



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	9 <sup>th</sup> July 2013	31	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 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.

## 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 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: 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 initially received 46 letters of representation; the authors of two have requested anonymity. One of the representations from a local resident has subsequently been withdrawn.

### **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 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

26.6.13

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

WRK/2013/3075

Appendix 1

**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**

<b>Postal address of premises or, if none, ordnance survey map reference or description</b> 49 Clerkenwell Green		<table border="1"> <tr> <td colspan="2">ISLINGTON COUNCIL LICENSING</td> </tr> <tr> <td>Date</td> <td>28/5/13</td> </tr> <tr> <td>Fee Paid</td> <td>100</td> </tr> <tr> <td>Check number</td> <td>129617</td> </tr> <tr> <td>Receipt Number</td> <td>0663231</td> </tr> <tr> <td>Received By</td> <td>JWJ</td> </tr> <tr> <td>Post code</td> <td>EC1</td> </tr> </table>		ISLINGTON COUNCIL LICENSING		Date	28/5/13	Fee Paid	100	Check number	129617	Receipt Number	0663231	Received By	JWJ	Post code	EC1
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Received By	JWJ																
Post code	EC1																
<b>Post town</b>	London	<b>Post code</b>	EC1 JWJ														

<b>Telephone number at premises (if any)</b>	
<b>Non-domestic rateable value of premises</b>	£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 \*  please complete section (A)
- b) a person other than an individual \*
  - i. as a limited company  please complete section (B)
  - ii. as a partnership  please complete section (B)
  - iii. as an unincorporated association or  please complete section (B)
  - iv. other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- 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)	
<b>Surname</b>			<b>First names</b>		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
<b>Current postal address if different from premises address</b>					
<b>Post Town</b>				<b>Postcode</b>	
<b>Daytime contact telephone number</b>					
<b>E-mail address (optional)</b>					

**SECOND INDIVIDUAL APPLICANT** (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
<b>Surname</b>			<b>First names</b>		

I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Current postal address if different from premises address			
Post Town		Postcode	
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.

<b>Name</b> Sydney Food Limited
<b>Address</b> c/o Shelley Stock Hutter LLP 1 <sup>st</sup> Floor 7 - 10 Chandos Street London W1G 9DQ
<b>Registered number</b> (where applicable) 07443090
<b>Description of applicant</b> (for example, partnership, company, unincorporated association etc.) Limited Company
<b>Telephone number</b> (if any) c/o 020 7339 7010
<b>E-mail address</b> (optional) ajc@jgrlaw.co.uk

**Part 3 Operating Schedule**

When do you want the premises licence to start?

Day Month Year

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

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

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

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

**A**

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



**B**

<b>Films</b> Standard days and timings (please read guidance note 6)			<b>Will the exhibition of films take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3) All exhibition of films shall be ancillary to the main use as a restaurant.		
Mon	10:00	00:00			
Tue	10:00	00:00	<b>State any seasonal variations for the exhibition of films</b> (please read guidance note 4)		
Wed	10:00	00:00			
Thur	10:00	00:00	<b>Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri	10:00	00:00			
Sat	10:00	00:00	New Years Eve from the end of permitted hours to the beginning of the permitted hours on New Years Day and on 15 other occasions.		
Sun	10:00	00:00			

**C**

<b>Indoor sporting events</b> Standard days and timings (please read guidance note 6)			<b><u>Please give further details</u></b> (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			<b>State any seasonal variations for indoor sporting events</b> (please read guidance note 4)
Wed			
Thur			<b>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</b> (please read guidance note 5)
Fri			
Sat			
Sun			

**D**

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

**E**

<b>Live music</b> Standard days and timings (please read guidance note 6)			<b>Will the performance of live music take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the performance of live music</b> (please read guidance note 4)		
Wed					
Thur			<b>Non standard timings. Where you intend to use the premises for the performance of live music at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Fri					
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 checked="" type="checkbox"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
	10:00	00:00			
Tue			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
	10:00	00:00			
Wed			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)		
	10:00	00:00			
Thur			New Years Eve from the end of permitted hours to the beginning of the permitted hours on New Years Day and on 15 other occasions.		
	10:00	00:00			
Fri					
	10:00	00:00			
Sat					
	10:00	00:00			
Sun					
	10:00	00:00			

**G**

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

H

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

1

<b>Late night refreshment</b> Standard days and timings (please read guidance note 6)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon	23:00	00:00			
Tue	23:00	00:00	<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Wed	23:00	00:00			
Thur	23:00	00:00	<b>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</b> (please read guidance note 5)  New Years Eve from the end of permitted hours to the beginning of the permitted hours on New Years Day and on 15 other occasions.		
Fri	23:00	00:00			
Sat	23:00	00:00			
Sun	23:00	00:00			



J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption</b> (Please tick box) (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	10:00	00:00			
Tue	10:00	00:00			
Wed	10:00	00:00			
Thur	10:00	00:00			
Fri	10:00	00:00			
Sat	10:00	00:00			
Sun	10:00	00:00			
			<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
			New Years Eve from the end of permitted hours to the beginning of the permitted hours on New Years Day and on 15 other occasions.		

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

<b>Name</b> Sophie Uddin	
<b>Address</b> c/o Jeffrey Green Russell Limited Waverley House 7-12 Noel Street London	
<b>Postcode</b>	W1F 8GQ
<b>Personal Licence number (if known)</b>	
<b>Issuing licensing authority (if known)</b>	

**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**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	00:00	00:30	
	07:30	00:00	
Tue	00:00	00:30	
	07:30	00:00	
Wed	00:00	00:30	
	07:30	00:00	
Thur	00:00	00:30	
	07:30	00:00	
Fri	00:00	00:30	
	07:30	00:00	
Sat	00:00	00:30	
	07:30	00:00	
Sun	00:00	00:30	
	07:30	00:00	
<b>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</b> (please read guidance note 5)			
New Years Eve from the end of permitted hours to the beginning of the permitted hours on New Years Day and on 15 other occasions.			

**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 presentation and conditions attached

**b) The prevention of crime and disorder**

Please see presentation and conditions attached

**c) Public safety**

Please see presentation and conditions attached

**d) The prevention of public nuisance**

Please see presentation and conditions attached

**e) The protection of children from harm**


Please see presentation and 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	
Date	24/5/13
Capacity	SOLICITOR AUTHORISED FOR AND ON BEHALF OF APPLICANT.

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

Signature	
Date	
Capacity	

**Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)**

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.

# GRANGER & CO

49 CLERKENWELL ROAD

LONDON EC1



PRESENTATION TO  
ISLINGTON COUNCIL

## **GRANGER & CO**

Internationally renowned for his easy-going approach to cooking, the particularly well known for his way with brunch (New York Times christened him the 'egg master'), Australian restaurateur and food writer Bill Granger will be launching his second Granger & Co Restaurant in Clerkenwell.

During his 20 years as a restaurateur Bill has opened three neighbourhood restaurants in Sydney, Australia, and four in Japan, most recently opening in April 2012 in the fashion and culture hub of Omotesando, Tokyo.

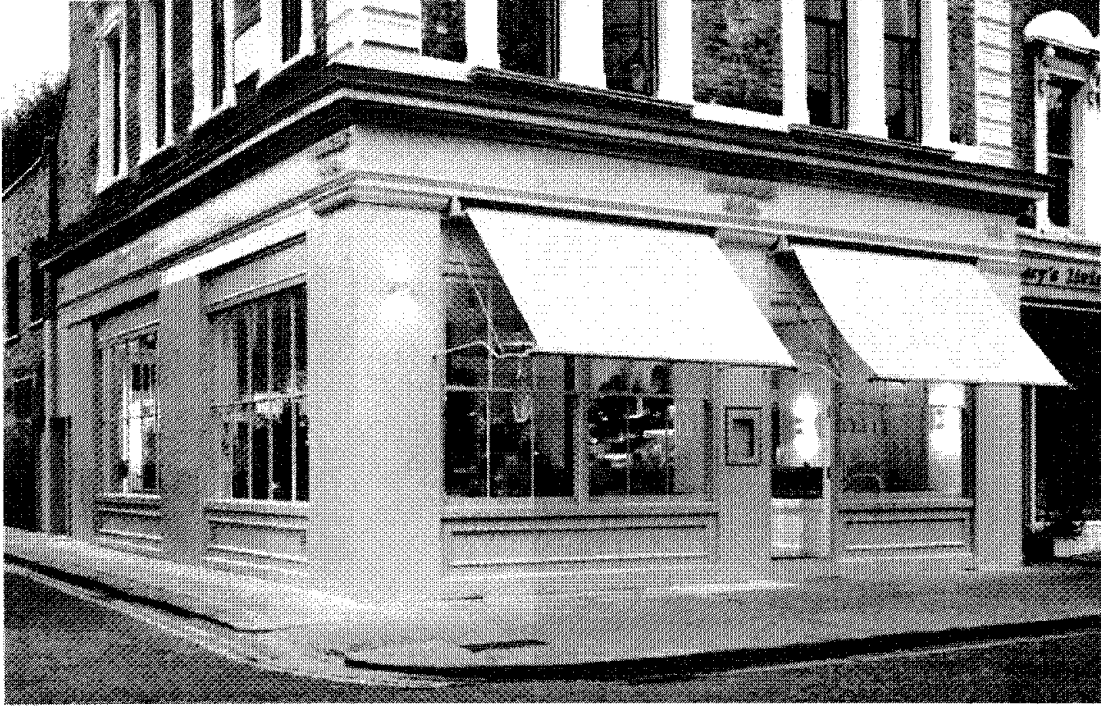
The new Granger & Co restaurant in Clerkenwell will be his ninth restaurant in the World

Granger & Co are seeking a premises licence to enable the restaurant to offer alcohol drinks to complement the restaurant's menu.

This presentation is aimed to provide a summary as to the nature and quality of the applicant and their operations.

If upon considering this presentation you require further clarification or assistance then please do contact Andrew Wong of Jeffrey Green Russell Solicitors by telephone on 0207 339 7067 or write to him at "Jeffrey Green Russell Solicitors, Waverley House, 7-12 Noel Street, London, W1F 8GQ" or email [aww@jgrlaw.co.uk](mailto:aww@jgrlaw.co.uk)

## PHOTOS OF EXISTING PREMISES







## ABOUT BILL GRANGER

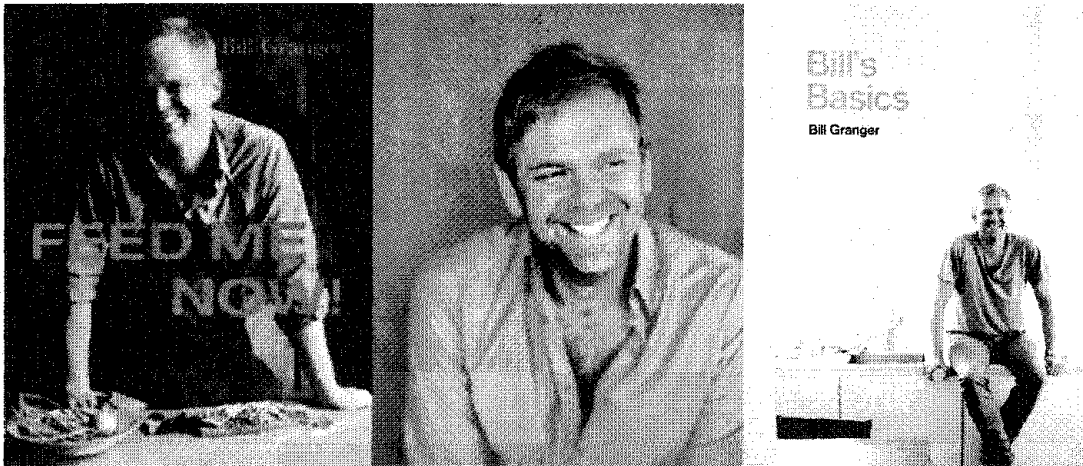
Bill Granger is a self-taught cook whose easy going and joyful approach to cooking is an essential element in his enduring popularity. Born in Melbourne into a family of butchers and bakers, Bill moved to Sydney when he was nineteen. As an art student with a passion for food, he worked part-time as a waiter and gradually his focus shifted from the easel to the kitchen. In 1993, at just 22 years old, he opened the original bills in the Sydney suburb of Darlinghurst, followed by another in Surry Hills in 1996 and then Woollahra in 2005. All have become firm favourites with both locals and tourists alike.

Bill opened his first international bills in Shichirigahama, Kamakura in March 2008. He then launched in Yokohama's Red Brick Warehouse in March 2010 and in Odaiba, Tokyo in July 2011. In April 2012 he brought his laid back dining concept to the fashion and culture hub of Omotesando, Tokyo. Bill's first London restaurant, Granger & Co, opened in Notting Hill in November 2011.

Bill's cookbooks include bills Sydney food, bills food, bills open kitchen, simply bill, Every Day, Holiday, Feed Me Now, Bill's Basics, Bill's Everyday Asian and Easy. They are all international best sellers having sold in excess of one million copies and have been translated into several languages.

Bill also works regularly with gourmet food magazines including the Netherlands' and Australia's delicious., and the UK's Waitrose Kitchen; as well as being the food contributor to the UK's The New Review in The Independent on Sunday.

Bill's popular television series bills food, Bill's Holiday and, most recently, Bill's Tasty Weekends have been viewed in 30 countries worldwide.



# THE MENU

## GRANGER & Co.

BREAKFAST UNTIL 12PM

### JUICE, FRUIT & GRAINS

- miso 2.80
- bill's bloody mary 3.80
- millemart-salmon brut reserve nv champagne 11.50
- freshly squeezed orange juice 3.20
- bill's daily greens - green apple, cucumber, silver beet, chia seed & young coconut 4.80
- sunrise - orange juice, banana, apple juice, yoghurt & berries 3.50
- bircher muesli, granny smith apple, medjool date & almonds 3.50
- brown rice & sweet white miso porridge, dairy free coconut yoghurt & mango 7.50
- bill's granola, dairy free coconut yoghurt & fruit compote 7.50
- fresh fruit, greek yoghurt 5.80
- + add linseeds, sesame seeds & almonds 1.80

### DRINKS HOT

- coffee by allpress espresso 2.90 (soy or double .50)
- tea by rare tea company 3.80
- afternoon, breakfast, cornish earl grey, chat, darjeeling, china green leaf, jasmine silver hip, chamomile, lemon verbena, rosehip
- fresh mint tea 3.80
- bill's hot chocolate made with callebaut 3.50

### DRINKS COLD

- rosehip & mint punch 3.50
- iced tea 3.50
- iced coffee 3.80
- tomato juice 3.50
- homemade lemonade 3.50
- ciderfiner cordial 3.50
- lemon lime bitters 2.50
- peach cola, diet coke 3.50
- lemonade, soda water 3.50
- jax coco coconut water 4.50

### BAKERY

- fruit bran muffin 2.75
- five seed granola bar 1.50
- toasted coconut bread 4.50
- banana & chocolate bread, fresh ricotta 4.50
- st john's organic sourdough or rye toast with our jam, marmalade, veganite or honey 3.50
- toasted rye, avocado, lime & coriander 4.50
- tomato, broad bean hummus & toasted sourdough 7.90
- cured salmon, ricotta, parsley salad & toasted rye 10.50
- bill's BLT - grilled bacon, watercress, roast tomato, Aioli & sourdough toast 8.90

### BILL'S CLASSICS

- sweetcorn fritters, roast tomato, spinach & bacon 13.50
- ricotta hotcakes, banana & honeycomb butter 11.50
- full Aussie breakfast - scrambled eggs, sourdough toast, bacon, roast tomato, chestnut mushrooms, chipolatas 13.50
- soft boiled organic cotswold leghorn eggs & buttered sourdough soldiers 5.50
- scrambled eggs & sourdough toast 8.20

### SIDES FOR EGGS OR TOAST

- avocado - avocado salsa - fresh tomato
- cumin roast tomato - ricotta
- chestnut mushrooms with garlic confit 2.80
- our peanut butter 2.20
- chipolatas - bacon 3.80
- cured salmon 4.20

\* a discretionary service charge of 10.5% applies to each bill \*

please inform your waiter if you are allergic to any food items  
we cannot guarantee the absence of nuts in our dishes

**GRANGER  
& Co.**

LUNCH 12-5PM

SMALL

mixosa 8.80  
bill's bloody mary 8.80  
billecart-salmon brut  
reserve nv champagne 12.50

spice roasted cashews 4.20  
green olives, orange & fennel 4.20  
quinoa falafel, broad bean hummus,  
roast beets & grilled flatbreads 8.50  
courgette chips, nigella seed  
& tahini yoghurt 7.50  
crispy salt & pepper squid,  
lime aioli 8.90

SOUPS & SANDWICHES

soup of the day 6.50  
fragrant chicken & mushroom noodle broth 9.90  
tomato, broad bean hummus  
& roasted sourdough 7.00  
bill's BLT - grilled bacon, watercress,  
roast tomato, aioli & sourdough toast 8.00  
cured salmon & ricotta on rye,  
caper & parsley salad 10.50  
miso-charred open steak sandwich,  
pickled cucumber, red eye mayo & fries 12.50  
pure beef burger, beetroot, tomato relish  
& our courgette pickles 14.00  
+ add gnyssre or gorgonzola dolce 2.50

SALADS

chopped salad 8.00  
+ add avocado 2.80, + add fried balsam 1.20  
+ add bacon 3.80, + add chicken 4.00  
+ add salmon 4.50  
mustard vinaigrette or  
lemon & olive oil dressing  
shredded chicken salad, pickled carrots,  
peanuts & lime mayo 12.70  
salmon salad, coconut caramel dressing 13.70  
warm lentil salad, burrata & basil 12.80  
crispy belly pork & watermelon salad,  
soft herbs & cashews 13.50

BILL'S CLASSICS

sweetcorn fritters, roast tomato,  
spinach & bacon 13.50  
ricotta hotcakes, banana & honeycomb butter 11.50  
full aussie breakfast -  
scrambled eggs, sourdough toast, bacon, roast tomato,  
chestnut mushrooms, chipolatas 13.50  
scrambled eggs & sourdough toast 8.20

SIDES FOR EGGS OR TOAST

avocado - avocado salsa - fresh tomato  
cumin roast tomato - ricotta  
chestnut mushrooms with garlic confit 2.80  
chipolatas - bacon 3.80  
cured salmon 4.20

PASTA & RICE

orecchiette, italian sausage, spinach,  
lemon & ricotta 13.80  
linguine, prawn, chilli & rocket 13.50  
rigatoni, heritage tomatoes, mozzarella  
& basil oil 12.80  
crab & ginger fried brown rice 14.00

MAINS

parmesan crumbed chicken schnitzel  
& fennel slaw 13.20  
yellow fish curry, jasmine rice  
& cucumber relish 15.50  
chargrilled beef salad, tomato, spelt & rocket,  
green peppercorn vinaigrette 15.50

SIDES

green salad - rocket, endive, fennel,  
butter lettuce & ricotta 3.80  
potato salad, cucumber, dill  
& crème fraiche 3.80  
herb crusted chips 3.80

