



AGENDA FOR THE LICENSING SUB COMMITTEE C

Members of Licensing Sub Committee C are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **3 February 2015 at 6.30 pm.**

John Lynch
Head of Democratic Services

Enquiries to : Jackie Tunstall
Tel : 020 7527 3068
E-mail : democracy@islington.gov.uk
Despatched : 23 January 2015

Membership

Councillor Gary Poole (Chair)
Councillor Satnam Gill (Vice-Chair)
Councillor Michelline Safi Ngongo

Substitute

All other members of the Licensing committee

Quorum: is 3 Councillors

Welcome : Members of the public are welcome to attend this meeting.
Procedures to be followed at the meeting are attached.



A. Formal matters **Page**

1. Introductions and procedure
2. Apologies for absence
3. Declarations of substitute members
4. Declarations of interest

If you have a **Disclosable Pecuniary Interest*** in an item of business:

- if it is not yet on the council's register, you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent;
- you may **choose** to declare a Disclosable Pecuniary Interest that is already in the register in the interests of openness and transparency.

In both the above cases, you **must** leave the room without participating in discussion of the item.

If you have a **personal** interest in an item of business **and** you intend to speak or vote on the item you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent but you **may** participate in the discussion and vote on the item.

***(a)Employment, etc** - Any employment, office, trade, profession or vocation carried on for profit or gain.

(b) Sponsorship - Any payment or other financial benefit in respect of your expenses in carrying out duties as a member, or of your election; including from a trade union.

(c) Contracts - Any current contract for goods, services or works, between you or your partner (or a body in which one of you has a beneficial interest) and the council.

(d) Land - Any beneficial interest in land which is within the council's area.

(e) Licences- Any licence to occupy land in the council's area for a month or longer.

(f) Corporate tenancies - Any tenancy between the council and a body in which you or your partner have a beneficial interest.

(g) Securities - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.

This applies to **all** members present at the meeting.

5. Order of Business
6. Minutes of Previous Meeting 1 - 4

B. Items for Decision **Page**

1. Brewdog (Formerly Giraffe Restaurant), 29-31 Essex Road, N1 - Premises licence variation 5 - 96

- | | | |
|----|--|-----------|
| 2. | Disco Dog, Old Street Station, EC1 - Application for new premises licence | 97 - 124 |
| 3. | CRFC Ltd, 59-61 Rosebery Avenue, EC1 - Application for new premises licence | 125 - 146 |
| 4. | Ethiopian Restaurant, 128 Holloway Road, N7 - Application for new premises licence | 147 - 180 |

C. Urgent non-exempt items

Any non-exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

D. Exclusion of public and press

To consider whether, in view of the nature of the remaining items on the agenda, any of them are likely to involve the disclosure of exempt or confidential information within the terms of the Access to Information Procedure Rules in the Constitution and, if so, whether to exclude the press and public during discussion thereof.

E. Urgent Exempt Items (if any)

Any exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

ISLINGTON LICENSING SUB-COMMITTEES -

PROCEDURE FOR HEARING LICENSING APPLICATIONS UNDER THE LICENSING ACT 2003

INTRODUCTION

TIME GUIDE

- 1) The Chair of the Sub-Committee will open the meeting and invite all members of the Sub-Committee, Officers, the applicant and anybody making representations, including witnesses (who have been given permission to appear) to introduce themselves.
- 2) The Chair will introduce the application and draw attention to the procedure to be followed as detailed below.

CONSIDERATION OF APPLICATIONS:

N.B. The Sub-Committee have read all the papers. All parties should use this time to present a summary of their key points and not to repeat the detail already provided in the report.

- 3) **The Licensing Officer** will report any further information relating to the application or representations. Where necessary the relevant parties will respond to these points during their submissions.
- 4) **Responsible Authorities** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 5) The Sub-Committee to question the responsible authorities on matters arising from their submission.
- 6) **Interested Parties** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 7) The Sub-Committee to question the objectors on matters arising from their submission.
- 8) **The applicant** to present the key points of their application, address the representations and clarify any points requested by the Authority. Witnesses given permission by the Authority may appear. 10 mins
- 9) The Sub-Committee to question the applicants on matters arising from their submission.
- 10) If required, the Licensing Officer to clarify matters relating to the application and the Licensing Policy.
- 11) The Chair may give permission for any party to question another party in the order of representations given above.

CASE SUMMARIES

- 12) **Responsible Authorities**
 - 13) **Interested parties**
 - 14) **Applicant**
- 2 mins each

DELIBERATION AND DECISION

- 15) The Sub-Committee may retire to consider its decision. The Committee Clerk and Legal Officer will remain with the Sub-Committee.
- 16) If the Sub-Committee retires, all parties should remain available to provide further information or clarification.
- 17) The chair will announce their decision giving reasons and any conditions to be attached to the licence. All parties will be informed of the decision in writing.

Agenda Item 6

London Borough of Islington

Licensing Sub Committee C - 9 December 2014

Minutes of the meeting of the Licensing Sub Committee C held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 9 December 2014 at 6.30 pm.

Present: **Councillors:** Osh Gantly, Michelline Ngongo and Gary Poole.

Councillor Gary Poole in the Chair

- 41 **INTRODUCTIONS AND PROCEDURE (Item 1)**
Councillor Poole welcomed everyone to the meeting, asked members and officers to introduce themselves and informed those present that the procedure was as detailed in the agenda.
- 42 **APOLOGIES FOR ABSENCE (Item 2)**
Apologies received from Councillor Gill.
- 43 **DECLARATIONS OF SUBSTITUTE MEMBERS (Item 3)**
Councillor Gantly substituted for Councillor Gill.
- 44 **DECLARATIONS OF INTEREST (Item 4)**
None.
- 45 **ORDER OF BUSINESS (Item 5)**
The order of business was as the agenda.
- 46 **MINUTES OF PREVIOUS MEETINGS (Item 6)**
RESOLVED
That the minutes of the meetings held on the 22 September 2014, the 2 October 2014 and the 18 November 2014 be confirmed as a correct record of proceedings and the Chair be authorised to sign them.
- 47 **MINI FOOD STORE, 8 KINGS CROSS ROAD, WC1X 9AQ - APPLICATION FOR A PREMISES LICENCE REVIEW. (Item 1)**
The Sub-Committee heard from the license Mrs Kidane, that she had not received the notification of hearing but was only aware of the meeting following the receipt of an email the previous day. She had also been unable to contact her solicitor. The licensing officer reported that the notification of the hearing had been sent to both the home and the business address.
- The Sub-Committee was satisfied that notification had been despatched in good time and informed the licensee that the majority of licensees did not have legal representation. The Sub-Committee agreed to proceed with the review on that basis.
- The trading standards officer reported that they recommended that the licence be suspended and conditions added. The trigger for the review was that wine was seized, believed to be non-duty paid, in March 2014. The licence holders were out of the country at the time and had left Mr Habetesellaisse in charge of the shop. He was a personal licence holder and should have been suspicious of the wine. Wine had also been seized in

Licensing Sub Committee C - 9 December 2014

September 2012. The licence holders were out of the country on business at this time and the matter could not be resolved promptly. The officer stated that in their favour there had been no further problems with underage sales since one had been made in February 2011, despite three test purchases. All spirits seemed legal when recently checked. He stated that the business did not seem to have any other regulatory issues. The business was offered the option of voluntarily not selling alcohol and adding conditions to the licence but the licensees chose not to accept this offer. He invited the Sub-Committee to impose a suspension, add proposed conditions and also add an additional condition relating to the responsiveness of the designated premises supervisor or the licensee.

In response to questions the trading standards officer reported that the extra condition suggested was not usual, but in this particular case, where there had been issues with prolonged absences of the licensees, it was believed to be proportionate.

Mrs Kidane, the licensee, stated that they had left Mr Habetesellaise in charge while away. He had bought the alcohol during this time. He had now been removed from the business. Mrs Kidane had been full time at the business for the past six months and was taking responsibility. A friend supporting Mrs Kidane stated that Mr Habetellaise had been the manager for about a year and he was the problem. Mrs Kidane knew the proper way to purchase alcohol and had CCTV. The solicitor had advised not to accept the voluntary suspension. All other proposed conditions were met.

In response to questions the Sub-Committee noted that Mrs Kidane had read the Licensing Policy. She understood that the standards of management would need to be robust. She would be responsible for the premises and would be on-site. It was stated that she would not be returning to Ethiopia but would be permanently in this country.

In summary, the trading standards officer reports that the business had not caused undue problems but issues arose during the prolonged absence of the licensees. He considered that the additional conditions proposed would overcome these problems. Mrs Kidane stated that she was aware of the mistakes made and would continue to manage the premises.

RESOLVED

That the premises licence in respect of Mini Food Store, 8 Kings Cross Road, WC1X 9AQ be suspended for a period of two weeks and conditions as detailed on pages 49 and 50 of the agenda be added to the licence with the following additional condition.

- The licensee or the DPS must be able to present themselves to responsible bodies in person within seven days of notice being left at the premises, unless prior agreement has been given by the Licensing Authority.

REASONS FOR DECISION

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee heard evidence from Trading Standards that the trigger for the review was the seizure of wine on 31st March 2014. There was no evidence of duty having been paid by the business for the wine. Invoices had been provided to Trading Standards but these were not acceptable to Trading Standards. The wine had been purchased by Mr Habetesellaise, an employee who had been left in charge of the shop whilst the licensees and DPS were out of the country.

The Sub Committee heard further evidence that illicit alcohol had also been seized from the shop in September 2012, when Mr and Mrs Kidane were abroad on business.

Licensing Sub Committee C - 9 December 2014

The Sub-Committee heard that there was an underage sale in February 2011, but following this, three subsequent tests had been passed. The business did not seem to have any other regulatory issues and trading standards officers considered that the matter could be dealt with by a suspension and the imposition of additional conditions.

The Sub-Committee noted that there had been no further problems of underage sales since the one in 2011.

The Sub-Committee heard evidence that the previous problems referred to above had arisen as a result of poor management. This fact was accepted at the hearing by Ms. Kidane and she informed the Sub-Committee that she was now more directly involved and that the staff who had accepted illicit goods in the past had been dismissed. This was accepted by Trading Standards.

Trading Standards informed the Sub-Committee that their proposed conditions had been accepted by the licensees and that the only area of disagreement was the fact that Trading Standards had asked the Sub-Committee to suspend the licence for a period.

Section 52 Licensing Act 2003, provides that the conditions of a licence may be modified if it is considered necessary for the promotion of the licensing objectives. The authority may also suspend the licence for a maximum period of 3 months.

The Sub-Committee was of the opinion that the inclusion of the extra conditions together with a 2 week suspension was both reasonable and proportionate.

The meeting ended at 7.10 pm

CHAIR

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Agenda Item 1



ISLINGTON

Environment & Regeneration
Municipal Office, 222 Upper Street, London, N1 1XR

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

| Meeting of | Date | Agenda Item | Ward(s) |
|-------------------------|-------------------|-------------|------------|
| Licensing Sub-Committee | 3rd February 2015 | | St. Mary's |

| | | |
|-----------------------|--|------------|
| Delete as appropriate | | Non-exempt |
|-----------------------|--|------------|

**Subject: PREMISES LICENCE VARIATION APPLICATION
BREWDOG (FORMALLY GIRAFFE RESTAURANT), 29-31 ESSEX ROAD, LONDON, N1
2SA**

1. Synopsis

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The premises currently holds a licence allowing:
 - The sale by retail of alcohol, on & off supplies, Mondays to Saturdays from 10:00 until 00:00 and Sundays from 12:00 until 23:30;
 - The playing of recorded music, Mondays to Sundays from 00:00 until 00:00 the following day; and
 - The provision of late night refreshment, Mondays to Saturdays from 23:00 until 00:30 the following day and Sundays from 23:00 until 00:00.

1.3 The variation application is seeking to:

- To remove conditions 5 and 6 of annex 2 of the premises licence, conditions as follows:

Condition 5

The premises must be bona fide used for the purpose of habitually providing the customary main meal at midday or in the evening, or both for the accommodation of persons frequenting the premises.

Condition 6

Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

2. Relevant Representations

| | |
|-----------------------|---|
| Licensing Authority | Yes |
| Metropolitan Police | Yes |
| Noise | Yes |
| Health and Safety | No |
| Trading Standards | No |
| Public Health | No |
| Safeguarding Children | No |
| London Fire Brigade | No |
| Local residents | Yes: Twenty local residents |
| Other bodies | Yes: Angel on the Green - Estate Management |

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: additional submissions – 12th Dec14
- Appendix 3: current premises licence;
- Appendix 4: representations;
- Appendix 5: suggested conditions and map of premises location.

3.2 Licensing History

- 24th November 2005, premises licence granted to Giraffe Concepts Limited. The premises licence was granted by way of conversion under the Licensing Act 2003 from a restaurant licence issued by the Magistrates Court. The premises licence, as a result, currently has conditions attached to it which stipulate that the premises must supply substantial food and that the supply of alcohol is only authorised as an ancillary to a meal;
- 19th September 2014, Brewdog Bars Ltd became the licensee;

- 5th December 2014, premises licence variation application received;
- 12th December 2014, applicant submits additional information, including an operating schedule, dispersal policy and smoking policy.

4. Planning Implications

- 4.1 Historical records indicate that the lawful use of the land is as a restaurant, under use class A3. The proposed use, primarily as a drinking establishment, would appear to fall under use class A4 and the applicant is therefore reminded that planning permission would be required for such a change of use.

5 Recommendations

- 5.1 To determine the application for a variation of the premises licence under Section 34 of the Licensing Act 2003.
- 5.2 If the Committee grants the application it should be subject to:
- conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 5)
 - any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 5)
 - any conditions deemed necessary by the Committee to promote the four licensing objectives.

6 Conclusion and reasons for recommendations

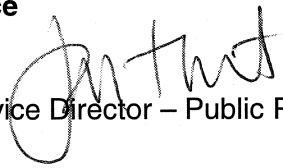
- 6.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions as appropriate to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

23.1.15

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

Appendix 1
 2014 69092
 LN/2908

The Licensing Team, Public Protection Division, Islington Council, 222 Upper Street, London, N1 1XR
 Application to vary a premises licence 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.

We Brewdog Bars Limited
 (Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

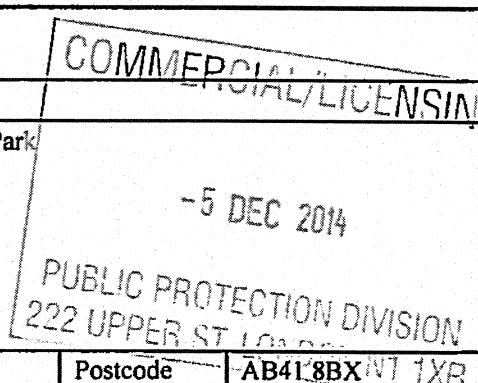
| |
|--|
| Premises licence number LN/2908-110314 |
|--|

Part 1 – Premises Details

| | | | |
|---|--------|----------|--------|
| Postal address of premises or, if none, ordnance survey map reference or description Brewdog 29-31 Essex Road Islington | | | |
| Post town | London | Postcode | N1 2SA |

| | |
|---|---------------|
| Telephone number at premises (if any) | 0207 359 5999 |
| Non-domestic rateable value of premises | £41,000 |

Part 2 – Applicant details

| | | | |
|---|-----------------------------|--|------------------|
| Daytime contact telephone number | |  | |
| E-mail address (optional) | | | |
| Current postal address if different from premises address | Balmacassie Commercial Park | | |
| Post town | Ellon | Postcode | AB41 8BX INT 1XR |

47925
 £315.00/549592
 05/12/14

Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible?

Yes

No

If not, from what date do you want the variation to take effect?

| DD | MM | YYYY |
|----|----|------|
| | | |

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

To remove conditions 5 and 6 as follows:

5. The premises must be bona fide used for the purpose of habitually providing the customary main meal at midday or in the evening, or both for the accommodation of persons frequenting the premises.

6. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

It is acknowledged that the premises is located within a cumulative impact area. However, this variation does not seek to extend the hours during which licensable activities take place, nor increase the capacity of the premises for drinking. There will be no accompanying layout change as a result of removing the above conditions and extensive seating is provided for customers; vertical drinking will not be encouraged as a result of the variation and as such the licensing objectives will continue to be upheld. The applicant trades nationally with the same concept without incident.

The sale of alcohol at the premises is permitted until midnight at the latest (and 23:30 on Sunday) and the grant of the proposed variation will not add to the cumulative impact of premises operating in the area or otherwise impact adversely on the promotion of the licensing objectives.

To change the layout of the premises in accordance with the plan attached to this application (drawing number: 14139 – 801).

If your proposed variation would mean that 5,000 or more people are expected to attend the premises at any one time, please state the number expected to attend:

| |
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Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

Provision of regulated entertainment

Please tick all that apply

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

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

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

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

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

C

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

E

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

F

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

G

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

H

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

I

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

J

| | | | | | | | | |
|--|--------------|---------------|---|------------------|--------------------------|--|--|--|
| Supply of alcohol Standard days and timings (please read guidance note 6) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 7) | On the premises | <input type="checkbox"/> | | | |
| | | | | Off the premises | <input type="checkbox"/> | | | |
| | | | | Both | <input type="checkbox"/> | | | |
| Day | Start | Finish | <u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4) | | | | | |
| Mon | | | | | | | | |
| Tue | | | | | | | | |
| Wed | | | | | | | | |
| Thur | | | | | | | | |
| Fri | | | | | | | | |
| Sat | | | | | | | | |
| Sun | | | | | | | | |
| | | | | | | <u>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</u> (please read guidance note 5) | | |

K

| |
|--|
| <p>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).</p> <p>N/A</p> |
|--|

L

| | | | |
|--|-------|--------|---|
| Hours premises are open to the public Standard days and timings (please read guidance note 6) | | | State any seasonal variations (please read guidance note 4) |
| Day | Start | Finish | |
| Mon | 00:01 | 00:00 | |
| | | | |
| Tue | 00:01 | 00:00 | |
| | | | |
| Wed | 00:01 | 00:00 | |
| | | | |
| Thur | 00:01 | 00:00 | |
| | | | |
| Fri | 00:01 | 00:00 | |
| | | | |
| Sat | 00:01 | 00:00 | |
| | | | |
| Sun | 00:01 | 00:00 | |
| | | | |
| | | | Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) |

Please identify those conditions currently imposed on the licence which you believe could be removed as a consequence of the proposed variation you are seeking.

5. The premises must be bona fide used for the purpose of habitually providing the customary main meal at midday or in the evening, or both for the accommodation of persons frequenting the premises.

6. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

Please tick as appropriate

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes, please fill in reasons for not including the licence or part of it below

Reasons why I have not enclosed the premises licence or relevant part of premises licence.

The original licence has not yet been received from the council following the application to transfer the licence submitted on 18 September 2014 and so is not included with this application.

M

Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

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

Please see existing conditions attached to premises licence number LN/2908-110314 save for conditions 5 and 6 which are to be removed by this application.

b) The prevention of crime and disorder

Please see existing conditions attached to premises licence number LN/2908-110314 save for conditions 5 and 6 which are to be removed by this application.

c) Public safety

Please see existing conditions attached to premises licence number LN/2908-110314 save for conditions 5 and 6 which are to be removed by this application.

d) The prevention of public nuisance

Please see existing conditions attached to premises licence number LN/2908-110314 save for conditions 5 and 6 which are to be removed by this application.

e) The protection of children from harm

Please see existing conditions attached to premises licence number LN/2908-110314 save for conditions 5 and 6 which are to be removed by this application.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I understand that I must now advertise my application.
- I have enclosed the premises licence or relevant part of it or explanation.
- I understand that if I do not comply with the above requirements my application will be rejected.

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

Part 5 – Signatures (please read guidance note 10)

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

| | |
|-----------|-------------------------------|
| Signature | Kuit Steinart Levy LLP |
| Date | 4 th December 2014 |
| Capacity | Applicant's Solicitor |

Where the premises licence is jointly held, signature of 2nd applicant (the current premises licence holder) or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). If signing on behalf of the applicant, please state in what capacity.

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

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

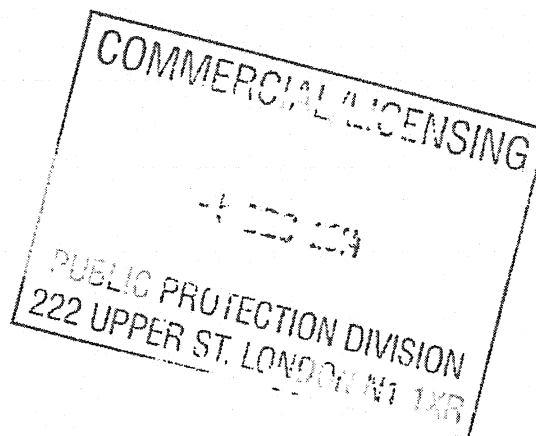
Kuit Steinart Levy LLP
3 St Mary's Parsonage

| | | | |
|---|---------------|-----------|--------|
| Post town | Manchester | Post code | M3 2RD |
| Telephone number (if any) | 0161 838 7888 | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional) | | | |
| Nicoletopping@kuits.com | | | |

The Licensing Team
Public Protection Division
Islington Council
222 Upper Street
London
N1 1XR

Your Ref:

Our Ref: NLT.NLT.BRE163.33



4 December 2014

Dear Sirs

Brewdog, Essex Road, Islington – Premises Licence Variation Application

Please find enclosed a variation application in respect of the above premises together with a cheque in the sum of £315 in respect of the fee and drawing number 14139 – 801.

Please note that the original licence has not yet been received from the council following the application to transfer the licence submitted on 18 September 2014 and so is not included with this application.

We can confirm that we are arranging for the application to be advertised in the press and at the premises and calculate the last date for representations to be midnight on 2 December 2015; please let us know immediately if you do not believe this to be the case.

Yours faithfully

Kuit Steinart Levy LLP

Enc.

\\KSLSRV08\prdata\docs\B\B\BRE163\33\Ltr to LA _ - Enc. Variation Application-NLT_7542594_1.doc

kuit | steinart | levy LLP



**DISPERSAL POLICY
BREWDOG ESSEX ROAD ISLINGTON**

The purpose of this Dispersal Policy is to ensure, so far as it is possible, that minimum disturbance or nuisance is caused to our neighbours and to ensure that the operation of the premises makes the minimum impact upon the neighbourhood in relation to potential nuisance and anti-social behaviour. This will be achieved by exercising pro-active measures towards and at the end of the evening.

By ensuring that this Dispersal Policy document is brought to the attention of Management and Staff we will seek to encourage the efficient, controlled and safe dispersal of our patrons during our closing period.

1. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
2. Staff Members (including door personnel when employed) will advise patrons to leave the premises quickly and quietly out of respect for our neighbours.
3. Notices will be displayed requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
4. We will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of consumption in any delineated external drinking area).
5. We will actively discourage our customers from assembling outside the premises at the end of the evening.

**SMOKING POLICY
BREWD OG ESSEX ROAD ISLINGTON**

1. Any outside area used by customers wishing to smoke shall be covered by the CCTV system which will be installed at the premises.
2. The outside area shall be monitored by staff or door staff (when employed) at all times it is in use.
3. The area will be cleaned regularly.
4. Suitable receptacles shall be provided for smokers to dispose of cigarette butts.
5. Signs will be displayed in the area requesting customers keep noise to a minimum.
6. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
7. Open containers of alcohol shall not be permitted to be taken beyond the boundary of the outside area.

OPERATING SCHEDULE – BREWDOG ESSEX ROAD ISLINGTON

Staff shall be trained in the requirements of the Licensing Act 2003 with regard to the Licensing Objectives.

A) The Prevention of Crime and Disorder

1. All instances of crime and disorder shall be reported to the police.
2. An incident book shall be used to record all instances of public disorder.
3. The holder of the premises licence or its nominee shall subscribe to and participate fully in the local pub/club/shop watch scheme.
4. The licensee shall, in accordance with a risk assessment to be carried out by the DPS, provide a sufficient number of door supervisors to prevent the admission of, and ensure the departure from the premises of drunk and disorderly people or other people displaying signs of other substance abuse, without causing further disorder.
5. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.
6. Alcoholic and other drinks purchased from the premises may not be taken away from the immediate curtilage of the premises in open containers such as glasses or opened bottles (save for consumption in any delineated external area as shown on the plan attached to the licence).
7. Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatchers, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.
8. Staff will be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.
9. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.

B) Public Safety

1. Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a Log-book on the premises. The Log-book shall be made available for inspection by authorised officers.
2. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
3. Where chairs and tables are provided, internal gangways shall be kept unobstructed.

4. All exits doors shall be maintained easily operable without the use of a key, card, code or similar means.
5. Exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
6. Any removable security fastenings must be removed whenever the premises are open to the public or occupied by staff.
7. The edges of the treads of steps and stairways must be maintained so as to be in good condition and be conspicuous.
8. When disabled people are present, there must be sufficient numbers of staff and adequate arrangements must be in place to enable their safe evacuation in the event of an emergency. Disabled people on the premises must be made aware of such arrangements by staff and by the use of appropriate signage.
9. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.
10. Emergency lighting batteries are fully charged before the admission of the public.
11. Access for emergency vehicles must be kept clear and free from obstruction.
12. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times.
13. There must be at least one suitably trained first-aider on duty when the public are present, and if more than one suitably trained first-aider is available, their respective duties must be clearly defined.
14. A first aid box will be available at the premises at all times.
15. The premises shall maintain an Incident Log and public liability insurance.

C) The Prevention of Public Nuisance

1. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
2. No more than 120 customers shall be permitted inside the premises at any one time.
3. Seating will be available for not less than 60 customers.
4. No more than 32 customers shall be permitted to stand in the premises whilst consuming alcohol.
5. No more than 28 seated customers shall be permitted in the external seating area.
6. Use of the external seating area shall cease at 23:00 save in respect of smokers, which will be limited to 10 customers at any one time.
7. Food will be available until 60 minutes before licensable activities cease.
8. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
9. A dedicated licensed taxi/mini cab service shall be available with the premises for customers.

10. The emptying of bins into skips, and refuse collections will not take place between 23:00 and 07:00.
11. The exterior of the building shall be cleared of litter at regular intervals.
12. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
13. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.

D) The Protection of Children From Harm

1. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme.
2. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
3. The licensee should regularly monitor staff to check how they are dealing with young people who ask for alcohol and other age restricted products.
4. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
5. The licensee and staff should note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.



**PREMISES LICENCE
LICENSING ACT 2003**

| | | | |
|---|----------------|------------------|--------|
| Premises licence number | LN/2908-190914 | | |
| Postal address of premises, or if none, ordnance survey map reference or description | | | |
| BREWDOG 29-31 ESSEX ROAD ISLINGTON | | | |
| Post town | London | Post code | N1 2SA |
| Telephone number | 020 7359 5999 | | |

| |
|--|
| Where the licence is time limited the dates |
| Not Applicable |

| |
|---|
| Licensable activities authorised by the licence |
| Ground Floor Only |
| <ul style="list-style-type: none"> • The provision of regulated entertainment by way of: The playing of recorded music • The provision of late night refreshment • The sale by retail of alcohol |

| | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
|---|--------|-------|-------|-------------------|--|---------|-------|----|-------|--|-----------|-------|----|-------|--|----------|-------|----|-------|--|--------|-------|----|-------|--|----------|-------|----|-------|--|--------|-------|----|-------|--|--------|-------|----|-------|-------------------|---------|-------|----|-------|-------------------|-----------|-------|----|-------|-------------------|----------|-------|----|-------|-------------------|--------|-------|----|-------|-------------------|----------|-------|----|-------|-------------------|--------|-------|----|-------|--|
| The times the licence authorises the carrying out of licensable activities | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Delete any that do not apply | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| <ul style="list-style-type: none"> • The provision of regulated entertainment for the playing of recorded music: <table border="0"> <tr><td>Monday</td><td>00:00</td><td>to</td><td>24:00</td><td></td></tr> <tr><td>Tuesday</td><td>00:00</td><td>to</td><td>24:00</td><td></td></tr> <tr><td>Wednesday</td><td>00:00</td><td>to</td><td>24:00</td><td></td></tr> <tr><td>Thursday</td><td>00:00</td><td>to</td><td>24:00</td><td></td></tr> <tr><td>Friday</td><td>00:00</td><td>to</td><td>24:00</td><td></td></tr> <tr><td>Saturday</td><td>00:00</td><td>to</td><td>24:00</td><td></td></tr> <tr><td>Sunday</td><td>00:00</td><td>to</td><td>24:00</td><td></td></tr> </table> • The provision of late night refreshment: <table border="0"> <tr><td>Monday</td><td>23:00</td><td>to</td><td>00:30</td><td>the following day</td></tr> <tr><td>Tuesday</td><td>23:00</td><td>to</td><td>00:30</td><td>the following day</td></tr> <tr><td>Wednesday</td><td>23:00</td><td>to</td><td>00:30</td><td>the following day</td></tr> <tr><td>Thursday</td><td>23:00</td><td>to</td><td>00:30</td><td>the following day</td></tr> <tr><td>Friday</td><td>23:00</td><td>to</td><td>00:30</td><td>the following day</td></tr> <tr><td>Saturday</td><td>23:00</td><td>to</td><td>00:30</td><td>the following day</td></tr> <tr><td>Sunday</td><td>23:00</td><td>to</td><td>00:00</td><td></td></tr> </table> | Monday | 00:00 | to | 24:00 | | Tuesday | 00:00 | to | 24:00 | | Wednesday | 00:00 | to | 24:00 | | Thursday | 00:00 | to | 24:00 | | Friday | 00:00 | to | 24:00 | | Saturday | 00:00 | to | 24:00 | | Sunday | 00:00 | to | 24:00 | | Monday | 23:00 | to | 00:30 | the following day | Tuesday | 23:00 | to | 00:30 | the following day | Wednesday | 23:00 | to | 00:30 | the following day | Thursday | 23:00 | to | 00:30 | the following day | Friday | 23:00 | to | 00:30 | the following day | Saturday | 23:00 | to | 00:30 | the following day | Sunday | 23:00 | to | 00:00 | |
| Monday | 00:00 | to | 24:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Tuesday | 00:00 | to | 24:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Wednesday | 00:00 | to | 24:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Thursday | 00:00 | to | 24:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Friday | 00:00 | to | 24:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Saturday | 00:00 | to | 24:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Sunday | 00:00 | to | 24:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Monday | 23:00 | to | 00:30 | the following day | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Tuesday | 23:00 | to | 00:30 | the following day | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Wednesday | 23:00 | to | 00:30 | the following day | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Thursday | 23:00 | to | 00:30 | the following day | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Friday | 23:00 | to | 00:30 | the following day | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Saturday | 23:00 | to | 00:30 | the following day | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Sunday | 23:00 | to | 00:00 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

• The sale by retail of alcohol:

| | | | |
|-----------|-------|----|-------|
| Monday | 10:00 | to | 00:00 |
| Tuesday | 10:00 | to | 00:00 |
| Wednesday | 10:00 | to | 00:00 |
| Thursday | 10:00 | to | 00:00 |
| Friday | 10:00 | to | 00:00 |
| Saturday | 10:00 | to | 00:00 |
| Sunday | 12:00 | to | 23:30 |

Except on:

Good Friday: 12:00 to 23:30

Christmas Day: 12:00 to 23:30

New Year's Eve, except on a Sunday: 10.00 until the time authorised on the following day

New Year's Eve on a Sunday, 12.00 until the time authorised on the following day.

If there are no permitted hours on the following day, midnight on the 31st December

The opening hours of the premises:

Not specified

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On and off supplies

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence

BrewDog Bars Limited
Balmacassie Commercial Park
Ellon
Aberdeenshire
AB41 8BX

Registered number of holder, for example company number, charity number (where applicable)

SC389114

Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol

Mr Liam Hugh Kerr
15 Percy Road
Leytonstone
London
E11 1AJ

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

ZO1N1111FL/1 – London Borough of Waltham Forest

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Service Manager - Commercial

Date of Issue

Licence

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence:
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.
5. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any "irresponsible promotions" in relation to the premises.

In this condition, an "irresponsible promotion" means any one or more of the following activities, or substantially similar activities, carried on for the purpose of encouraging the sale or supply of alcohol for consumption on the premises in a manner which carries a significant risk of leading or contributing to crime and disorder, prejudice to public safety, public nuisance, or harm to children:

- a) games or other activities which require or encourage, or are designed to require or encourage, individuals to:
 - i) drink a quantity of alcohol within a time limit (other than to drink alcohol sold or supplied on the premises before the cessation of the period in which the responsible person is authorised to sell or supply alcohol), or
 - ii) drink as much alcohol as possible (whether within a time limit or otherwise);
 - b) provision of unlimited or unspecified quantities of alcohol free or for a fixed or discounted fee to the public or to a group defined by a particular characteristic (other than any promotion or discount available to an individual in respect of alcohol for consumption at a table meal, as defined in section 159 of the Act);
 - c) provision of free or discounted alcohol or any other thing as a prize to encourage or reward the purchase and consumption of alcohol over a period of 24 hours or less;
 - d) provision of free or discounted alcohol in relation to the viewing on the premises of a sporting event, where that provision is dependent on:
 - i) the outcome of a race, competition or other event or process, or
 - ii) the likelihood of anything occurring or not occurring;
 - e) selling or supplying alcohol in association with promotional posters or flyers on, or in the vicinity of, the premises which can reasonably be considered to condone, encourage or glamorise anti-social behaviour or to refer to the effects of drunkenness in any favourable manner.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without assistance by reason of a disability).
 7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.

8. The premises licence holder or club premises certificate holder shall ensure that an age verification policy applies to the premises in relation to the sale or supply of alcohol.

The policy must require individuals who appear to the responsible person to be under 18 years of age (or such older age as may be specified in the policy) to produce on request, before being served alcohol, identification bearing their photograph, date of birth and a holographic mark.

9. The responsible person shall ensure that:
- a) where any of the following alcoholic drinks is sold or supplied for consumption on the premises (other than alcoholic drinks sold or supplied having been made up in advance ready for sale or supply in a securely closed container) it is available to customers in the following measures:
 - i) beer or cider: ½ pint;
 - ii) gin, rum, vodka or whisky: 25 ml or 35 ml; and
 - iii) still wine in a glass: 125 ml; and
 - b) customers are made aware of the availability of these measures.

Annex 2 - Conditions consistent with the Operating Schedule

1. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
2. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
Children and Young Persons Act 1933
Cinematograph (Safety) Regulations 1955
Sporting Events (Control of Alcohol Etc) Act 1985
3. The times that the licence authorises the supply of alcohol does not prohibit:
 - a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
 - b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
 - d) the supply to, or consumption by, any person of alcohol in any premises where they are residing.
4. Suitable beverages other than alcohol, including drinking water, shall be equally available for consumption with or otherwise as an ancillary to meals served in the licensed premises.
5. The premises must be bona fide used for the purpose of habitually providing the customary main meal at midday or in the evening, or both for the accommodation of persons frequenting the premises.
6. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.
7. No juke boxes, pool tables, dart boards or AWP machines shall be installed or maintained within the licensed premises.

Annex 3 - Conditions attached after a hearing by the licensing authority

Nil

Annex 4 – Plans

Reference Number: 064.S106 – June 2005

Licence



Premises Licence Summary

Licensing Act 2003

Premises licence number LN/2908-190914

Premises details

| | | | |
|---|---------------|------------------|--------|
| Postal address of premises, or if none, ordnance survey map reference or description | | | |
| BREWDOG 29-31 ESSEX ROAD ISLINGTON | | | |
| Post town | London | Post code | N1 2SA |
| Telephone number | 020 7359 5999 | | |

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor Only

- The provision of regulated entertainment by way of:
The playing of recorded music
- The provision of late night refreshment
- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

Delete any that do not apply

- The provision of regulated entertainment for the playing of recorded music:

| | | | |
|-----------|-------|----|-------|
| Monday | 00:00 | to | 24:00 |
| Tuesday | 00:00 | to | 24:00 |
| Wednesday | 00:00 | to | 24:00 |
| Thursday | 00:00 | to | 24:00 |
| Friday | 00:00 | to | 24:00 |
| Saturday | 00:00 | to | 24:00 |
| Sunday | 00:00 | to | 24:00 |

- The provision of late night refreshment:

| | | | | |
|-----------|-------|----|-------|-------------------|
| Monday | 23:00 | to | 00:30 | the following day |
| Tuesday | 23:00 | to | 00:30 | the following day |
| Wednesday | 23:00 | to | 00:30 | the following day |
| Thursday | 23:00 | to | 00:30 | the following day |
| Friday | 23:00 | to | 00:30 | the following day |
| Saturday | 23:00 | to | 00:30 | the following day |
| Sunday | 23:00 | to | 00:00 | |

- The sale by retail of alcohol:

| | | | |
|-----------|-------|----|-------|
| Monday | 10:00 | to | 00:00 |
| Tuesday | 10:00 | to | 00:00 |
| Wednesday | 10:00 | to | 00:00 |
| Thursday | 10:00 | to | 00:00 |
| Friday | 10:00 | to | 00:00 |
| Saturday | 10:00 | to | 00:00 |
| Sunday | 12:00 | to | 23:30 |

Except on:

Good Friday: 12:00 to 23:30

Christmas Day: 12:00 to 23:30

New Year's Eve, except on a Sunday: 10.00 until the time authorised on the following day

New Year's Eve on a Sunday, 12.00 until the time authorised on the following day.

