING PLAN	
DRAWING NO.	1069/000	DATE: 27/06/2012
SCALE:	1:100 @A3	
STATUS:	FOR INFORMATION	
AUTHOR:	LS	

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Reclaim The Night



Rattlesnake Area (500m Radius)- Alcohol Related Crime:
October 2011-September 2012

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I formally oppose the granting of this licence application on behalf of Islington Police. This statement provides the rationale for my decision.

Over recent years Islington has experienced rapid growth in its night time economy. The cumulative effect of this is a heavy footfall of persons who are not resident in Islington Borough but who are present between the hours of 8pm and 6am to take advantage of the extremely vibrant night-time economy.

Unfortunately there has not been commensurate increase in public services. Each new license or extension of an existing license will create additional demand on a range of public services. There is a direct link between the number of persons in public places who have consumed alcohol and the number of violent assaults that take place in that public place. This 'new' business for the police will involve reporting and investigating more instances of theft, anti social behaviour, drunkenness and serious assaults. No additional police resource will be available to cope with this extra demand. More people will be the victims of crime and more people will be injured.

The number of Police personnel available both in terms of uniform deterrence and investigative capacity is at its lowest between the hours of 11pm and 8am. At a time when both Police resources are being severely squeezed long with the resources available to NHS I would strongly resist increasing the number of persons who have consumed alcohol onto the streets of Islington. I have dwindling resources to deal with the consequences. The average investigation into an allegation of Grievous Bodily Harm costs Islington Police £2000 to investigate. Last year Islington investigated over 350 such crimes. This takes no account of the costs to the NHS. It also takes no account of the thousands of alcohol-related Actual Bodily Harm and Common Assault investigations that are taken on by Islington Police every year.

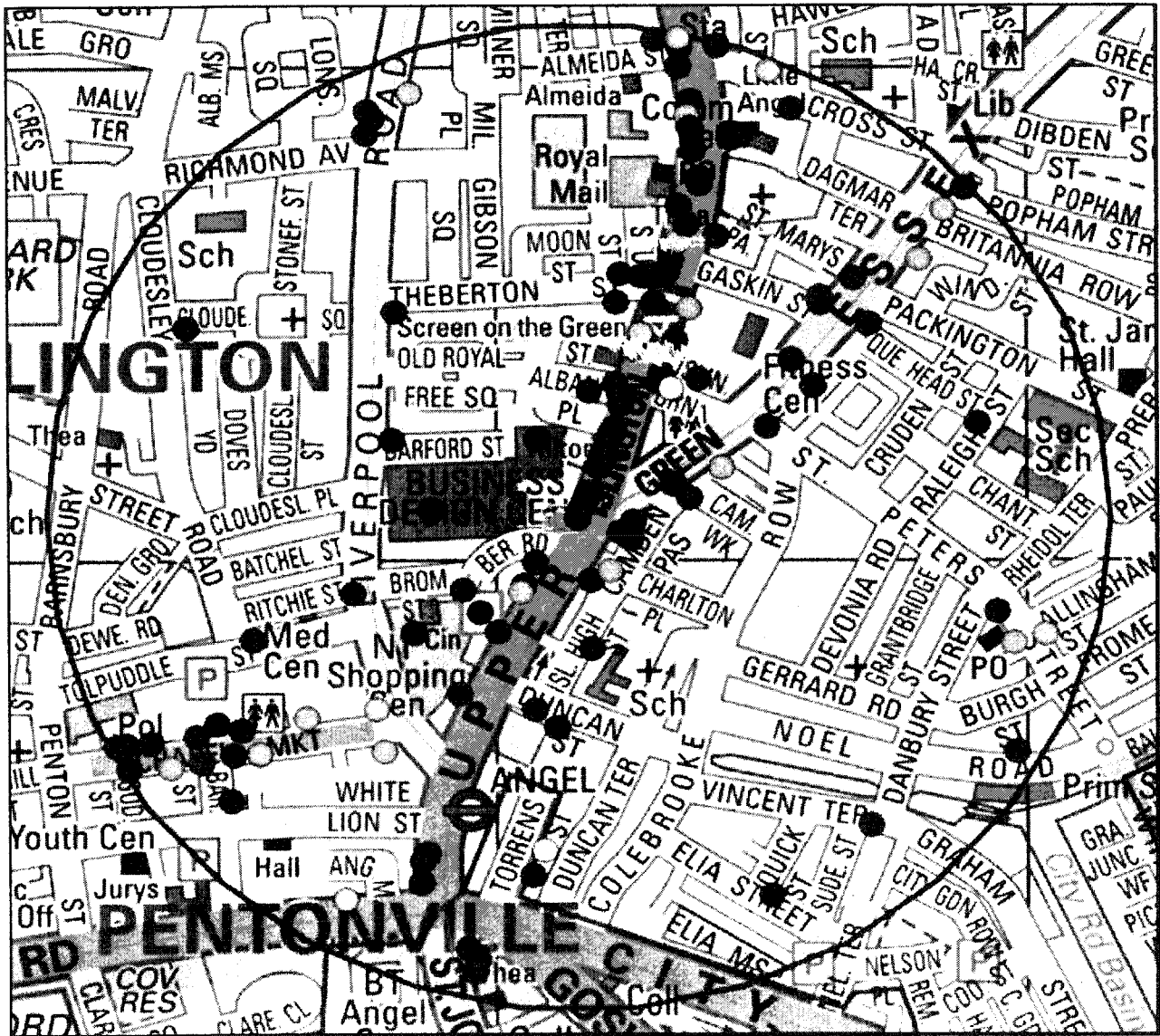
In an area that is already saturated with Licensed Premises it is just not sustainable to keep increasing the number of people on those streets after midnight. No matter how well any establishment is run internally their very business case is based on growing the number of people who end up on the streets of Islington having been drinking. As local public services are already stretched then the inevitable consequence of granting more post-midnight licences is an increase in the number of victims of serious violence. I would ask that the licence application be rejected.