DESSERTS

bill's daily cakes 4.40  
white chocolate & pistachio pavlova,  
strawberries & rosewater cream 7.40  
fresh fruit & lemongrass syrup 6.50  
chocolate caramel slice 3.00  
salted peanut brittle 3.00  
dark chocolate pistachio fudge 3.00  
slices 2.80  
biscuits 1.50

\* a discretionary service charge of 10.5% applies to each bill +  
please inform your waiter if you are allergic to any food items  
we cannot guarantee the absence of nuts in our dishes

**GRANGER  
& Co.**

DINNER FROM 5PM

APERITIF

billecart-salmon brut reserve  
nv champagne 12.50  
martini 10.50 negroni 9.50 bellini 9.50

SNACKS

spice roasted cashews 4.20  
green olives, orange & fennel 4.20  
courgette chips, nigella seed  
& tahini yoghurt 7.50  
shrimp tempura & red eye mayo 8.50  
crispy salt & pepper squid, lima aioli 9.00  
quinoa falafel, broad bean hummus,  
roast beets & grilled flatbread 9.50

STARTERS

rock oysters, ginger  
& yuzu dressing ea 2.90  
spring vegetable, pea shoot & feta salad,  
mint & chilli 7.90  
ceviche, grapefruit, avocado & sesame 9.50  
warm lentil salad, butata & basil 8.50  
chargrilled beef, tomato, spelt & rocket,  
green peppercorn vinaigrette 12.00  
crispy belly pork & watermelon salad,  
soft herbs & cashews 13.50  
soup of the day 6.50

PASTA & RICE

orecchiette, italian sausage, spinach,  
lemon & ricotta 13.90  
linguine, prawn, chilli & rocket 13.50  
rigatoni, heritage tomatoes, mozzarella  
& basil oil 13.90  
crab & ginger fried brown rice 14.00

MAINS

salmon salad, coconut caramel dressing 13.70  
parmesan crumbed chicken schnitzel,  
fennel slaw & lemon maki 14.50  
yellow fish curry, jasmine rice  
& cucumber relish 15.50  
crispy duck, mandarins, star anise,  
jasmine rice & citrus salad 16.50  
whole grilled fish market price

BOO

pure beef burger, beetroot, tomato relish  
& our courgette pickles 14.00  
+ add gruyere 2.50  
- add gergonzis dolce 2.50  
turmeric spiced chicken, slaw, lime  
& coconut dressing 14.50  
sticky chilli belly pork, spring onion salad 16.50  
chargrilled lamb cutlets, french beans,  
cherry tomatoes, oregano & preserved lemon 19.90  
chargrilled sirloin steak, romesco  
& crispy pink fir potatoes 22.90

SIDES

spring beans, lemon & olive oil 3.90  
green salad - rocket, endive, fennel,  
butter lettuce & ricotta 3.90  
potato salad, cucumber, dill  
& crème fraiche 3.90  
herb crusted chips 3.90

DESSERTS

scoop ice cream or sorbet ea 2.50  
white chocolate & pistachio pavlova,  
strawberries & rosewater cream 7.40  
banana fritters, citrus caramel  
& honey ice cream 6.90  
mitten chocolate pudding 7.00  
passionfruit & vanilla panna cotta,  
shortbread thins 6.50  
lemon curd & raspberry trifle 6.50

salted peanut brittle 3.00  
dark chocolate pistachio fudge 3.00

\* a discretionary service charge of 10.5% applies to each bill \*  
please inform your waiter if you are allergic to any food items we  
cannot guarantee the absence of nuts in our dishes

## **PROPOSED CONDITIONS**

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 21 Policy shall be adopted.
5. Appropriate sign to be placed at the entrance requesting customers to leave the area quietly.
6. The sale of alcohol off the premises shall be in sealed containers except to customers in (any) external seating area.
7. 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
  - 7.1. electric installation
  - 7.2. emergency lighting
  - 7.3. fire alarm
  - 7.4. fire fighting appliances
  - 7.5. gas installation and appliances
8. Music shall not emanate from the premises so as to cause a nuisance to nearby properties.

**JEFFREY GREEN RUSSELL**

**Solicitors**

**Waverley House**

7-12 Noel Street London W1F 8GQ DX: 44627 MAYFAIR

**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 Ltd, 49 Clerkenwell Green  
\_\_\_\_\_ license reference WK/20130113\_\_\_\_\_

Your Name: \_\_\_\_\_

Interest: \_\_\_\_\_ Resident \_\_\_\_\_

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

Your Address: \_\_\_\_\_ :C1R  
OAP \_\_\_\_\_

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 primarily based upon the cumulative impact of licensed premises on the Clerkenwell Area. The impacts are well documented (p 8,9,10 of the Council Planning Policy ) .

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. But ironically this is one of two licensing applications being made at the same time, the other one being for the the Crypt of St James's Church: both of these are less than 100 yards from my home. It feels as if cumulative is exactly the right word for what is happening to applications right now and I trust the Council will follow its own policy and reject them both.

This area already has a multitude of licensed premises. Additional premises will add to the cumulative impact on the area which is primarily residential. We will have an exacerbation of existing problems: extra rubbish, extra glasses left in the street, extra cars, taxis late at night, noisy drunken people in the street when residents are trying to sleep.



In addition, there may well be an increase in people using St James's Gardens at night – (already drunken people climb over the railings even though the park is closed) and leaving litter/detritus behind that I (and other residents) have to clear up. The broken glass from glasses left outside along the street when people spill into the surrounding area are already dangerous.

**Crime and Disorder**

We already have more than our fair share of crime – theft, drug dealing etc in this area and I am aware that two of my neighbours have actually made citizens arrest in the street. This is likely to get worse with more late night drinking.

**Protection of Children from Harm**

More use of the gardens will inevitably impact the childrens playground (broken glasses etc) and from my bedroom window which overlooks the childrens playground I have seen drunken people from the many existing local licensed premises urinating into the childrens playground. This is likely to get worse with further licensed premises.

**Public Safety**

- 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.

All of the above, and more licensed premises will only have a negative impact.

I wish my identity to be kept anonymous Yes/No – 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 \_\_\_\_\_ 19 May 2013 \_\_\_\_\_

**Please ensure name and address details completed above**

Return to: Licensing Service

**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, recorded music, live music and alcohol Mondays to Sundays until 12 midnight.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

**Licensing Policy Considerations**

<i>Licensing Policy 2</i>	<i>Cumulative Impact Areas</i>
<i>Licensing Policy 7</i>	<i>Licensing Hours</i>
<i>Licensing Policy 8</i>	<i>Licensing Hours</i>
<i>Licensing Policy 11</i>	<i>Mixed use premises</i>

**Recommendations and reasons**

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.

The Licensing Authority has considered the style and hours of operation proposed by the applicant, the management arrangements described in the operating schedule, the special considerations described in paragraphs 5, 6 & 7 of the Licensing Policy and Licensing Policies 2, 7, 8 & 11.

The Licensing Authority is of the opinion that the request for an addition 15 days when licensing activities takes place throughout the night i.e. from the end of permitted hours on one day until the end of permitted hours the following day will add to the cumulative impact.

If the Licensing Committee is satisfied that the operation of the premises will not add to the existing cumulative impact the Licensing Authority recommends that

1. Licensable activities should cease at 11pm Sunday to Thursday and midnight Fridays and Saturdays
2. The application for nonstandard timings to permit the premises to remain open beyond the licensing hours on 15 occasions each year shall be refused
3. The following condition is attached to the licence:

*The premises shall operate as a restaurant with alcohol being sold in conjunction with food*

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

13 June 2013

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Your

Our Licensing/NI

Date: 09/06/2013



**METROPOLITAN POLICE SERVICE**

**Steven Harrington Pc 425NI**  
Islington Police Licensing Unit  
**Islington Police Station**  
**2 Tolpuddle Street**  
**London**  
**N1 0YY**

Telephone: 020 7421 0194  
Facsimile: 020 7421 0138  
Email:  
nmailbox-.licensing@met.police.uk

**Date 9th June 2013**

Sydney Food Ltd  
Buckley House, 49 Clerkenwell Green, London.EC1R 0EB

Dear Sir

**Re: Sydney Food Ltd: Buckley House, 49 Clerkenwell Green, London.EC1R 0EB**

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objectives.

The venue is situated in the 'Clerkenwell Cumulative impact zone', a locality where this is traditionally high crime and disorder and there are concerns that this application will cause further policing problems in an already demanding area.

It is for these reasons that we are objecting to the application and propose that it is refused.

Should you wish to discuss the matter further please contact me on Mobile 07799133204 or via email, nmailbox-.licensing@met.police.uk

Yours sincerely

Steven Harrington Pc 425NI  
Islington Police Licensing Officer

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

From:  
Sent: 03 June 2013 11:26  
To: Gallacher, Simon  
Subject: RE: Sydney Food Ltd, 49 Clerkenwell Green

Dear Simon,

Many thanks for your helpful note and the trouble that you have taken to investigate the planning position for us.

In relation to the new licence application by Sydney Food Limited (SFL), I confirm that I wish to maintain my objection. Accordingly, kindly treat the representations made by me in relation to SFL's original (and now dismissed) application as being made equally in relation to the new application.

In addition, may I draw to your attention that the scope of the licence sought by SFL (which appears to be the corporation through which the "Granger & Co" restaurant chain operates: [www.grangerandco.com](http://www.grangerandco.com)) does not appear to have the benefit of (or therefore to require) a licence having the scope of that applied for re 49 Clerkenwell Green in relation to its other existing London restaurant at 175 Westbourne Grove. In particular, for Westbourne Grove, last orders are 10:30 p.m. Monday-Saturday and 9:30 p.m. on Sunday and (as far as I can ascertain) neither the showing of films nor the off-sale of alcohol are features. It therefore appears probable that some of the more objectionable elements of SFL's Clerkenwell Green licence application relate to activities that are not even features of, or required to pursue, its current restaurant model (assuming Westbourne Grove to be representative of course).

Kind regards

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

From:  
Sent: 06 May 2013 14:33  
To: Gallacher, Simon  
Subject: RE: Sydney Food Ltd, 49 Clerkenwell Green

Dear Sirs,

I refer to the above (and the additional particulars of the relevant application attached, obtained from the "Licensing Online" section of Islington Council's website). I write as a party interested in, and affected by, the application, being a resident at \_\_\_\_\_, Clerkenwell, London EC1R

It would appear that the licence application seeks permission for (i) the sale of alcohol, (ii) the playing of recorded music and (iii) the showing of films.

Taking each in turn:

1. Sale of Alcohol: The attached document indicates that the application is for the sale of alcohol on the premises. However, public notices of the licensing application displayed in the vicinity of the Buckley Building are ambiguous and suggest that the application may relate to the sale of alcohol for consumption off the premises. I would strongly object to the latter because:

1.1 This would represent a wholly unsuitable extension of the limited existing commercial activity in a predominantly residential street - namely Sekforde Street. Note that although the application relates to the Buckley Building it is (I assume) for use in connection with an intended restaurant to be incorporated in (part only) of that building with its own frontage, and dedicated entrance, on Sekforde Street.

1.2 Local problems associated with noise, anti-social behaviour and "pre-loading" of alcohol (prior to visiting clubs and other outlets where alcohol is expensive) surely requires no introduction. The Council is well aware that these issues have become acute in Clerkenwell and (as I understand it) the Council itself already regards the area in which the Buckley Building is situated as having reached "saturation point" in this regard. I refer you to the arguments very recently employed by local residents successfully to defeat Sainsbury's application for a licence for off-sales of alcohol at its proposed new mini-supermarket on St John Street. As the Council was persuaded that it was inappropriate to grant an off-sales licence to Sainsbury's in that instance, I would hope that a consistent response by the Council to the arguments successfully employed in that case (which equally apply in the present case) will result in any off-sales licence application being declined.

1.3 Whilst it appears fruitless to object to the sale of alcohol on the premises in the course of the normal operation of a well governed restaurant, I would mention that neither I (nor any other local resident I have spoken to) is aware of any public notice having been posted in the vicinity of the Buckley Building relating to the application for planning permission for change of use from offices to a restaurant. That permission has now been granted by the Council. When and where were notices of that application posted? All rights are reserved in relation to any irregularity in the planning process relating to the grant of permission for change of use (which is itself objectionable in the context of a residential street).

2. Playing of recorded music: On the assumption that there are no irregularities in the process by which permission was granted for restaurant use, I would have no objection in principle to the playing of music that is merely background music of the type conventionally employed in restaurants. I would object to anything beyond that, which implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

3. Showing of Films: I object to the grant of any licence for the showing of films. This is not an activity necessary or desirable for the conduct of a conventional restaurant. The application for such

a licence implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

I trust that you will take these representations into account when considering the pending licensing application. Whilst I write as a resident of Sekforde Street, I am sure residents of other local streets will have similar concerns. Views that I have obtained from local residents in neighbouring streets support that assumption.

Yours sincerely

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**Gallacher, Simon**

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**From:** [redacted]  
**Sent:** 17 May 2013 22:07  
**To:** Licensing  
**Subject:** licence application comment for 49 clerkenwell green

I would like to make my comments on why i strongly oppose the late night opening of what seems to be a nightclub at 49 clerkenwell green, london EC1. My main concern is that of public nuisance. my bedroom is on the ground level of sekforde street, with just single pane windows. Its already a nuisance every friday and saturday during the night or early morning to be awoken by loud laughter or swearing or aggression by people coming out of nearby pubs and clubs. I am a carer for my disabled son so life is already exhausting and full of stress and a good night sleep is important for me to function well. If you need to contact me my email is [redacted]. Thank you.

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**Gallacher, Simon**

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**From:**  
**Sent:** 20 May 2013 16:37  
**To:** Envh, Residential  
**Cc:** Licensing  
**Subject:** Objection to Pending Licence Application re Buckley Building, 49 Clerkenwell Green, London EC1R 0EB  
**Attachments:** application for 49 Clerkenwell Green.pdf

Dear Sirs,

I refer to the above (and the additional particulars of the relevant application attached, obtained from the "Licensing Online" section of Islington Council's website). I write as a party interested in, and affected by, the application, being a resident at the adjoining building the [redacted] Street, Clerkenwell, London EC1R

It would appear that the licence application seeks permission for (i) the sale of alcohol, (ii) the playing of recorded music and (iii) the showing of films.

Taking each in turn:

1. Sale of Alcohol: The attached document indicates that the application is for the sale of alcohol on the premises. However, public notices of this licensing application are in breach of the Licensing Act 2003 thereby rendering the application invalid. Please refer to the 19 May email sent by [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk) for a specific explanation of the manner in which this application is in breach and therefore invalid.

Furthermore, public notices of the licensing application displayed in the vicinity of the Buckley Building are ambiguous and suggest that the application may relate to the sale of alcohol for consumption off the premises. I would strongly object to the latter because:

1.1 This would represent a wholly unsuitable extension of the limited existing commercial activity in a predominantly residential area - namely Sekforde Street, pedestrian section of Haywards Place, Clerkenwell Green and the adjacent residential building of the Print House. Note that although the application relates to the Buckley Building it is (I assume) for use in connection with an intended restaurant to be incorporated in that building.

1.2 Local problems associated with noise, anti-social behaviour and "pre-loading" of alcohol (prior to visiting clubs and other outlets where alcohol is expensive) surely requires no introduction. The Council is well aware that these issues have become acute in Clerkenwell and (as I understand it) the Council itself already regards the area in which the Buckley Building is situated as having reached "saturation point" in this regard. I refer you to the arguments very



recently employed by local residents successfully to defeat Sainsbury's application for a licence for off-sales of alcohol at its proposed new mini-supermarket on 91-93 St John Street. As the Council was persuaded that it was inappropriate to grant an off-sales licence to Sainsbury's in that instance, I would hope that a consistent response by the Council to the arguments successfully employed in that case (which equally apply in the present case) will result in any off-sales licence application being declined.

2. **Playing of recorded music:** On the assumption that there are no irregularities in the process by which permission was granted for restaurant use, I would have no objection in principle to the playing of music that is merely background music of the type conventionally employed in restaurants. I would object to anything beyond that, which implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

3. **Showing of Films:** I object to the grant of any licence for the showing of films. This is not an activity necessary or desirable for the conduct of a conventional restaurant. The application for such a licence implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

I trust that you will take these representations into account when considering the pending licensing application. Whilst I write as a resident of Aylesbury Street, I am sure residents of other local streets will have similar concerns. Views that I have obtained from local residents in neighbouring streets support that assumption.

Yours sincerely,

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**Gallacher, Simon**

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**From:**  
**Sent:** 03 June 2013 11:44  
**To:** Gallacher, Simon;  
**Cc:**  
**Subject:** RE: Sydney Food Ltd, 49 Clerkenwell Green

Dear Simon

Very many thanks for your assistance in keeping us all informed.

I write as owner/resident of . I understand that the application for a licence at 49 Clerkenwell Green is being renewed, although I have not received any notice to the house ( as yet).

I endorse and agree with the comments of in his letter sent by email in respect of the last application and dated 26 May 2013.

I should be grateful if you would draw this objection to the attention of the officers and members on the review of the application

With many thanks  
Yours sincerely

Confidential 8

**Gallacher, Simon**

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**From:**  
**Sent:** 09 June 2013 20:50  
**To:** Gallacher, Simon  
**Subject:** Re: Sydney Food Ltd, 49 Clerkenwell Green

I have now had the chance to review this revised application. I maintain my view that it I also it should be rejected on the basis of the presumption against new licenses in Cumulative Impact Areas.

I maintain all my previous comments on this application and would request that these are taken into account. In particular, the conditions proposed by the applicant are simply inadequate to deal with the nuisance arising from this new licence in this saturated area,

Again therefore, I wish to oppose the grant of this licence. If it is to be granted then again request the imposition of the conditions set out in my previous comments.

I request that my name be kept confidential.

For ease of reference my pervious comments are set out below.

Kind regards

\*\*\*\*\*

Sydney Food Limited, 49 Clerkenwell Green, London EC1R OEB.

I oppose the grant of a licence on two grounds; the prevention of crime and disorder and of public nuisance. I also submit it should be rejected on the basis of the presumption against new licences in Cumulative Impact Areas.

The prevention of crime and disorder

The applicant seeks to be able to engage in licensed activities until midnight each night. I suggest that given the existing experience with licensed premises in the area (for example in the vicinity of Smithfield market) there must be a meaningful concern that any new venue, particular one of large size as this seems to be, has the potential to encourage low-level criminality and disorder in its immediate neighbourhood.

The prevention of public nuisance

There are quiet residential streets immediately around the licensed premises, namely Aylesbury Street, Sekforde Street, Hayward's Place and Woodbridge Street. It seems highly likely that the influx of people into that area late at night will lead to noise and other public nuisance. In particular, if the licensed premises are to operate until midnight this may lead to direct noise from the venue itself, to the noise of people coming and going, including those leaving after licencing hours, and from people smoking on the street.