If there are no permitted hours on the following day, midnight on the 31st December**The opening hours of the premises:**

Not specified

Where the licence authorises supplies of alcohol whether these are on and/or off supplies

On supplies

Name, (registered) address of holder of premises licence

BrewDog Bars Limited
Balmacassie Commercial Park
Ellon
Aberdeenshire
AB41 8BX

**Registered number of holder, for example company number, charity number
(where applicable)**

SC389114

**Name of designated premises supervisor where the premises licence authorises
the supply of alcohol**

Mr Liam Hugh Kerr

State whether access to the premises by children is restricted or prohibited

No restrictions

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
Tel: 020 7527 3031
Email: licensing@islington.gov.uk

Your
 Our Licensing/NI
 Date: 09/12/2014



Kuit Steinart Levy LLP

3 St Mary's Parsonage
 Manchester
 M3 2RD

**METROPOLITAN POLICE
 SERVICE**
 Islington Police Licensing Unit
 Islington Police Station
 2 Tolpuddle Street
 London
 N1 0YY

Telephone: 07799133204
 Email:
licensingpolice@islington.gov.uk

Re: Premises Licence Variation, 29-31 Essex Road, N1 2SA – Brewdog

With reference to the above application, we are 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 'Upper Street/Angel Cumulative Impact Zone', an area which traditionally suffers from high levels of crime and disorder and there are concerns that this application will cause further policing problems in an already demanding area.

Islington has almost double the national average of licensed premises per resident, and this is why the Police supported the implementation of the Council's Cumulative Impact Policy. This large number of licensed premises and the issues associated with these impacts greatly on the Police and all other emergency services resource.

There are 80 licensed premises within a 250 metre radius of this venue. Over 20 of those venues fit into the pub/bar/off licence category. These venues have a huge impact on the late night economy of the borough and by their sheer nature of being 'drinking establishments' have a huge impact on the levels of anti social behaviour and crime. So much so that the Metropolitan Police are currently focussing efforts on Operation Equinox, which was introduced to reduce Violence with Injury offences. There is a significant link between these offences and the aforementioned drinking establishments.

We have taken into account that the venue is not seeking to alter hours, and to cease alcohol sales at latest midnight, which is welcomed. However, this application is seeking to remove a condition which effectively ties the venue to being a restaurant. It is a rare occurrence for police to be called to an alcohol fed disturbance at a restaurant. In removing this condition, police are concerned that the venue will become essentially a drinking establishment, essentially become a 'new bar' and will have a negative impact on the night time economy.

There was nothing in the application stating that the venue wished to change to a bar, and no mention whatsoever of any additional conditions, usually seen with pubs and bars. Police emailed the applicant asking whether such conditions had been considered. Despite opening lines of communication the applicant has not spoken to the police. We were informed by the local authority that the applicant had forwarded extensive conditions regarding a smoking policy, dispersal policy and an operating schedule encompassing the licensing objectives. Why this was not included in the original application is not known.

Whilst the police are grateful for their late submission there are still grave concerns that the changes to the venue will add to the cumulative impact as previously mentioned. Why do they not wish to discuss these matters with the police? Furthermore the lack of inclusion of these policies in the initial application raises questions of their honesty and professionalism.

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 us on Mobile 07799133204 or via email, licensingpolice@islington.gov.uk

Yours sincerely

Peter Conisbee PC575NI
Steven Harrington Pc 425NI
Paul Hoppe PC208NI

Islington Police Licensing Officers

Licensing Authority Representation

Licensing Act 2003

Application: Brewdog 29-31 Essex Road London N1 2SA

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application to remove licence conditions 5 and 6 which require the premises to operate as a restaurant.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

Licensing Policies 1 & 2

Licensing Policies 9 & 10

Licensing Policy 11

Location, cumulative impact and saturation

Standards of management – The Operating

Mixed use premises

Issues of Concern

1. The premises are located in the Angel and Upper Street Cumulative Impact therefore the onus is on the applicant to demonstrate that this proposal will not undermine the licensing objective.
2. In the operating schedule attached to the application the applicant indicated that proposal would not add to the cumulative impact because the hours of operation and the capacity of the premises would not change and the remaining conditions would be adequate. These remaining conditions were concerned with the provision of juke boxes and the provision of drinking water. As a result of strong recommendations from the police and licensing team the applicant subsequently provided a more detailed operating schedule.
3. The proposal, if approved, will result in the style of the premises changing from a family friendly restaurant to a vertical drink establishment operated by a company that specialises in producing and selling high strength craft beer.
4. Whilst it is appreciated that there is a demand for high strength craft beers the operational objectives of Brewdog are incompatible with the objectives of a cumulative impact area.
5. The council and police have put significant resources into managing the night time economy in this area to minimise the negative impacts on local residents and partner agencies. Converting these premises to a drinking establishment will undermine any positive impacts as there will be the potential for up to another 120 people consuming high strength alcohol to add to the cumulative burden in terms of alcohol related crime, disorder, nuisance and antisocial behaviour
6. Observations in other Brewdog premises in London revealed:
 - a. Loud raucous customers encouraging each other to neck full glasses of beer
 - b. Poorly managed dispersal of customers over an 30 minute period allowing customers to continue lively conversations outside the premises
 - c. Drunk customer crossing the road causing a lorry to brake sharply to avoid a collision
 - d. Evidence of poor housekeeping: uncollected glasses, dirty WC facilities and graffiti
 - e. Food, although offered in some premises, did not appear to be consumed in any of the premises visited
7. The premises are located in an alcohol crime and disorder hotspot and the style of operation will add to the cumulative burden already experienced in this part of the borough.

Recommendation

I am of the opinion that the proposal to remove conditions 5 and 6 from the premises licence will enable the premises style of operation to change from a restaurant to that of a busy bar selling high strength beer.

This proposal will undermine the licensing objectives and I recommend that the application is refused.

Janice Gibbons
Service Manager
Islington Council
Janice.gibbons@islington.gov.uk
020 7527 3212

22 December 2014

**Islington Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

| | | |
|---|---|--|
| Your Name | Anne Brothers | |
| Job Title | Noise Liaison Officer | |
| Postal and email address | 222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk | |
| Contact telephone number | 020 7527 3047 | |
| Name of the premises you are making a representation about | Brewdog | |
| Address of the premises you are making a representation about | 29-31 Essex Road, London N1 2SA | |
| Which of the four licensing Objectives does your representation relate to? | Yes Or No | Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary |
| To prevent public nuisance | Yes | <p>We note the current licence does not specify opening hours. The application refers to 24 hour opening.</p> <p>The premise wants to move away its primary function as a restaurant. We note there are residents directly above. We are concerned there may be a desire to increase the volume of music inside.</p> <p>They also refer to up to 28 seated customers outside until 23:00 (with a maximum of 10 outside after 23:00) and we query whether this would be in addition to the stated maximum of 120 customers inside at any one time.</p> <p>In addition I have checked the current permit for tables and chairs on the public highway and the application is in excess of what is currently permitted. I attach a copy of the current permit.</p> |
| Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist. | See attached sheet | |

Signed: Anne Brothers Date: 23 December 2014

Please return this form along with any additional sheets to: Licensing Support Team, Public Protection, 222 Upper Street, London N1 1XR or email to licensing@islington.gov.uk

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

Suggested noise conditions for Brewdog, 29-31 Essex Road, London N1.

Pollution Team recommends the following conditions be placed on the premises licence:

- In the event of noise nuisance from amplified sound being witnessed by an authorised officer, the licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, which shall include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of amplified sound from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
- The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.
- The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
- Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.
- A registered door supervisor shall be employed outside on Friday and Saturday nights at the rate of one per 100 customers' capacity at the premises in order to supervise customers outside and assist with the dispersal of customers at closing time.
- The door supervisor shall remain on duty outside until all customers have left the area.
- Bottling out from the premises is prohibited between 23:00 hours and 07:00 hours.
- The premises shall close 30 minutes after the last sale of alcohol
- The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.
- There shall be no deliveries or collections between the hours of 23:00 – 07:00.
- Any off sales shall be made in sealed containers
- No drinks shall be permitted in any outside area after 22:30
- No more than 4 tables and 16 chairs shall be permitted on the public highway in line with the permit issues by Islington Council.

4

Sender, Yesim

From: Shaxted, Andrew
Sent: 22 December 2014 17:23
To: Licensing
Subject: 29-31 Essex Road

The Planning & Development section have the following comments to make in relation to the above:

The application concerns the variation of conditions on the license to allow alcohol to be supplied other than to persons taking table meals and for the premise not to be bona fide used for habitually providing the main midday/evening meal or accomodation for patrons.

Historical records indicate that the lawful use of the land is as a restaurant, under use class A3. The proposed use, primarily as a drinking establishment, would seem to fall under use class A4 and the applicant is therefore reminded that planning permission would be required for such a change of use and enforcement action may be taken if it proceeds without the relevant such permission.

Please note that these comments are based solely on the information provided on the licensing application form and do not constitute a guarantee that planning permission is not required. If the applicant requires formal confirmation that no planning permission is needed for the activities described in the licence application, they are recommended to submit an application for a certificate of lawfulness under Sections 191-2 of the Town and Country Planning Act 1990 (as amended).

Andrew Shaxted
Planning Officer (Enforcement)

Planning Service
Planning and Development
Environment and Regeneration Department
Islington Council
Municipal Offices, 222 Upper Street, London, N1 1XR
Tel: 020 7527 2448
Fax: 020 7527 2731

www.islington.gov.uk

Advice given at officer level is informal only, and is given without prejudice to any future decision by the Local Planning Authority.

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Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use 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:

Brewdog, Giraffe Restaurant, 29-31 Essex Road, Islington, London, Islington, N1 2SA

Your Name:

Interest:

RESIDENTIAL ESTATE MANAGER

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

Your Address:

ANGEL ON THE GREEN

23-25 ESSEX ROAD

RODIN COURT NI 2SD

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 THERE IS A PLENTIFUL SUPPLY OF PUBS ALONG ESSEX ROAD AND ISLINGTON GREEN. BY ALLOWING THIS LICENCE APPLICATION IT WILL ALLOW ANOTHER ADDITION TO THE NIGHT LIFE SCENE. IT WILL EFFECT THE PEACEFULL ENJOYMENT OF PEOPLE'S HOMES IN ROBERTS COURT AND EPSTIEN COURT.

Crime and Disorder WITH ALCOHOL BEING SERVED IN SUCH ABUNDANCE LOCALLY, WE WILL UNDOUBTEDLY SEE CRIME AND DISORDER SPILL INTO OUR PRIVATE RESIDENTIAL ESTATE, THIS WILL SUBJECT OUR RESIDENTS TO HARM WHEN HAVING TO ENTER THE ESTATE THROUGH GROUPS OF DRUNKEN REVELERS, NEXT DOOR TO OUR MAIN GATE.

Protection of Children from Harm OUR RESIDENTS HAVE A RIGHT TO A PRIVATE AND FAMILY LIFE. WHY SHOULD OUR RESIDENTS CHILDREN BE PUT AT RISK WHEN ENTERING HOME LATE AT NIGHT. WITH OUR PEDESTRIAN GATES OPEN UNTIL 23:15HRS NO DOUBT CUSTOMERS WILL CONGRAGATE UNDER THE ARCHWAY AT ROBERTS CT AND SMOKE THERE WHEN ITS RAINING.

Public Safety

CRIME AND DISORDER IS HIGH, PATICULARLY AT WEEKENDS. A COMMON SENSE APPROACH WOULD NOT ALLOW THESE LICENSE CHANGES AS THIS WILL HAVE AN ADVERSE EFFECT ON THE FAMILY LIFE OF THE 100 RESIDENTIAL PROPERTIES WE HAVE AT ANGEL ON THE GREEN.

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.

Sign:

Date:

22/12/14

Please ensure name and address details completed above

Return to:

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

or send by email to:

licensing@islington.gov.uk

Licensing Act 2003 representation pro-forma

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

Premises Name and address:

Brewdog, Giraffe Restaurant, 29-31 Essex Road, Islington, London, Islington, N1 2SA

Your Name:

Interest:

Estate Operative

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

Your Address:

23 - 27^A ESSEX

N1 2SA

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 One of our Blocks is Directly above and will be affected in a negative way with free flowing alcohol you are going to get Drunken people Making noise Smoking. Having a Bar across the Road causes some Disturbance already. Our gates are open till late. Drunks will stay on site and cause Disruptions

Crime and Disorder With Alcohol, comes crime and antisocial behaviour. Residents will have to walk pass drunken people Smoking outside, to get into their homes which makes them a target. Our gates are open till late which makes the whole Development a target

Protection of Children from Harm This complex is privately owned there are several children residing here and parents need to feel confident that their children are safe where they live. I feel a bar on site would take away that confidence

Public Safety ✓

The later and the more people drink, is the more likely crime is going to take place. The site has had incidents in the past it would be a shame for incidents to increase and the residents start to feel unsafe where they live

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: 22/12/14

Please ensure name and address details completed above

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

Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use 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:

Brewdog, Giraffe Restaurant, 29-31 Essex Road, Islington, London, Islington, N1 2SA

Your Name:

Interest:

NIGHT CONCIERGE

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

Your Address:

ANGEL ON THE GREEN (AOTG)

Email:

N/A

Telephone:

N/A

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 THIS WOULD AFFECT RESIDENTS AT AOTG NEGATIVELY!!
 There likely would be a significant increase in this. Close to closing time, I watched rowdy, antisocial behaviour — and even fights — and lots of nearby flight on camera EVERY WEEKEND & PUBLIC HOLIDAYS — from the existing drinking establishments adjacent to AOTG. Having another one will only make it worse!

Crime and Disorder

↑
DITTO

Senler, Yesim

From:
 Sent: 16 December 2014 11:57
 To: Licensing: Senler, Yesim
 Cc:
 Subject: Premises License (Variation) 29 Essex Road

I write to object in the strongest possible terms to the application detailed below. Serving alcohol as a adjunct to food is one thing- the morphing into a principally drinking establishment is another. With the amount of ASB we suffer in this area, the heavy concentration of licensed premises in Angel and the fact we are a designated cumulative impact zone, this is an entirely unwelcome and inappropriate prospect. A change of this sort would be certain to increase the cumulative impact of alcohol-related problems in the Angel area. The ASB and health effects of all the alcohol swilling around the Angel is becoming completely out of proportion.

There is a clear creeping on the alcohol front. First open as a shop, then morph into a take-away food shop/deli, then move to a restaurant, then add alcohol , then finally turn into an all -drinking establishment. Hey Presto- another pub/club and the associated problems. Please help us stem the tide by taking some courageous decisions, including on this occasion. Please turn down this application

Dear Sir/Madam,

We have received the following attached application for a **Premises Licence (Variation)**:

Licence holder: Brewdog Bars Limited

Premises: Brewdog (Formerly Giraffe)

Address: 29-31 Essex Road, London N1 2SA

Application received: 5 December 2014

Last date for representations: 2 January 2015

Worksheet number: WK/2014 69092

This premises is currently licensed for:

Playing recorded music: 24 hours a day, seven days a week.

Late night refreshment: 23.00 – 00.30 Mondays to Saturdays, 23.00 – 00.00 Sundays.

Sale of alcohol (on and off supplies): 10.00 – 00.00 Mondays to Saturdays, 10.00 – 12.00 – 23.30

Proposed variation to the premises licence:

To remove conditions 5 and 6 as follows:

5. The premises must be bona fide used for the purpose of habitually providing the customary main meal at midday or in the evening, or both for the accommodation of persons frequenting the premises.

6. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

Please confirm by email, **within 5 days**, if the application has/hasn't been received by yourselves.

You then have **28 days** from the date of receipt of application to make any representations. Please confirm to us within this time if you do/don't wish to make representation.

Regards

Yesim Senler

Licensing Technical Support Officer

Licensing Team

Public Protection Division, Environment & Regeneration, Islington Council, 3rd Floor, 222 Upper Street, London, N1 1XR

Tel: 020 7527 1829, e-mail: yesim.senler@islington.gov.uk, website: www.islington.gov.uk

Licensing Act 2003 representation pro-forma

Should you wish to comment on the licence application please use 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:

Brewdog, Giraffe Restaurant, 29-31 Essex Road, Islington, London, Islington, N1 2SA

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 living room windows are virtually above the unit (I live above the bathroom store on 1st floor). The area is becoming noisier each time a new venue opens & hours are extended. There is enough disturbance from the old Oasis head, the Werlock opposite and the two bars to the left. In the summer its very annoying with smokers under the window from the Virgin gym and Giraffe - More pavement smokers will increase this nuisance. Continue with max pavement

Crime and Disorder drinkers will mean I wont be able to open the windows without my rights to fresh air. Closing time from all these venues is a nightmare with rowdy revellers starting as they leave predominantly Publy, Indij and Saturday. Yet another bar will increase the nuisance. On several occasions I have had to retrieve the recycling bin from the road which has been piled up line of traffic for a laugh by drunken revellers! No more please!

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.

Sign

Date:

17/12/2014

Please ensure name and address details completed above

Return to:

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

or send by email to:

licensing@islington.gov.uk



Sender, Yesim

From:
Sent: 20 December 2014 08:47
To: Licensing
Subject: WK/2014 69092 - Brewdog, formerly, giraffe.

Dear Sirs,
with this letter I intend on commenting about the variation of licence application for the premises above.

I have lived in the property adjacent to the premises for the last 10 years.
The part of Essex Road leading to Islington Green is already full of bars and refreshment points. The addition of a new bar, Brewdog, is not adding anything if not public nuisance and disorder to the area. I have already had a number of people urinating and being sick in front of the gates of my residence and the addition of another alcohol serving parlour just on my doorsteps would only make it worse. The level of noise on a Friday and Saturday night coming from drunken youngsters in a very populated building would only create more social friction too. There are 4 stories of flats above the ex-Giraffe premises, and a new bar (and there is no need for another one) is only going to irritate council-tax paying residents like myself further.
So I would be very much against this change of licence.

Thank you very much.

Fitzsimons, Aiden

From:
Sent: 29 December 2014 15:08
To: Licensing
Subject: FW: Brewdog, 29-31 Essex Road, Islington - premises licence variation application

Yesim Senler is clearly out of the office but I do not know when he will be back. Given the time limits on this application please forward my response to the person now dealing with the matter.