**Detective Chief Inspector Steven Wallace
Islington Police**



Licensed Premises within 500m of Rattlesnake PH

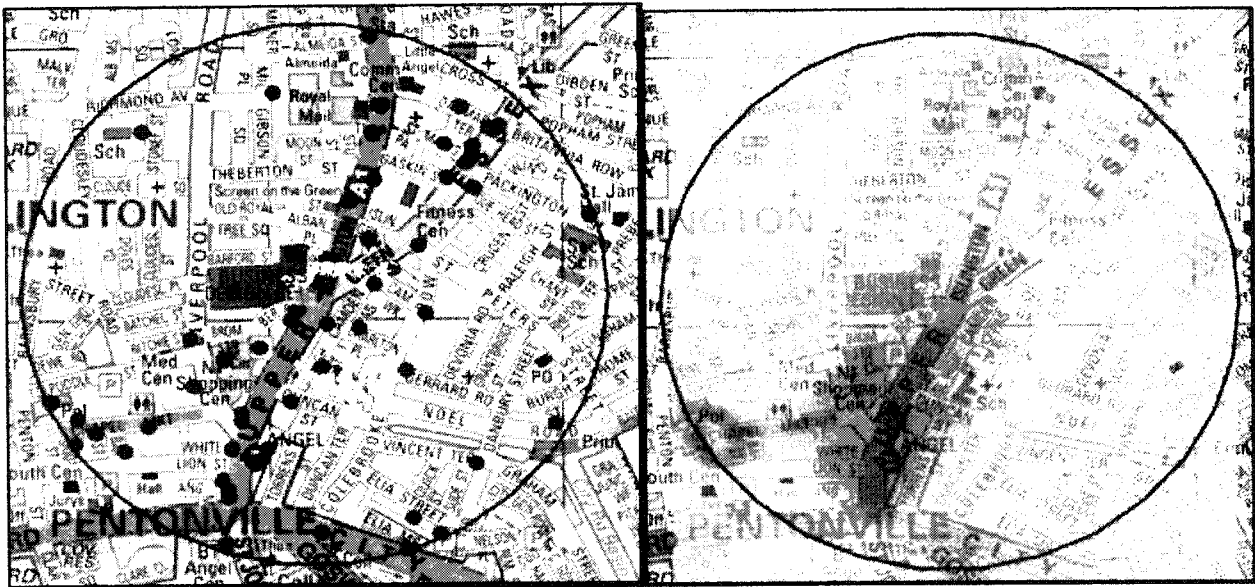
The map below shows licensed premises within 500m of Rattlesnake according to MapInfo Points of Interest dataset:



There are 44 pubs, 67 restaurants, 27 off licenses, and 2 in this area.

Alcohol Related Violence

The maps and tables below show locations and hotspot areas for alcohol related violent crime offences within 500m of Rattlesnake PH, and a breakdown of crime types and peak days/times:



Most offences are located along the main roads where the majority of licensed venues are located. The main hotspot area extends from Islington Green down to the end of Upper Street.

Offences	Total
Pub Order S 5	6
Crime Related Incident	5
Racial Agg Har	5
Ass Pol	4
GBH W/I	4
GBH/Wound	4
Harassment	3
Pub Order S 4	3
Race Dis	3
Race Comm Ass	2
Threat to kill	2
Other offence	7
Grand Total	95

	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Total
0800-1159			1	2	2	2	1	8
1200-1559	2		1	1			1	5
1600-1959	3	4	2	1		3		13
2000-2359	3	3	3	1		3	3	
0000-0359	4	2		1	3			
0400-0759				1	2	3		6
Total	12	9	7	7	15			95

ABH and common assault are the most frequent types of alcohol violence. Saturday and Sunday are the peak days overall, with peak times between 2000-0400 hours. Alcohol related violence in Angel made up 12.4% of the borough total.



Alcohol Related Crime

The maps and tables below show locations and hotspot areas for all alcohol related crime offences, and a breakdown of crime types and peak days/times:



Chapel market and Islington Green are the busiest hotspot areas.

Offences	Total
Common Assault	14
Crime Related Incident	14
Spec Investing	10
Theft Person	10
Pos Cocaine	7
Pub Order S 5	6
Poss Cannabis	5
Racial Agg Har	5
Shoplift <£200	5
Ass Pol	4
GBH W/I	4
GBH/Wound	4
Other offence	54
Grand Total	197

	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Total
0800-1159	1		1	2	4	2	1	11
1200-1559	3	2	3	1		1	2	12
1600-1959	3	5	4	4		3		19
2000-2359	4	8	9	5			7	
0000-0359	8	2	5	6	9			
0400-0759	1			1	3	7	4	16
Total	20	17	22	19				197

ABH and other theft are the most frequent offences. Friday-Sunday are the busiest days overall, with peak times being between 2000-0400 hours. Alcohol related crime in this area made up 12.5% of the borough total.