In addition, it seems that the applicant seeks to be able to serve hot food until 5.00 am each night. This would only make the potential for nuisance greater. The later the venue operates the more disturbance it will cause to its neighbours.

Conclusion

For the reasons noted above it is submitted that the application will add to the existing impact of licensed premises within the Bunhill and Clerkenwell Cumulative Impact Area. For that reason it is submitted that the application should be refused.

If, notwithstanding the presumption with regard to the Cumulative Impact Area, the London Borough of Islington is nevertheless minded to grant the application it is submitted that the following conditions should be imposed.

- No licensable activities of any kind (including the service of food) should take place after 2200 Monday – Saturday nor after 2130 on Sunday.
  - The premises should be vacated by all clientele within 30 minutes of the end of licensable activities
  - No licensable activities should take place before 0800 Monday – Friday nor before 0900 at weekends.
  - No bottling out or other noisy activity should take place before 0900 Monday – Friday nor at all at weekends
  - No noise from within the licensed premises shall be audible at the boundary of any other property.
  - The licensee shall take all reasonable steps to ensure no noise is caused by persons coming to or leaving the licensed premises and shall not allow anyone to congregate outside.
  - Door staff should be permanently present outside the licensed premises during hours of operation. They shall ensure that smokers do not congregate outside and shall direct patrons leaving the premises away from Aylesbury Street, Sekforde Street, Hayward's Place and Woodbridge Street and towards Clerkenwell Green and Farringdon Road.
  - The licensee shall hold public meetings every six months with local residents to discuss its compliance with the conditions of its license and any other issues or concern and shall report to the licensing authority on the outcome of these meetings.
  - The licensee shall prominently display a contact name and number of someone who can deal with complaints and who is available during hours of licensed activities. The licensee shall maintain a written log of such complaints and action taken in respect of each one.
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**Gallacher, Simon**

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**From:** [redacted]  
**Sent:** 04 June 2013 15:00  
**To:** Licensing  
**Subject:** WK/201313075

Dear Sir or Madam

Application for a Premises Licence for Buckley Building, 49 Clerkenwell Green, Islington, London, EC1R 0EB

I email you as a resident and property owner at Clerkenwell Green. I have been advised that the above mentioned property has applied for a licence to serve alcohol and late night refreshments. As I am sure you will appreciate Clerkenwell Green's charm is that during evenings and weekends it is a quiet residential area on the edge of the city. We already have 4 pubs within easy access (The Crown Tavern, The Green, The Three Kings and The Dovetail Bar) I would argue the need for a 5th one and particularly with a late licence.

I very strongly object to this application on the grounds of "prevention of public nuisance" a new bar is going to increase the noise and unruly behavior, particularly late at night. Additionally customers from the Crown Tavern already spill across the square on a sunny evening, another bar in the opposite corner could mean that the whole square becomes one outside drinking area, with all the problems this presents.

The property also has a narrow pavement which could easily lead to customers spilling onto the street or else they would block the pavement.

The late hours - till midnight - means that the noise could easily become unbearable for us residents. 49 Clerkenwell Green might be an office building but the buildings next to it and opposite are residential.

I kindly ask you to consider the residents in the area.

I would appreciate your view on the objections I have raised?

Kind Regards

10

**Gallacher, Simon**

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**From:**  
**Sent:** 11 June 2013 16:58  
**To:** Licensing; Gallacher, Simon  
**Subject:** Premises Licence Application New - Sydney Food Ltd, 49 Clerkenwell Green, London EC1R

Dear Mr Gallacher,

I own the flat and am resident at [redacted] and I have been grateful in the past to the Islington Licensing department for being appropriately mindful both of its own policies and the interests of local residents in denying approval in the past to initiatives that have the potential to both create a public nuisance and/or aggravate an existing public nuisance. I regret that I am having to contact you again in respect of the application from Sydney Food Limited for 49 Clerkenwell Green, London EC1R.

I have read again with interest Council policies in respect of public nuisance and the welcome singular efforts being made to control antisocial behaviour and excessive noise notably in residential areas. Regrettably the application referred to above, if approved would run counter to those efforts as far as those of us living in the immediate environs are concerned.

As the Licensing Team will be fully aware we are fully served, some might say surrounded, by premises offering the sale of alcohol. As matters currently stand local residents have had to learn to tolerate a certain amount of noise and anti-social behaviour notably on Thursday, Friday and Saturday nights. The prospect of that being added to is very unwelcome and the necessity so to do is surely questionable.

With rare exception, the residents of [redacted] to be in full time employment and consequently the potential 7 day a week late night noise intrusion clearly associated with the application is likely to impinge upon of the quality of rest and ability to work. The potential detriment is not simply to quality of life but also work performance with all the attendant consequences.

It would appear that approval of this application would also run counter to your shrewd cumulative impact policy as it is difficult to see how the licence applicant could possibly demonstrate that the activities and those of their customers would do other than add to an extant problem. We are already too well of the unsavoury and sometimes criminal behaviour of individuals acting under the influence of alcohol.

In adding to the more comprehensive condemnation of this application sent by some of my fellow residents, I would record as a rate payer, my appreciation to the licensing team in anticipation of their careful and sensitive consideration of this matter.

Yours Sincerely

10

**Gallacher, Simon**

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**From:**  
**Sent:** 06 June 2013 13:44  
**To:** Gallacher, Simon  
**Subject:** RE: Sydney Food Ltd, 49 Clerkenwell Green and Unilver, 30 Aylesbury Street - OBJECTION

Dear Simon

Thank you for your email and clarification, it is a relief to know that it was not intended that the restaurant should be open through the night. My representation now is that I believe that food should not be served beyond 10.30pm and the sale of alcohol be stopped by 10pm in order to minimise noise disturbance to local residents around Clerkenwell Green late at night.

Again I thank you for considering my views.

Regards,

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

**From:** Gallacher, Simon [mailto:Simon.Gallacher@islington.gov.uk]  
**Sent:** 06 June 2013 12:15  
**To:** I  
**Subject:** RE: Sydney Food Ltd, 49 Clerkenwell Green and Unilver, 30 Aylesbury Street - OBJECTION

Dear

Thank you for the email.

Just to clarify in respect of Sydney Food Ltd, the application for the licence to include Late Night Refreshment, which is required if you sell hot food or drink anytime between the hours of 11pm and 5am, is only being sought to midnight. On this basis if you wish to amend your representation then please let me know.

Kind regards

Simon Gallacher  
Licensing Officer  
Licensing Team  
Public Protection Division  
Environment and Regeneration  
Islington Council  
3rd Floor, 222 Upper Street, London N1 1XR  
Tel: (020) 7527 3879  
Alternative contact: Terrie Lane (020) 7527 3233 [www.islington.gov.uk](http://www.islington.gov.uk)

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

From: L. [mailto:l

Sent: 06 June 2013 09:28

To: Gallacher, Simon

Subject: RE: Sydney Food Ltd, 49 Clerkenwell Green and Unilver, 30 Aylesbury Street - OBJECTION

Dear Mr Gallacher

Thank you for your emails concerning these two licensing applications.

I live at F [redacted] Green which is a residential building very close to the new building in respect of which these applications relate and therefore am very concerned about these proposals which could dramatically affect the character of Clerkenwell Green which is generally quiet and with a lot of residential occupation in the surrounding area.

Sydney Foods Limited:

I am concerned by the application for hot food and drink to be supplied between 23.00 and 5.00. If the restaurant is allowed to serve through the night this would cause considerable noise disturbance at unsociable hours and generally be detrimental to the character of Clerkenwell Green. Furthermore I believe that the sale of alcohol should be stopped much earlier than proposed in the application (say 10pm) for the same reason i.e the noise disturbance that would arise from people leaving the premises at a late hour.

Unilever:

This second application is a little confusing and would mean that the sale of alcohol is permitted throughout an extremely large area of this new building. Again this would add to the traffic of people, possibly the worse for wear, flowing onto Clerkenwell Green quite late at night and to the disturbance of local residents. There are of course already other licensed premises in the immediate vicinity of the Green and I am worried about the saturation of licensed premises within such close proximity to each other and in a residential neighbourhood. If a licence were to be granted I believe that the hours should be restricted to say 9pm to avoid further late night noise disturbance, the cumulative affect of which could be very significant.

Thank you for considering my views and I look forward to hearing further concerning the progress of these applications which are of great concern to the local residents in the area.

Regards,



**From:**  
**Sent:** 17 May 2013 18:06  
**To:** Licensing  
**Subject:** Sydney Food Limited, 49 Clerkenwell Green London EC1R 0EB

Dear Sir/Madam

We oppose the grant of a licence for the above on these grounds: the prevention of crime and disorder and of public nuisance. We also submit it should be rejected on the basis of the presumption against new licences in Cumulative impact areas.

#### The Prevention of crime and disorder

The application seeks to be able to engage in licensed activities Monday to Sunday 10pm-12pm with refreshments served Monday to Sunday 11pm- 5am, we suggest that given the existing experience with the current licensed premises in the area (for example in the vicinity of Smithfield market, Clerkenwell road and also St John' street) there is a meaningful concern that any new venue particular one of large size as this seems to be, has the potential to encourage low-level criminality and disorder in its immediate neighbourhood.

#### The Prevention of public nuisance

We are in a quiet residential area with streets immediately around the licensed premises, namely Hayward's Place, Sekforde street, Aylesbury Street and Woodbridge street, It seems highly likely that the influx of people into this area late at night will lead to noise and other public nuisance, especially if the licensed premises are to operate until midnight this may lead to direct noise from the venue itself, from the noise of people coming and going, cars and taxi's arriving and leaving with doors shutting, including those leaving after licensing hours, and from people smoking on the street and waiting on corners for transportation.

In addition, it seems that the applicant seeks to be able to serve hot food until 5.00 am each night, this would make the potential for nuisance greater the later the venue operates the more disturbance it will cause to its neighbours.

#### Conclusion

For the reasons notes above it is submitted that the application will add to the existing impact of the licensed premises within the Bunhill and Clerkenwell Cumulative impact area for that reason it is submitted that the application be refused.

If notwithstanding the presumption with regard to the Cumulative Impact Area, The London Borough of Islington is nevertheless minded to grant the application, it is submitted that the following conditions should be imposed.

- 1) No licensable activities should take place before 08.00 Monday - Friday nor before 09.00 Saturday and Sunday.
- 2) The premises should be vacated by all clientele within 30 minutes of the end of the licensable activities.
- 3) No Licensable activities of any kind (including the service of food) should take place after 2200 Monday- Saturday nor after 2130 on Sunday
- 4) No bottling out or any other noisy activity including the pulling out of bins, should take place before 0900 Monday - Friday and NOT at all on weekends.
- 5) No noise from within the licensed premises shall be audible at the boundary of any other property .
- 6) The licensee shall take all reasonable steps to ensure no noise is caused by persons coming to or leaving the licensed premises and shall not allow anyone to congregate outside or on the corner of Hayward's Place or Sekforde Street.
- 7) Door staff should be permanently present outside the licensed premise during hours of operation. They shall ensure that smokers do not congregate outside and shall direct patrons leaving the premises away from Aylesbury

Street ,Hayward's Place, Sekforde Street, and Woodbridge Street and towards Clerkenwell Green and Farringdon Road.

8) The licensee shall hold public meeting every six months with local residents to discuss its compliance with the conditions of its license and any other issues or concerns and shall report to the licensing authority on the outcome of these meetings.

9) The licensee shall prominently display a contact name and number of someone who can deal with complaints and who is available during hours of licensed activities, the licensee shall maintain a written log of such complaints and action taken in respect of each one.

Regards

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**Gallacher, Simon**

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**From:**  
**Sent:** 20 May 2013 18:30  
**To:** Envh, Residential; Licensing  
**Subject:** Objection to pending licence application - Buckley Building 49 Clerkenwell Green  
London EC1R 0EB

Dear Sirs,

We wish to object to the application relevant to the above address. We are writing as residents of  
, Clerkenwell, London.

My objections are based on the following

Firstly, change of use. The building was previously offices only, having little impact on nearby residents, especially as it was vacated in the evenings and at weekends. Any issues relating to the running of a restaurant from the address will have a negative impact on the residents. In particular the noise associated with rubbish collection at unsociable hours and the increase in late night traffic, both pedestrian and motor vehicles in what has always been a residential area.

Secondly, we feel that the area is already at saturation point in regards to licensed premises. The cumulative impact of all of these licenses is also having a negative impact. We already have problems associated with noise, anti social behaviour and preloading of alcohol in the neighbourhood. We understand this was the basis for the alcohol licence being refused at the proposed new Sainburys on St John St. Certainly this should set a precedent and at least the licence for off sales should be declined

As regards the playing of recorded music, we are nervous that this may allow the restaurant to cross over into a club type environment. This is even less in keeping with the residential status of the area and is therefore unsuitable. Similarly the application to show films is not consistent with a neighbourhood restaurant and is again not suitable.

We thank you for taking our objections to this application into consideration

Yours sincerely

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**Gallacher, Simon**

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**From:** n>  
**Sent:** 23 May 2013 12:08  
**To:** Envh, Residential; Licensing  
**Subject:** Objection to Pending Licence Application re Buckley Building, 49 Clerkenwell Green, London EC1R 0EB

Dear Sirs,

I refer to the above (and the additional particulars of the relevant application attached, obtained from the "Licensing Online" section of Islington Council's website). I write as a party interested in, and affected by, the application, being a resident at the adjoining building the Print House, Flat 7, 32 Aylesbury Street, Clerkenwell, London EC1R 0HH.

It would appear that the licence application seeks permission for (i) the sale of alcohol, (ii) the playing of recorded music and (iii) the showing of films.

Taking each in turn:

1. Sale of Alcohol: The attached document indicates that the application is for the sale of alcohol on the premises. However, public notices of this licensing application are in breach of the Licensing Act 2003 thereby rendering the application invalid. Please refer to the 19 May email sent by [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk) <<mailto:licensing@islington.gov.uk>> for a specific explanation of the manner in which this application is in breach and therefore invalid.

Furthermore, public notices of the licensing application displayed in the vicinity of the Buckley Building are ambiguous and suggest that the application may relate to the sale of alcohol for consumption off the premises. I would strongly object to the latter because:

1.1 This would represent a wholly unsuitable extension of the limited existing commercial activity in a predominantly residential area - namely Sekforde Street, pedestrian section of Haywards Place, Clerkenwell Green and the adjacent residential building of the Print House. Note that although the application relates to the Buckley Building it is (I assume) for use in connection with an intended restaurant to be incorporated in that building.

1.2 Local problems associated with noise, anti-social behaviour and "pre-loading" of alcohol (prior to visiting clubs and other outlets where alcohol is expensive) surely requires no introduction. The Council is well aware that these issues have become acute in Clerkenwell and (as I understand it) the Council itself already regards the area in which the Buckley Building is situated as having reached "saturation point" in this regard. I refer you to the arguments very recently employed by local residents successfully to defeat Sainsbury's application for a licence for off-sales of

alcohol at its proposed new mini-supermarket on 91-93 St John Street. As the Council was persuaded that it was inappropriate to grant an off-sales licence to Sainsbury's in that instance, I would hope that a consistent response by the Council to the arguments successfully employed in that case (which equally apply in the present case) will result in any off-sales licence application being declined.

2. Playing of recorded music: On the assumption that there are no irregularities in the process by which permission was granted for restaurant use, I would have no objection in principle to the playing of music that is merely background music of the type conventionally employed in restaurants. I would object to anything beyond that, which implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

3. Showing of Films: I object to the grant of any licence for the showing of films. This is not an activity necessary or desirable for the conduct of a conventional restaurant. The application for such a licence implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

I trust that you will take these representations into account when considering the pending licensing application. Whilst I write as a resident of Aylesbury Street, I am sure residents of other local streets will have similar concerns. Views that I have obtained from local residents in neighbouring streets support that assumption.

Yours sincerely,

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**Gallacher, Simon**

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**From:** --  
**Sent:** 21 May 2013 12:19  
**To:** Envh, Residential; Licensing  
**Cc:**  
**Subject:** Objection to Pending Licence Application re Buckley Building, 49 Clerkenwell Green, London EC1R 0EB

Dear Sirs,

I refer to the above (and the additional particulars of the relevant application attached, obtained from the "Licensing Online" section of Islington Council's website). I write as a party interested in, and affected by, the application, being a resident at the adjoining building the Print House, Flat 7, 32 Aylesbury Street, Clerkenwell, London EC1R 0HH.

It would appear that the licence application seeks permission for (i) the sale of alcohol, (ii) the playing of recorded music and (iii) the showing of films.

Taking each in turn:

1. Sale of Alcohol: The attached document indicates that the application is for the sale of alcohol on the premises. However, public notices of this licensing application are in breach of the Licensing Act 2003 thereby rendering the application invalid. Please refer to the 19 May email sent by [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk) for a specific explanation of the manner in which this application is in breach and therefore invalid.

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1.2 Local problems associated with noise, anti-social behaviour and "pre-loading" of alcohol (prior to visiting clubs and other outlets where alcohol is expensive) surely requires no introduction. The Council is well aware that these issues have become acute in Clerkenwell and (as I understand it) the Council itself already regards the area in which the Buckley Building is situated as having reached "saturation point" in this regard. I refer you to the arguments very recently employed by local residents successfully to defeat Sainsbury's application for a licence for off-sales of

alcohol at its proposed new mini-supermarket on 91-93 St John Street. As the Council was persuaded that it was inappropriate to grant an off-sales licence to Sainsbury's in that instance, I would hope that a consistent response by the Council to the arguments successfully employed in that case (which equally apply in the present case) will result in any off-sales licence application being declined.

2. Playing of recorded music: On the assumption that there are no irregularities in the process by which permission was granted for restaurant use, I would have no objection in principle to the playing of music that is merely background music of the type conventionally employed in restaurants. I would object to anything beyond that, which implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

3. Showing of Films: I object to the grant of any licence for the showing of films. This is not an activity necessary or desirable for the conduct of a conventional restaurant. The application for such a licence implies a wholly different nature of commercial activity from a conventional restaurant, ill-suited to a predominantly residential environment.

I trust that you will take these representations into account when considering the pending licensing application. Whilst I write as a resident of Aylesbury Street, I am sure residents of other local streets will have similar concerns. Views that I have obtained from local residents in neighbouring streets support that assumption.

Yours sincerely,

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This email is confidential and is intended only for the individual(s) or entity named above and others who have been specifically authorized to receive it. If you are not the intended recipient, please do not read, copy, and use or

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**Gallacher, Simon**

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**From:** [redacted]  
**Sent:** 18 May 2013 16:18  
**To:** Licensing  
**Subject:** Buckley Building, 49 Clerkenwell Green, Islington, London, EC1R 0EB

Dear sir,

I'm residing at [redacted] 1 St John Street. I just heard from my neighbour a [redacted] bout Sydney Food Ltd.'s license request to operate a restaurant at the Buckley Building.

Please consider my below comments and concerns under the following objectives: 1) prevention of public nuisance, 2) prevention of crime and disorder.