Many Thanks

From
Sent: 29 December 2014 14:55
To: 'Senler, Yesim'
Subject: RE: Brewdog, 29-31 Essex Road, Islington - premises licence variation application

Dear Mr Senler,

I object to this application.

The premises are within the Angel and Upper Street Cumulative Impact Area and they form part of the ground floor of a building in a complex which is mainly residential flats which are either side, above, and at the rear.

Looking at this section of Essex Road within 100metres there are already 8 premises which can sell alcohol without food and this would be the 9th. They are, The Diner, Prague, Barrio North, The Kings Head, The Old Queens Head, Thumbs Up Off licence, Wenlock and Essex and The Winchester. This does not bring into the equation the bars overlooking Islington Green and along Upper Street.

I appreciate that Giraffe which formerly traded in the premises had a licence but that was granted before the cumulative impact policy came into force. Further, Giraffe's licence was a restaurant licence and it was a wholly different type of establishment to that proposed by Brew Dog. Giraffe was a child friendly, family friendly restaurant. Brew Dog is a drinking venue aimed, mainly I would suggest, at young, strong beer drinkers.

Brew Dog started as a Scottish brewery and has now also become a retail operation. They specialise in strong beer, their own headline beer has strengths which span from 3.8% ABV to 5.6% ABV and the majority are at the top end. They also brew amplified ale which ranges from 7.2% AB to 16.5% ABV. This is what will be sold if the application is granted, together with other craft beers from around the world.

The drinkers will no doubt wish to smoke which they will have to do under the windows of the residential flats. They may wish to purchase the products to take away to continue drinking later on the streets, or in the parks or on residents' door steps.

There is already more than enough drunkenness and antisocial behaviour in this part of Islington and however well run Brew Dog may be, they will add to it. Essex Road is the wrong location for this type of operation.

The application should be refused.

Fitzsimons, Aiden

From:
Sent: 30 December 2014 16:51
To: Licensing
Subject: Licence Application Brew Dog

Dear Sir Madam,

Re Brew Dog Licence Application

Given that the premises are in the Angel and in the Upper Street Cumulative Impact Area, I object to this application.

In this part of Essex Road there are already eight premises selling alcohol without food; namely the Diner, Prague, Barrio North, the Kings Head, the Old Queens Head, the Thumbs Up Off licence, the Wenlock and Essex and the Winchester, plus those overlooking Islington Green and of course those immediately along Upper Street.

I believe, like the Council, that it is important to uphold the Cumulative Impact Area at the Angel, both to reduce alcohol-associated ASB and as importantly, again as the Council itself wishes, to minimise the negative health impacts of alcohol on residents & visitors, and of course the associated on-costs to police and health services.

Brew Dog is a very different proposition to it's predecessor - Giraffe - which was a child and family-friendly restaurant with a restaurant licence.

Brew Dog is a venue that wishes to sell strong beers [3.8 - 16.5% ABV] to young, strong-beer drinkers, through the on- and off-licence trade. Associated behaviour such as smoking and indeed other street-based ASB [shouting, aggressive behaviour, vomiting/urinating in public, etc] will inevitably result, as seen with many other similar institutions in the immediate or nearby localities.

There is already significant ASB and drunkenness in this area and however well controlled, Brew Dog will, de facto, add to it.

The application should be refused.

Crime and Disorder

The residential development has only 1 night porter & will be vulnerable to increased disorder (& maybe crime) from bar customers

Protection of Children from Harm

There are several young children living in the residential area & bar customers especially crowds of smokers will create an intimidating environment especially for children

Public Safety

I wish my identity to be kept anonymous No –

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

Copies of this representation will be sent to the applicant, or their agent/solicitor, including name and address details (but other personal contact information such as telephone numbers and email addresses will be removed) unless you have specifically requested anonymity.

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 _____
Brewdog, Giraffe Restaurant, 29-31 Essex Road, Islington, London, N1 2SA

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

This property is part of a high density residential area & a bar type business (rather than restaurant) is completely inappropriate for such an area

There will be increased noise level in the middle of this residential development.

The front gates of the residential area is adjacent to the Giraffe site & cannot be locked before 11pm because Virgin gym members need access. This means that this entrance will become the smoking area of the Giraffe Bar

We have 1 night porter who will be placed at increased risk by the crowds of smokers from the bar in this area

Crime and Disorder

The residential development has only 1 night porter & will be vulnerable to increased disorder (& maybe crime) from bar customers

Protection of Children from Harm

There are several young children living in the residential area & bar customers especially crowds of smokers will create an intimidating environment especially for children

Public Safety

I wish my identity to be kept anonymous No –

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

[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.

13

Fitzsimons, Aiden

From:
Sent: 01 January 2015 21:02
To: Licensing
Subject: Fwd: Licencing application for Brewdog,(formerly Giraffe), 29-31 Essex Rod, N1.

----- Forwarded message -----

From:
Date: 1 January 2015 at 20:59
Subject: re: Licensing application for Brewdog,(formerly Giraffe), 29-31 Essex Rod, N1.
To: Yesim.Senler@islington.gov.uk

Dear Mr.Senler,

As a long time resident I have watched the increase in late night bars in the area, and this particular spot is already overcrowded with Wenlock, Winchester, 99 and the Camden Head, to name but a few.

This corner is very rowdy especially late at night at the weekends and since the late laws were introduced, the windows in the Camden Head pub which have survived for 150 years, have been smashed

The Giraffe when first granted it's licence, was a family restaurant and Brewdog's application will significantly change the nature of the area, which is heavily residential. The drinking will also encourage smoking and the pavement is not wide at that point.

There are residential flats directly above and all around, and we residents are continually subjected to drunken and violent behaviour. I also note that Brewdog sells very high strength beers.

I object very strongly to this change of license and would ask that it is not allowed to go ahead.

Yours sincerely,

14

Fitzsimons, Aiden

From:
Sent: 01 January 2015 20:24
To: Licensing
Subject: Brewdog, Giraffe Restaurant, 29-31 Essex Road, Islington, N1 2SA

Name:
Interest: Residential Neighbour

Email:

Object to Licence application

Public Nuisance: Drinkers blocking pavement. Smokers on street outside residential premises. Premises next to gate entry to Angel on the Green residential block which stays open for gym access until 11pm. High risk of drinkers entering residential premises, and causing nuisance by urination etc. and of blocking entry to premises or creating an anti social environment for residents using gate. Multiple bars already in the area with queueing and smoking drinkers already causes anti social behaviour in and around the residential premises.

Crime and Disorder: Cars and bicycles parked in courtyard of residential premises are placed at risk of drinkers /smokers who could enter through open gate. Thefts already experienced from this courtyard. Risk would be greatly added to by constant entering of premises from Brewdog drinkers/smokers

15

Yesim Senler
Licensing Team
Public Protection Division
Environment and Regeneration
Islington Council
222 Upper street
London N1 1XR

1 January 2015

Re: License Variation Application from Brewdog, formerly Giraffe
29-31 Essex Road N1 2SA

Work Sheet No: WK/2914 69092

Dear Sir

I am writing to say that, as a local resident, I object to the granting of the license variation proposed by Brewdog. I consider that the license should be retained in its present form, because to grant the application would leave Brewdog as a straightforward bar without any requirement to serve alcohol as only ancillary to meals.

Brewdog was previously refused an alcohol license in Farringdon/Clerkenwell in February 20/13 with one of the main grounds being that it was the wrong place for such an establishment.

I believe that the same consideration applies to the former Giraffe site, so close to Islington Green and the Tesco supermarket.

The proposed variation is also undesirable because the immediate area is already saturated with licensed premises, namely the
* Winchester and Wenlock & Essex on the corners opposite, and the cocktail bar at 69 Colbrooke Row. I am advised that the residents in the section of Colbrooke Row parallel to Essex Road already suffer from noise disturbance at night from the patrons of these premises, and the variation of the license for Brewdog would increase the volume and impact of disturbance for these residents from the licensed premises. This would conflict with one of the four licensing objectives.

I would be glad if these points could be considered by the Licensing Sub-Committee.

Yours faithfully

COMMERCIAL/LICENSING
-2 JAN 2015
PUBLIC PROTECTION DIVISION
222 UPPER ST, LONDON N1 1XR

* Also the Ed's Diner licensed site next door.

16

Fitzsimons, Aiden

From:
Sent: 02 January 2015 16:04
To: Licensing
Subject: 'Brewdog' application

Please put to Licensing Committee our objection to the Brewdog application. There are already many establishments serving alcohol to late hours in the near vicinity. This is very much a residential area. Drinkers in such establishments frequently spill out onto the nearby pavements to the distress of local residents. We strongly object to any further similar development in our neighbourhood.

Ms Yesim Senler
Licensing Support Team Public Protection
Islington Council
222 Upper Street
London N1 8HJ

December 31 2014

Dear Madam

Application for Variation of Premises Licence/ Club Premises
Certificate for Brewdog Bars Limited at 29-31 Essex Road London
N1 2SA (" the Application ')

Worksheet : WK/2014 69092

Like many local residents at the Angel, I oppose this Application in the Angel and Upper Street Cumulative Impact Zone by Brewdog on the basis of the following licensing objectives : namely prevention of public nuisance ,crime and disorder and public safety. It should be noted that the Applicant was REFUSED a licence in Clerkenwell by Islington Council in 2013 following a similar application.

-
1. The Brewdog Application in Essex Road is in a designated area of cumulative impact and saturation at the Angel and Upper Street. Islington Council's special policy in relation to cumulative impact " creates a rebuttable presumption that applications for variation of premises licences and club premises certificates that are likely to add to the existing cumulative impact will normally be refused" . It is for the applicant to demonstrate why the operation of the premises will NOT add to the cumulative impact in the zone.
 2. ANGEL SATURATION ZONE : The Application is for the removal of Conditions 5 and 6 of the pre existing licence to Giraffe (a family run restaurant) which conditions state that the premises must be bona

vide used for the purpose of habitually providing the customary main meal of the day or the evening or both for the accommodation of persons frequenting the premises and that alcohol shall not be sold or supplied on the premises OTHERWISE than to persons taking table meals there and for consumption by such a person as an ANCILLARY to his meal. Brewdog has built its reputation on sales of craft beers of considerable strength (3%-41%).If these Conditions are removed from the pre-existing Licence then Brewdog will be able to sell strong alcohol on and off the premises from 10am to midnight in the Angel Saturation Zone as well as its substantial online sales . There are already 8 premises selling alcohol within a very short distance of the premises including the Wenlock and Essex, the Winchester, the Diner, Prague, Barrio North, the Old Queens Head, Camden Head, the Thumbs Up off-licence and Tesco Supermarket. This part of Essex Road has considerable residential accommodation directly above and on either side of the premises which are likely to be affected. As Islington Council will have appreciated, although this Application is presented as a minor variation of the existing licence, it in fact incorporates major changes to the licence conditions.

3 PROXIMITY TO RED ROUTE: the premises are situate on a narrow pavement on the busy red route through Essex Road. If the Application is granted there is risk to the public because smokers would spill out from the premises onto the pavement causing passersby to step into the busy carriageway of the red route, which already happens outside the Winchester late at night . Rubbish left outside the premises for collection would further aggravate the problem.

4. LICENSING POLICY: Conversion of a family restaurant serving children as well as adults into a bar serving strong alcohol 14 hours a day is contrary to Islington Council's saturation policy which I and local residents support: providing cold snacks with strong alcohol(up to 41%!) is radically different from the terms of the current licence. Islington Council has recently been successful in working with local premises to

sell and serve lower strength beers and local residents are fully supportive of the Council for taking this initiative . Granting Brewdog's Application would clearly undermine the Council's stated low alcohol policy . Like the Council, I consider it important that the Licensing Policy is adhered to to reduce alcohol related ASB and also to reduce the health impact of alcohol on local residents and visitors: Islington's own research indicates that local residents suffer very high levels of alcohol related ill health and its licensing policies should take this into consideration. There is already significant aggressive anti social behaviour in the area as anyone who walks this way late at night will be aware of : even if Brewdog agree to take steps to try and control this, consumption of alcohol at Brewdog will de facto contribute to the cumulative impact in the area. Indeed it is well established that alcohol-related anti social behaviour and crime is mostly committed away from the licensed premises where the alcohol has been consumed . We residents at the Angel are subjected to frequent antisocial behaviour abuse and public nuisance from drinkers in the Saturation Zone with loud late night drinking . Drink related incidents occur frequently, are particularly acute in warm weather and many are dealt with by local residents alone. Whilst the Applicant may attempt to provide assurances ,the reality is that the grant of a variation to this existing licence to Brewdog will contribute to further aggressive anti social behaviour and public safety issues in the Angel Saturation Zone. Increased alcohol consumption in the Angel Saturation Zone has contributed significantly to increased anti social behaviour and overall loss of amenity for local residents .

5. The Applicant has failed to demonstrate in its Application that the operation of Brewdog will NOT add to the cumulative impact in the Angel Saturation Zone. I therefore strongly request that the Licensing Committee refuse this Application for the reasons cited above, as it refused Brewdog's Application in the Clerkenwell cumulative impact zone in 2013.

Yours faithfully

(18)

Whitton, Daniel

From: Baptiste, Anthony
Sent: 06 January 2015 14:36
To: Whitton, Daniel
Subject: FW: Premises licence variation re: Brewdog [formerly Giraffe] 29- 31 Essex Road N1 2SA.

From:
Sent: 02 January 2015 18:12
To: Senler, Yesim
Cc: Baptiste, Anthony; Klute, Martin; Emily THORNBERRY
Subject: Premises licence variation re: Brewdog [formerly Giraffe] 29- 31 Essex Road N1 2SA.

Yesim Senler

Once again I am writing to object to yet another application re: the above premises. These applications come one after another with a sense of inevitability that beggars belief. At this rate Islington will just become one continuous outlet for alcohol with all the usual unpleasant side effects that go with the trade, noise nuisance, violence, people emptying their bladders and their stomachs in the streets etc.. Please refuse this application.

(19)

Telephone:

Email:

Date: 31 December 2014.

Yesim Senler,
Technical Support Officer,
Licencing Team - Public Protection Division,
London Borough of Islington,
222 Upper St, N1 1XR.

Dear Yesim Senler,

Re: Brewdog 29-31 Essex Rd.

I am writing in connection with the application from Brewdog for a variation in conditions 5 and 6 of the licence for the above premises which I oppose in strong terms.

The premises occupy part of the ground floor of a large development of flats and are close to many more flats on the opposite side of Essex Rd and many houses in Essex Rd and adjacent streets. My estimate is that there are several hundred people living within 150 metres of the premises. The area is saturated with restaurants and bars. There are seven drinking establishments in the stretch of Essex Rd between St Peters St and Packington St and many more on Islington Green and Upper St. This produces severe problems because large and noisy crowds gather outside several of these establishments on three nights of the week until the early hours to the distress and annoyance of the local residents. In addition to the noise there is sometimes disorder and frequently unseemly conduct from many of the clients. However under the current licencing conditions the restaurant Giraffe (the previous occupants) caused comparatively few problems as far as I am aware.

Conditions 5 and 6 of the current licence read as follows:

5. The premises must be bona fide used for the purpose of habitually providing the customary main meal at midday or in the evening, or both for the accommodation of persons frequenting the premises.

6. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.

A variation in condition 5 would permit the proprietors to stop providing meals and provide only bar snacks. A variation in condition 6 would permit the proprietors to sell alcohol to anyone walking in from the street without them taking a meal. In other words the function of the premises would change from restaurant to pub or bar with all the problems that that entails some of which are referred to above.

Previously Brewdog applied for a licence for a Danish-style bar serving high-strength beers in Farringdon Rd. This application was refused by the council and they are obviously trying to revive the plan for different premises.

I attach, in an appendix, a summary of the council's ruling on the Farringdon Rd application and argue that the same decision be reached in this case. Essex Rd is a more densely inhabited area, is more saturated with bars and restaurants and there is far more potential for nuisance, disorder, unseemly conduct and loss of amenity than in the Farringdon Rd area. The reasons for refusing the Essex Rd application are stronger than the reasons for refusing the Farringdon Rd one.

Yours sincerely,

APPENDIX.

Islington Council has published the reasons for its Licensing Committee's decision to refuse a Licence to Brewdog for a Danish-style bar serving high-strength beers, in Farringdon Rd.

The Committee has given three reasons for the decision.

First, the premises are in a "saturation" area, so the onus is on the applicant to show that it would not add to the existing problems of the area. But it had failed to do this.

"It is clear that the primary emphasis of the new business is to serve alcohol, not food and accordingly the new activities would differ significantly from those authorised by the existing licence held by the premises."

The second reason was its location.

"It is located on a particularly busy road, opening directly onto the street. It would accordingly be extremely difficult for the managers and staff of the business to monitor and manage the people leaving their premises and/or smoking on the pavement. This could result in an unnecessary obstruction to an already busy area and pose a health hazard to members of the public in that area. The Sub-Committee was not satisfied or convinced of the applicant's proposals in relation to the monitoring of smoking and the members of the public being adequately catered for on the street outside the premises after they had purchased alcohol."

Thirdly, the hours being sought were inappropriate for bar premises serving only snacks.

"The pre-existing licence was for a restaurant where patrons were seated at tables, being served food prepared in a kitchen whereas the licence being sought in this application is primarily for the sale of alcohol for consumption both on and off the premises and the provision of food is very much a secondary consideration."

"The Sub-Committee weighing up all the evidence referred to above, concluded that the applicant did not rebut the presumption that the operation of the premises would not add to the cumulative impact and impact adversely on the licensing objectives. The application was accordingly refused."

(19) ii

Telephone:

Email:

Date: 31 December 2014.

Yesim Senler,
Technical Support Officer,
Licencing Team - Public Protection Division,
London Borough of Islington,
222 Upper St, N1 1XR.

Dear Yesim Senler,

Re: **Brewdog 29-31 Essex Rd.**

I have just discovered that Brewdog is or recently has been in dispute with a decision of the Portman Group over broken marketing rules. The decision can be found here

<http://www.portmangroup.org.uk/media/news-details/2014/04/28/dead-pony-club-ale-breaches-alcohol-marketing-code>

Brewdog's response can be found here

<http://www.brewdog.com/blog-article/sorrynotsorry>

The Portman Group is the responsibility body for drinks producers in the UK. Their role is to:

- Lead on best practice in alcohol social responsibility through the actions of member companies.
- Regulate the promotion and packaging of alcoholic drinks sold or marketed in the UK through our Code of Practice.

- Challenge and encourage the industry to market its products responsibly.

The Portman Group is a not-for-profit organisation funded by eleven member companies who represent every sector of drinks production and collectively account for more than half the UK alcohol market.