999 Calls - Alcohol Qualifiers

The tables below show areas of high 999 call activity within the defined area that include an alcohol qualifier in the report, along with main call types and peak days/times:

CAD Type	Total
Illness/injury	8
Concern for safety	3
Criminal damage	2
RTC - injury	2
Suspicious circs	2
Contact	2
Res-burglary	1
Non res burglary	1
Robbery	1
Other theft	1
Malicious comms	1
Begging	1
Abandoned call	1
Civil dispute	1
Grand Total	81

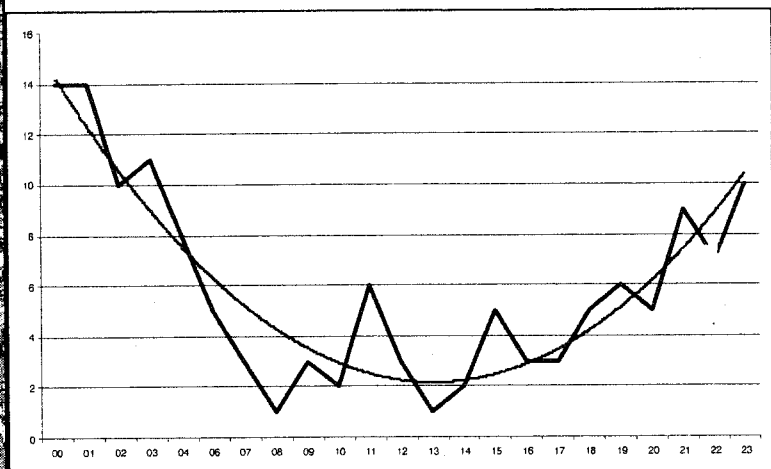
	Mon	Tue	Wed	Thu	Fri	Sat	Sun	Total
0800-1159				1	1	2	2	6
1200-1559		4	1	1		1		7
1600-1959		2	1	1	1	2	1	8
2000-2359			3		5	5	2	
0000-0359	3	3		3	4			
0400-0759				1	1	4	2	8
Total	3	9	5					81

Calls for rowdy behaviour and violent offences are most frequent here, as well as CADs created in relation to police activity in the area. Thursday-Sunday are the peak days, with peak times between 2000-0400 hours. Alcohol related calls in this area made up 10.0% of the borough total overall.



Angel Alcohol Issues

London Ambulance data indicates that between October 2011 and September 2012 ambulances were called to 136 incidents in the area where alcohol was noted as a feature. Data mapped according to output areas highlights Upper Street/Islington Green, and Chapel Market areas.



Temporal data for the town centre indicates that alcohol related attendances peaked between 23:00-03:00 hours over the period. The general trend data indicates that call out levels were higher in the hours around/following midnight.

Outreach

No outreach data available for this area.

Angel Key Issues

The figures for below highlight some of the key issues linked to alcohol and the night time economy within 500m of Rattlesnake. Offences listed have occurred during the hours of 8pm to 6am between October 2011-September 2012.

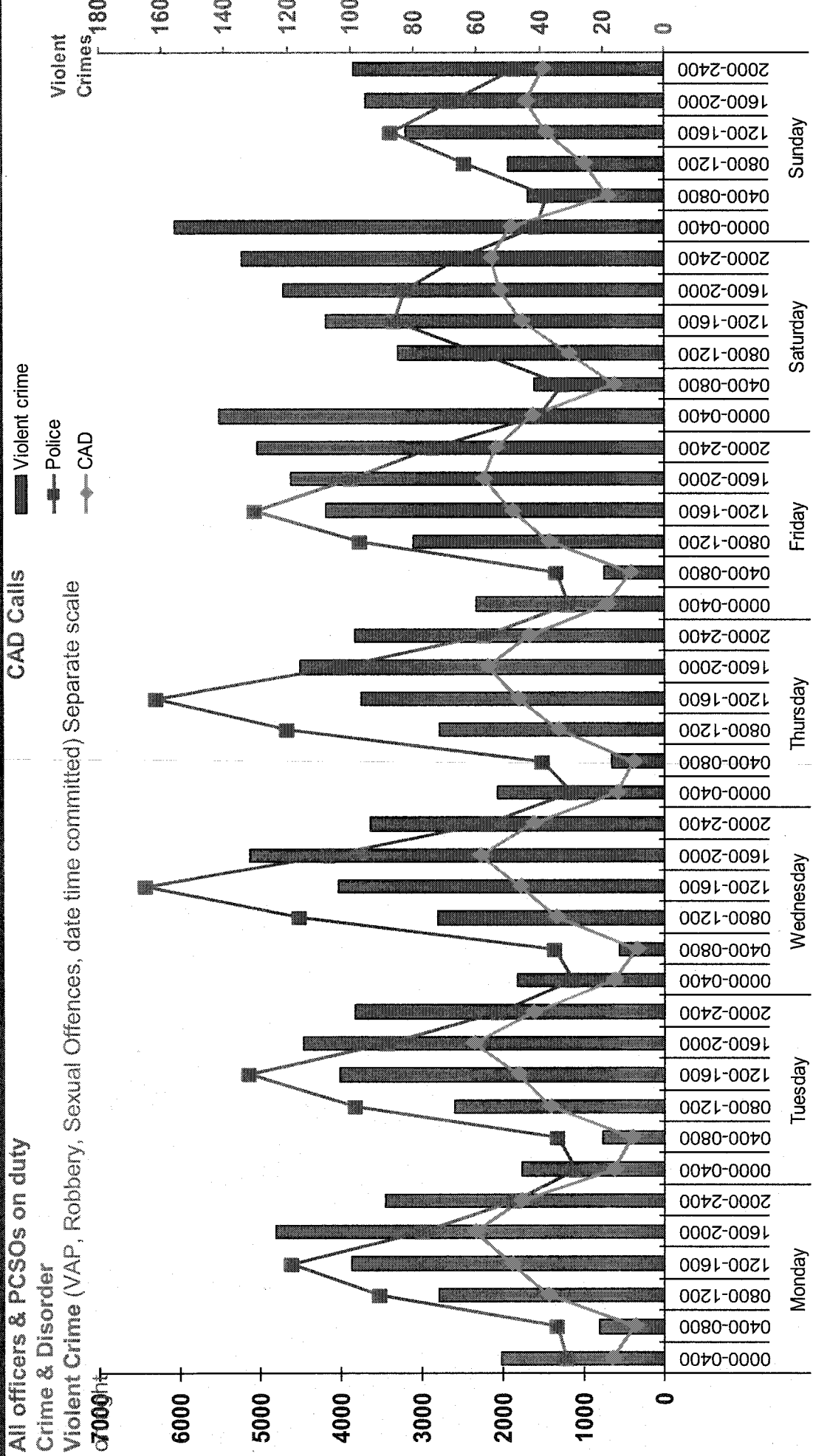
- There were 176 violent offences, including:
 - 1 attempted murder
 - 1 wounding
 - 2 kidnapping
 - 3 threats to kill
 - 12 GBH
- There were 1177 property crimes, including 55 personal robberies.