Myself and my wife moved to London from Turkey 7 months ago and we rented our flat almost 5 months ago. This flat was above our budget but we decided to stretch it as we liked this flat and the area very much as it is a very quite and secure neighbourhood. Yes there are several pubs and restaurants in the area but they are either on the main street or quite away from us hence we do not get annoyed even if people drink outside the premises. More importantly all the places close at 11:00. However, I understand from the application that this new restaurant will be offering alcohol on and off the premises and more importantly after midnight which means that people getting out off the pubs/restaurants on the main street will continue drinking at this new place and likely to use the Hayward's Place passage which looks to our bedroom. Obviously this means noise for extended hours (please keep in mind that there is a big youth population in the neighbourhood due to the university) but more importantly possibly an unsafe environment. I'm away from home frequently as my job requires extensive travelling outside the UK and I will obviously not feel comfortable leaving my wife alone under these circumstances. Therefore I would very much appreciate that you limit alcohol consumption at this new restaurant until 11:00 like all other premises. Otherwise we will have to consider moving to another location and claim from Islington Council for any costs/expenses associated with our move. Appreciate if you could kindly advice the outcome of the licensing committee hearings.

Please feel free to share my identity with the applicant.

Kind regards,



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**Gallacher, Simon**

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**From:** <[redacted]@[redacted].ail.com>  
**Sent:** 03 June 2013 18:37  
**To:** Gallacher, Simon  
**Subject:** Re: FW: Sydney Food Ltd, 49 Clerkenwell Green

Dear Simon,

I guess i am just resubmitting what i have already submitted with the added objection and legitimate point made by another resident, that when we look at this companies other operating establishments, ie. Westbourne Grove, they have a shut down by 10.30pm. I just do not understand why in an area as peaceful and not on the social radar like Westbourne Grove, they want a licence until 1200am. It just seems totally ridiculous! I was born on the Liverpool Road and grew up around the corner right here in EC1 and i plan to have my family here. It is the most dreadful prospect that this little haven will now possibly become a fashionable destination when there are already many fashionable (and not so fashionable) bars and clubs and restaurants close by. Please come down here on a weekend night and see how peaceful and how inappropriate this application is. I have only just found out about the proposed license application at 49 Clerkenwell Green.

As a resident at [redacted] for 13 years i have known various public venues in the vicinity come and go that involved music and alcohol. Turnmill's nightclub, a basement bar on the Green, st James's church crypt which now has quite loud music late on Saturdays which keeps me up!

I strongly object to this application for these reasons: This particular area needs very special consideration as it is a delicate balance of business and residents. There are many older residents especially at the Mercers home for elederly residents here on St James's Walk. They have no real desire for this as i know 6 or 7 residents who live there. We are all confined in a small conservation area. We are a close knit community and often feel that the area is rife for all manner of bars and restaurants. I believe that it is only a matter of time before it reaches a saturation point yet again. What happens is because of the 3 Kings, The crown, The Seckforde arms, The Horseshoe pub, The Green, 'In the dark' restaurant, The Belgium bar on Jeruselam Place, All the venues around the corner on St Johns Sq and all the bars along St Johns St all combine to create mess, noise and quite often they make their way through these few Streets. What follows is street crime which is very common. I really don't think this is an acceptable addition right in the very quiet heart of the Green and Sekforde/St James's. The off spin of drinking nearly always spills out in loud noisey people who will take up much of what little parking there is. Please do not allow this application to go through.

This building once provided 350 staff for 'Pinsent Masons' and now i hear that the possible building capacity will exceed 750 people. This will create mayhem here. The through traffic is already very bad.

There has to be consideration on traffic, the noise of music and congestion of the two. Please consider that this is not an area prepared for entertainment. We manage quite well and in a micro climate sense, as a working creative and residential environment...not an entertainment zone.

This is an exceptional and historical little corner of London.

Smithfield is already well on its way to being saturated by bars and restaurants and i can see this area being exploited by more alcohol related venues. PLEASE do not allow it. Once they have permission these venues fast turn areas like these into entertainment zones that simply cannot support them. It is already at a tilting point. I assure you of this.

Yours sincerely,

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**ISLINGTON**

Mr Andrew Wong  
Jeffrey Green Russell Limited  
Waverly House  
7 – 12 Noel Street  
London  
W1F 8GQ

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: AWW/GCS/20683.00001

Date: 29 May 2013

Dear Sir

**Licensing Act 2003  
Representation from Responsible Authority for Health and Public Safety  
Buckley Building 49 Clerkenwell Green EC1R 0EB**

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.

There is insufficient detail on the plans to determine that all parts of the premises have adequate health and public safety requirements. The premises are being constructed and the building works should be inspected and approved by the responsible authority for health and public safety before the premises can be used under the licence.

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

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

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

Yours faithfully

Geoff Weaver  
Senior Building Surveyor (Licensing Health and Safety)

**Islington Licensing Authority  
Licensing Act 2003  
Representation form from Responsible Authority for Health and Public Safety**

<b>Name</b>	Geoff Weaver
<b>Job title</b>	Senior Building Surveyor (Licensing Health and Safety)
<b>Postal address</b>	Islington Council, Building Control Service 222 Upper Street, London N1 1XR
<b>email</b>	geoff.weaver@islington.gov.uk
<b>Contact telephone number</b>	020 7527 5986
<b>Name and address of the premises concerning the representation</b>	Buckley Building 49 Clerkenwell Green EC1R 0EB
<b>Public Safety</b>	The premises are being constructed and the building works should be inspected and approved before the premises are occupied under the licence. Insufficient detail on the premises plan of the ventilation, lighting and emergency lighting, fire fighting appliances, fire and emergency warning systems, exits and exit signage.
<b>Suggested conditions that could be added to the licence to remedy the public safety representation</b>	<p>(1) The premises shall not be used under the licence until and the arrangements at 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.</p> <p>(2) 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.</p> <p>Note: This figure will be subject to:</p> <ul style="list-style-type: none"> <li>(i) Width, number and location of the exits.</li> <li>(ii) Floor area.</li> <li>(iii) Ventilation.</li> <li>(iv) Sanitary facilities.</li> </ul>

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

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

(19)

**Gallacher, Simon**

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**From:**  
**Sent:** 20 June 2013 08:50  
**To:** Licensing  
**Cc:** Gallacher, Simon  
**Subject:** Fwd: Sydney Food Limited, 49 Clerkenwell Green, London EC1

Regarding the reapplication for this license, I wish to resubmit my original comments below. In addition I object to the specific application for all night opening on New Year's Eve and other unspecified dates throughout the year - this will clearly cause a public nuisance due to noise disturbance and other possible disorderly behaviour in an area which is protected and is wholly unsuitable for such activity due to the high density of domestic residents.

Kind regards

Begin forwarded message:

**From:**  
**Subject:** Sydney Food Limited, 49 Clerkenwell Green, London EC1  
**Date:** 15 May 2013 13:40:05 BST  
**To:** [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

Dear Sirs,

Please find below my comments about the licensing objectives for the above address as listed in your recent letter sent to residents.

**Public Nuisance**

The premises are in a relatively quiet area with a large number of local residents. There are few sources of noise leading to public nuisance in the immediate area. In addition I am not aware of any other late licenses for businesses selling food and alcohol in the immediate area. My concerns are that the proposed licensing objectives could change this considerably, attracting a lot more people to the area and in particular changing the local environment during late evenings and weekends. This may lead to noise from customers arriving and leaving and noise from people buying alcohol for consumption off the premises and doing so in the local area. The licence for recorded music and films could also create a noise disturbance despite assurances that it will not be audible outside the building. As the building is quite enclosed and situated between small streets, noise within this area tends to be amplified and carry. The late licence makes the possible problem from noise disturbance significantly more concerning, as it seems likely that the premises would be a magnet for those who have left other establishments, which close earlier, and are seeking further supplies of alcohol. This could lead to late night revellers lingering in the area with consequent disturbance to neighbouring residents. In addition there will be an inevitable increase in vehicular traffic around the building including for deliveries and waste collection and, for example, the disposal of

empty bottles etc could be another source of noise disturbance. If the restaurant has outside spaces (e.g. roof terraces) some of these problems involving noise from customers drinking could be even greater.

#### Crime and Disorder

For the reasons listed above, there is a risk that attracting customers later in the evening will bring attendant problems resulting from excessive alcohol consumption and consumption of alcohol sold to be taken off the premises especially if it is then consumed in the local area. These problems might include excessive noise or other disorder in surrounding streets, particularly those that lead from main roads to the address (including Hayward's Place onto which my property faces).

In summary the main concerns are with the relatively late end to the licence time, the music and exhibition of films licence and the general alteration to the current peaceful nature of the immediate surrounding area, which could have a big impact on local residents. As previously stated, noise of any kind tends to carry around this area because of the street layout and the surrounding buildings.

I would like to add that I am keen to support local businesses, including the many restaurants which bring benefits to life in Clerkenwell. However the effect on local residents of new licences for such businesses needs to be given due consideration and these businesses need to be aware of and protect the quality of life of their residential neighbours.

Kind regards,

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**Gallacher, Simon**

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**From:** .....  
**Sent:** 20 May 2013 00:12  
**To:** Licensino  
**Cc:** .....  
**Subject:** ref: WK/201310113 Premises License Application New

Dear Simon Gallacher,

With reference to WK/201310113 Premises Licensing Application New at Sydney Food Limited, 49 Clerkenwell Green, London EC1.

As a resident at ..... my concerns are as follows:

It has not been stated what the premise will be used as; retail, public house, restaurant, club, venue, cinema? The sale of alcohol which may be consumed on and off this kind of premises, within such close proximity to a quiet residential neighbourhood, could result in disorderly activity extending into the square, park and street adjoining the premises. Such behaviour would be unacceptable in the confines of the area.

Recorded music and exhibition of film presents the possibility of noise pollution.

Late night refreshments i.e. hot food or drink supplied between 23:00 and 05:00, raise considerable concerns relating to outside drinking, noise pollution, social misbehaviour, untidiness and nuisance.

Sekforde street is a quiet and very respectable street which should be taken into consideration in respect of this licensing application.

Thank you.

Yours sincerely,

21

**Gallacher, Simon**

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**From:** 1>  
**Sent:** 10 June 2013 17:36  
**To:** Licensing; Gallacher, Simon  
**Cc:**  
**Subject:** Objection to Premises Licence Application for Sydney Food at 49 Clerkenwell Green, London EC1

Objection to Premises Licence Application for Sydney Food at 49 Clerkenwell Green, London EC1

Dear Sirs,

We write as a party interested in and affected by the application above. We are residents at the adjacent building the t, Clerkenwell, London EC1P

We object to this application by Sydney Food Limited on the basis that it would run counter to government and Council policy to issue new licenses of the kind being requested. Please refer to my objections below on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 4, 5, 7, 8, 9, 18, 19, 21, 22, 24 and 25.

The licence application seeks permission 7 days a week (10:00 – 00:00) to sell alcohol on and off premises, show films and play music. The impact of this license on the neighbouring residences will have severely negative effects on local residents and the immediate surrounding area.

In addition (although not noted on the license notices posted on the building nor in the letter to residents from the Council) the license application seeks permission from 00:00 to 10:00 the next day for alcohol sales, music and films on New Year's Eve and on 15 other occasions. This appears completely contrary to the Council's Licensing Policy and would exaggerate even further all of the negative effect on local residents – as detailed below.

The areas of Sekforde St, St James Walk and Sans Walk have significant residential populations, as well as our block on Aylesbury St, the houses on Haywards Place and the large block at 201 St John Street (with residences along Haywards Place and Woodbridge St). Additionally, the neighbouring areas of Sekforde St, St James Walk and Sans Walk are very quiet and include a large number of residences.

We object to ANY weekend licence, ANY licence beyond 11pm, ANY off sales licence, ANY outdoor seating area and ANY licence allowing alcohol sales and films/movies throughout the night until the next morning. 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.

In addition, as stated by another one of our neighbours, may I draw to your attention that the scope of the licence sought by SFL (which appears to be the corporation through which the "Granger & Co" restaurant chain operates: [www.grangerandco.com](http://www.grangerandco.com)) does not appear to have the benefit of (or therefore to require) a licence having the scope of that applied for re 49 Clerkenwell Green in relation to its other existing London restaurant at 175 Westbourne Grove. In particular, for Westbourne Grove, last orders are 10:30 p.m. Monday-Saturday and 9:30 p.m. on Sunday and (as far as we can ascertain) neither the showing of films nor the off-sale of alcohol are features. It therefore appears probable that some of the more objectionable elements of SFL's Clerkenwell Green licence application relate to activities that are not even features of, or required to pursue, its current restaurant model (assuming Westbourne Grove to be representative of course).

#### Licensing Objective 1, Prevention of crime and disorder

This application would add to the local concerns of crime and disorder. The Council's Licensing Policy designates Clerkenwell as an area of cumulative impact and saturation, and notes that alcohol consumption is increasingly identified as a major factor behind violent crime and disorder in the borough.

The Council's Licensing Policy notes that the increasing number of late night premises supplying alcohol for consumption and the resulting impact on crime and antisocial behaviour has created an imbalance and more controls are being proposed. One additional means of control cited by the policy is restricting the number of outlets supplying alcohol in cumulative impact areas such as Clerkenwell. The policy also notes that further expansion (i.e. with this and the other current license application at the same building) could provide disproportionately negative benefits for local residents.

As local residents, we must agree with the Council's policy and ask that you reject this application. Not only does this application seek to create a new location for the sale of alcohol in an area of cumulative impact and saturation, it also seeks more extended hours than neighbouring restaurants and seeks to sell alcohol for off premises (which will increase the resulting impact on the neighbourhood well after the proposed closing time).

Since Islington Council has recognised the statistical evidence for alcohol-related crime and disorder in the borough, it is not desirable to add to the more than 1300 premises in Islington licensed to sell alcohol and thus adversely affect our local environment with increased potential for crime and disorder.

There are already a significant number of licensed premises in the neighbourhood – we are not short of places to drink. Further licenses will 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.

#### Off-sales License Application

We refer you to the arguments very recently employed by local residents successfully to defeat Sainsbury's application for a licence for off-sales of alcohol at its proposed new mini-supermarket on 91-93 St John Street. As the Council was persuaded that it was inappropriate to grant an off-sales licence to Sainsbury's in that instance, we



would hope that a consistent response by the Council to the arguments successfully employed in that case (which equally apply in the present case) will result in any off-sales licence application being declined.

Furthermore, the Green area immediately outside the premises is an Alcohol Control Zone. It would therefore seem totally illogical for the council to designate the area as such and then grant a licence facilitating off-sales for consumption off-premises in an Alcohol Control Zone.

Moreover, St James's Churchyard, accessible directly opposite the premises, is often left unlocked in the summer months providing a secluded area for anti-social activities ranging from drinking, drug taking and dealing, rough sleeping and other activities and where certain local usually underage teenagers can congregate with impunity since there are so many exits. A further source of off-premises off-sales immediately across the road seems only likely to encourage and increase such anti-social activities, especially since the peak time for it being left open coincides with the summer months.

The back wall of St James's churchyard and Hayward's Place are already an unofficial pissoir for those making their way home from the Green or elsewhere in Clerkenwell. Premises further promoting off sales would only add to a fragrant and unpleasant problem for those of us who actually live here and have to walk with our children around the area the morning after the night before, amongst the urine and the sick and on occasions worse.

Off sales are already available for off-site consumption at Waitrose until 10pm weekdays and Tesco until 11pm everynight. There is no need or justification for the applicant to have the ability to add to that supply of off-sales alcohol. There is also the irony that the people who tend to buy off sales at the last minute late at night seem very often to be the precise people who should not be sold any more alcohol at all, let alone off-sales.

Lastly we would note that this application also notes "Sale of alcohol off the premises shall be in sealed containers except to customers in (any) external seating area". I am not personally aware how a restaurant obtains the right or licence for an external seating area, but needless to say any external seating area would even further increase the noise disturbance to neighbouring residences. And if it is within the remit of the Licensing Authority, I request that any request for external seating area(s) is denied.

#### Licensing Objective 2, Prevention of public nuisance

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol – and with the proposed late hours of operation till midnight with off premises sales as well. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

Aspects that will significantly impact noise levels and create a nuisance for all of the adjacent residences and neighbouring community include, but are not limited to:

A greater number of people loitering and smoking outside the premises. It is inconceivable that this noise will not be a public nuisance, and even more so in the summer months when residents in adjacent buildings are more likely to have their windows open.

Dispersal of people with late night alcohol. The applicant notes that they will place a sign at the entrance requesting customers to leave the area quietly. However there is no suggestion of how the applicant will enforce this policy. Patrons may well be waiting for taxis or simply gathering in the street, as there is not much through traffic to discourage them. Despite best efforts, it would be impossible to eliminate noise disturbance as patrons leave the vicinity. And these late night patrons may also still be consuming alcohol purchased for off premises.

It is inevitable that the drinking and noise will move outdoors – witness for example the situation outside The Crown and The Three Kings pubs on Clerkenwell Green and The Dovetail on Jerusalem Passage.

The application states music shall not emanate from the premises so as to cause a nuisance to nearby properties. However the applicant makes no mention of how they intend to ensure this, and does not provide any acoustic report to confirm this premise. In this manner the application has failed to comply with the Council's Licensing Policy (pg 50) which states that the applicant should ... prepare a scheme of sound insulation and noise control measures... to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. Nor has the applicant proposed any plans to comply with the policy's statement (also pg 50) ... Doors and windows to the premises will be kept closed at all times when noise generating regulated entertainment is taking place...

#### Licensing Objective 3, 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 (likely with off license alcohol) and unsanitary conditions (such as the presence of vomit, open containers of alcohol, food refuse and other rubbish which are associated with alcohol consumption). The off-sales license portion of the application creates further safety concerns, as mentioned above, and in particular given the proximity of the proposed license location being directly across the street from the St James churchyard.

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.

#### Licensing Objective 4, Protection of children from harm

With the supply of alcohol until 00:00 plus with off license sales, alcohol related antisocial behaviour on the street after exiting the premises would expose children in the nearby residences to all of the harms caused by an increase in crime and disorder, as mentioned above.

In addition the aforementioned increase in crime, disorder and antisocial behaviour further threatens children. In particular, this license could aggravate existing problems with antisocial behaviour in the St James churchyard – which is an area where local children play and where there is even 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 (especially one with off-sales).

#### Licensing Policy 1

This policy states ... Careful consideration will be given to the need to add to the number of licensed premises given Islington has one of the highest densities in England. The Licensing Authority will take into account, among others:

- whether the premises is located in an area of cumulative impact – yes
- the location of the premises and character of the area – adjacent to local residences
- the proposed hours of operation –extensive hours until 00:00

#### Licensing Policy 2

The Licensing Authority's special policy relating to Clerkenwell creates a rebuttable presumption that applications for new premises licenses that are likely to add to the existing cumulative impact will normally be refused. The effect of adopting a special policy of this kind is to create a rebuttable presumption that where representations are received applications will normally be refused.