I believe that this exchange should be taken into account in assessing Brewdog's intention to behave in a responsible manner. Remember that the premises are in Essex Rd in a very densely populated area.

Yours sincerely,

1911a.



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Dead Pony Club ale breaches alcohol marketing Code

In the News

28/04/2014

Contact Us

The packaging of Dead Pony Club, a pale ale produced by BrewDog, has broken alcohol marketing rules for encouraging both anti-social behaviour and rapid drinking.

The Independent Complaints Panel (ICP) considered the product following an independent audit of drinks last year, administered by Campden BRI on behalf of the Portman Group

Dead Pony Club's packaging was identified as being in potential breach of the Code for its association with bravado and immoderate consumption, and for placing undue emphasis on the strength and intoxicating effect of the alcohol in the product. The producer did not make representations to the Panel.

The Panel considered the overall impression conveyed by the product, the strength of the beer (Alc 3.8% Vol), as well as the text on the back label.

Whilst acknowledging that the beer was of a lower-than-average strength and that one bottle was well within the recommended daily unit guidelines, the ICP concluded the lines on the label, 'rip it up down empty streets', associated the product with anti-social behaviour.

The ICP also concluded that the product did not promote immoderate consumption. However, it did rule that the phrases 'drink fast, live fast' and 'we believe faster is better' could encourage the consumer to drink the product rapidly. Consequently, the product was found by the Panel to be in breach of Code paragraphs 3.2 (b) and (g).

Henry Ashworth, Chief Executive of the Portman Group, which provides the Secretariat for the Independent Complaints Panel, said:

"The Code rules do not exist to prevent humorous or innovative brand marketing but to make sure that humour is used responsibly. We urge producers to exercise due diligence and consult our Code Advisory Team if they are in any doubt."

A Retailer Alert Bulletin has been issued instructing licensees and retailers not to place orders for stocks of Dead Pony Club in its current packaging after 8 July 2014.

Rulings made by the Panel are published in full on the Portman Group's website and further details of the case together with the Retailer Alert Bulletin can be found [here](#).

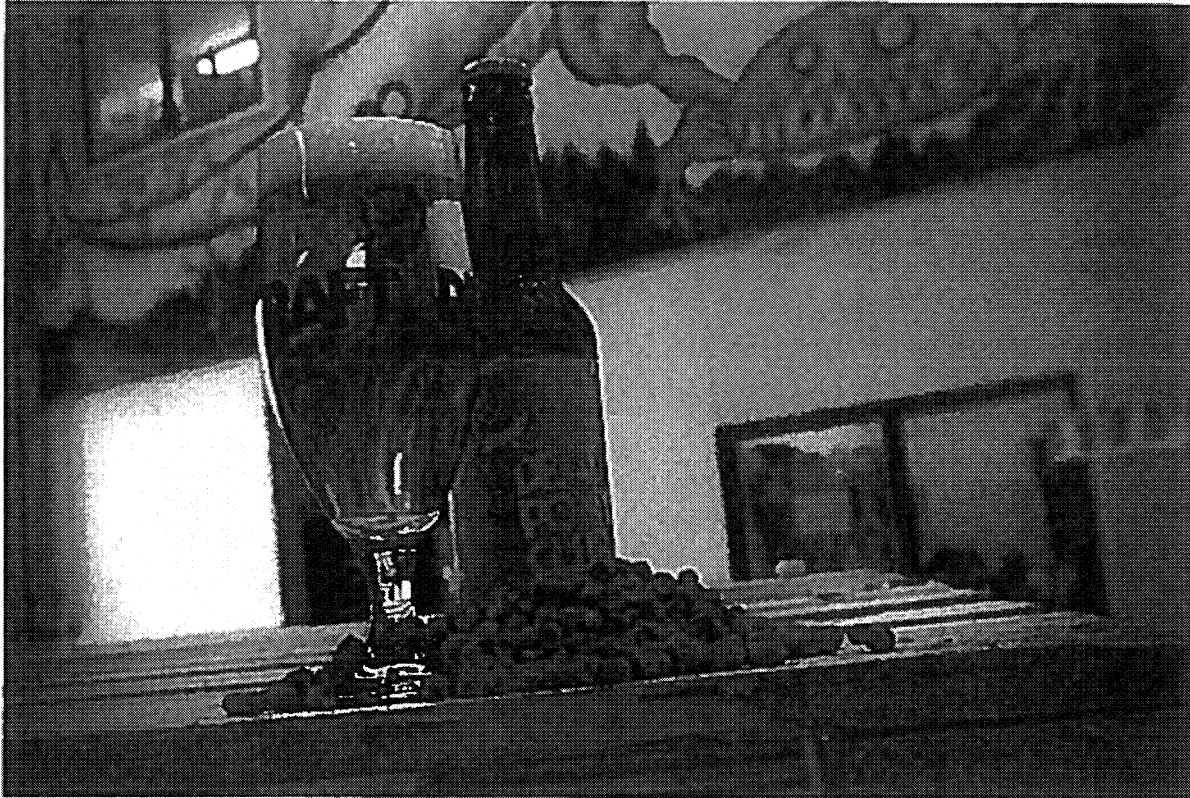
ENDS

19 iib.

2008 (37)

28.04.2014

#SorryNotSorry

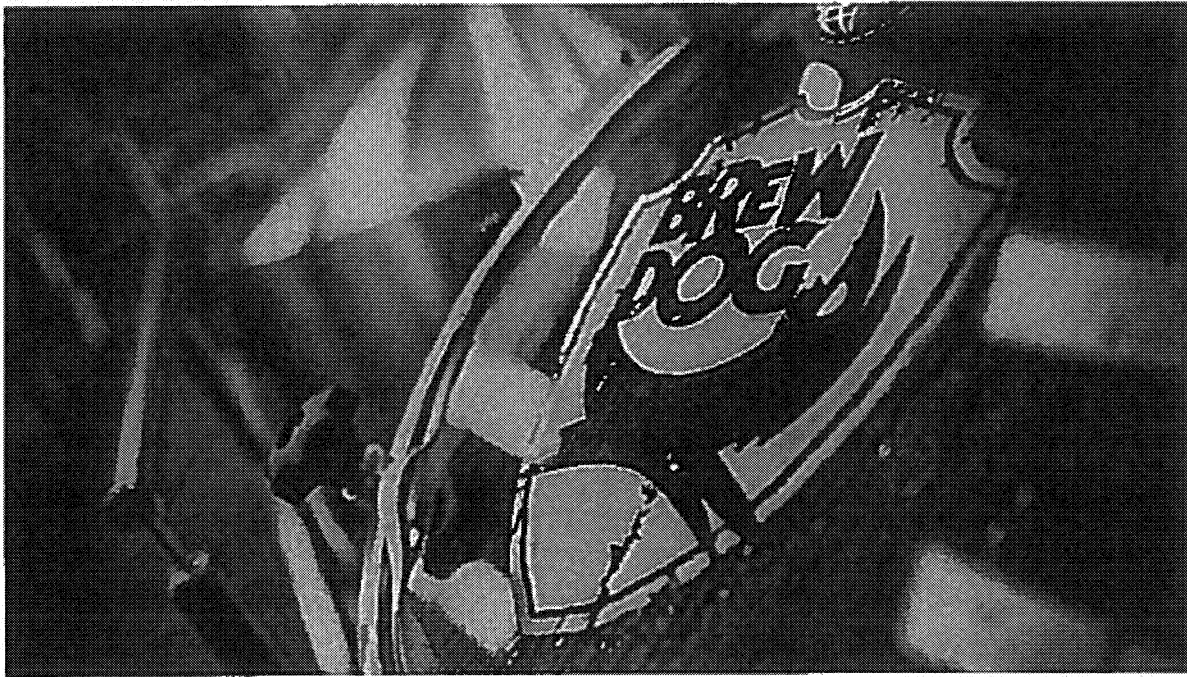


Spread the word

Today the Portman Group has officially banned BrewDog's Dead Pony Club 3.8% ale. See <http://www.morningadvertiser.co.uk/Drinks-Brands-News/3.8-ABV-BrewDog-beer-falls-foul-of-the-Portman-Group>

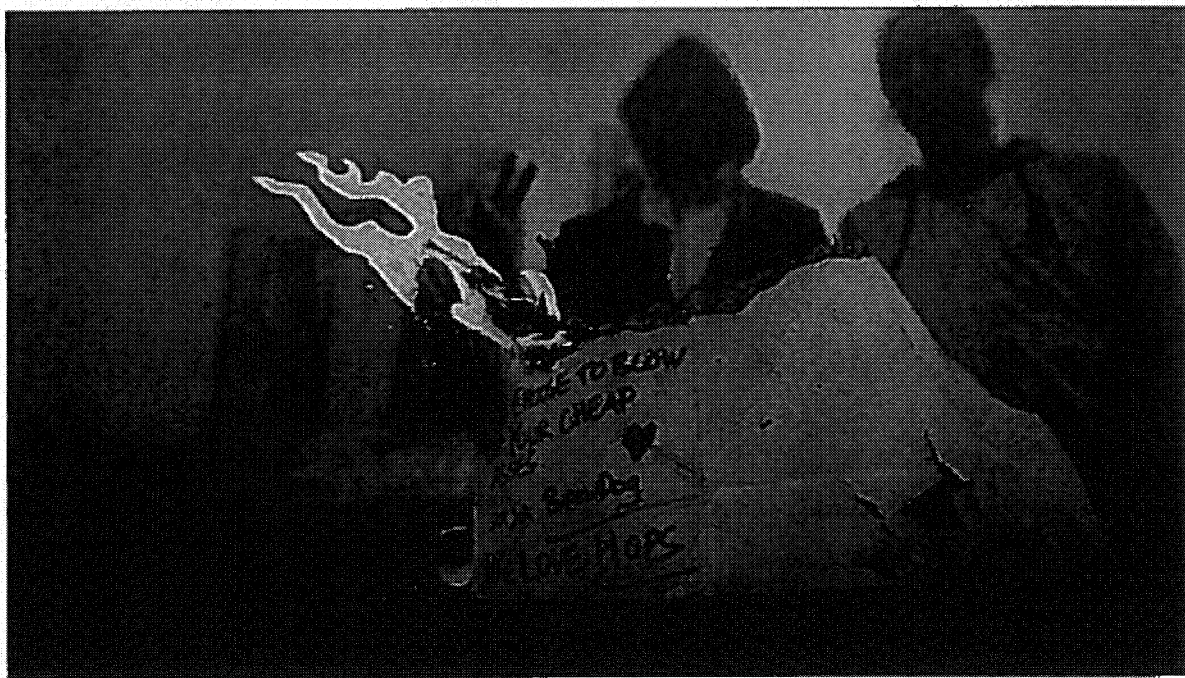
On behalf of BrewDog PLC and its 14,691 individual shareholders, I would like to issue a formal apology to the Portman Group for not giving a shit about today's ruling. Indeed, we are sorry for never giving a shit about anything the Portman Group has to say, and treating all of its statements with callous indifference and nonchalance.

Unfortunately, the Portman Group is a gloomy gaggle of killjoy jobsworths, funded by navel-gazing international drinks giants. Their raison d'être is to provide a diversion for the true evils of this industry, perpetrated by the gigantic faceless brands that pay their wages. Blinkered by this soulless mission, they treat beer drinkers like brain dead zombies and vilify creativity and competition. Therefore, we have never given a second thought to any of the grubby newspeak they disseminate periodically.



While the Portman Group lives out its days deliberating whether a joke on a bottle of beer is responsible or irresponsible use of humour, at BrewDog we will just get on with brewing awesome beer and treating our customers like adults. I'm sure that makes Henry Ashworth cry a salty tear into his shatterproof tankard of Directors as he tries to enforce his futile and toothless little marketing code, but we couldn't give a shit about that, either.

The Portman Group took objection to the phrase "rip it up down empty streets"? Mr Portman, you seem to like taking things literally. Can you please explain how something can be 'anti-social' if the streets are empty? Anti-social is defined as 'contrary to the laws and customs of society, in a way that causes annoyance and disapproval in others.' If the streets are empty, there are no 'others' to annoy.



As for not agreeing with "we believe faster is better", well I think the archaic existence of the Portman Group proves just how bad "slow" can really be. Maybe they should try and catch up with the rest of the world instead of insulting the intelligence of consumers with such a thin veneer of impartiality. It is an embarrassing condemnation of the mega brewers who provide their funding, the same mega brewers whose pricing wrecks havoc on society.

Mr Portman, we'd be appreciative if you could now kindly save some trees and stop sending us meaningless letters.

We sincerely hope that the sarcasm of this message fits the Portman Group criteria of responsible use of humour.

Posted in - [brewdog-news](#)

Comments

- I fucking love you guys :)
Meli:)02.05.2014
- Can I get this on a T-Shirt?
Sam D02.05.2014
- I love your beers and I love this response. Keep at it, you legends.
BrewDoge02.05.2014
- as a shareholder and regular consumer I fully support your action.
I absolutely adore Dead Pony Club (getting on in years so like the ABV starting with a 3 to go with the stunning flavour).
Would still drink it if you called it Portman piss or even Bloated Brewers Lobbyists Talk Shite IPA

- (hey, a rose by any other name etc
Good luck
pjc1pjc101.05.2014
- Ace response!
rollover01.05.2014
- The proof is in the beer and how good it tastes, and that is why I mainly drink Brew Dog beer....it is simply AWESOME!!! Keep up the good work everyone.
Steve H01.05.2014
- Time for a new Brewdog t-shirt eg I drink Dead Pony Club to forget the Portman ruling
martinegreen01.05.2014
- Hard to believe (not) there are still fuddyduddy directors/management, trying to grapple with independent brewers, because theres nothing they can do about it . The number of small brewers/micro breweries in the country now speaks for itself. People want beer/ale thats flavoursome, with substance and body to it . Not Not the crap the big breweries churn out in their pubs .
Papajoe01.05.2014
- Not keen on your ales but absolutely delighted by your erudite response to the rancid turnips of the Portman neo-con industry lackeys.
May even buy myself a token bottle of Dead Pony Club.
Huw.
HuwDog01.05.2014
- As a very large man I am going to launch the self-proclaimed Porkman Group. This will involve me drinking large amounts of beer and Pork Scratchings before banning any beers that do not meet my high standards. Signatories to my code of practice will be banned from

stocking these beers and the brewers will be written to explaining why their beers are sh*t together with my comments about how they could improve their recipe.

Porkman Group30.04.2014

- Sold! Im buying Brewdog wherever its sold from now on!
Andrew W30.04.2014
- The Portman Group were set up by the likes of Diaego and Inbev - some of the biggest players in the UK drinks industry who manufacture most of the well known brands. No surprise that a start up company comes along and starts threatening their market share so they issue absurd guidance like this. Just as well that they are as toothless as they are biased and that the brewdog chaps can just ignore them. Its not like they need other bars to stock their beers, given how many of their own pubs they have. Useless posturing from Portman Group. Glad they got told to fuck right off
Spio30.04.2014
- Suggest you market a pale yellow weak beer called Portman Piss, or similar.
Richard G30.04.2014
- Up the brewdog
Bloc30.04.2014
- Have never tried your beer; only because hard it in Bulgaria. However will be in Britain in August and will try to get some in; even if only to see what all the fuss is about :)
Empiricism rules! And as to your jokey labels: glad to see that someone still has a sense of humour in politically correct, po-faced Britain :)
Richmond30.04.2014
- Portman Group have no understanding of PR. Only thing I can see will happen now is that more people will buy it because of the extra publicity. Good luck guys, dont let the b**t***s grind you down!
PA30.04.2014
- Just about the best blog post of all time! Good for you!
DeerBrinker30.04.2014
- Tried brewdog last month for the first time, awesome beers and service place was jumpin and no riots afterwards.
beerygutnot30.04.2014
- HA HA HA
briliant work
Kev Whelan30.04.2014
- Yours is definitely the best beer in the world. Now could you please export some to the UAE so I can taste it for the first time.

Keep on brewing, keep on telling it like it is.

TimA (Dubai)30.04.2014

- Fuck em if they cant take a joke.
Ratskelar Brewery 38104 <Memphis, TN>30.04.2014
- Go for it and btw, Paradox is sublime, what youre doing is what beers all about.
Panda201329.04.2014
- Ive just got a lovely bottle of clown king out of the fridge to celebrate how much this story has made me smile. Keep up the good work guys :)
Greg29.04.2014
- Theres a body out there guiding the market what to buy on the basis of someones opinion on label taste?!?!?! We cant let consumers decide for themselves? Must we take the nanny state this far? 1984 is here?!?
Quench seeker29.04.2014
- Portman
Issues
Sanctimonious

20

Senler, Yesim

From:
Sent: 01 January 2015 19:53
To: Senler, Yesim
Subject: BrewDog- Objection letter
Attachments: BrewDog- Objection.docx; ATT00001.txt

Dear Yesim

Please find attached a letter of objection for turning 19-21 Essex Road into a pub called BrewDog.

Many thanks

London

Mobile-

Yesim Senler,
Technical Support Officer,
Licencing Team - Public Protection Division,
London Borough of Islington,
222 Upper St, N1 1XR.

Dear Yesim Senler,

Brewdog 29-31 Essex Rd.

I am writing about the application from Brewdog for a change in the licence for the above premises which will allow them to act as a pub rather than a restaurant and serve high strength beers to their clients without meals

There are already too many bars and pubs in Essex Rd and Upper St. They cause problems to the residents - noise, disorder, drunken behaviour and many clients behave very badly and indecently in the streets.

The council owes a duty to the residents and the ratepayers to enable them to enjoy peace and quiet in their homes and safety and order in the streets when they are going about their lawful business. This is only barely maintained at present. The problem is mostly due to the many bars in the neighbourhood and a higher density of bars will only make the situation worse.

Yours sincerely,

21

Senler, Yesim

From:
Sent: 02 January 2015 11:53
To: Senler, Yesim
Subject: licencing application for 19-21 Essex Rd

01 Jan 2015

Yesim Senler,
Technical Support Officer,
Licencing Team – Public Protection Division,
London Borough of Islington,
222 Upper St, N1 1XR.

Dear Yesim Senler,
Brewdog 29-31 Essex Rd.

I am writing regarding the application from Brewdog for a change in the licence for above address; which will allow them to trade as a pub or drinking establishment rather than a restaurant and serve high strength beers to their clients without meals

I feel that there are already too many bars and pubs in Essex Rd and Upper St and they create problems and disturbance to the residents in the form of noise and drunken behaviour. I have personally seen people taking drugs on my neighbours' window sill, urinating against cars and front doors as well as alcohol fuelled violence on many occasions. The current licensed establishments do very little to control their patrons and so I have no reason to believe a new one will be any different.