Borough Comparison Figures

The figures below show borough wide statistics for alcohol violence, alcohol related offences, and 999 calls with an **alcohol qualifier**. The time period in question is October 2011-September 2012 unless stated:

- There were 763 violent offences involving alcohol.
- The borough suffered 1575 crimes with alcohol as a contributing factor.
- Police were called to 840 emergency calls involving alcohol.
- There were 1862 violence offences between the hours of 2000-0600.
- There were 7146 property crime offences between the hours of 2000-0600.
- The London Ambulance Service attended 1272 incidents in Islington between Oct 2011 and Sep 2012 where alcohol was recorded as a feature.
- Islington has a known cohort of street drinkers. These individuals often congregate in favoured places such as particular parks or areas of street pavement. Between Oct 2011-Sep 2012, outreach teams recorded a total of 230 contacts with street drinkers across the borough.

Resource vs Demand



The above chart shows all officers and PCSO on duty for the 4 week period which has been divided by 4 to give a daily average from PIB

Similarly with all cad calls for crime or disorder as far as possible the duplicates have been deleted data from CAD

Similarly violent crime offences based on the date and time committed from CRIS data

Met wide the availability of warranted officers and PCSOs on wednesdays and thursdays appears significantly higher compared to the demand at the week end
 Select required borough from drop down box top left corner

Licensing Act 2003- Representation from the Licensing Authority
Application: RATTLESNAKE 56 UPPER ST LONDON N1

This representation is submitted on behalf of the Licensing Authority against the variation application to the above premises licence to permit the

- sale of alcohol, until 4.00am Mondays to Sundays
- late night refreshment recorded music and dancing until 4.30am Mondays to Sundays

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

The grounds for the representation are:

- Public nuisance
- Crime and disorder

The Licensing Authority is concerned that if this application is granted it will increase the availability of alcohol for consumption in the early hours of the morning thereby adding to the cumulative impact in terms of public nuisance, crime and disorder.

The premises is located in Upper St, which although it is a busy night time area, the impact of the late night activities are already having an adverse impact on residents living in the wards of St Marys and St Peters.

The premises is located in St Marys Ward on the boundary with St Peters Wards. There are 169 premises licensed to sell alcohol in St Mary's ward and 70 in St Peters Ward

The table below provides the alcohol licensing hours of the 8 bars and pubs that providing late night activities that are closest to Rattlesnake

		Thurs	Fri	Sat	Sun – Wed
O Neil's	59 Upper Street,	1am	2am	2am	12
Cubra Libra	72 Upper Street, ,	24 hours	24 hours	24 hours	24 hours
Pitcher and Piano	68 Upper Street,	4am	4am	4am	4am
Ladybird	70 Upper St	2am	4am	4am	2am
Steam Passage	44-45	1am	2.30am	2.30am	12
Browns	9 Islington Green	1am	1am	1am	12
Slug and Lettuce	1 Islington Green	1am	1am	1am	12
Rattlesnake (current)	56 Upper St	2am	2am	2am	2am
Rattlesnake (proposed)	56 Upper ST	4am	4am	4am	4am

The council has adopted a flexible approach to licensing hours and the above table demonstrates the how this has been implemented the immediate area in which Rattlesnake is located. The Angel area is already saturated with late night venues and any extension in the operating hours of Rattlesnake will be detrimental to the local residents in terms of noise and disturbance in the early hours of the morning.

Whilst there are a small number of residential properties in the immediate area in which the Rattlesnake is located the council regularly receives feedback from residents concerning the impact of the late night economy from residents who live slightly further field in the densely residential parts of St Peters and St Marys ward. Many of issues that they bring to our

attention concern the impact of late night visitors leaving the area as they make their way home or to other licenced premises. They highlight various issues such as noise, nuisance and antisocial behaviour of people enjoying the night time offer in the area.

The extension of the licensing hours for Rattlesnake will encroach into the quiet period during the early hours of the morning with their customers leaving the premises after 4.30am. This will extend the period that residents living in St Peters and St Marys ward could be disturbed by customers leaving the venues until 5-5.30am.

The Licensing Authority has been working with the Police Islington NHS and other key partners, through the Safer Islington Partnership, to reduce the level of alcohol related violence within the borough. The Licensing Authority fully supports any representations for the Police and is committed to supporting the Reclaim the Night programme of activities to reduce the incidence of alcohol related crime through reducing access to alcohol late at night.

In determining this application the Licensing Committee should be mindful of:

Licensing Policy 23 – ‘... *the type of premises and their cumulative impact upon the area.*

Rattlesnake is located in the Angel Town Centre special interest area as defined in Licensing Policy 40. This is one of several areas that the Licensing Authority is concerned that the benefits of the thriving night time economy in the area could outweigh the negative impacts experienced by residents to such an extent that the licensing objectives are undermined. New and variation applications in these areas need to be examined in detail to ensure that the proposals do not add to the cumulative impact

Licensing Policy paragraphs 169 advises applicants that the Licensing Authority expects operating schedules to show evidence of:

- steps to prevent crime and disorder emanating from the premises and escalating in the area;
- steps applicants intend to take to educate their customers and prevent public nuisance arising from illegally dumped waste and litter, and prevent the use of alleyways, street corners, and open pavements in the vicinity of their premises as urinals;
- how applicants intend, through the provision of licensed door staff, to assist in the control of illegal minicab touting which is associated with the serious crimes of abduction, rape and other sexual assaults and is becoming an issue of growing concern for the police;
- applicants' intention to be active members of the pub watch, or shop watch schemes operating in this area;
- a regard for the nature of the area and provision of premises that will be welcomed by the wider community;
- applicant's intention to adopt the Licensees' Charter.