This is a sensible approach to a difficult problem - we can't see how ANY new license (especially a 7 day a week ,full day license with off-sales) will do anything but add to the cumulative impact, no matter how well run the establishment. –we hope the council will follow its own wise words

Given that representations are being made by numerous neighbours, we understand that the Policy requires the Licensing authority when refusing an application to show that the grant of the application would undermine one or more of the licensing objectives and that conditions or restrictions would be an ineffective solution. The first requirement is demonstrated as per the above comments relating to objectives 1-4. The second requirement is demonstrated as per current saturation levels, which mean additional licenses (regardless of restrictions) will serve no added benefit to the community and only pose potential harms.

#### Licensing Policy 4

This policy states that a previous policy to permit alcohol sales for consumption off the premises resulted in a huge increase in the number of off-licences in the borough. The policy states this had a detrimental impact on local communities in terms of noise, disturbance and antisocial behaviour due to the increasing ease of access to alcohol and concentration of premises with off-sales licences in a local area. Licensing Policy 4 therefore concludes that this leaves the Licensing Authority no option but to restrict the sale of alcohol for consumption off the premises where it is appropriate to promote the licensing objectives.

Given that Clerkenwell is designated as an area of cumulative impact and saturation, that the Clerkenwell Green area immediately outside the proposed license premises is an Alcohol Control Zone, and that off-licence sales are already available nearby (for example the Waitrose and Tesco on St John St), it seems clear that in this instance the Council should follow Licensing Policy 4 by declining this application for off-licence alcohol sales.

#### Licensing Policy 5

This policy states that applicants are expected to have measures in place to ensure that their customers do not contribute to problems of anti-social drinking, for example drinking in the street. Aside from a CCTV at the entrance to capture patrons' faces, the applicant does not suggest any such measures and thus fails to comply with the Council's Licensing Policy.

#### Licensing Policy 7

This policy states ... Where representations are received the Licensing Authority may seek to restrict hours of opening where it is appropriate to promote the licensing objectives. ... the evidence in Islington that extended opening hours has seen increased levels of crime and anti social behaviour such as noise and disturbance to local residents. Later opening hours also impact on the response times for emergency services. The number of late night premises is now at a level where to allow more would adversely impact on this balance.

This policy is clearly relevant to the above application.

#### Licensing Policy 8

This policy states ... The Licensing Authority considers that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning and despite the best efforts of businesses to manage the dispersal of patrons it can be very difficult to eliminate any such disturbance to residents when patrons have left the vicinity of a licensed premises.

This policy is clearly relevant to the above application.

#### Licensing Policy 9

This policy states that the Licensing Authority seeks the highest standards of management and therefore expects the applicant's operating to address how the four licensing objectives will be promoted.

We would note that in Section M of this license application they state "please see presentation and conditions attached" in regards to the steps the applicant intends to take to promote the four licensing objectives. However the applicant's operating schedule presentation to the Council, although it does include 7 proposed conditions including CCTV at the door entry, does not make a single other mention as to how the applicant intends to promote the prevention of crime and disorder, public safety, the prevention of public nuisance nor the protection of children from harm.

In this regard the application clearly fails to meet the requirements of the Licensing Authority and should be rejected.

#### Licensing Policy 18

This policy states ... Complaints about noise in Islington have risen substantially over the last ten years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This policy is clearly relevant to the above application.

#### Licensing Policy 19

This policy encourages applicants to consider whether early morning deliveries and collections to their premises could potentially result in a public nuisance. The applicant has shown no such consideration and has not proposed any measures to minimise the impact of early morning deliveries and collections on local residents.

#### Licensing Policy 21

This policy states ... An application for a new late night premises licence will not normally be granted unless a proposed dispersal policy is included in the operating schedule. The applicant has shown no such consideration or proposal.

Furthermore in addition to a request for normal opening hours until 00:00, this applicant is also requesting operations from 00:00 to 10:00 the next day on New Year's Eve and 15 other occasions – without any indication as to how the applicant proposes to manage dispersal of patrons or other nuisances to neighbours.

#### Licensing Policy 22

This policy states... in determining late night applications the Licensing Authority expects late night venues to include a number of provisions to help manage late night dispersal. The applicant has shown no such consideration or proposal for the main request of operation until 00:00, nor for New Year's Eve and the 15 other occasions when they propose to be open from 00:00 to 10:00the next day.

#### Licensing Policy 24

This application proposes the showing of films, but has not highlighted arrangements to ensure compliance with Licensing Policy 24 in relation to the age restrictions of the appropriate British Board of Film Classification (BBFC) in their operating schedules.

## Licensing Policy 25

This policy states that the Licensing Authority expects licensees to have robust management arrangements in place to prevent staff making underage sales. The applicant has shown no such consideration or proposal in their license application nor their operating schedule proposal.

### 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 nuisances to local residents:

1. The applicant should not be permitted as a condition of the license to use the building's terraces for alcohol or smoking.
2. The applicant should be obliged as a condition of the licence to ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00.
3. The applicant should be obliged as a condition of the licence 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.
4. Patrons should not be allowed to stand outside or opposite and obstruct the pavement, and the applicant should be under a positive obligation to enforce this as a condition of the licence.
5. 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. A Midnight finish would mean that there will be people leaving for half an hour after that at least and quite often they will stand and chat outside (loudly and lengthily if inebriated) which will create a significant noise nuisance for residents who live close by. 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 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 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 to Midnight

seven days a week. This is especially the case given 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, it would be much more difficult to oppose existing premises seeking to extend their licences with the consequent erosion of the peaceful character of the area.

#### 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 who will suffer with licensed premises that are enabled to operate late. One only has to look at the mayhem in Cowcross Street on a Friday and Saturday night to see what can happen if things are not properly controlled.

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. Moreover they seek to provide yet another and unnecessary source of off-site off-sales whilst being opposite the Clerkenwell Green Alcohol Control Zone.

A limited 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. The current terms of the application do not demonstrate such a willingness in the applicant by proposing unreasonably long hours and off-sales for consumption off-premises.

We hope that you will therefore give our objections due and proper consideration, and reject this licence application.

Thank you in advance for your time in considering this representation.

Yours faithfully,

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**Gallacher, Simon**

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**From:**  
**Sent:** 10 June 2013 11:01  
**To:** Licensing  
**Cc:** Gallacher, Simon  
**Subject:** Objection to Premises Licence Application for Sydney Food at 49 Clerkenwell Green, London EC1

Dear Sirs,

I write as a party interested in and affected by the application above. I am a resident at the adjacent building the Clerkenwell, London EC1R

I object to this application by Sydney Food Limited on the basis that it would run counter to government and Council policy to issue new licenses of the kind being requested. Please refer to my objections below on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 4, 5, 7, 8, 9, 18, 19, 21, 22, 24 and 25.

The licence application seeks permission 7 days a week (10:00 – 00:00) to sell alcohol on and off premises, show films and play music. The impact of this license on the neighbouring residences will have severely negative effects on local residents and the immediate surrounding area.

In addition (although not noted on the license notices posted on the building nor in the letter to residents from the Council) the license application seeks permission from 00:00 to 10:00 the next day for alcohol sales, music and films on New Year's Eve and on 15 other occasions. This appears completely contrary to the Council's Licensing Policy and would exaggerate even further all of the negative effect on local residents – as detailed below.

The areas of Sekforde St, St James Walk and Sans Walk have significant residential populations, as well as my block on Aylesbury St, the houses on Haywards Place and the large block at 201 St John Street (with residences along Haywards Place and Woodbridge St). Additionally, the neighbouring areas of Sekforde St, St James Walk and Sans Walk are very quiet and include a large number of residences.

I object to ANY weekend licence, ANY licence beyond 11pm, ANY off sales licence, ANY outdoor seating area and ANY licence allowing alcohol sales and films/movies throughout the night until the next morning. 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.

In addition, as stated by another one of my neighbours, may I draw to your attention that the scope of the licence sought by SFL (which appears to be the corporation through which the "Granger & Co" restaurant chain operates:



www.grangerandco.com) does not appear to have the benefit of (or therefore to require) a licence having the scope of that applied for re 49 Clerkenwell Green in relation to its other existing London restaurant at 175 Westbourne Grove. In particular, for Westbourne Grove, last orders are 10:30 p.m. Monday-Saturday and 9:30 p.m. on Sunday and (as far as I can ascertain) neither the showing of films nor the off-sale of alcohol are features. It therefore appears probable that some of the more objectionable elements of SFL's Clerkenwell Green licence application relate to activities that are not even features of, or required to pursue, its current restaurant model (assuming Westbourne Grove to be representative of course).

#### Licensing Objective 1, Prevention of crime and disorder

This application would add to the local concerns of crime and disorder. The Council's Licensing Policy designates Clerkenwell as an area of cumulative impact and saturation, and notes that alcohol consumption is increasingly identified as a major factor behind violent crime and disorder in the borough.

The Council's Licensing Policy notes that the increasing number of late night premises supplying alcohol for consumption and the resulting impact on crime and antisocial behaviour has created an imbalance and more controls are being proposed. One additional means of control cited by the policy is restricting the number of outlets supplying alcohol in cumulative impact areas such as Clerkenwell. The policy also notes that further expansion (i.e. with this and the other current license application at the same building) could provide disproportionately negative benefits for local residents.

As a local resident, I must agree with the Council's policy and ask that you reject this application. Not only does this application seek to create a new location for the sale of alcohol in an area of cumulative impact and saturation, it also seeks more extended hours than neighbouring restaurants and seeks to sell alcohol for off premises (which will increase the resulting impact on the neighbourhood well after the proposed closing time).

Since Islington Council has recognised the statistical evidence for alcohol-related crime and disorder in the borough, it is not desirable to add to the more than 1300 premises in Islington licensed to sell alcohol and thus adversely affect our local environment with increased potential for crime and disorder.

There are already a significant number of licensed premises in the neighbourhood – we are not short of places to drink. Further licenses will 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.

#### Off-sales License Application

I refer you to the arguments very recently employed by local residents successfully to defeat Sainsbury's application for a licence for off-sales of alcohol at its proposed new mini-supermarket on 91-93 St John Street. As the Council was persuaded that it was inappropriate to grant an off-sales licence to Sainsbury's in that instance, I would hope that a consistent response by the Council to the arguments successfully employed in that case (which equally apply in the present case) will result in any off-sales licence application being declined.

Furthermore, the Green area immediately outside the premises is an Alcohol Control Zone. It would therefore seem totally illogical for the council to designate the area as such and then grant a licence facilitating off-sales for consumption off-premises in an Alcohol Control Zone.

Moreover, St James's Churchyard, accessible directly opposite the premises, is often left unlocked in the summer months providing a secluded area for anti-social activities ranging from drinking, drug taking and dealing, rough sleeping and other activities and where certain local usually underage teenagers can congregate with impunity since there are so many exits. A further source of off-premises off-sales immediately across the road seems only likely to encourage and increase such anti-social activities, especially since the peak time for it being left open coincides with the summer months.

The back wall of St James's churchyard and Hayward's Place are already an unofficial *pissoir* for those making their way home from the Green or elsewhere in Clerkenwell. Premises further promoting off sales would only add to a fragrant and unpleasant problem for those of us who actually live here and have to walk with our children around the area the morning after the night before, amongst the urine and the sick and on occasions worse.

Off sales are already available for off-site consumption at Waitrose until 10pm weekdays and Tesco until 11pm everynight. There is no need or justification for the applicant to have the ability to add to that supply of off-sales alcohol. There is also the irony that the people who tend to buy off sales at the last minute late at night seem very often to be the precise people who should not be sold any more alcohol at all, let alone off-sales.

Lastly I would note that this application also notes "Sale of alcohol off the premises shall be in sealed containers except to customers in (any) external seating area". I am not personally aware how a restaurant obtains the right or licence for an external seating area, but needless to say any external seating area would even further increase the noise disturbance to neighbouring residences. And if it is within the remit of the Licensing Authority, I request that any request for external seating area(s) is denied.

#### Licensing Objective 2, Prevention of public nuisance

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol – and with the proposed late hours of operation till midnight with off premises sales as well. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

Aspects that will significantly impact noise levels and create a nuisance for all of the adjacent residences and neighbouring community include, but are not limited to:

A greater number of people loitering and smoking outside the premises. It is inconceivable that this noise will not be a public nuisance, and even more so in the summer months when residents in adjacent buildings are more likely to have their windows open.

Dispersal of people with late night alcohol. The applicant notes that they will place a sign at the entrance requesting customers to leave the area quietly. However there is no suggestion of how the applicant will enforce this policy. Patrons may well be waiting for taxis or simply gathering in the street, as there is not much through traffic to discourage them. Despite best efforts, it would be impossible to eliminate noise disturbance as patrons leave the vicinity. And these late night patrons may also still be consuming alcohol purchased for off premises.

It is inevitable that the drinking and noise will move outdoors – witness for example the situation outside The Crown and The Three Kings pubs on Clerkenwell Green and The Dovetail on Jerusalem Passage.

The application states music shall not emanate from the premises so as to cause a nuisance to nearby properties. However the applicant makes no mention of how they intend to ensure this, and does not provide any acoustic report to confirm this premise. In this manner the application has failed to comply with the Council's Licensing Policy (pg 50) which states that the applicant should ... prepare a scheme of sound insulation and noise control measures... to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. Nor has the applicant proposed any plans to comply with the policy's statement (also pg 50) ... Doors and windows to the premises will be kept closed at all times when noise generating regulated entertainment is taking place...

#### Licensing Objective 3, 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 (likely with off license alcohol) and unsanitary conditions (such as the presence of vomit, open containers of alcohol, food refuse and other rubbish which are associated with alcohol consumption). The off-sales license portion of the application creates further safety concerns, as mentioned above, and in particular given the proximity of the proposed license location being directly across the street from the St James churchyard.

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.

#### Licensing Objective 4, Protection of children from harm

With the supply of alcohol until 00:00 plus with off license sales, alcohol related antisocial behaviour on the street after exiting the premises would expose children in the nearby residences to all of the harms caused by an increase in crime and disorder, as mentioned above.

In addition the aforementioned increase in crime, disorder and antisocial behaviour further threatens children. In particular, this license could aggravate existing problems with antisocial behaviour in the St James churchyard – which is an area where local children play and where there is even 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 (especially one with off-sales).

## Licensing Policy 1

This policy states ... Careful consideration will be given to the need to add to the number of licensed premises given Islington has one of the highest densities in England. The Licensing Authority will take into account, among others:

- whether the premises is located in an area of cumulative impact – yes
- the location of the premises and character of the area – adjacent to local residences
- the proposed hours of operation – extensive hours until 00:00

## Licensing Policy 2

The Licensing Authority's special policy relating to Clerkenwell creates a rebuttable presumption that applications for new premises licenses that are likely to add to the existing cumulative impact will normally be refused. The effect of adopting a special policy of this kind is to create a rebuttable presumption that where representations are received applications will normally be refused.

This is a sensible approach to a difficult problem - I can't see how ANY new license (especially a 7 day a week ,full day license with off-sales) 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

Given that representations are being made by numerous neighbours, I understand that the Policy requires the Licensing authority when refusing an application to show that the grant of the application would undermine one or more of the licensing objectives and that conditions or restrictions would be an ineffective solution. The first requirement is demonstrated as per the above comments relating to objectives 1-4. The second requirement is demonstrated as per current saturation levels, which mean additional licenses (regardless of restrictions) will serve no added benefit to the community and only pose potential harms.

## Licensing Policy 4

This policy states that a previous policy to permit alcohol sales for consumption off the premises resulted in a huge increase in the number of off-licences in the borough. The policy states this had a detrimental impact on local communities in terms of noise, disturbance and antisocial behaviour due to the increasing ease of access to alcohol and concentration of premises with off-sales licences in a local area. Licensing Policy 4 therefore concludes that this leaves the Licensing Authority no option but to restrict the sale of alcohol for consumption off the premises where it is appropriate to promote the licensing objectives.

Given that Clerkenwell is designated as an area of cumulative impact and saturation, that the Clerkenwell Green area immediately outside the proposed license premises is an Alcohol Control Zone, and that off-licence sales are already available nearby (for example the Waitrose and Tesco on St John St), it seems clear that in this instance the Council should follow Licensing Policy 4 by declining this application for off-licence alcohol sales.

#### Licensing Policy 5

This policy states that applicants are expected to have measures in place to ensure that their customers do not contribute to problems of anti-social drinking, for example drinking in the street. Aside from a CCTV at the entrance to capture patrons' faces, the applicant does not suggest any such measures and thus fails to comply with the Council's Licensing Policy.

#### Licensing Policy 7

This policy states ... Where representations are received the Licensing Authority may seek to restrict hours of opening where it is appropriate to promote the licensing objectives. ... the evidence in Islington that extended opening hours has seen increased levels of crime and anti social behaviour such as noise and disturbance to local residents. Later opening hours also impact on the response times for emergency services. The number of late night premises is now at a level where to allow more would adversely impact on this balance.

This policy is clearly relevant to the above application.

#### Licensing Policy 8

This policy states ... The Licensing Authority considers that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning and despite the best efforts of businesses to manage the dispersal of patrons it can be very difficult to eliminate any such disturbance to residents when patrons have left the vicinity of a licensed premises.

This policy is clearly relevant to the above application.

#### Licensing Policy 9

This policy states that the Licensing Authority seeks the highest standards of management and therefore expects the applicant's operating to address how the four licensing objectives will be promoted.

I would note that in Section M of this license application they state "please see presentation and conditions attached" in regards to the steps the applicant intends to take to promote the four licensing objectives. However the applicant's operating schedule presentation to the Council, although it does include 7 proposed conditions including CCTV at the door entry, does not make a single other mention as to how the applicant intends to promote the prevention of crime and disorder, public safety, the prevention of public nuisance nor the protection of children from harm.

In this regard the application clearly fails to meet the requirements of the Licensing Authority and should be rejected.

#### Licensing Policy 18

This policy states ... Complaints about noise in Islington have risen substantially over the last ten years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This policy is clearly relevant to the above application.

#### Licensing Policy 19

This policy encourages applicants to consider whether early morning deliveries and collections to their premises could potentially result in a public nuisance. The applicant has shown no such consideration and has not proposed any measures to minimise the impact of early morning deliveries and collections on local residents.

#### Licensing Policy 21

This policy states ... An application for a new late night premises licence will not normally be granted unless a proposed dispersal policy is included in the operating schedule. The applicant has shown no such consideration or proposal.

Furthermore in addition to a request for normal opening hours until 00:00, this applicant is also requesting operations from 00:00 to 10:00 the next day on New Year's Eve and 15 other occasions – without any indication as to how the applicant proposes to manage dispersal of patrons or other nuisances to neighbours.

#### Licensing Policy 22

This policy states... in determining late night applications the Licensing Authority expects late night venues to include a number of provisions to help manage late night dispersal. The applicant has shown no such consideration or proposal for the main request of operation until 00:00, nor for New Year's Eve and the 15 other occasions when they propose to be open from 00:00 to 10:00 the next day.