I have found out that this business has already been refused a license in Farringdon and I feel should again be refused on the basis that this is a much more residential area that has already too many bars. I feel the council should ensure that its residents can enjoy peace in their homes and feel secure on the streets and that the increasing number of bars is leading to more drunken behaviour on the streets and eroding this right. The problems above can only get worse with yet another bar.

Yours sincerely,

Senler, Yesim

From:
Sent: 02 January 2015 14:13
To: Senler, Yesim
Subject: Premises Licence Variation, Brewdog (formerly Giraffe) WK2014 69092

Dear Madam,

I wish to object to the application to vary the conditions 5 and 6 in the existing Licence at 29-31 Essex Road, London N1 2SA.

1. Brewdog normally sells beers with varying alcohol strength, the standard beer 3.8 to 5.6 %, and amplified beers 7.2 to 16.5 %. These are really strong beers and if drunk without food is likely to get to the blood stream very quickly and persons become intoxicated very easily. The existing condition should stand in that alcohol should only be sold or supplied with a meal.
2. The premises is within the cumulative impact zone at the Angel and the Licensee has to show that this additional use of supplying alcohol without food would not impact on the area. This is a mixed area with already about 8 licensed premises supplying alcohol without food in the immediate vicinity and there are numerous residents in the surrounding area who will be affected by having more intoxicated persons onto the streets.
3. The existing Licence already allows the sale of alcohol to midnight and this will significantly impact on the area with excessive noise well past midnight and more anti social behavior.

If Islington Council were to grant this application, it would be sending out the wrong signal that it does not care about the health of its residents or the strength of alcohol being sold in the area. The Angel area is already well known as a drinking area and this could only add to the cumulative effect.
I trust that this application would be refused.

2 January 2015

Yesim Senler
Technical Support Officer
Licencing Team - Public Protection Division
London Borough of Islington
222 Upper St
N1 1XR.

Dear Yesim Senler,

Brewdog 29-31 Essex Rd.

We are writing about the application from **Brewdog** for a change in the licence for the above premises which will allow them to act as a pub rather than a restaurant and serve high strength beers to their clients without meals.

There are already too many bars and pubs in Essex Rd and Upper St. They cause problems to the residents - noise, disorder, drunken behaviour and many clients behave very badly and indecently in the streets.

The council owes a duty to the residents and the ratepayers to enable them to enjoy peace and quiet in their homes and safety and order in the streets when they are going about their lawful business. This is only barely maintained at present. The problem is mostly due to the many bars in the neighbourhood and a higher density of bars will only make the situation worse.

We also understand that Brewdog previously applied for a licence for a Danish-style bar serving high-strength beers in Farringdon Rd. This application was refused by the council and they are obviously trying to revive the plan for different premises.

We have seen a summary of the council's ruling on the Farringdon Rd application and it seems that the reasons for refusing the Essex Rd application are even stronger than the

reasons for refusing the Faringdon Rd one. Essex Rd is a more densely inhabited area, is more saturated with bars and there is far more potential for nuisance, disorder, unseemly conduct and loss of amenity than in the Faringdon Rd area.

Yours sincerely,

Senler, Yesim

From:
Sent: 02 January 2015 19:23
To: Senler, Yesim
Subject: BREWDOG - 29-31 Essex Road

Dear Yesim Senler

I write with regard to the application for variation of the licence for the above property, formerly Giraffe, to allow the premises to act as 'pub' as opposed to 'restaurant'.

I am a resident of nearby and as such am very aware of the plethora of drinking establishments in the area - some seven on Essex Road between Packington Street and St Peters Street - as most weekend mornings I have to clear up the mess left by drunken revellers - bottles, vomit, urine and worse - outside my front door and sometimes even on my doorstep. I consider the area to already be saturated with bars and pubs and feel that a further such operation would only make the the problems of drunken behaviour, noise, nuisance even worse.

Giraffe was largely a family establishment and did not cause disturbance to the neighbourhood; another bar serving largely only strong alcohol is likely to do the reverse and therefore I would ask the Council not to allow this change to the licence.

Yours sincerely

Sent from my iPad

25

Senler, Yesim

From:
Sent: 02 January 2015 21:18
To: Senler, Yesim
Subject: Brewdog, 29-31 Essex Road, London N1

Dear Mr Senler,

I write to object to the application to vary the license formerly held by Giraffe.

The premises are within the Angel and Upper Street Cumulative Impact Area and they form part of the ground floor of a building which is mainly residential flats.

In this part of Essex Road there are many other premises which can sell alcohol without food and this would be yet another. This is apart from the bars overlooking Islington Green and along Upper Street.

Giraffe's license was a restaurant licence and it was a very different type of establishment to that proposed by Brew Dog. Giraffe was a child friendly, family friendly restaurant. Brew Dog is a drinking venue aimed, at strong beer drinkers.

There is already more than enough drunkenness and antisocial behaviour in this part of Islington.

The application should be refused.

Yours sincerely

Suggested conditions of approval consistent with the operating schedule

1. All instances of crime and disorder shall be reported to the police.
2. An incident book shall be used to record all instances of public disorder.
3. The holder of the premises licence or its nominee shall subscribe to and participate fully in the local pub/club/shop watch scheme.
4. The licensee shall, in accordance with a risk assessment to be carried out by the DPS, provide a sufficient number of door supervisors to prevent the admission of, and ensure the departure from the premises of drunk and disorderly people or other people displaying signs of other substance abuse, without causing further disorder.
5. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.
6. Alcoholic and other drinks purchased from the premises may not be taken away from the immediate curtilage of the premises in open containers such as glasses or opened bottles (save for consumption in any delineated external area as shown on the plan attached to the licence).
7. Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatchers, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.
8. Staff will be trained in the laws relating to under age sales, and that training shall be documented and repeated at 6 monthly intervals.
9. A refusals book will be maintained at the premises, and made available to an officer of a responsible authority upon request.
10. Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a Log-book on the premises. The Log-book shall be made available for inspection by authorised officers.
11. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
12. Where chairs and tables are provided, internal gangways shall be kept unobstructed.
13. All exits doors shall be maintained easily operable without the use of a key, card, code or similar means.
14. Exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
15. Any removable security fastenings must be removed whenever the premises are open to the public or occupied by staff.
16. The edges of the treads of steps and stairways must be maintained so as to be in good condition and be conspicuous.
17. When disabled people are present, there must be sufficient numbers of staff and adequate arrangements must be in place to enable their safe evacuation in the event of an emergency. Disabled people on the premises must be made aware of such arrangements by staff and by the use of appropriate signage.

18. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.
19. Emergency lighting batteries are fully charged before the admission of the public.
20. Access for emergency vehicles must be kept clear and free from obstruction.
21. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times.
22. There must be at least one suitably trained first-aider on duty when the public are present, and if more than one suitably trained first-aider is available, their respective duties must be clearly defined.
23. A first aid box will be available at the premises at all times.
24. The premises shall maintain an Incident Log and public liability insurance.
25. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
26. No more than 120 customers shall be permitted inside the premises at any one time.
27. Seating will be available for not less than 60 customers.
28. No more than 32 customers shall be permitted to stand in the premises whilst consuming alcohol.
29. No more than 28 seated customers shall be permitted in the external seating area.
30. Use of the external seating area shall cease at 23:00 save in respect of smokers, which will be limited to 10 customers at any one time.
31. Food will be available until 60 minutes before licensable activities cease.
32. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
33. A dedicated licensed taxi/mini cab service shall be available with the premises for customers.
34. The emptying of bins into skips, and refuse collections will not take place between 23:00 and 07:00.
35. The exterior of the building shall be cleared of litter at regular intervals.
36. A Dispersal and Smoking Policy will be implemented and adhered to (see attached).
37. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
38. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme.
39. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
40. The licensee should regularly monitor staff to check how they are dealing with young people who ask for alcohol and other age restricted products.
41. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
42. The licensee and staff should note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.
43. Any outside area used by customers wishing to smoke shall be covered by the CCTV system which will be installed at the premises.

44. The outside area shall be monitored by staff or door staff (when employed) at all times it is in use.
45. The area will be cleaned regularly.
46. Suitable receptacles shall be provided for smokers to dispose of cigarette butts.
47. Signs will be displayed in the area requesting customers keep noise to a minimum.
48. Patrons who disregard signage and verbal instructions regarding noise will be asked to move inside and/or leave the premises.
49. Open containers of alcohol shall not be permitted to be taken beyond the boundary of the outside area.
50. At the end of the evening management and staff will assist with the orderly and gradual dispersal of patrons.
51. Staff Members (including door personnel when employed) will advise patrons to leave the premises quickly and quietly out of respect for our neighbours.
52. Notices will be displayed requesting our customers to leave quietly and in an orderly manner out of consideration to neighbours and their attention will be drawn to these notices by members of staff.
53. We will ensure the removal of all bottles and drinking receptacles from any patron before exiting the premises (this does not apply in the case of consumption in any delineated external drinking area).
54. We will actively discourage our customers from assembling outside the premises at the end of the evening.

Conditions proposed by the Noise Service

55. In the event of noise nuisance from amplified sound being witnessed by an authorised officer, the licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, which shall include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of amplified sound from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
56. The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.
57. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
58. Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.
59. A registered door supervisor shall be employed outside on Friday and Saturday nights at the rate of one per 100 customers' capacity at the premises in order to supervise customers outside and assist with the dispersal of customers at closing time.
60. The door supervisor shall remain on duty outside until all customers have left the area.
61. Bottling out from the premises is prohibited between 23:00 hours and 07:00 hours.
62. The premises shall close 30 minutes after the last sale of alcohol.
63. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.

64. There shall be no deliveries or collections between the hours of 23:00 – 07:00.
65. Any off sales shall be made in sealed containers.
66. No drinks shall be permitted in any outside area after 22:30.
67. No more than 4 tables and 16 chairs shall be permitted on the public highway in line with the permit issues by Islington Council.

**Title : BREWDOG
29-31 ESSEX ROAD**

Islington Borough
Boundary

**Printed by :
RO RO**

**Printed at :
22-01-2015**



Agenda Item 2



ISLINGTON

Environment & Regeneration
Municipal Office, 222 Upper Street, London, N1 1XR

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

| Meeting of | Date | Agenda Item | Ward(s) |
|-------------------------|-----------------|-------------|---------|
| Licensing Sub-Committee | 3 February 2015 | | Bunhill |

| | | |
|-----------------------|--|------------|
| Delete as appropriate | | Non-exempt |
|-----------------------|--|------------|

**Subject: PREMISES LICENCE NEW APPLICATION
DISCO DOG, OLD STREET STATION, LONDON EC1Y 1BE**

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
 - I. Supply alcohol for consumption on the premises from 08:00 to 23:30 on Monday to Saturday and 08:00 to 22:30 on Sunday;
 - II. Allow late night refreshment 23:00 to 23:45 Monday to Saturday.
 - III. Opening hours of the premises from 08:00:00 to 00:00 Monday to Saturday and from 08:00 to 23:00 on Sunday.

2. Relevant Representations

| | |
|---------------------|-----|
| Licensing Authority | Yes |
| Metropolitan Police | Yes |
| Noise | No |
| Health and Safety | No |

| | |
|-----------------------|-----|
| Trading Standards | No |
| Public Health | No |
| Safeguarding Children | No |
| London Fire Brigade | No |
| Local residents | No |
| Other bodies | No: |

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: representations;

Appendix 3 decision notice 25 November 2014

Appendix 4: suggested conditions and map of premises location.

3.2 The current applicant submitted a premises licence application for this premises, for the same hours but included “off sales” of alcohol, in October 2014. This application was refused by the Licensing Sub-Committee on 25 November 2014, and the reasons are set out in the decision notice shown in Appendix 3.

4. Planning Implications

4.1 The property was granted a certificate of lawfulness for change of use as a café/restaurant (A3) on 3 July 2014 with one restrictive condition regarding hours of use not to operate except between the hours of 08:00hr and 00:00hr Monday - Saturday, and between 08:00hr and 23:00hr on Sunday and Bank Holidays.

5 Recommendations

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

5.2 To consider that this address is in the Bunhill Saturation or “Cumulative Impact Policy” of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

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

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 4)
- ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 4)

6 Conclusion and reasons for recommendations


6.1 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 as appropriate to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

23.1.15

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

WK/201468199

Appendix 1 KT OK?

26/11/14

LONDON BOROUGH OF ISLINGTON

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We JONA AHEARNE (Insert name(s) of applicant)

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

Part 1 - Premises Details

Postal address of premises or, if none, ordnance survey map reference or description DISCO DOG, OLD STREET STATION. COMMERCIAL/LICENSING 26 OCT 2014 PUBLIC PROTECTION DIVISION 222 UPPER ST, LONDON N1 1XR. Post town LONDON Postcode EC1Y 1BE

Telephone number at premises (if any) Non-domestic rateable value of premises £0

Part 2 - Applicant Details ISLINGTON COUNCIL LICENSING Date 26/11/14 Fee Paid 100 Please state whether you are applying for a premises licence as ONLINE Receipt Number IP2/291473 Received By JW a) an individual or individuals * [X] 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)

ISLINGTON COUNCIL LICENSING Receipt Number Date Fee Paid

OK Kmt Burhill CIA 26 Nov 14

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

| |
|---|
| Name |
| Address |
| Registered number (where applicable) |
| Description of applicant (for example, partnership, company, unincorporated association etc.) |
| Telephone number (if any) |
| E-mail address (optional) |

Part 3 Operating Schedule

When do you want the premises licence to start?

| | | |
|----|----|------|
| DD | MM | YYYY |
| 01 | 01 | 2015 |

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

| | | |
|----|----|------|
| DD | MM | YYYY |
| | | |

Please give a general description of the premises (please read guidance note 1)
 RESTAURANT / OYSTER BAR

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

| |
|--|
| |
|--|

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

G

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

H

| | | | | | |
|---|-------|--------|--|----------|--------------------------|
| Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6) | | | Please give a description of the type of entertainment you will be providing | | |
| Day | Start | Finish | Will this entertainment take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input type="checkbox"/> |
| Mon | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Tue | | | Please give further details here (please read guidance note 3) | | |
| Wed | | | | | |
| Thur | | | | | |
| Fri | | | State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g) (please read guidance note 4) | | |
| Sat | | | | | |
| Sun | | | | | |
| | | | 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) | | |

I

| Late night refreshment Standard days and timings (please read guidance note 6) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input checked="" type="checkbox"/> |
|--|-------|--------|--|----------|-------------------------------------|
| | | | | Outdoors | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | | | |
| Mon | 23:00 | 23:45 | Please give further details here (please read guidance note 3) As part of the operation of a Restaurant/oyster bar | | |
| | | | | | |
| Tue | 23:00 | 23:45 | | | |
| | | | | | |
| Wed | 23:00 | 23:45 | State any seasonal variations for the provision of late night refreshment (please read guidance note 4) | | |
| | | | | | |
| Thur | 23:00 | 23:45 | | | |
| | | | | | |
| Fri | 23:00 | 23:45 | Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) | | |
| | | | | | |
| Sat | 23:00 | 23:45 | | | |
| | | | | | |
| Sun | | | | | |
| | | | | | |

J

| | | | | | |
|--|--------------|---------------|---|------------------|-------------------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 6) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 7) | On the premises | <input checked="" type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 4) | | |
| Mon | 8:00 | 23:30 | | | |
| Tue | 08:00 | 23:30 | | | |
| Wed | 08:00 | 23:30 | | | |
| Thur | 08:00 | 23:30 | | | |
| Fri | 08:00 | 23:30 | | | |
| Sat | 08:00 | 23:30 | | | |
| Sun | 08:00 | 22:30 | | | |
| | | | Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) | | |

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

| | |
|--|--|
| Name Jona Ahearne | |
| Address | |
| Postcode | |
| Personal licence number (if known) | |
| Issuing licensing authority (if known) | |

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).
 NONE

L

| Hours premises are open to the public Standard days and timings (please read guidance note 6) | | | State any seasonal variations (please read guidance note 4) |
|--|-------|--------|--|
| Day | Start | Finish | |
| Mon | 08:00 | 00:00 | <p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> |
| | | | |
| Tue | 08:00 | 00:00 | |
| | | | |
| Wed | 08:00 | 00:00 | |
| | | | |
| Thur | 08:00 | 00:00 | |
| | | | |
| Fri | 08:00 | 00:00 | |
| | | | |
| Sat | 08:00 | 00:00 | |
| | | | |
| Sun | 08:00 | 23:00 | |
| | | | |

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

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

Premises is located under the traffic island and is part of the Old Street underground station. Patrons and staff will need to be off of the premises before the station closes each night. Between 08:00 hours and 10:00 hours each day the alcohol will only be sold as ancillary to a meal. During the remainder of the day the premises will have a food focus with the majority of the customers purchasing food though some persons within a group may not eat

The premises will be laid out to table and chair and, other than an area around the bar marked on the plan where up to 10 patrons may stand to wait for a table, all patrons will be required to be seated. Service of food and drink will be by waiter and waitress service. Such other conditions as may be agreed with the responsible authorities.

The premises licence will cease after 12 months or when the licence/right to occupy from tfl ends and is not extended whichever is the later.

b) The prevention of crime and disorder

See a above and

CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.

Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatchers, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.

c) Public safety

All appropriate risk assessments will be carried out.

Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a Log-book on the premises. The Log-book shall be made available for inspection by authorised officers.

d) The prevention of public nuisance

See a above

e) The protection of children from harm

The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme.
 The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.