These issues are not adequately addressed in the operating schedule.

It is the view of the Licensing Authority that this application to extend the hours of operation will adversely add to the cumulative impact in the area and the additional measures proposed in the operating schedule do not provide sufficient evidence to indicate otherwise.

In conclusion it is recommended that this application be refused.

Janice Gibbons



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

T 020 7527 5986
F 020 7527 5998
E geoff.weaver@islington.gov.uk
W www.islington.gov.uk

Our ref : GW
Your ref: dd/sw/DAL1-3
Date: 7 November 2012

Dadds LLP Licensing Solicitors
Crescent House
51 High Street
Billericay
Essex
CM12 9AX

Dear Sirs

**Licensing Act 2003
Representation from Responsible Authority for Health and Public Safety
Rattlesnake 56 Upper Street N1 0NY**

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

As the premises is an entertainment venue the arrangements within and about the premises should be maintained in accordance the Technical Standards for Places of Entertainment.

In addition to the licence conditions proposed in the application, the following condition should be added to the licence:

The premises shall be in accordance with the Technical Standards for Places of Entertainment.

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

Yours faithfully

Geoff Weaver
Senior Building Surveyor (Licensing Health and Safety)

**Islington Licensing Authority
Licensing Act 2003**

Representation form from Responsible Authority for Health and Public Safety

Name	Geoff Weaver
Job title	Senior Building Surveyor (Licensing Health and Safety)
Postal address	Islington Council, Building Control Service 222 Upper Street, London N1 1XR
email	geoff.weaver@islington.gov.uk
Contact telephone number	020 7527 5986
Name and address of the premises concerning the representation	Rattlesnake 56 Upper Street N1 0NY
Public Safety	As the premises is an entertainment venue the arrangements within and about the premises should be maintained in accordance the Technical Standards for Places of Entertainment.
Suggested conditions that could be added to the licence to remedy the public safety representation	The premises shall be in accordance with the Technical Standards for Places of Entertainment.

Signed: _____ Date: _____

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

4

Whitton, Daniel

From: [REDACTED]
Sent: 14 November 2012 18:51
To: Licensing
Subject: Re Rattlesnake Application for a Premises Licence
Attachments: Rattlesnake.doc

I attach a document detailing my objections to the Rattlesnake's Application for a Premises Licence your ref WK/1213 63348.

[REDACTED]

I am writing to object to the proposed changes to the premises licence of the Rattlesnake Bar at 56 Upper Street London N1.

I live in a block which is situated almost opposite the Rattlesnake and have suffered long-term problems with noise intrusion from licensed premises around Islington Green; as well as the patrons of these premises when they congregate on the pavements round the area of Islington Green.

This is especially intrusive in the early hours of the morning when drinkers fail to leave the area and spend time chatting loudly on the pavements round Islington Green.

Many of the patrons from clubs in this area are extremely noisy and head to the area of the green to continue their evening out

When this occurs it is impossible to sleep and after 4am there is no Noise Patrol – or any other authority – to contact to move these patrons along and out of the area.

This is a particular problem in the summer months, when often drinkers climb over railings of the green itself and cause noise intrusion, as well as urinating on the grass, trees, plants and occasionally the benches.

I have been kept awake frequently by noise as a result of this and have called the police to deal with groups of young adults who use the green as an early-morning urinal – sometimes only hours before other residents begin to use the green for early morning exercise or for walking their dogs.

This is obviously a potential health risk and extending the hours of the Rattlesnake until 4.30am potentially will only exacerbate these problems.

24/7 drinking culture

The area of Islington Green is already densely populated with licensed premises and the proposals to the Rattlesnake's licence will virtually result in a 24/7 drinking culture.

This area is joint residential/commercial and is also a grade II listed conservation area, which should be enjoyed by all Islington residents and not just drinkers or those who enjoy a party atmosphere.

If the licence application is approved, the Rattlesnake will only be closed between the hours of 4.30am and 9.am and during that time the premises will presumably be cleaned and prepared for re-opening.

This will increase levels of noise and congestion on the streets in the early hours 24/7, which will elide into the rush hour, which begins at around 5.00-6am in this area.

Mixing all night drinkers with early morning commuters may potentially lead to tension on the streets and public transport.

Islington is a main junction for transport into the city and West End for many workers and having to contend with individuals who may have been drinking all night will not make the rush hour any less stressful for bus drivers, transport staff or those using public transport to get to work.

The Rattlesnake has only been in operation since July and therefore it seems possible that a push towards an all night culture might have been pre-planned before opening. I would suggest this is the wrong area, however, in which to promote all-night drinking, clubbing and dancing.

Safety issues

As well as a potential increase in risky or antisocial behaviour after all night drinking, heavy container lorries restocking supermarkets pass along Upper Street in the early hours of the morning during the week – and allowing drinkers to mix with HGVs and rush hour traffic 24/7 is a potential recipe for disaster.

Upper Street and Essex Road are also routes used frequently by the emergency services and therefore it is not acceptable to populate the roads with drinkers 24/7.

Antisocial behaviour

There is currently very little police presence in this area until an incident occurs.

The block of flats where I live had its entrance hall vandalised with graffiti last week (wc 5 November) – fire extinguishers were torn from the walls and the fittings scattered over the carpet. This is an expense lessees now have to bear.

As recently as 2011, there has been a stabbing on Islington Green, as well as fights and vandalism, such as broken windows.

By 8pm on a Saturday night the pavement along Upper Street can be littered with broken glasses, bottles and discarded take-away cartons and these lie there until the early hours of the morning, making the area unsightly and unhygienic.