#### Licensing Policy 24

This application proposes the showing of films, but has not highlighted arrangements to ensure compliance with Licensing Policy 24 in relation to the age restrictions of the appropriate British Board of Film Classification (BBFC) in their operating schedules.

#### Licensing Policy 25

This policy states that the Licensing Authority expects licensees to have robust management arrangements in place to prevent staff making underage sales. The applicant has shown no such consideration or proposal in their license application nor their operating schedule proposal.

### 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 nuisances to local residents:

1. The applicant should not be permitted as a condition of the license to use the building's terraces for alcohol or smoking.
2. The applicant should be obliged as a condition of the licence to ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00.
3. The applicant should be obliged as a condition of the licence 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.
4. Patrons should not be allowed to stand outside or opposite and obstruct the pavement, and the applicant should be under a positive obligation to enforce this as a condition of the licence.
5. 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. A Midnight finish would mean that there will be people leaving for half an hour after that at least and quite often they will stand and chat outside (loudly and lengthily if inebriated) which will create a significant noise nuisance for residents who live close by. 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 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 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 to Midnight seven days a week. This is especially the case given 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, it would be much more difficult to oppose existing premises seeking to extend their licences with the consequent erosion of the peaceful character of the area.

#### 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 who will suffer with licensed premises that are enabled to operate late. One only has to look at the mayhem in Cowcross Street on a Friday and Saturday night to see what can happen if things are not properly controlled.

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. Moreover they seek to provide yet another and unnecessary source of off-site off-sales whilst being opposite the Clerkenwell Green Alcohol Control Zone.

A limited 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. The current terms of the application do not demonstrate such a willingness in the applicant by proposing unreasonably long hours and off-sales for consumption off-premises.

I hope that you will therefore give our objections due and proper consideration, and reject this licence application.

Thank you in advance for your time in considering this representation.

Yours faithfully,



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**Gallacher, Simon**

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**From:** .....  
**Sent:** 30 May 2013 19:49  
**To:** Licensing  
**Subject:** SYDNEY FOOD LIMITED - 49 CLERKENWELL GREEN, LONDON EC1

For the attention of Simon Gallacher

**1. PREMISES LICENCE APPLICATION - SYDNEY FOOD LIMITED - 49 CLERKENWELL GREEN, LONDON EC1**

I would like to register my objection to any scenario of this, or any other premises, on Clerkenwell Green being granted a "Late Night Refreshment" license. As the Council will be aware, there are only two licensed premises on Clerkenwell Green – The Crown Tavern and The Green. Both premises have worked hard to minimise noise and the area outside The Crown Tavern is cleared of customers and swept every night by 10.30pm in respect of its residential neighbours. The granting of any licence beyond these hours would substantially and detrimentally alter the character of the immediate area, generating noise from both vehicles and people throughout the night. This type of license would therefore be entirely unprecedented and unsuitable in Clerkenwell Green.

However, I have no objection to the premises being granted a license for "normal" restaurant trading hours, which I would consider to be:

- 8am-11pm Mon-Sat (last orders 10.30pm)
- 9am-10pm Sun (last orders 9.30pm)

.....  
.....  
.....

In addition to the above, I would also like to point out that both of the above applications were originally submitted without any notification to the immediate neighbours and without the display of any notices at the premises. While this has now been rectified - following initial objections - the method of trying to secure these licences has been extremely underhand and, given that both applications relate to the same building where these two premises are internally linked, they remain almost deliberately confusing.

I would be grateful of your clarification of the applications and of the Council's views on how this process has been conducted by ..... and Sydney Food Limited.

With thanks,

.....  
.....  
.....

for attention Simon Gallagher  
You ref: LK/201313075

Anon  
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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 LTD  
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:

**Public Nuisance**

CLERKENWELL ALREADY HAS A HIGH DENSITY OF PLACES SELLING DRINKS & FOOD IN THE CLERKENWELL GREEN, ST JOHN SQ, ST JOHN ST AREA. THE RESULTS AFFECT RESIDENTS IN DENSELY RESIDENTIAL NEARBY STREETS: NOISY LATE NIGHT/EARLY MORNING DISPERSED, OUTDOOR SMOKING & MOBILE PHONE USE LATE INTO THE NIGHT WITH ATTENDANT DISTURBANCE PARTICULARLY IN TIMES OF YEAR WHEN WINDOWS NEED TO BE OPEN APPLIES TO LATE-NIGHT EATING & DRINKING. LITTER, BROKEN GLASS BOOLS OF VOMIT, CLEAR EVIDENCE OF PUBLIC URINATION! BEER CANS, BOTTLES, WINE GLASSES LEFT ON WALLS & DOORSTEPS

**Crime and Disorder**

LOUISIT BEHAVIOUR MAGNIFIED BY ALCOHOL USE, BLOOD SPATTERINGS ON PAVEMENTS & CLERKENWELL GREEN EVIDENCE OF FIGHTS & ALTERCATIONS — BEHAVIOUR EXACERBATED BY ALCOHOL USE. MORE LATE-NIGHT DRINK LICENCES WILL ONLY ADD TO THE PROBLEM THAT IS ALREADY A DIFFICULTY FOR RESIDENTS

LATE NIGHT DRINKING OUTDOORS, SMOKING & NOISE  
DISTURBANCE ALL AFFECT CHILDREN'S WELL-BEING  
AND SLEEP AS DOES LATE-NIGHT DISPERSAL.

DEFECATION OF STREET DRINKING - VOMIT URINE, BROKEN  
GLASS & BLOOD STAINS - ARE ALL A RISK TO CHILDREN

### Public Safety

NARROW STREETS, INTENSELY RESIDENTIAL, LEADING  
OFF CLERKENWELL GREEN AT DISPERSAL TIMES.  
BROKEN GLASS, VOMIT, URINE IN STREETS.

DRUNKEN BEHAVIOUR ENDANGERS THE SAFETY OF  
RESIDENTS WHO NEED TO PASS THROUGH 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 RECEIVE ANY REPRESENTATIONS OF ANY  
SORT FROM LICENCE APPLICANTS.

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 17/6/13 \_\_\_\_\_

Please ensure name and address details completed above

Return to: Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR  
or send by email to: [licensing@islington.gov.uk](mailto: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 Ltd, 49 Clerkenwell Green  
\_\_\_\_\_ license reference WK/20130113 \_\_\_\_\_

Your Name: \_\_\_\_\_

Interest: \_\_\_\_\_ Resident \_\_\_\_\_

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

Your Address: \_\_\_\_\_  
OAP \_\_\_\_\_

Email: \_\_\_\_\_

Telephone \_\_\_\_\_ 0 \_\_\_\_\_

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, ANY licence beyond 11pm and ANY off sales licence. 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.**



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**Gallacher, Simon**

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**From:** Williams, John on behalf of Licensing  
**Sent:** 18 June 2013 10:25  
**To:** Gallacher, Simon  
**Subject:** FW: Objection to Premises Licence Application for Sydney Food at 49 Clerkenwell Green, London EC1

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

**From:**  
**Sent:** 09 June 2013 14:00  
**To:** Licensing  
**Subject:** Objection to Premises Licence Application for Sydney Food at 49 Clerkenwell Green, London EC1

Dear Sirs,

I write as a party interested in and affected by the application above. I am a resident at the adjacent building the  
t, Clerkenwell, London

The immediate area surrounding the proposed restaurant premises is in large part residential, with no existing licensed premises (save the Sekforde Arms which has been a valued part of the community for a very long time). The wider surrounding area of course has a surfeit of licenses, which is why I understand it is the Council's policy not to grant further licences.

I therefore object to the application – it contravenes your licensing objectives, as it would attract crime and disorder to a currently very quiet neighbourhood and create a public nuisance and threaten public safety and make the area. It also contravenes your licensing policies relating to Clerkenwell, where I believe you have a rebuttable presumption that new license applications will be refused. I have regard, in particular, to your licensing policies numbered 1, 2, 4, 5, 7, 8, 9, 18, 19, 21, 22, 24 and 25.

Yours faithfully,

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**Gallacher, Simon**

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**From:**  
**Sent:** 07 June 2013 16:10  
**To:** Licensing; Gallacher, Simon  
**Subject:** Objection to Premises Licence Application for Sydney Food at 49 Clerkenwell Green, London EC1

Dear Sirs,

I write as a party interested in and affected by the application above. I am a resident at the adjacent building the  
, Clerkenwell, London I

I object to this application by Sydney Food Limited on the basis that it would run counter to government and Council policy to issue new licenses of the kind being requested. Please refer to my objections below on the grounds of all four of Islington's licensing objectives, as well as on the basis of Licensing Policy numbers 1, 2, 4, 5, 7, 8, 9, 18, 19, 21, 22, 24 and 25.

The licence application seeks permission 7 days a week (10:00 – 00:00) to sell alcohol on and off premises, show films and play music. The impact of this license on the neighbouring residences will have severely negative effects on local residents and the immediate surrounding area.

In addition (although not noted on the license notices posted on the building nor in the letter to residents from the Council) the license application seeks permission from 00:00 to 10:00 the next day for alcohol sales, music and films on New Year's Eve and on 15 other occasions. This appears completely contrary to the Council's Licensing Policy and would exaggerate even further all of the negative effect on local residents – as detailed below.

The areas of Sekforde St, St James Walk and Sans Walk have significant residential populations, as well as my block on Aylesbury St, the houses on Haywards Place and the large block at 201 St John Street (with residences along Haywards Place and Woodbridge St). Additionally, the neighbouring areas of Sekforde St, St James Walk and Sans Walk are very quiet and include a large number of residences.

I object to ANY weekend licence, ANY licence beyond 11pm, ANY off sales licence, ANY outdoor seating area and ANY licence allowing alcohol sales and films/movies throughout the night until the next morning. 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.

In addition, as stated by another one of my neighbours, may I draw to your attention that the scope of the licence sought by SFL (which appears to be the corporation through which the "Granger & Co" restaurant chain operates: [www.grangerandco.com](http://www.grangerandco.com)) does not appear to have the benefit of (or therefore to require) a licence having the scope

of that applied for re 49 Clerkenwell Green in relation to its other existing London restaurant at 175 Westbourne Grove. In particular, for Westbourne Grove, last orders are 10:30 p.m. Monday-Saturday and 9:30 p.m. on Sunday and (as far as I can ascertain) neither the showing of films nor the off-sale of alcohol are features. It therefore appears probable that some of the more objectionable elements of SFL's Clerkenwell Green licence application relate to activities that are not even features of, or required to pursue, its current restaurant model (assuming Westbourne Grove to be representative of course).

#### Licensing Objective 1, Prevention of crime and disorder

This application would add to the local concerns of crime and disorder. The Council's Licensing Policy designates Clerkenwell as an area of cumulative impact and saturation, and notes that alcohol consumption is increasingly identified as a major factor behind violent crime and disorder in the borough.

The Council's Licensing Policy notes that the increasing number of late night premises supplying alcohol for consumption and the resulting impact on crime and antisocial behaviour has created an imbalance and more controls are being proposed. One additional means of control cited by the policy is restricting the number of outlets supplying alcohol in cumulative impact areas such as Clerkenwell. The policy also notes that further expansion (i.e. with this and the other current license application at the same building) could provide disproportionately negative benefits for local residents.

As a local resident, I must agree with the Council's policy and ask that you reject this application. Not only does this application seek to create a new location for the sale of alcohol in an area of cumulative impact and saturation, it also seeks more extended hours than neighbouring restaurants and seeks to sell alcohol for off premises (which will increase the resulting impact on the neighbourhood well after the proposed closing time).

Since Islington Council has recognised the statistical evidence for alcohol-related crime and disorder in the borough, it is not desirable to add to the more than 1300 premises in Islington licensed to sell alcohol and thus adversely affect our local environment with increased potential for crime and disorder.

There are already a significant number of licensed premises in the neighbourhood – we are not short of places to drink. Further licenses will 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.

#### Off-sales License Application

I refer you to the arguments very recently employed by local residents successfully to defeat Sainsbury's application for a licence for off-sales of alcohol at its proposed new mini-supermarket on 91-93 St John Street. As the Council was persuaded that it was inappropriate to grant an off-sales licence to Sainsbury's in that instance, I would hope that a consistent response by the Council to the arguments successfully employed in that case (which equally apply in the present case) will result in any off-sales licence application being declined.



Furthermore, the Green area immediately outside the premises is an Alcohol Control Zone. It would therefore seem totally illogical for the council to designate the area as such and then grant a licence facilitating off-sales for consumption off-premises in an Alcohol Control Zone.

Moreover, St James's Churchyard, accessible directly opposite the premises, is often left unlocked in the summer months providing a secluded area for anti-social activities ranging from drinking, drug taking and dealing, rough sleeping and other activities and where certain local usually underage teenagers can congregate with impunity since there are so many exits. A further source of off-premises off-sales immediately across the road seems only likely to encourage and increase such anti-social activities, especially since the peak time for it being left open coincides with the summer months.

The back wall of St James's churchyard and Hayward's Place are already an unofficial pissoir for those making their way home from the Green or elsewhere in Clerkenwell. Premises further promoting off sales would only add to a fragrant and unpleasant problem for those of us who actually live here and have to walk with our children around the area the morning after the night before, amongst the urine and the sick and on occasions worse.

Off sales are already available for off-site consumption at Waitrose until 10pm weekdays and Tesco until 11pm everynight. There is no need or justification for the applicant to have the ability to add to that supply of off-sales alcohol. There is also the irony that the people who tend to buy off sales at the last minute late at night seem very often to be the precise people who should not be sold any more alcohol at all, let alone off-sales.

Lastly I would note that this application also notes "Sale of alcohol off the premises shall be in sealed containers except to customers in (any) external seating area". I am not personally aware how a restaurant obtains the right or licence for an external seating area, but needless to say any external seating area would even further increase the noise disturbance to neighbouring residences. And if it is within the remit of the Licensing Authority, I request that any request for external seating area(s) is denied.

#### Licensing Objective 2, Prevention of public nuisance

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol – and with the proposed late hours of operation till midnight with off premises sales as well. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

Aspects that will significantly impact noise levels and create a nuisance for all of the adjacent residences and neighbouring community include, but are not limited to:

- A greater number of people loitering and smoking outside the premises. It is inconceivable that this noise will not be a public nuisance, and even more so in the summer months when residents in adjacent buildings are more likely to have their windows open.

· Dispersal of people with late night alcohol. The applicant notes that they will place a sign at the entrance requesting customers to leave the area quietly. However there is no suggestion of how the applicant will enforce this policy. Patrons may well be waiting for taxis or simply gathering in the street, as there is not much through traffic to discourage them. Despite best efforts, it would be impossible to eliminate noise disturbance as patrons leave the vicinity. And these late night patrons may also still be consuming alcohol purchased for off premises.

· It is inevitable that the drinking and noise will move outdoors – witness for example the situation outside The Crown and The Three Kings pubs on Clerkenwell Green and The Dovetail on Jerusalem Passage.

· The application states music shall not emanate from the premises so as to cause a nuisance to nearby properties. However the applicant makes no mention of how they intend to ensure this, and does not provide any acoustic report to confirm this premise. In this manner the application has failed to comply with the Council's Licensing Policy (pg 50) which states that the applicant should ... prepare a scheme of sound insulation and noise control measures... to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. Nor has the applicant proposed any plans to comply with the policy's statement (also pg 50) ... Doors and windows to the premises will be kept closed at all times when noise generating regulated entertainment is taking place...

#### Licensing Objective 3, 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 (likely with off license alcohol) and unsanitary conditions (such as the presence of vomit, open containers of alcohol, food refuse and other rubbish which are associated with alcohol consumption). The off-sales license portion of the application creates further safety concerns, as mentioned above, and in particular given the proximity of the proposed license location being directly across the street from the St James churchyard.

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.

#### Licensing Objective 4, Protection of children from harm

With the supply of alcohol until 00:00 plus with off license sales, alcohol related antisocial behaviour on the street after exiting the premises would expose children in the nearby residences to all of the harms caused by an increase in crime and disorder, as mentioned above.

In addition the aforementioned increase in crime, disorder and antisocial behaviour further threatens children. In particular, this license could aggravate existing problems with antisocial behaviour in the St James churchyard – which is an area where local children play and where there is even 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 (especially one with off-sales).

## Licensing Policy 1

This policy states ... Careful consideration will be given to the need to add to the number of licensed premises given Islington has one of the highest densities in England. The Licensing Authority will take into account, among others:

- whether the premises is located in an area of cumulative impact – yes
- the location of the premises and character of the area – adjacent to local residences
- the proposed hours of operation – extensive hours until 00:00

## Licensing Policy 2

The Licensing Authority's special policy relating to Clerkenwell creates a rebuttable presumption that applications for new premises licenses that are likely to add to the existing cumulative impact will normally be refused. The effect of adopting a special policy of this kind is to create a rebuttable presumption that where representations are received applications will normally be refused.

This is a sensible approach to a difficult problem - I can't see how ANY new license (especially a 7 day a week ,full day license with off-sales) 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

Given that representations are being made by numerous neighbours, I understand that the Policy requires the Licensing authority when refusing an application to show that the grant of the application would undermine one or more of the licensing objectives and that conditions or restrictions would be an ineffective solution. The first requirement is demonstrated as per the above comments relating to objectives 1-4. The second requirement is demonstrated as per current saturation levels, which mean additional licenses (regardless of restrictions) will serve no added benefit to the community and only pose potential harms.

## Licensing Policy 4

This policy states that a previous policy to permit alcohol sales for consumption off the premises resulted in a huge increase in the number of off-licences in the borough. The policy states this had a detrimental impact on local communities in terms of noise, disturbance and antisocial behaviour due to the increasing ease of access to alcohol and concentration of premises with off-sales licences in a local area. Licensing Policy 4 therefore concludes that this leaves the Licensing Authority no option but to restrict the sale of alcohol for consumption off the premises where it is appropriate to promote the licensing objectives.

Given that Clerkenwell is designated as an area of cumulative impact and saturation, that the Clerkenwell Green area immediately outside the proposed license premises is an Alcohol Control Zone, and that off-licence sales are already available nearby (for example the Waitrose and Tesco on St John St), it seems clear that in this instance the Council should follow Licensing Policy 4 by declining this application for off-licence alcohol sales.

#### Licensing Policy 5

This policy states that applicants are expected to have measures in place to ensure that their customers do not contribute to problems of anti-social drinking, for example drinking in the street. Aside from a CCTV at the entrance to capture patrons' faces, the applicant does not suggest any such measures and thus fails to comply with the Council's Licensing Policy.

#### Licensing Policy 7

This policy states ... Where representations are received the Licensing Authority may seek to restrict hours of opening where it is appropriate to promote the licensing objectives. ... the evidence in Islington that extended opening hours has seen increased levels of crime and anti social behaviour such as noise and disturbance to local residents. Later opening hours also impact on the response times for emergency services. The number of late night premises is now at a level where to allow more would adversely impact on this balance.

This policy is clearly relevant to the above application.

#### Licensing Policy 8

This policy states ... The Licensing Authority considers that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning and despite the best efforts of businesses to manage the dispersal of patrons it can be very difficult to eliminate any such disturbance to residents when patrons have left the vicinity of a licensed premises.