Checklist:

Please tick to indicate agreement

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

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

Part 4 – Signatures (please read guidance note 10)

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

| | |
|-----------|--|
| Signature | <input checked="" type="checkbox"/> Recoverable Signature  X _____ Robert Sutherland consultant solicitor Signed by: robert.sutherland@keystonelaw.co.uk |
| Date | 26/11/2014 |
| Capacity | SOLICITOR AND AUTHORISED AGENT FOR AND ON BEHALF OF THE APPLICANT |

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

| | |
|-----------|--|
| Signature | |
| Date | |

| | |
|----------|--|
| Capacity | |
|----------|--|

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

ROBERT SUTHERLAND
KEYSTONE LAW
53 DAVIES STREET

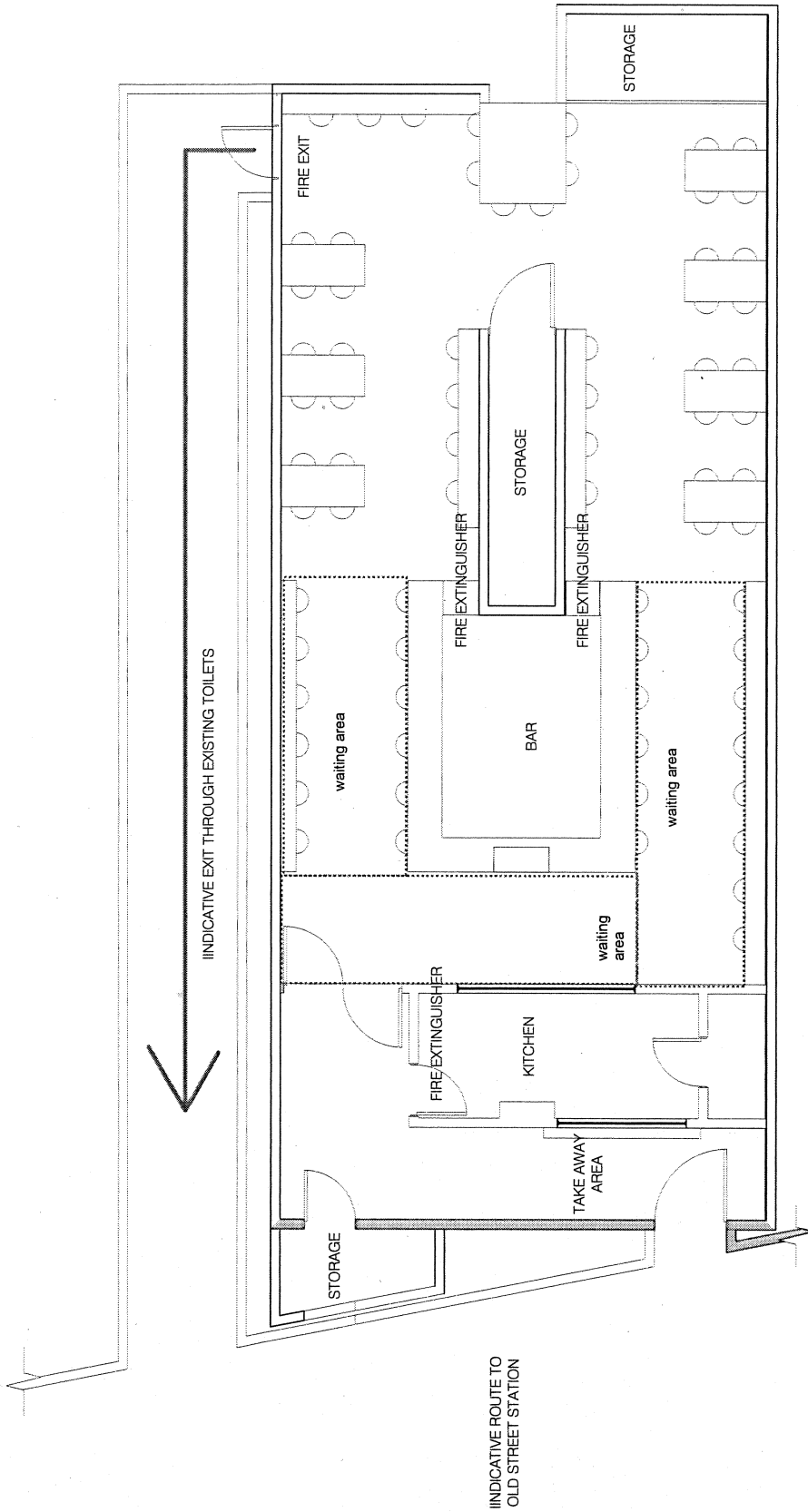
| | | | |
|-----------|---------------|----------|----------------|
| Post town | LONDON | Postcode | WIK 5JH |
|-----------|---------------|----------|----------------|

| | |
|---------------------------|-------------|
| Telephone number (if any) | 02071526550 |
|---------------------------|-------------|

If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
robert.sutherland@keystonelaw.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 or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.



ATC

©AN-ARCHITECTURE.CO.UK

(+44)7855807101

Proposed Plans for Disco Dogs Old Street
 Consult Soulshakers drawings for Bar Design
 1:50@A2

Copyright ATC - AN-Architecture

LOCATION MAP

Your

Our Licensing/NI/Objection

Date: 24th December 2014



**METROPOLITAN POLICE
SERVICE**

Licensing Team
Islington Police Licensing Unit
Islington Police Station
2 Tolpuddle Street
London
N1 0YY

Telephone: 07799133204

Facsimile:

Email:

licensingpolice@islington.gov.uk

Disco Dog
Old Street Station
EC1Y 1BE

Dear Sir

Re: New Licence Application – DISCO DOG Old Street Station EC1Y 1BE

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, being the Prevention of Crime and Disorder.

This venue is located in the Bunhill Cumulative Impact Zone, an area identified in the Islington Council Licensing Police 2013 – 2017 as one of high crime. Between 1st April 2013 and 31st March 2014 there were 2541 recorded crimes, including high levels of Assaults and Antisocial Behaviour.

History/ Venue:

This is a location which is currently an unlicensed premises, therefore is no licensing history for police to consider. However, the area around Old Street station suffers from a considerable amount of Anti-Social behaviour and attracts street drinkers who beg for money.

The venue is also underground and not obvious to passing emergency services. This in itself may cause issues as police will not be able to monitor the venue without actually going under the roundabout to it. Finally, in 2008 the Mayor of London banned all drinking on the Underground. The application requests an off-licence which may encourage customers to drink on the London Underground which is now a crime.

This is the second application made by the current applicant. As an agreement could not be reached, the previous application was sent to Licensing sub-Committee on Tuesday 25th November 2014 where the applicant failed to attend the meeting. The Committee refused this application.

Since the refusal, there has been limited engagement with the applicant, as it is felt that this new application is not significantly different from the original application.

Application:

The current application is only slightly improved: there has been some consideration as to the operation of the business, the main aspect being the service of alcohol between 0800 hours and 1000 hours as ancillary to a table meal. This is not acceptable as this indicates that during the rest of the opening hours, the venue will be a bar.

I have spoken with the applicant's agent at some length to explain that I feel this application is for a bar with some food service, not a restaurant with some alcohol. This is evidenced by the applicant's refusal to add conditions which indicate that all alcohol sales will be made as part of a substantial table meal.

The agent argues that the menu will be hotdogs and burgers with side orders and possibly oysters and that these are substantial table meals. I disagree and contend that this is still a bar application, albeit that the customers may be seated. If these foodstuffs are 'substantial' I would also have expected the applicant to make provision for customer toilets on the premises. Instead they are relying on Old Street Station public toilets.

It is noted that the applicant offers a time-limited condition which is appreciated as it allows for a review after 12 months of operation. However, in the meantime, there is a considerable amount of opportunity to fail to promote the licensing objectives.

There is still little evidence of consideration of the Licensing Policy 2013 – 2017. The applicant offers few Conditions to promote the licensing objectives and has not provided police with a business plan of any substance to allow an informed positive decision to be made.

Communication:

There has been increased communication with the applicants agent since the last application, however discussions has stalled over the real use of the venue. Police feel that the application is still a bar with some food. Police will consider any further information if it can be supplied. This information would be in the form of a more comprehensive business plan.

Hours Applied for:

Although the licensable hours are within those recommended by the Licensing Police 2013 – 2017, there is not a clear business case for requesting alcohol sales at 0800 hours, especially considering the number of street drinkers in the proximity

Conditions:

The applicant has offered more Conditions as noted above. Police still feel that the Conditions do not reflect the true nature of the business. The 'general description' is still restaurant/oyster bar, however I cannot see how the conditions offered meet the needs of a restaurant.

Summary:

The applicant has provided Police with a resume of the manager/ DPS. The whole resume relates to bars and licensed premises, not restaurants.

Finally, the main issue under discussion is whether this application is for a bar or a restaurant and therefore whether the applicant is being completely honest as to their intentions. There are two questions:

- 1) What is a Restaurant?
- 2) What is a Meal?

The Oxford English Dictionary states:

Restaurant – *'a place where people pay to sit and eat meals that are cooked and served on the premises'*
Meal – *'any of the regular occasions in the day when a **reasonably large** amount of food is eaten'*

The brief menus supplied indicate that the 'meals' available are hotdogs, burgers (and side dishes) and oysters. These dishes do not meet the definition above. If they do, however meet this definition, I would have expected provision to be made for toilets in the premises, however customers are expected to use the Old Street Station toilets and there is no guarantee that they will be in operation as the applicant has no control over this. It would mean customers relieving themselves in Old Street Station which would indicate a Public Nuisance. I believe this evidence strongly indicates the venue will primarily be a bar, which not suitable in this location for the reasons explained above.

It is for the above 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, licensingpolice@islington.gov.uk

Yours sincerely

Paul Hoppe Pc 208NI

Steven Harrington Pc 425NI
Peter Conisbee Pc 575NI
Islington Police Licensing Team

Licensing Authority Representation

Licensing Act 2003

Application: Disco Dog Old St Station London EC1

I am submitting a representation on behalf of the Licensing Authority respect to the new application to permit on supplies of alcohol and late night refreshment.

The grounds for the representation are:

- Public nuisance
- Crime and disorder
- Public Safety

Licensing Policy Considerations

*Licensing Policies 1 & 2
Licensing Hours 7 & 8*

*Location, cumulative impact and saturation
Licensing Hours*

Issues of Concern

- The premises are located within the Bunhill Cumulative Impact area
- Impact of patrons leaving the premises after midnight on local
- Limited information regarding the capacity of the premises
- Lack of reference to the premises operating as a restaurant in the operating schedule

Recommendation

I recommend that order to promote the licensing objectives the following conditions are attached to the licence:

1. The premises shall operate as a restaurant
2. The sale of alcohol sale cease at 11pm on Mondays to Thursdays
3. No late night refreshment Mondays to Thursdays
4. The premises shall be cleared of patrons and closed by 11.30pm Mondays to Thursdays, Midnight on Fridays and Saturdays (and 11pm on Sundays)
5. The capacity of the premises shall not exceed ##
(NB ## applicant to confirm capacity based upon risk assessment)
6. The premises shall not be used for licensable activities until an approved Building Control Inspector has confirmed, in writing, that the premises comply with the current Building Regulations

Janice Gibbons
Service Manager
Islington Council
Janice.gibbons@islington.gov.uk
02 7527 3212

6 January 2015

ISLINGTON COUNCIL LICENSING SUB-COMMITTEE
DECISION FORM

Licensing Sub-Committee B – 25 November 2014

Disco Dog, Old Street Station, EC1Y 1BE

DECISION

The Sub-Committee have decided to refuse the application for a new premises licence in respect of **Disco Dog, Old Street Station, EC1**

The determination of the sub-committee (including the reasons for the decision) will be provided to you in writing within 5 working days.

Appendix 3

REASONS FOR DECISION

The applicant and the legal representative were not in attendance at the meeting. An email had been sent to the licensing team in the afternoon requesting an adjournment. The applicant was advised to attend the meeting to make the request for an adjournment to the Sub-Committee.

The applicant did not provide any grounds for an adjournment and the Sub-Committee decided not to adjourn as it was not necessary to do so in the public interest.

The Sub-Committee received updated information from the licensing officer, the police and the environmental health team and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee noted that the applicant had indicated earlier in the day that off sales would be removed from the application. Discussions with trading standards had led to them withdrawing their objection. The police referred to discussions during the day and that there was confusion as to whether the venue was to be a restaurant or bar. The environmental health officer raised concerns about major anti-social behaviour at Old Street and the problem with public urination which had not been addressed by the applicant in the operating schedule. The officer stated that the plans show 60 covers in the restaurant but no provision of a toilet within the premises.

The Sub-Committee noted that the applicant had failed to produce a detailed operating schedule in accordance with licensing policy 9 and there was insufficient information before the Sub-Committee.

The Sub-Committee took into consideration Licensing policy 2. The premises fall under the Bunhill and Clerkenwell cumulative impact area. Licensing policy 2 creates a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused, unless an 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. The applicant failed to rebut the presumption. The Sub-Committee refused the application as the applicant failed to demonstrate that the licensing objectives would be upheld.

Note of the Committee

Suggested conditions of approval consistent with the operating schedule

1. Between the hours of 08:00 and 10:00 alcohol shall only be supplied as ancillary to a meal.
2. The premises shall be laid out to table and chairs and, other than an area around the bar marked on the plan where up to 10 patrons may stand to wait for a table, all patrons will be required to be seated.
3. Service of food and drink shall be by waiter and waitress service.
4. The premises licence will cease after 12 months or when the licence/right to occupy from tfl ends and is not extended whichever is later.
5. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised officer or a Police Officer (subject to Data Protection Act 1998) within 24 hours of any request.
6. Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatchers, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.
7. Appropriate risk assessments shall be carried out.
8. Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a Log-book on the premises. The Log-book shall be made available for inspection by an authorised officer.
9. The licensee shall adopt Challenge 25 and the BII National Standards Proof of Age Scheme.
10. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.

Condition proposed by the Licensing Authority Officer

11. The premises shall operate as a restaurant
12. The sale of alcohol shall cease at 11pm on Mondays to Thursdays
13. No late night refreshment Mondays to Thursdays
14. The premises shall be cleared of patrons and closed by 11.30pm Mondays to Thursdays, Midnight on Fridays and Saturdays (and 11pm on Sundays)
15. The capacity of the premises shall not exceed ##
(NB ## applicant to confirm capacity based upon risk assessment)
16. The premises shall not be used for licensable activities until an approved Building Control Inspector has confirmed, in writing, that the premises comply with the current Building Regulations



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

| Meeting of | Date | Agenda Item | Ward(s) |
|-------------------------|-------------------------------|-------------|-------------|
| Licensing Sub-Committee | 3 rd February 2015 | | Clerkenwell |

| | | |
|-----------------------|--|------------|
| Delete as appropriate | | Non-exempt |
|-----------------------|--|------------|

Subject: PREMISES LICENCE NEW APPLICATION
CRFC Ltd, 59-61 Rosebery Avenue, London EC1R 4SD

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
 - The sale of alcohol for consumption on the premises only: 11:30 to 23:00 on Monday to Saturday and 12:00 to 23:00 on Sunday.
 - The following opening hours: 11:30 to 23:00 Monday to Saturday and 12:00 to 23:00 on Sunday.

2. Relevant Representations

| | |
|---------------------|----|
| Licensing Authority | No |
| Metropolitan Police | No |
| Noise | No |
| Health and Safety | No |

| | |
|-----------------------|------------|
| Trading Standards | No |
| Public Health | No |
| Safeguarding Children | No |
| London Fire Brigade | No |
| Local residents | Yes: three |
| Other bodies | No |

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form and applicant's response to representations;
- Appendix 2: representations;
- Appendix 3: suggested conditions and map of premises location.

3.2 Three local residents have submitted representations, including the Chairman of the Wilmington Square Society.

3.3 A former occupier was granted a premises licence in June 2008 to provide late night refreshment to 2:00 on Fridays and Saturdays and 01:00 on Sundays to Thursdays.

4. Planning Implications

4.1 Planning have reported that, "The application concerns the sale of alcohol at a ground floor fish and chip shop, which would fall under use class A5. There are no historical planning applications for the site, but historical photos suggest that, on the balance of probabilities, this is the lawful use of the land. There are no ongoing enforcement investigations relating to the land. As such, the planning department has no objections to the application."

5 Recommendations

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

5.2 To consider that this address is in the Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

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

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

6 Conclusion and reasons for recommendations

6.1 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 as appropriate to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

Date 22 January 2015

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

* required information

Section 1 of 19

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference This is the unique reference for this application generated by the system.

Your reference You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant? Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Yes No

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if you would prefer not to be contacted by telephone

Are you:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant Business

* Is your business registered in the UK with Companies House? Yes No

* Registration number

* Business name If your business is registered, use its registered name.

* VAT number Put "none" if you are not registered for VAT.

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 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.

Premises Address

Are you able to provide a postal address, OS map reference or description of the premises?

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 19**APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

Confirm The Following

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

Section 4 of 19**NON INDIVIDUAL APPLICANTS**

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

Continued from previous page...

Limited Company

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Section 5 of 19

OPERATING SCHEDULE

When do you want the premises licence to start? / /
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end / /
dd mm yyyy

Provide a general description of 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.

A small fish and chip shop with 12 covers.
Alcohol only to be served to eat-in customers who also purchase a main meal.

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

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

Yes No

Section 13 of 19

PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE

Will you be providing anything similar to live music, recorded music or performances of dance?

Yes No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

On the premises

Off the premises

Both

If the sale of alcohol is for consumption on
the premises select on, if the sale of alcohol
is for consumption away from the premises
select off. If the sale of alcohol is for
consumption on the premises and away
from the premises select both.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Continued from previous page...

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor
- As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

Continued from previous page...

Section 16 of 19

ADULT ENTERTAINMENT

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

Continued from previous page...

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Section 18 of 19

LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

Alcohol only served to customers who are seated and have ordered a main meal.
CCTV to be installed (in accordance with CCTV Code of Practice) and staff trained on its use.
Staff to be trained to only serve customers who can provide ID (Challenge 21 Scheme).
Nobody who appears intoxicated will be served.
A Refusals book to be kept and Staff trained in its use.
Customers will be asked to leave the premises quietly (Sign).

b) The prevention of crime and disorder

CCTV to be installed (in accordance with CCTV Code of Practice) and staff trained on its use.
The restaurant will have an alarm and secure locks.
Entry to the restaurant will be refused to anyone who appears intoxicated.
The restaurant will not stay open late.
Nobody who appears intoxicated will be served.

c) Public safety

First aid equipment to be kept at the restaurant.
There will only be c.24 covers and no-one will be served alcohol unless they are seated and also ordering a main meal.
Fire detection system will be installed in the restaurant.
An accident book to be maintained by staff.

d) The prevention of public nuisance

Alcohol only to be served to seated customers.
Recorded music will only be played at a background level.
Internal signage to request customers to leave the premises quickly and quietly.

e) The protection of children from harm

No-one who looks under 21 will be served alcohol (Challenge 21 Scheme).

Continued from previous page...

A refusals book will be kept.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

| | |
|----------------------------|----------|
| Band A - No RV to £4300 | £100.00 |
| Band B - £4301 to £33000 | £190.00 |
| Band C - £33001 to £87000 | £315.00 |
| Band D - £87001 to £125000 | £450.00* |
| Band E - £125001 and over | £635.00* |

*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

| | |
|----------------------------|-----------|
| Band D - £87001 to £125000 | £900.00 |
| Band E - £125001 and over | £1,905.00 |

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

| | |
|-------------------------|------------|
| Capacity 5000-9999 | £1,000.00 |
| Capacity 10000 -14999 | £2,000.00 |
| Capacity 15000-19999 | £4,000.00 |
| Capacity 20000-29999 | £8,000.00 |
| Capacity 30000-39999 | £16,000.00 |
| Capacity 40000-49999 | £24,000.00 |
| Capacity 50000-59999 | £32,000.00 |
| Capacity 60000-69999 | £40,000.00 |
| Capacity 70000-79999 | £48,000.00 |
| Capacity 80000-89999 | £56,000.00 |
| Capacity 90000 and over | £64,000.00 |

* Fee amount (£)

DECLARATION

* I/we understand it is an offence, liable on 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.