The proposed licensing extension by the Rattlesnake potentially will add to the detritus and encourage fast food outlets and other premises to apply for licences to accommodate those leaving the Rattlesnake at 4.30am.

Vomit and urine – as well as used condoms – are also regular features on the pavements and in the doorways of Islington Green in the early morning and late at night at the weekend. The front door to my block is sometimes unusable if it has been used for the purpose of vomiting or urination after a Friday or Saturday night – and as it is situated next to a food outlet, this behaviour is extremely unhygienic.

Extending licensing hours further is a threat to health and safety and will discourage other residents and visitors from using this part of Islington for their own recreation.

The area of Islington Green is currently almost universally reserved for drinkers – and yet Islington is a diverse borough and the area of the green at one time was used by a wide variety of residents and visitors.

Extending licensing hours will only serve drinkers and clubbers and not the wider general public and residents of the borough, who should feel able to enjoy this area at night without having to read across broken glass and dodge drinkers filling up the pavements outside bars.

As drinkers and clubbers are already well catered for in this area, there seems to be no good reason to extend the licences further.

The alcohol culture in Islington also encourages residents to continue partying after the bars have closed and these are often broadcast across the green from roof terraces after the bars have closed – on occasion for 24 hours at a time in the summer months.

The noise and drinking culture also attracts buskers who set up on the pavement all day through the day and night and this only adds to the noise intrusion.

The area is a natural amphitheatre and at some point residents who do not wish to stay up all night drinking and partying must be allowed to sleep and enjoy their homes in peace.

It is not acceptable for certain businesses in this area to encroach upon the peace and home life of other residents, and the extensions to the licence proposed by the Rattlesnake's licensees will only cause further intrusion.

Congestion to the area

The junction of Essex Road and Upper Street, where the Rattlesnake is situated, is already in danger of becoming a serious bottleneck for drinkers and it is not advisable to encourage this virtually all night every night, which the licence application seeks.

In the summer months, these drinkers will fail to disperse, preferring to remain in the area. This may lead to increased road accidents, violence, vandalism, fouling of the streets with vomit, urine and condoms, as well as glasses and bottles – and more noise from those who wish to continue enjoying themselves after closing hours, as well as buskers.

Encouraging a 24/7 drinking culture is not beneficial to any community for the reasons above – and also for the potential knock-on pressure on policing,

health services such as A&E at UCH, street cleaning, health and safety and the ambience of the area.

There is nothing beneficial to the borough of Islington as a community by extending the licensing hours of the Rattlesnake – it is an attempt to increase profit through selling alcohol almost 24/7 which will mainly benefit the licensees.

Live music

The building is also not designed to host live bands and is not soundproofed for live bands.

This area already has a leading music venue and a pub nearby which hosts live music, and the licence application adds nothing to the area, but potentially causes more noise, litter and congestion.

There is also no need in this area for dancing from 9am to 4.30am 24/7 – this area is not a holiday centre but a joint commercial/residential area and introducing dancing until 4.30am seven nights a week is not in the interests of residents and businesses in the area because of the effects of litter and potential fouling of the public highway.

The licence application merely seeks to create a demand for dancing and drinking between the hours of 9am and 4.30am seven days a week, which is not consistent with the area as a joint residential and commercial area, or a grade II listed conservation area.

Responsible drinking

Serving alcohol from 9am to 4.00am daily for seven days a week is also encouraging irresponsible drinking – and given the location of the Rattlesnake at the junction of the A1 and Essex Road, this is potentially dangerous.

Islington has one of the largest densities of licensed premises in London and therefore is not in need of further outlets for alcohol consumption or any extension to licensing hours for alcohol or entertainments, as this area is already well served with these.

It is in the interests of the borough and its residents to control alcohol consumption, as the eventual bill for alcohol-related diseases such as alcohol addiction and mouth, liver and brain cancer will be picked up by the taxpayer, with an even greater cost to individual lives as a result of alcohol-related disease, premature death, infertility and alcohol-related accidents among drinkers.

The effects of alcohol consumption among young adults is currently of concern to the Foreign Office (FO), specifically regarding young British adults abroad who are being injured and killed in alcohol-related incidents in holiday resorts such as Magaluf.

Islington is not a holiday resort and in the interests of public health and safety – as well as pressure on policing, emergency health services and issues of noise, public order and street sanitation – any applications to extend licensing hours to compete with holiday resorts or establish drinking and entertainment as a 24/7 past-time in this area should be denied, including extending licences on weekdays.

If the FO is concerned about levels of drinking among young adults abroad, recreating the same conditions in the UK seems to constitute an extremely short-sighted policy.

For the reasons above, I oppose the all the licensing proposals submitted by the licensees of the Rattlesnake.



Anne Brothers – Noise Visit Notes – 2nd December 2012**04:10 - Rattlesnake, 56 Upper Street, N1 0NY.**

Email received from local resident alleging noise outside this premises at 05:00 last weekend and about general noise in the Islington Green area that she is finding unbearable. Complainant has been referred to the current Licensing Policy consultation taking place in order to have her say.

Had a look at the area at the above time. Rattlesnake just closing and on approach noticed a very noisy group of customers standing directly outside. Spread about all over the frontage, at least 20 people out there all talking loudly. DS standing by the door not intervening.

Spoke to Bobby, managing the premises tonight. Explained about call received re: alleged noise outside last weekend and he said he wasn't there that night but it could have been the staff. Also discussed noise tonight and said that DS's should engage with people when they are leaving and disperse them not allowing them to hang around outside talking loudly as seen tonight. Told him we are getting calls about noise in the area late at night and this wasn't helping. Pointed out to him that traffic noise at this time is much decreased so they cannot rely on traffic noise to drown out any noise from their customer voices at that time of night. Explained that besides which if customer noise not moderated outside it may be heard over the traffic noise at resident's homes that are above street level as the traffic noise fades at above street level and people noise may be amplified from high perspective.