This policy is clearly relevant to the above application.

#### Licensing Policy 9

This policy states that the Licensing Authority seeks the highest standards of management and therefore expects the applicant's operating to address how the four licensing objectives will be promoted.

I would note that in Section M of this license application they state "please see presentation and conditions attached" in regards to the steps the applicant intends to take to promote the four licensing objectives. However the applicant's operating schedule presentation to the Council, although it does include 7 proposed conditions including CCTV at the door entry, does not make a single other mention as to how the applicant intends to promote the prevention of crime and disorder, public safety, the prevention of public nuisance nor the protection of children from harm.

In this regard the application clearly fails to meet the requirements of the Licensing Authority and should be rejected.

#### Licensing Policy 18

This policy states ... Complaints about noise in Islington have risen substantially over the last ten years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average.

This policy is clearly relevant to the above application.

#### Licensing Policy 19

This policy encourages applicants to consider whether early morning deliveries and collections to their premises could potentially result in a public nuisance. The applicant has shown no such consideration and has not proposed any measures to minimise the impact of early morning deliveries and collections on local residents.

#### Licensing Policy 21

This policy states ... An application for a new late night premises licence will not normally be granted unless a proposed dispersal policy is included in the operating schedule. The applicant has shown no such consideration or proposal.

Furthermore in addition to a request for normal opening hours until 00:00, this applicant is also requesting operations from 00:00 to 10:00 the next day on New Year's Eve and 15 other occasions – without any indication as to how the applicant proposes to manage dispersal of patrons or other nuisances to neighbours.

#### Licensing Policy 22

This policy states... in determining late night applications the Licensing Authority expects late night venues to include a number of provisions to help manage late night dispersal. The applicant has shown no such consideration or proposal for the main request of operation until 00:00, nor for New Year's Eve and the 15 other occasions when they propose to be open from 00:00 to 10:00 the next day.

#### Licensing Policy 24

This application proposes the showing of films, but has not highlighted arrangements to ensure compliance with Licensing Policy 24 in relation to the age restrictions of the appropriate British Board of Film Classification (BBFC) in their operating schedules.

#### Licensing Policy 25

This policy states that the Licensing Authority expects licensees to have robust management arrangements in place to prevent staff making underage sales. The applicant has shown no such consideration or proposal in their license application nor their operating schedule proposal.

### 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 nuisances to local residents:

1. The applicant should not be permitted as a condition of the license to use the building's terraces for alcohol or smoking.
  2. The applicant should be obliged as a condition of the licence to ensure that all deliveries and removals take place during normal working hours of 09:00 – 17:00.
  3. The applicant should be obliged as a condition of the licence 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.
  4. Patrons should not be allowed to stand outside or opposite and obstruct the pavement, and the applicant should be under a positive obligation to enforce this as a condition of the licence.
  5. 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. A Midnight finish would mean that there will be people leaving for half an hour after that at least and quite often they will stand and chat outside (loudly and lengthily if inebriated) which will create a significant noise nuisance for residents who live close by. 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 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 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 to Midnight seven days a week. This is especially the case given 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, it would be much more difficult to oppose existing premises seeking to extend their licences with the consequent erosion of the peaceful character of the area.

#### 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 who will suffer with licensed premises that are enabled to operate late. One only has to look at the mayhem in Cowcross Street on a Friday and Saturday night to see what can happen if things are not properly controlled.

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. Moreover they seek to provide yet another and unnecessary source of off-site off-sales whilst being opposite the Clerkenwell Green Alcohol Control Zone.

A limited 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. The current terms of the application do not demonstrate such a willingness in the applicant by proposing unreasonably long hours and off-sales for consumption off-premises.

I hope that you will therefore give our objections due and proper consideration, and reject this licence application.

Thank you in advance for your time in considering this representation.

Yours faithfully,

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Islington Licensing Authority  
Licensing Act 2003

**REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES**

Responsible Authority - Environmental Protection

<b>Your Name</b>	Eryka Bancroft
<b>Job Title</b>	Senior Environmental Health Officer
<b>Postal and email address</b>	Noise Team Public Protection Division 222 Upper Street London N1 1XR
<b>Contact telephone number</b>	020 7527 3846
<b>Name of the premises you are making a representation about</b>	49 Clerkenwell Green
<b>Address of the premises you are making a representation about</b>	Islington EC1R 0EB

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

**To prevent public nuisance**

We are making our representation for the minimisation and prevention of the risk of noise pollution to neighbouring occupiers.

Noise Team has visited the premises and has considered the current Licensing Policy. We note that the premises is situated within a saturation zone and on this basis we are recommending that the application be refused. However if the Committee is minded to allow the application we would object to it being granted without conditions.

Our objection can be withdrawn if the applicant agrees to the conditions set out below.

<p><b>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.</b></p>	<p>A. Sound Amplification</p> <ol style="list-style-type: none"> <li>1. A music noise limiting device shall be used in relation to all sound amplification equipment used in conjunction with the premises licence.</li> <li>2. The device will be installed and set at a level to the satisfaction of, and approved by, the Council's Noise Service prior to the opening of the premises in conjunction with the premises licence</li> <li>3. The device shall be properly secured so it cannot be tampered with.</li> <li>4. The device shall only be reset with the authority of the Council's Noise Service</li> </ol> <p>B. Deliveries</p> <ol style="list-style-type: none"> <li>1. 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.</li> </ol>
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C. Rubbish Clearance

1. 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.

D. Notices

1. 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.

E. Door Supervision

1. At times when regulated entertainment is taking place after 21:00 one registered door supervisor shall be provided until 30 minutes after closing.

F. External Areas, Drinking and Smoking

1. Patrons shall be prevented from drinking outside the premises.
2. Patrons shall be permitted to smoke outside the premises and shall be restricted to a reasonable number at all times and between 21:00 and 23:00 to no more than five persons.
3. The outside area will not be permitted to be used by patrons after 23:00.

F. Doors and Windows

1. Doors to access and egress the premises shall be kept closed so far as practicable at times when regulated entertainment is taking place.

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

Date: 20<sup>th</sup> May 2013

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

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

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**Gallacher, Simon**

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**From:**  
**Sent:** 03 June 2013 12:10  
**To:** Gallacher, Simon  
**Subject:** Re: Sydney Food Ltd, 49 Clerkenwell Green

**Importance:** High

Dear Simon,

Thank you for emailing the revised applications for 49 Clerkenwell Green.

I would like to maintain my original representation but also add the following objections based on the Sydney Foods application:

1. My objection to the request to serve alcoholic beverages outdoors due to this being a residential area.
2. My objection to allowing the sale of alcohol for consumption off the premises which is not a necessary function of a restaurant.

Regards

## 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 Ltd, 49 Clerkenwell Green

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, ANY licence beyond 11pm and ANY off sales licence. There also needs to be strict controls on the impact of the premises on the immediate streets – parking/rubbish are all severe problems.

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 (especially a 7 day a week ,full day 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,**

**Crime and Disorder**

**Protection of Children from Harm**

**Public Safety**

**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**

**Date**

**Please ensure name and address details completed above**

**Return to:**

**Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR**

**or send by email to:**

**[licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)**

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**Gallacher, Simon**

**From:** [redacted]  
**Sent:** 31 May 2013 08:05  
**To:** Licensing  
**Subject:** FW: SYDNEY FOOD LIMITED - 49 CLERKENWELL GREEN, LONDON EC1

For the attention of Simon Gallacher

As a resident of Clerkenwell Green I completely concur with the letter below.

**From:** [redacted]  
**To:** [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)  
**Subject:** SYDNEY FOOD LIMITED - 49 CLERKENWELL GREEN, LONDON EC1  
**Date:** Thu, 30 May 2013 18:49:00 +0000

For the attention of Simon Gallacher

**1. PREMISES LICENCE APPLICATION - SYDNEY FOOD LIMITED - 49 CLERKENWELL GREEN, LONDON EC1**

I would like to register my objection to any scenario of this, or any other premises, on Clerkenwell Green being granted a "Late Night Refreshment" license. As the Council will be aware, there are only two licensed premises on Clerkenwell Green – The Crown Tavern and The Green. Both premises have worked hard to minimise noise and the area outside The Crown Tavern is cleared of customers and swept every night by 10.30pm in respect of its residential neighbours. The granting of any licence beyond these hours would substantially and detrimentally alter the character of the immediate area, generating noise from both vehicles and people throughout the night. This type of license would therefore be entirely unprecedented and unsuitable in Clerkenwell Green.

However, I have no objection to the premises being granted a license for "normal" restaurant trading hours, which I would consider to be:

- 8am-11pm Mon-Sat (last orders 10.30pm)
- 9am-10pm Sun (last orders 9.30pm)

**2. PREMISES LICENCE APPLICATION – UNILEVER, 30 AYLESBURY STREET, EC1R 0ET**

Please advise as to why this private company (Unilever) are requesting a license to sell alcohol on their premises and how/why the application is linked to the above application (as it's the same building). My understanding is that Unilever are to be a tenant in these business premises and should have no requirement to sell alcohol at any time of the day or night.

In addition to the above, I would also like to point out that both of the above applications were originally submitted without any notification to the immediate neighbours and without the display of any notices at the premises. While

**this has now been rectified - following initial objections - the method of trying to secure these licences has been extremely underhand and, given that both applications relate to the same building where these two premises are internally linked, they remain almost deliberately confusing.**

**I would be grateful of your clarification of the applications and of the Council's views on how this process has been conducted by Unilever and Sydney Food Limited.**

**With thanks,**

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**Gallacher, Simon**

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**From:**  
**Sent:** 05 June 2013 10:30  
**To:** Gallacher, Simon; Licensing  
**Subject:** Spam: Re: Sydney Food Ltd, 49 Clerkenwell Green  
**Attachments:** IMG-20130604-00372.jpg  
**Importance:** High

Dear Sirs

I object to this application to sell alcohol Mondays to Sundays from 110.00 tp 00.00 on the basis that this would cause 'public nuisance' and 'crime and disorder' issues resulting from customers leaving the premises drunk and causing noise, particularly with the dispersal of people after having consumed alcohol late at night.

I know from their other premises in Notting Hill, that they do not operate a reservation system, which results in large groups waiting and congregating outside of the restaurant, waiting in the street. This would also come under the 'licensing objective' of 'prevention of public nuisance'. Also I would be wary of customers leaving the premises late at night and causing possible 'crime and disorder' issues in the street. My flat is the neighbouring flat to this building. I was given to understand when I bought it that the premises were strictly for office use only. Not a place that sold alcohol.

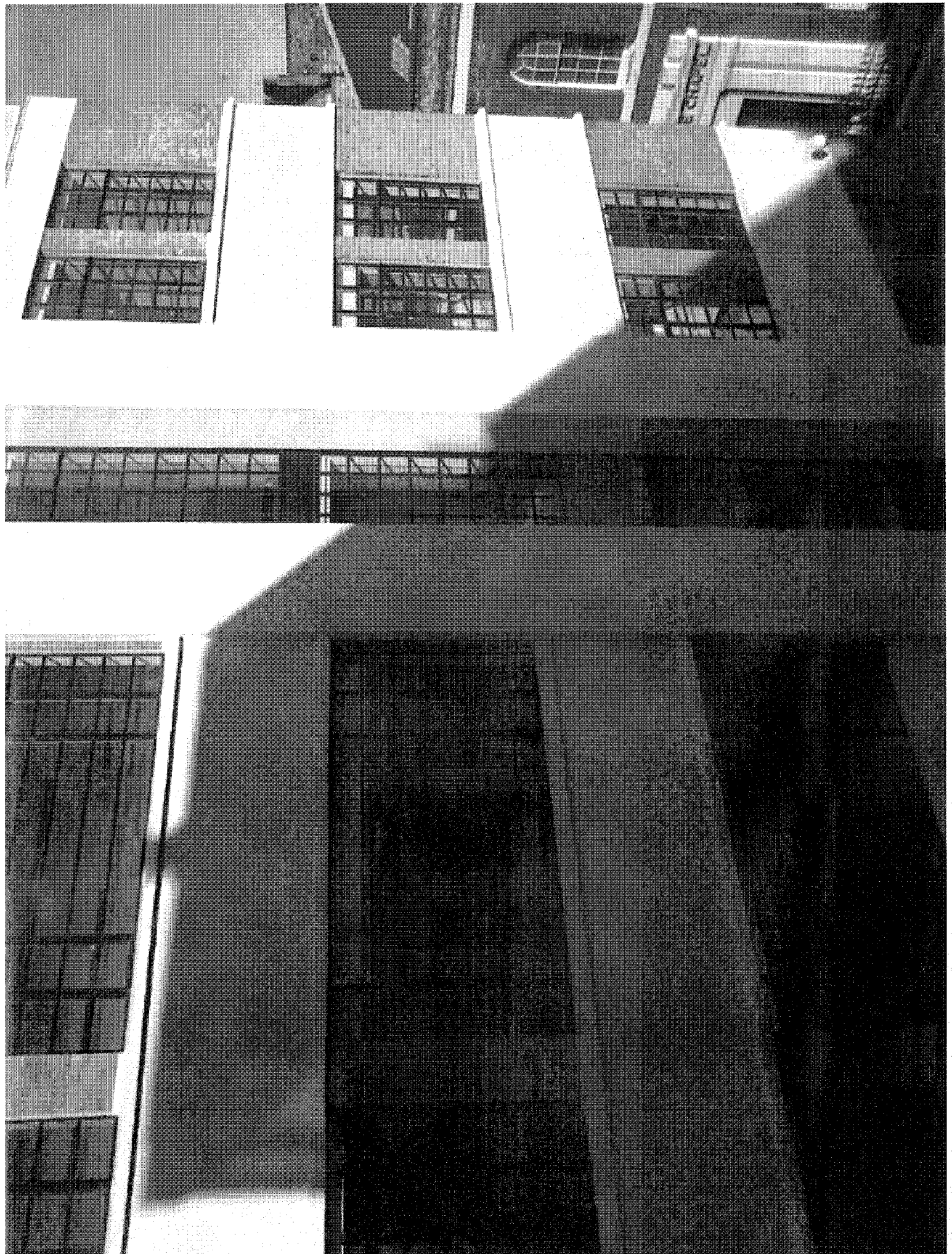
I would insist that they operate a strict booking system to avoid annoyance to residents by congregating, causing noise and disturbance on the pavement. This is a heavily built up residential area and as stated, is already in the Bunhill and Clerkenwell Cumulative Impact Area..

Yours sincerely

S

I attach a picture showing the close proximity of my flat to the neighbouring building.

From: <Gallacher>, "Gallacher, Simon" <[Simon.Gallacher@islington.gov.uk](mailto:Simon.Gallacher@islington.gov.uk)>  
Date: Monday, 3 June 2013 15:27  
Subject: FW: Sydney Food Ltd, 49 Clerkenwell Green





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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 Buckley Building, 49 Clerkenwell Green  
Sydney Food Limited\_\_\_\_\_

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:

<p><b>Public Nuisance</b></p> <p>Clerkenwell, and Clerkenwell Green in particular, are already saturated with licensed premises, and therefore this new full time, 7 days a week license can only have a significant cumulative impact in this area.</p> <p>This proposed license is also situated at the end of a narrow one way street, therefore every delivery vehicle, and any car/taxi/minicab dropping off and picking up customers, will need to travel up this street (Sekforde St), significantly increasing noise, pollution and wear and tear on the public highway.</p>
<p><b>Crime and Disorder</b></p>
<p><b>Protection of Children from Harm</b></p>
<p><b>Public Safety</b></p>

**Other**

There are other large, currently unused buildings which have been used as licensed premises in the past, in much more suitable locations – The Larder on 91 St John St springs to mind – which could be utilised.

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



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**Gallacher, Simon**

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**From:** [REDACTED]  
**Sent:** 13 May 2013 15:19  
**To:** Licensing  
**Subject:** Spam: WK/20131010113

RE: PREMISE LICENCE APPLICATION, 49 CLERKENWELL GREEN

Dear Simon Gallacher,

I wish to object to a couple of elements comprising this license application in my capacity as a home owner of [REDACTED]

While I do not object altogether to this application, it is not reasonable to grant the applicant the right to sell alcohol off the premises at all, or to provide late night refreshment from 23.00 - 05.00 at all, let alone seven days a week as is proposed here. These new premises will be located at the bottom of two extremely quiet residential streets (Sekforde Street and St James Walk) and in a very quiet neighbourhood generally, where even a small increase in pedestrian and car traffic, especially during the night, would be noisy enough to constitute a real public nuisance.

Every effort must be taken to contain noise inside this new venue and to minimise pedestrian and car traffic to and from this place, \*especially\* during the night.

Please note that this application is not to replace an existing restaurant, club or bar but to create a new one. This is a sensitive matter in such a quiet location and should be given extremely careful consideration. If late night off-sales and all night provision of food and alcohol can be disallowed then it will go some way towards mitigating the threat of public nuisance in the area. If the application is for a restaurant (for example) then it would also make sense to restrict them to provide services by reservation only as casual pedestrian and car traffic would also threaten to bring considerable public nuisance to this extremely quiet residential area.

I do hope you will take my comments and objections into account when considering this application

Yours sincerely,

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**Gallacher, Simon**

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**From:**  
**Sent:** 15 May 2013 08:22  
**To:** Licensing  
**Subject:** 49 Clerkenwell Green

I am a resident at [redacted] which backs onto Sekforde Street / Aylesbury Street.

I would like to object to the above licensing application on the grounds that the proposal would create excessive noise and disturbance in what is primarily a residential area.

Kind regards

35

**Gallacher, Simon**

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**From:** >  
**Sent:** 19 May 2013 12:17  
**To:** Licensing  
**Subject:** Application in respect of Sydney Food Limited, 49 Clerkenwell Green, London EC1

Dear Mr Gallacher,

I have received notice of a Premises Licence Application in respect of Sydney Food Limited, 49 Clerkenwell Green, London EC1.

I live in flat 11 at John Street, London EC1V. My telephone number is 020 7463 1234. Notice of the application was passed on by my neighbour, Mr John Smith, who lives in flat 12, who in turn obtained notice from one of the residents of the houses in Hayward's Place. My interest in the application is that I am a resident in the area.

First, I must express my surprise that notice of the application was not distributed to the residents of John Street. John Street is just opposite these houses and many of the south and west facing flats would experience the same level of disturbance as the houses in Hayward's Place.