Suggested closing down plan and dispersal procedure and practice. Additional DS came outside on request and engaged with people talking loudly and they began to disperse and the noise from them reduced a bit. They did splinter into separate groups and there were some incidents of loudness that I pointed out to Bobby, the DS went over and intervened on each occasion when directed to do so. Intervention seemed effective although there was one stroppy woman who said she wouldn't come back. Explained to Bobby that DS's need to be "people persons" with good communicative skills to effectively manage dispersal.

They need to beef-up the numbers outside to deal with dispersal. Bobby said they have another place in Hoxton that closes at 03:00 so they could get more DS's from there at closing time if they are permitted their extension of hours.

Told him they need to get something in writing and practice to offer-up to Cttee regarding closing time. Discussed reduction in volume for the last half hour of trading to Bobby in order to try and calm people down a bit before they come out in order to reduce noise outside.



Rattlesnake Angel Limited
26 High Street
Rochester
Kent, ME1 1PT

Noise Patrol Team
222 Upper Street
London N1 1XR
T 020 7527 3047
F 020 7527 3059
E anne.brothers@islington.gov.uk
W www.islington.gov.uk

This matter is being dealt with by:
Anne Brothers

Our ref: abr/121368663
Your ref:

Date: 4 December 2012

Dear Sir
**ALLEGED NOISE NUISANCE FROM CUSTOMERS OUTSIDE AT CLOSING TIME.
RATTLESNAKE, 56 UPPER STREET, LONDON N1. ENVIRONMENTAL PROTECTION ACT
1990, LICENSING ACT 2003.**

We are in receipt of a complaint in relation to noise at Islington Green. In particular an incident was discussed by the resident where staff from Rattlesnake were seen outside the premises at around 05:00 on 25 November. The resident wrote at 05:25:
"Outside the Rattlesnake is a group of people who may be employees, but both doors are open and the lights are still on - and they are coming out and congregating on the pavement and going back inside."
If your staff stay on at the premises after closing, please inform them they must be quiet if they step outside to smoke. If they have any music on inside while they are clearing up after hours it must be restricted to quieter levels of sound.

I visited Rattlesnake at 04:10 on Sunday 2 December. I noted on approach to the premises there were at least 20 customers standing directly outside all talking loudly and making no moves to walk away from the premises. I noted a door supervisor standing at the door but he was making no attempt to intervene to quieten the customers down or disperse the customers from outside the premises.

I spoke to Bobby who was managing the premises that night and explained the complaint we have received. I explained to Bobby that passing traffic had significantly died down at that time of night and there was a significant risk the noise from the customers could be intrusive to residential properties in the vicinity. I also said that you cannot rely on passing traffic to mask customer noise outside the premises when the traffic is heavier earlier on in the night wither as traffic noise tends to fade away above ground levels whereas people noise with raised voices and occasional peaks of noise may amplify and be intrusive to resident who are all at above ground level in the vicinity.

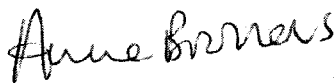
Please see a sample closing down plan pasted below. This has been implemented at licensed premises around the borough where customer noise at closing time has been reported as an issue with varying degrees of success. I recommend you consider the closing down plan and personalise it to your premises.

Closing Down Procedure

1. Reduce the volume of music for the last half hour prior to the bar closing; this can be done gradually so that by the time the bar closes, the music volume is reduced to background levels.
2. Slow the tempo of the music played out during the last half hour.
3. From the time the bar closes for sales and drinking-up time ends, the lighting should be gradually increased so that by the time the drinking-up is over, the lighting has been brought up to full beam. You can continue playing out music at background levels while people are drinking-up.
DO NOT keep the music going at loud levels and then just put the lights up to full beam. This is not conducive to a quiet and calm dispersal of customers from the premises as required.
4. As people begin to leave, door supervisors should be outside, encouraging people to disperse from the area and not allowing them to loiter on the frontage.
5. Management should be actively involved with seeing customers off the premises, your manager could stand by the door as people are leaving and wish them goodnight and ask them to be considerate to neighbours as they leave. Managers should supervise the Door Supervisors during dispersal. Door supervisors should remain outside and engage with customers until they have all left the immediate vicinity of the premises.
6. We would advise that customers should be more proactively monitored for rowdiness outside generally and a "three strike" rule could perhaps be implemented where if rowdy customers outside (and inside) will not quieten down, they are warned about their behaviour. If rowdy behaviour continues they should be warned a further one time and then if there is still no improvement they should be barred from the premises.

You indicated during our telephone conversation of earlier today that you would deal with this issue of possible noise outside from the staff and from customers at closing time. Please inform me of your intentions regarding this matter. I look forward to hearing from you.

Yours faithfully,



Anne Brothers
Principal Technical Officer

cc. Louise Norris, Noise Patrol Manager
Paul Daly, DPS, via e mail: ~~paud@bawd.com~~
Dan Whitton, Licensing Officer



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222 Upper Street
London N1 1XR

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E anne.brothers@islington.gov.uk
W www.islington.gov.uk

Rattlesnake Angel Limited
26 High Street
Rochester
Kent ME1 1PT

Our ref: abr/121353159
Your ref:

This matter is being dealt with by:
Anne Brothers

Date: 4 December 2012

Dear Sir
AGREEMENT ON MAXIMUM SOUND LEVELS, RATTLESNAKE, 56 UPPER STREET, LONDON N1. LICENSING ACT 2003.

Further to my e mail dated 3 July this year addressed to Paul Daly and as discussed with Paul Daly earlier today this is to confirm the agreements made at that time in relation to maximum music levels at the premises.