Second, I wish to strongly object to this application, for the following reasons:

1. The application suggests that hot food or drink could be supplied as late as 5 am in the morning. The application suggests that the alcohol purchased from the shop could be consumed on and off the premises. Given the location of this shop, I am concerned that, after they have purchased from the shop, the customers would congregate in the Clerkenwell Green area to consume their food and drink. I note that there are a number of benches by the Clerkenwell Tavern and that there is also a park in this area (with a playground that may be attractive to people who are drunk). The application, if accepted, would therefore encourage the congregation of many drunk people in the Clerkenwell Green area. As you know, there are many residential buildings in this area around the park and I am therefore concerned that residents would be disturbed by the congregation of these people. In addition, such congregation of people in the area by the park could cause obvious safety concerns as people, in a drunken state, could seek to get access to the park late at night. Therefore, in the interests of the prevention of crime and disorder and public nuisance, I suggest that this application is rejected.
2. Currently, there are only a couple of pubs/restaurants in the area, none of which operate anywhere near as late as 5 am. Therefore, this licence has the potential of altering the character of the area, which is currently very quiet, safe and residential.
3. The application suggests that the shop would operate on Sundays to the same extent as it would operate during the week. As you know, apart from one or two pubs in the area, the shops and restaurants in Clerkenwell Green are generally shut on a Sunday. This premises licence again therefore marks a significant departure from the current state of affairs in the area.
4. The playing of music up until midnight all days of the week would again cause an unprecedented level of disturbance to the area. To my knowledge, there are no such nightclubs in the area and certainly none which operate on weekdays and Sundays.

To summarise, I think this application would:

- have a detrimental impact on the character of the area
- materially increase the risk of crime and public disorder
- materially increase the risk of public nuisance
- annoy and disturb residents in what is currently a primarily residential area

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**Gallacher, Simon**

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**From:** [REDACTED]  
**Sent:** 13 May 2013 21:27  
**To:** Licensing  
**Subject:** Objection to License application for Clerkenwell Green - Sydney Food Company

I live directly opposite the proposed site in Clerkenwell Green of a new retail space to be used as a bar/restaurant and understand that an application for a license for the serving of alcohol until 12 midnight 7 days a week has been made by Sydney Food Limited. However, I have not received any kind of notification from Islington Council as this application.

The retail space is contained within the Buckley Building at 49 Clerkenwell Green London EC1R 0EB <x-apple-data-detectors://0> .

Given that this area is very noisy during the week and comparatively quiet on the weekend, I strongly object to the provision of a license that would allow alcohol to be served beyond the operating hours of The Crown Tavern for example. This would encourage drinkers and smokers to gather outside on the pavement causing massive noise disruption.

The Crown is an exemplary venue and is closed and cleared away by 10.30pm. It would seem grossly unfair to them and local residents to allow these proposed hours of operation by the Sydney Food Company to be granted.

I would be grateful if you would acknowledge my objection and advise as to how this application is progressing.

Thank you

## Specific Conditions

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

1 Patrons who smoke will smoke outside the premises, or in the Alcohol Control Zone or in the Church Yard and quite possibly take drinks with them. The licence should therefore ensure drinks are not served or taken outside of the premises.

2 The applicant should also be obliged as a condition of the licence to sweep up and remove cigarette butts and other detritus from outside the premises, especially at the end of the night. Ideally it should be washed down on a daily basis in the summer months at least.

3 Patrons should not be allowed to stand outside or opposite and obstruct a relatively narrow pavement and the applicant should be under a positive obligation to enforce this.

## 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 who will suffer with licensed premises that are enabled to operate late. One only has to look at the mayhem in Cowcross Street on a Friday and Saturday night to see what can happen if things are not properly controlled.

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. Moreover they seek to provide yet another and unnecessary source of off-site off-sales whilst being opposite the Clerkenwell Green Alcohol Control Zone.

A limited 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. The current terms of the application do not demonstrate such a willingness in the applicant by proposing unreasonably long hours and off-sales for consumption off-premises.

I hope that you will give our objections due and proper consideration and restrict the licence being sought appropriately.

Yours sincerely

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**Gallacher, Simon**

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**From:**  
**Sent:** 20 May 2013 20:07  
**To:** Envh, Residential; Licensing  
**Subject:** Objection to Pending Licence Application re Buckley Building, 49 Clerkenwell Green

Dear Sirs,

I am writing as a party affected by the application being a resident at : t, Clerkenwell, London

It appears that the licence application seeks permission for (i) the sale of alcohol, (ii) the playing of recorded music and (iii) the showing of films.

Taking each in turn:

1. The sale of alcohol: This would be a wholly unsuitable extension of the limited existing commercial activity in a predominately residential street. I strongly object to the sale of alcohol for consumption off the premises. There are already local problems associated with noise, anti social behaviour and the 'pre-loading' of alcohol prior to visiting the clubs in the area. These issues are already acute in Clerkenwell.
2. Playing of recorded music: I object to anything beyond the playing of background music in a restaurant. The residential nature of the Clerkenwell area makes any loud playing of music inappropriate to families in Sekforde street. I myself have 3 daughters and already have the problems of loud noise late into the summer evenings from the Sekforde Arms on Sekforde Street and the Crown on Clerkenwell Green.
3. Showing of Films: I object to the granting of any licence for the showing of films. The application for such a licence implies commercial activity not associated with a restaurant. This is not appropriate for a residential area.

I am writing as a long term resident of Sekforde Street and a mother of three daughters and I wish the area to remain essentially residential rather than a commercial centre which will drive out families from Clerkenwell.

Yours sincerely

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**Gallacher, Simon**

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**From:**  
**Sent:** 21 May 2013 11:56  
**To:** Envh, Residential; Licensing  
**Cc:**  
**Subject:** No 49 Clerkenwell Green, London EC1R 0EB  
**Attachments:** image2013-05-08-141700.pdf

Buckley Building, 49 Clerkenwell Green, London EC1R 0EB Objections to Licence Application

Dear Sirs,

My family and I live at . approximately 300 feet directly from the applicant premises .

We have received a copy of the application for a licence for the above premises and wish to object to aspects of the application.

Clerkenwell Green is a predominantly mixed commercial use area of Clerkenwell, comprising commercial and other office space and two pubs (the Crown and the Three Kings) but with only a very limited amount of residential accommodation. The licensed premises and pleasant location generate huge crowds of people in the summertime with the attendant noise, mess and smoke. The self-contained nature of the Green, the shielding effect of surrounding buildings and the transport links for departing customers being to the west/south west mitigates the otherwise very serious nuisance that might otherwise affect many more residents (although there is an immediate adverse effect on those unfortunate enough to be living close to the pubs).

The applicant premises are actually situated on Sekforde Street at the eastern edge of Clerkenwell Green and lie on the "border" approximately 100/150 feet (30-50 metres) of areas beginning on Sekforde Street, St James's Walk and Hayward's Place which are predominantly residential in nature. It lies opposite the rear entrance to St James's Churchyard.

The objections we would make are as follows:

**Opening Hours**

The applicants wish to have the licence until midnight on everyday of the week including Sunday.

The licence should be limited to 11.00 pm every night in order to allow the area to be completely cleared by midnight and to 10pm on a Sunday evening. A Midnight finish would mean that there will be people leaving for half

an hour after that at least and quite often they will stand and chat outside (loudly and lengthily if inebriated) which will create a significant noise nuisance for residents who live close by. The proposed earlier finish proposed aims to strike a reasonable balance between the needs of commercial licenced premises and the rights of local residents to enjoy reasonable peace and quiet from 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 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 have licences only until 11pm and all of which stop serving food by not later than 10pm, 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 to Midnight seven days a week. This is especially the case given 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, it would be much more difficult to oppose existing premises seeking to extend their licences with the consequent erosion of the peaceful character of the area.

#### Off Sales

The applicants are seeking an off sales licence for consumption off the premises.

The Green area immediately outside the premises is an Alcohol Control Zone. It would therefore seem totally illogical for the council to designate the area as such and then grant a licence facilitating off-sales for consumption off-premises in an Alcohol Control Zone.

Moreover, St James's Churchyard, accessible directly opposite the premises, is often left unlocked in the summer months providing a secluded area for anti-social activities ranging from drinking, drug taking and dealing, rough sleeping and other activities and where certain local usually underage teenagers can congregate with impunity since there are so many exits. A further source of off-premises off-sales immediately across the road seems only likely to encourage and increase such anti-social activities, especially since the peak time for it being left open coincides with the summer months.

The back wall of St James's churchyard and Hayward's Place are already an unofficial pissoir for those making their way home from the Green or elsewhere in Clerkenwell. Premises further promoting off sales would only add to a fragrant and unpleasant problem for those of us who actually live here and have to walk with our children around the area the morning after the night before, amongst the urine and the sick and on occasions worse.

Off sales are already available for off site consumption at Waitrose until 10pm weekdays and Tesco until 11pm everynight. There is no need or justification for the applicant to have the ability to add to that supply of off-sales alcohol. There is also the irony that the people who tend to buy off sales at the last minute late at night seem very often to be the precise people who should not be sold any more alcohol at all, let alone off-sales.

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**8 Clerkenwell Green Limited**

8 Clerkenwell Green, London EC1R 0DE

10 June, 2013

Islington Council  
Licensing Service  
3<sup>rd</sup> Floor, 222 Upper Street  
London N1 1XR

Your Ref: WK/201313075  
Attention: Simon Gallacher

Dear Sirs

**PREMISES LICENCE APPLICATION - SYDNEY FOOD LIMITED - 49  
CLERKENWELL GREEN, LONDON EC1**

Our company is the management company for 8 Clerkenwell Green which is a residential building incorporating 5 residences. You have sent the residents a circular detailing the above licence application and we write to make objection to such application.

Our building is opposite and in very close proximity to the premises in question. We object to the grant of Late Night Refreshment Licence and also to the proposed hours for the sale of alcohol and playing of recorded music/films. If these activities were allowed to carry on until midnight every night, as applied for, it would alter the character of the immediate vicinity and cause a great deal of noise disturbance from people and vehicles at unsociable hours. The immediate area around Clerkenwell Green is generally quiet at night with many residential premises. We would submit that trading hours for this establishment be restricted to 8am-11pm Mon-Sat (with last orders 10.30pm) and 9am-10pm Sun (with last orders 9.30pm) which we would consider normal for a restaurant and in keeping with other establishments in the area. Anything beyond these hours could lead to considerable disturbance for local residents and a change in the character of the area.

Thank you for considering our views.

Yours faithfully

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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 LTD (YOUR REF WK/201310113)  
49 CLEAKENWELL 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:

**Public Nuisance** NOISE FROM PUBLIC USING THIS VENUE I.E. SMOKING AND DRINKING IN THE STREET.  
 LOSS OF PARKING SPACES - SMOKING OUTSIDE IN THE STREET  
 THEFT AND DAMAGE TO PARKED CARS - PEOPLE URINATING IN THE STREET AS THE PREMISES ARE ON THE 3<sup>rd</sup> FLOOR.  
 GLASSES AND BOTTLES BROKEN, MINI CABS AND TAXIS EARLY HOURS OF THE MORNING COMING AND GOING.  
 THIS IS A RESIDENTIAL STREET. WE HAVE A PUBLIC HOUSE THE BERKFORDE ARMS AND NO DRINKING IS ALLOWED OUTSIDE AFTER 10 30 PM & LOUD MUSIC UNTIL 5 AM FROM VENUE

**Crime and Disorder**  
 WHEN TOWNHALLS WAS OPEN AND THAT WAS IN CLEAKENWELL ROAD. WE HAD DAMAGE TO CARS WHEN THEY WALKED THROUGH DRUNK. AND NOISE AND THEFT AND SMASHING OF GLASSES  
 THERE WAS ALSO SHOOTINGS AND STABBINGS

**Protection of Children from Harm**

WE PERSONALLY DO NOT HAVE YOUNG CHILDREN.  
BUT RESIDENTS IN THE STREET DO AND I WOULD IMAGINE  
THE NOISE FROM THE MUSIC AND PEOPLE MILKING AROUND  
OUTSIDE WOULD BE VERY DISTURBING FOR THEM.

**Public Safety**

DRUG TAKING  
LOTS MORE TRAFFIC  
CONFRONTATIONS  
DRUNKENNESS  
RUBBISH.  
VIOLENCE

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:

[Empty box for providing reasons for anonymity]

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  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR  
or send by email to: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

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02/05/2013

I strongly object to a license being granted because the area is residential and by granting a license until 5.00 it will mean that the noise will become unbearable in a residential area. The people leaving the premises will make noise if suitably lubricated which in turn will upset and wake up the residents. You will also then get other unsavoury characters turning up. It is a residential area and as such it should stay that way. People will also start urinating and other such things in the surrounding streets. Crime will probably also rise. I also know that whoever applied for the license says that they will keep the noise level down, but we all know that that will not happen. I just know that there are too many families around this area who would not be appreciative of the noise. Why do they have to have a license until 5.00 Monday to Saturday. Its a bit excessive. I would also like to know why only a few people in the surrounding area got a letter about this license.

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STREET, LONDON

16/05/2013

- I do not necessarily object to there being a restaurant and/or a bar, but I would strongly object to a licence for consumption of alcohol off the premises or a licence allowing people to drink in the street.

- It is not clear from the application whether any of the activities applied for would cause audible noise outside the premises. To the extent any music would be audible, I strongly object to the granting of the licence.

- If a licence is to be granted that allows music to be heard outside the premises, I strongly object to this being allowed beyond 10pm during the week and at all on Sundays.

- It is not clear from the licence application whether whether anything like a dance club is planned. I would strongly object to any such plan.



(43)

17/05/2013

I am writing to object to the granting of a licence to Sydney Food Ltd 49 Clerkenwell road. I live at the house closest to the proposed premises to be licensed and as such would be significantly impacted upon.

My concerns of the impact of the application for a drinks, food, music and film licence include:

Noise nuisance, damage to property and vehicles, litter, obstruction of the highway, parking and deliveries

This is a quiet residential area and I am particularly concerned by the impact of any weekend license, any licence beyond 11pm and any off sales licence

# Clerkenwell Green Preservation Society

The local community dedicated to maintaining Clerkenwell Green as an historic public open space

Chairman: Mrs Ann Pembroke, OSt.J, CC  
Telephone: \_\_\_\_\_

Address: The Penthouse, 42 Clerkenwell Green, London EC1R 0DU  
Email: \_\_\_\_\_

19th June, 2013.

Mr. Simon Gallaher,  
Licensing Service,  
London Borough of Islington,  
3<sup>rd</sup> Floor,  
222 Upper Street,  
London N1 1XR.

Dear Mr. Gallaher,

Licensing Act 2003 – Premises Licence Application  
New Address: Sydney Food Ltd., 49 Clerkenwell Green, London EC1

As Chairman of The Clerkenwell Green Preservation Society Ltd. I write with reference to the above application for a licence and object to it being granted as, despite the application being for use up to midnight for every weekend of the year, in addition, a licence is required through the night on New Year's Even, New Year's Day and for fifteen other occasions during the year. This would result in nearly every third weekend in the year there could be a through-the-night licence.

In a heavily residential area, the prospect of such excessive use of the premises, resulting in noise, impediments and traffic congestion, there being inadequate car parking in the area, would result in a severe reduction in local amenity. The example of the night club, Turnmills, just off Clerkenwell Green, when coaches were bussing patrons from Soho establishments into Clerkenwell to benefit from extended licensing all-night, is an example not to be followed.

Moreover, Islington Council can rely on licenses being granted to three adjacent public houses, selling alcohol to supply needs. The Crown Tavern, Three Kings and the Horseshoe are well established, together with the licenses premises opposite in Jerusalem Passage. This new establishment, opening up in a newly- refurbished office building, with the understanding that the much-needed retail would be made available on the ground floor, is now planning to have two restaurants in that space.

The style of licence is unacceptable and against current Council policies.

As a resident at 42 Clerkenwell Green, I wish to add my objections, as above, to the granting of tis licence.

Yours sincerely,



Ann M.F. Pembroke, OSt.J., C.C.

Founder/Director

COMMERCIAL LICENSING

31 JUN 2013

Company: Clerkenwell Green Preservation Society Limited (a company limited by guarantee) Registered in England: 04353031

Directors:

Honorary Secretary:

Registered office: The Penthouse, 42 Clerkenwell Green, London EC1R 0DU

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**Gallacher, Simon**

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**From:** Nash, Rosemary on behalf of Licensing  
**Sent:** 24 June 2013 10:37  
**To:** Gallacher, Simon  
**Subject:** FW: Objection to licence application of Sydney Food Limited

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

**From:** \_\_\_\_\_ 1  
**Sent:** 21 June 2013 22:12  
**To:** Licensing  
**Subject:** Objection to licence application of Sydney Food Limited

Dear Simon Gallacher,

Ref WK/201313075

**Premises name and address:**  
Sydney Food Limited  
49 Clerkenwell Green,  
London EC1R 0DE

**My name and address:**

1  
1  
1

**Interest:** Resident

**Telephone**

**Public Nuisance:**

I object to the application for a licence to serve alcohol after 11pm on the ground that patrons leaving the bar/restaurant may disturb local residents.

I object to the application for a licence to play recorded music after 11pm as this is liable to disturb the quiet atmosphere of the Green once the pubs have shut.

I object to the application for a licence to serve light refreshments until midnight for the same reasons: if patrons are leaving the premises around or shortly after midnight this is liable to disturb local residents.

The character of Clerkenwell Green in the evening is very different from that of Smithfield Market and Cowcross Street. There are restaurants and pubs, but nowhere playing loud music. The pubs are shut by 11. At weekends the Green is particularly tranquil. The premises in question overlook the churchyard of St James'.

Kind regards,

**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 21 Policy shall be adopted.
5. Appropriate sign to be placed at the entrance requesting customers to leave the area quietly.
6. The sale of alcohol off the premises shall be in sealed containers except to customers in (any) external seating area.
7. 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
  - 7.1. electric installation
  - 7.2. emergency lighting
  - 7.3. fire alarm
  - 7.4. fire fighting appliances
  - 7.5. gas installation and appliances
8. Music shall not emanate from the premises so as to cause a nuisance to nearby properties.

**Suggested conditions of approval suggested by the Health and Safety Officer.**

9. The premises shall not be used under the licence until and the arrangements at 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.

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.

**Suggested conditions of approval suggested by the Noise Officer.**

**Sound Amplification**

10. A music noise limiting device shall be used in relation to all sound amplification equipment used in conjunction with the premises licence.
11. The device will be installed and set at a level to the satisfaction of, and approved by, the Council's Noise Service prior to the opening of the premises in conjunction with the premises licence
12. The device shall be properly secured so it cannot be tampered with.
13. The device shall only be reset with the authority of the Council's Noise Service

**Deliveries**

14. 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.

**Rubbish Clearance**

15. 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.

**Notices**

16. 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.

**Door Supervision**

17. At times when regulated entertainment is taking place after 21:00 one registered door supervisor shall be provided until 30 minutes after closing.

**External Areas, Drinking and Smoking**

18. Patrons shall be prevented from drinking outside the premises.
19. Patrons shall be permitted to smoke outside the premises and on premises external areas but this shall be restricted to a reasonable number at all times and between 21:00 and 23:00 to no more than five persons.
20. The outside area will not be permitted to be used by patrons after 23:00.

**Doors and Windows**

21. Doors to access and egress the premises shall be kept closed so far as practicable at times when regulated entertainment is taking place.

**Suggested conditions of approval suggested by the Licensing Authority.**

22. The premises shall operate as a restaurant with alcohol being sold in conjunction with food