I attended in the daytime in the company of your sound engineers and fast paced bassy dance music was played out in order to measure the sound levels being played out. I acknowledge that a considerable amount of works were carried out during the refurbishment of the premises and there are new doors that separate the live music performance area from the rest of the premises while live music is taking place there.

The agreed sound levels are as follows:

Ref	Linear	"A"	125 Hz	63 Hz
Rear live music area	111.7	100.0	106.9	107.8

Measurement point is in the centre of the dance floor at least 2 metres away from any speakers.

Ref	Linear	"A"	125 Hz	63 Hz
Middle Bar area	97.9	88.4	92.8	94.7

Measurement point in the centre of the area in front of the doors equidistant from the wall mounted speakers.

Ref	Linear	"A"	125 Hz	63 Hz
Front Bar area	94.9	91.3	87.6	87.8

Measurement point is at the corner of the bar close to the front, facing the bar.

All the above measurements are one minute Leq's.

The above sound levels may be subject to adjustment in the event of reported noise nuisance that is substantiated by authorised officers.

At the time of the visit in July I expressed some concern in relation to the finish to the new lobby doors as there were visible gaps that needed infilling with acoustic seals. The same applied to the emergency exit in the middle of the frontage in that there were visible gaps around the doors. Have acoustic seals been fitted?

At the time of the visit in July we discussed a closing down plan and I sent you some standard advice that I have sent again today separately. In addition at the time your sound engineers said they could put a timer on the sound system that will automatically bring the sound down which sounded like a very good idea as it removes any options for the DJs to abuse any closing down policy that you develop.

I also advised you on a compressor for the emergency exit at the front so the volume would drop to zero if that door was opened for any reason and you seemed keen to install one. I think this would be a very good thing.

There is a relevant noise condition on the premises licence in relation to maximum music levels:

- The licensee shall ensure that at all times that his licence is in operation, all amplified sound and music played on the premises is subject to the control of an entertainment noise control system set to music noise level thresholds approved by, and in conjunction with the Council's Noise team.

I understand you agreed to the Noise Officers proposed conditions on the representation made for the variation to the premises licence. One of those proposed conditions required an annual test of the noise limiting device. Please confirm the maximum sound levels quoted above are not exceeded by means of a calibration certificate from your sound engineers.

We require the following information from a calibration certificate:

Date of calibration.

Make and model of the limiter installed.

Make and model of amplifier/sound distribution system.

Serial number of the limiter.

Location of the limiter and floor plan showing location of speakers.

Specified maximum sound levels with one minute Leqs at the Linear, "A" weighted, 63 and 125 Hz frequencies.

Details of the measurement point.

Details of the security arrangements for the limiter and other components.

Details of the sound level meter used during recalibration.

Calibration details for the sound level meter used.

Name and contact details of acoustician.

Yours faithfully,



Anne Brothers

Principal Technical Officer

cc. Louise Norris, Noise Patrol Manager

~~Paula Burton~~

Dan Whitton, Licensing Officer

Suggested conditions of approval consistent with the operating schedule

1. The licensee shall ensure that at all times that his licence is in operation, all amplified sound and music played on the premises is subject to the control of an entertainment noise control system set to music noise level thresholds approved by, and in conjunction with the Council's Noise team.
2. The premises shall implement and operate a Challenge 25 policy at the premises.
3. No less than two Door Supervisors shall be located outside the premises from 21:00 until half an hour after closing time on Fridays and Saturdays.
4. Door Supervisors shall search no less than two out of every ten persons entering the premises on Fridays and Saturdays after 21:00 and shall use wands to conduct these searches.
5. A policy has been adopted by the premises licence holder which deals with the approach of the premises towards responsible drinks retailing. This policy or any subsequent amended policy will be applied as appropriate to the premises. Upon request the policy will be made available within a reasonable time period to any responsible authority.
6. The premises shall adopt and operate a dispersal policy. Upon request the policy will be made Available within a reasonable time period to any responsible authority.
7. CCTV shall be maintained on and off the premises and the recordings shall be kept for at least 31 days. The recording shall be made available to any inspecting officer of the Licensing Authority and Metropolitan Police. The Islington Crime Prevention Officer will be consulted as to the locations of the CCTV positions.
8. Toughened glass only shall be used on the premises.
9. The maximum number of persons accommodate at any one time in the premises shall not exceed the following: Ground Floor: 280 (including staff and performers).
10. The premises shall implement and operate an incident book. Upon request the incident book will be made available within a reasonable time period to any responsible authority.

Suggested conditions agreed with the Council's Noise Team

11. There shall be no drinks taken outside the venue after 23.00, Mondays to Sundays, including the roof terrace.
12. All external Tables and Chairs shall be made unusable by 23.00.
13. A management policy and procedure on the dispersal of patrons shall be developed and approved by the council and fully adopted and implemented by the proprietors and licensee. A copy shall be kept on site and readily available for both staff referral and for Council Officers.
14. Prior to the licence being issued, the licensee shall ensure that all amplified music played within the premises shall be subject to the control of an entertainment noise control system. Sound levels shall be set the approval of the council and the levels to reflect the 4.30am closing times. The noise limiting device shall be tested yearly by an acoustic consultant and reset to the agreed levels if necessary. Access to the noise limiting device shall be restricted to the licensee and manager of the venue to prevent tampering by unauthorised persons.
15. At least one set of the double door lobbied entrances and exits shall be kept in the closed position when patrons enter or leave the venue to prevent noise break out.
16. All windows and doors to be kept in the closed position after 23.00 hours, except for access and egress from the building.
17. Signs shall be displayed at the outside drinking/smoking areas asking patrons to consider neighbours and to be quiet.
18. After 23.00 hours, areas identified as smoking areas shall be monitored by the licensee or his representatives and control noise from patrons.

Suggested conditions of approval recommended by Health and Safety Officer

19. The premises shall be in accordance with the Technical Standards for Places of Entertainment.