Ticking this box indicates you have read and understood the above declaration

Continued from previous page...

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

* Full name

* Capacity

* Date / /
dd mm yyyy

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...
2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/islington/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

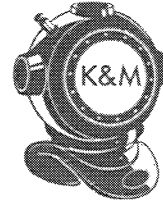
Date and time submitted

Approval deadline

Error message

Is Digitally signed

< Previous [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [19](#) Next >



16th January 2015

Re: CRFC Ltd, 59-61 Rosebery Avenue, London, EC1R 4SD

Dear Sir or Madam:

I write in response to the representations made concerning our application for a premises licence for the above property.

The property was formerly a fried chicken shop that traded as late as 3am some nights. We have taken over the lease and are opening an upmarket fish & chip restaurant/take-away.

We currently have 4 existing restaurants, trading under the name Kerbisher & Malt. They all have a strong reputation – you can read more about them on our website, www.kerbisher.co.uk

Our application is to allow us to serve alcohol (beer and wine, not spirits) to customers who dine in the restaurant. They will be required to be seated and eating a main meal. We do not have a bar area and we will not serve anyone who is not seated and eating a meal, nor we will we be licensed to sell alcohol to take away customers. We also operate a challenge 21 scheme.

We are not a drinking establishment (A4 property use) and, as a former resident of the area (Amwell St), I would concur with the representations that point out that there are enough of these type of properties in the area already.

We are simply a small restaurant that wishes to sell beer or wine to our diners. The restaurant will close at 10pm most evenings (11pm on Friday and Saturday).

I hope that this addresses some of the concerns raised.

Yours faithfully

Nick Crossley
Founder & Director
CRFC Ltd

Hyperman <
Repl

Gallacher, Simon

From: Fitzsimons, Aiden
Sent: 02 January 2015 09:39
To: Gallacher, Simon
Cc: Senler, Yesim
Subject: FW: CRFC Ltd 59-61 Rosebery Avenue EC1R 4SD

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

From:
Sent: 28 December 2014 10:37
To: Licensing
Subject: CRFC Ltd 59-61 Rosebery Avenue EC1R 4SD

- > Dear Sir/Madam,
- >
- > We have received correspondence from you, outlining an application for a new license at 59-61 Rosebery Avenue.
- >
- > We have lived in the area for 10 years and have witnessed the huge growth in anti-social behaviour as a direct result of the number of licensed premises in the area. We do not believe that the area needs any more drinking establishments. The community is already extremely well served by a large number of existing licensed premises - why do we need yet another?
- >
- > Many children live in the vicinity and it is becoming increasingly difficult to protect them from the effects of drunken and anti-social behaviour. All the surrounding streets are blighted by the public nuisance of people, leaving the licensed premises and then carrying on the party into the streets.
- >
- > Please do not grant another license in an area that is already over-stocked with drinking establishments.
- >
- > Yours sincerely,
- >
- >

- > Committee members of the Wilmington Square Society
- >

Gallacher, Simon

From: Fitzsimons, Aiden
Sent: 05 January 2015 11:22
To: Gallacher, Simon
Cc: Senler, Yesim
Subject: FW: CRFC Ltd 59-61 Rosebery Avenue EC1R 4SD

From:
Sent: 04 January 2015 20:40
To: Licensing
Subject: CRFC Ltd 59-61 Rosebery Avenue EC1R 4SD

Dear Islington Licensing

As the Chairman of our local residents association - The Wilmington Square Society, I have been made aware that a recent application for a new license has been submitted for 59-61 Rosebery Avenue.

As a committee we strongly urge you to reject such a licence on the grounds of there being far too many other such establishments in the area and there not being neither a demand or need for another.

The property in question is located in what we believe to be a very precarious location where one currently already struggles to pass a group of oncoming pedestrians or parents with children without the need to step onto the road to make way. Having an establishment that will attract drinkers and ultimately smokers who will congregate outside the premises will only increase the risk of a serious incident with pedestrians having to use the road to pass such an establishment. It is also very close to a busy pedestrian crossing.

As residents who are only a street away from the proposed site we have already had to deal with a high number of anti-social incidents in the area in which most occasions alcohol has been a factor. We urge you to speak with the local safer neighbourhoods team and Islington Parks Patrol who will be sure to inform you of the issues we have had to deal with over the last few years in regards to anti-social behaviour taking place in Wilmington Square after dark. Such an establishment will only be providing further individuals who will see it as a place to continue the party, something as residents we find would be ill-advised for Islington Council to allow.

We understand there was a decision by Islington Council to not issue further licences in the borough, is that no longer the case?

We really do hope you take the views of local residents into account and decide to reject the proposed license application.

Yours sincerely

Chairman
The Wilmington Square Society
TheWilmingtonsquaresociety.org

Gallacher, Simon

From: Fitzsimons, Aiden
Sent: 02 January 2015 09:39
To: Gallacher, Simon
Cc: Senler, Yesim
Subject: FW: 59-61Rosebery Avenue

From:
Sent: 28 December 2014 17:35
To: Licensing
Subject: 59-61Rosebery Avenue

Dear Sirs

We live in Wilmington Square and have heard about the application for a licence to sell alcohol at the above premises.

We urge the licensing authority to refuse.

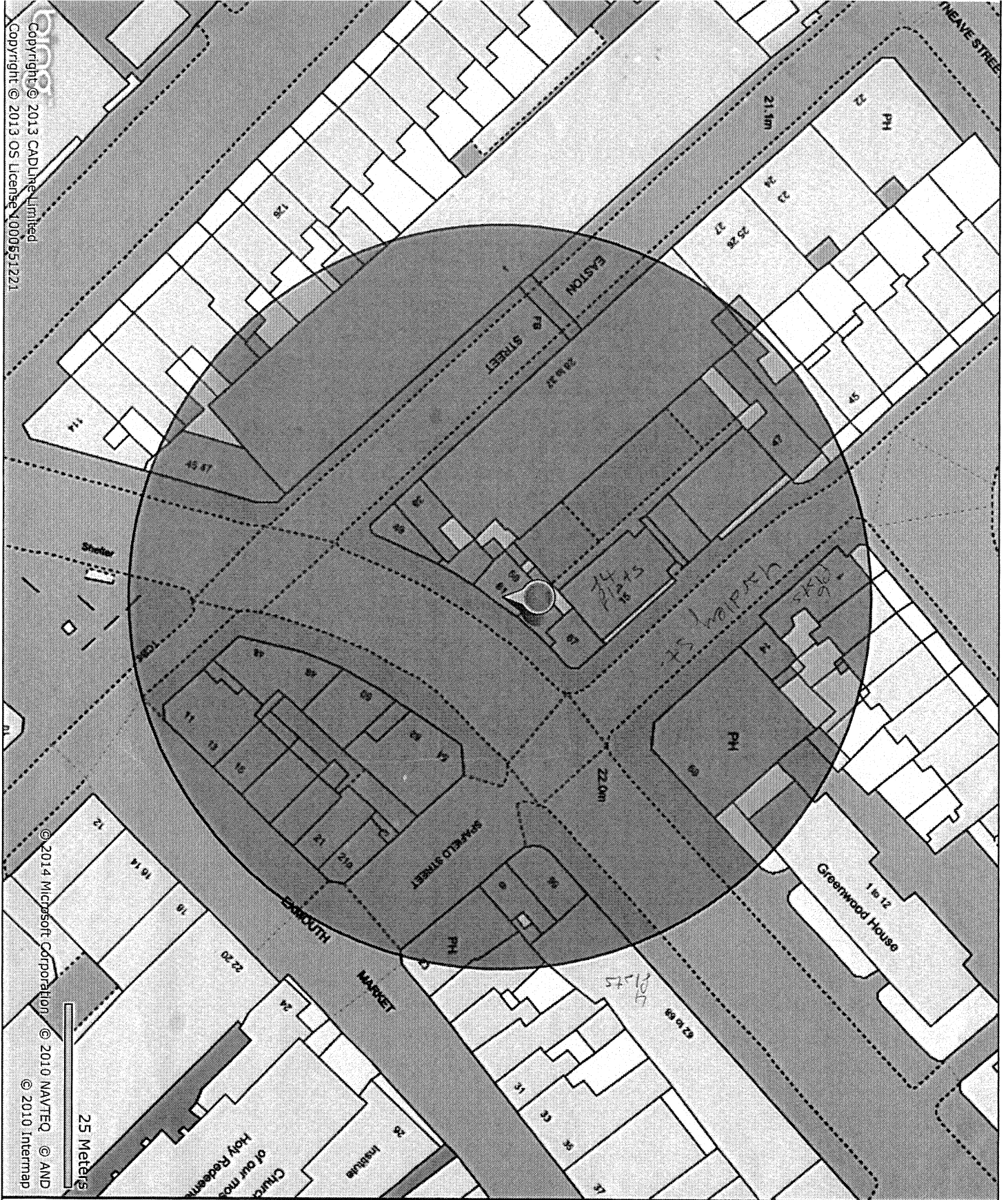
The last thing the area needs is another licensed premises, more people encouraged to drink, more rowdy behaviour or more people wanting to 'spend a penny'.

There must be more beneficial uses for this shop and the local inhabitants deserve more consideration than simply being asked to put up with more of the same.

Yours sincerely

Appendix 3

1. Alcohol shall only be served to customers who are seated and have ordered a main meal.
2. CCTV shall be installed (in accordance with CCTV Code of Practice) and staff trained on its use.
3. Staff shall be trained to only serve customers who can provide ID and a Challenge 21 Scheme shall be operated at the premises.
4. No persons who appear intoxicated shall be served or permitted entry.
5. A refusals book shall be kept and staff trained in its use.
6. Customers shall be asked to leave the premises quickly and quietly by way of internally displayed signage.
7. The restaurant shall have an alarm and secure locks.
8. First aid equipment shall be kept at the restaurant.
9. There shall be a maximum of 12 covers.
10. A fire detection system shall be installed in the restaurant.
11. An accident book shall be maintained by staff.
12. Recorded music shall only be played at background levels.



Title : 59-61 Rosebery Avenue

Islington Borough Boundary

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RO RO

Printed at :
16-12-2014

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Agenda Item 4



ISLINGTON

Environment & Regeneration
Municipal Office, 222 Upper Street, London, N1 1XR

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

| Meeting of | Date | Agenda Item | Ward(s) |
|-------------------------|-------------------------------|-------------|---------------|
| Licensing Sub-Committee | 3 rd February 2015 | | Highbury West |

| | | |
|-----------------------|--|------------|
| Delete as appropriate | | Non-exempt |
|-----------------------|--|------------|

**Subject: PREMISES LICENCE NEW APPLICATION
ETHIOPIAN RESTAURANT, 128 HOLLOWAY ROAD, LONDON, N7 8JE**

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
 - The sale of alcohol for consumption on the premises: from 11:00 until 23:30 on Sunday to Thursday, and from 11:00 until midnight on Friday and Saturday.
 - Late night refreshment from 23:00 until 23:30 on Sunday to Thursday, and from 23:00 until midnight on Friday and Saturday.
 - The following opening hours for the premises: from 11:00 until 00:00 on Sunday to Thursday, and from 11:00 until 00:30t on Friday and Saturday.

2. Relevant Representations

| | |
|---------------------|----|
| Licensing Authority | No |
| Metropolitan Police | No |

| | |
|-----------------------|-----------------------|
| Noise | No |
| Health and Safety | No |
| Trading Standards | No |
| Public Health | No |
| Safeguarding Children | No |
| London Fire Brigade | No |
| Local residents | Yes: one households |
| Other bodies | Yes planning comments |

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form; and a copy of additional supporting letter send to all parties.

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 One local household have submitted representations.

4. Planning Implications

4.1 The premises have planning consent to operate as a restaurant. The Planning Service have though observed that the current planning consent which is nearly 20 year old, only permits the premises to trade between 08:00 to 23:00 each day.

5 Recommendations

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

5.2 To consider that this address is in the Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

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

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
- iii. any conditions deemed necessary by the Committee to promote the four licensing objectives.

6 Conclusion and reasons for recommendations

- 6.1 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 as appropriate to promote the licensing objectives.

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

Date 22/1/15

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We MESERET B G. SELLASIE
(Insert name(s) of applicant)

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

Part 1 - Premises Details

| | | | |
|--|--------|----------|--------|
| Postal address of premises or, if none, ordnance survey map reference or description | | | |
| 128 HOLLOWAY ROAD LONDON N7 8JE | | | |
| Post town | LONDON | Postcode | N7 8JE |
| Telephone number at premises (if any) | | | |
| Non-domestic rateable value of premises | | £ 14,000 | |

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or
over 20 people (for example a statutory corporation) please complete section (B)
- c) a recognised club please complete section (B)
- d) a charity please complete section (B)

COMMERCIAL LICENSING

27 OCT 2014

PUBLIC PROTECTION DIVISION
222 UPPER ST, LONDON N1 1XR

| | |
|-----------------------------|----------|
| ISLINGTON COUNCIL LICENSING | |
| Date | 27/11/14 |
| Fee Paid | 190 |
| Method of Payment | CASH |
| Application Number | 47912 |
| Received By | JW. |

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

| |
|---|
| Name |
| Address |
| Registered number (where applicable) |
| Description of applicant (for example, partnership, company, unincorporated association etc.) |
| Telephone number (if any) |
| E-mail address (optional) |

Part 3 Operating Schedule

When do you want the premises licence to start?

| | | |
|----|----|----------|
| DD | MM | YYYY |
| ┌┐ | ┌┐ | ┌┐┌┐┌┐┌┐ |

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

| | | |
|----|----|----------|
| DD | MM | YYYY |
| ┌┐ | ┌┐ | ┌┐┌┐┌┐┌┐ |

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

The following description of the premises is 46 covers, separate kitchen, male and female toilets storage and office in the basement also on the entrance customer and display counter, we hope to provide an authentic Ethiopian food and when requested to be able to supply alcohol with their meals.

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

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

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

H

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

I

| Late night refreshment Standard days and timings (please read guidance note 6) | | | Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2) | Indoors | <input checked="" type="checkbox"/> |
|--|-------|--------|--|----------|-------------------------------------|
| | | | | Outdoors | <input type="checkbox"/> |
| Day | Start | Finish | | Both | <input type="checkbox"/> |
| Mon | 23:00 | 23:30 | Please give further details here (please read guidance note 3) | | |
| Tue | 23:00 | 23:30 | | | |
| Wed | 23:00 | 23:30 | State any seasonal variations for the provision of late night refreshment (please read guidance note 4) | | |
| Thur | 23:00 | 23:30 | | | |
| Fri | 23:00 | 00:00 | Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) | | |
| Sat | 23:00 | 00:00 | | | |
| Sun | 23:00 | 23:30 | | | |

J

| | | | | | |
|--|-------|--------|---|------------------|-------------------------------------|
| Supply of alcohol Standard days and timings (please read guidance note 6) | | | Will the supply of alcohol be for consumption – please tick (please read guidance note 7) | On the premises | <input checked="" type="checkbox"/> |
| | | | | Off the premises | <input type="checkbox"/> |
| | | | | Both | <input type="checkbox"/> |
| Day | Start | Finish | State any seasonal variations for the supply of alcohol (please read guidance note 4) NONE | | |
| Mon | 11.00 | 23.30 | | | |
| Tue | 11.00 | 23.30 | | | |
| Wed | 11.00 | 23.30 | | | |
| Thur | 11.00 | 23.30 | | | |
| Fri | 11.00 | 00.00 | | | |
| Sat | 11.00 | 00.00 | | | |
| Sun | 11.00 | 23.30 | Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) NO | | |

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

| | |
|--|-----------------------|
| Name | MESERET B G. SELLASIE |
| Address | [REDACTED] |
| Postcode | [REDACTED] |
| Personal licence number (if known) | |
| Issuing licensing authority (if known) | [REDACTED] |

K

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

NONE

L

| Hours premises are open to the public Standard days and timings (please read guidance note 6) | | | State any seasonal variations (please read guidance note 4) |
|---|-------|--------|---|
| Day | Start | Finish | NONE |
| Mon | 11.00 | 03.30 | |
| Tue | 11.00 | 03.30 | |
| Wed | 11.00 | 03.30 | |
| Thur | 11.00 | 03.30 | |
| Fri | 11.00 | 00.30 | |
| Sat | 11.00 | 00.30 | |
| Sun | 11.00 | 10.00 | |

Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)

NONE

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

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

We will do regular staff training and installing CCTV for protection of public and staff. The lighting in an area accessible to the public will be in operation, all instances of crime and disorder will be reported to the police. We will have incident book to record all instances of public disorder. We will ask all of patrons to leave the premises as quietly. Keep the noise to minimum and anyone looking to be under age will be asked to provide proof of their age.

b) The prevention of crime and disorder

We will install CCTV all instances of crime and disorder will be reported to the police. We will have incident book to record all instances of public disorder. The holder of the premises licence will subscribe to and participate fully in the local Pub watch scheme.

c) Public safety

All exit routes will be kept unobstructed with non-slippery and even surfaces free of trip hazards and clearly identified. The lighting in an area accessible to the public will be fully in operation.

d) The prevention of public nuisance

Refuse such as bottles will be placed into receptacles outside the premises at times that will minimize the disturbance to nearby properties. The contact telephone number for the premises licence holder will be displayed immediately outside the premises.

e) The protection of children from harm

We make sure that the staff are trained about age restricted products and in sure that they sign to confirm they have understood the training. we will keep the standards of training and instruction given to staff. we will regularly monitor staff to check how they are dealing with young people who ask for alcohol and other age restricted products. we will put arrangements in place to insure that before serving alcohol to young person staff ask to see proof of age such as driving licence bearing the photograph and Checklist: date of birth.

Please tick to indicate agreement

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

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

Part 4 – Signatures (please read guidance note 10)

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

| | |
|-----------|------------|
| Signature | <i>m/b</i> |
| Date | 24-11-2014 |
| Capacity | |

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

| | |
|-----------|--|
| Signature | |
| Date | |
| Capacity | |

| | | | |
|---|--|----------|--|
| Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) | | | |
| Post town | | Postcode | |
| Telephone number (if any) | | | |
| If you would prefer us to correspond with you by e-mail, your e-mail address (optional) | | | |


Notes for Guidance

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

PART A

Consent of individual to being specified as premises supervisor

I MESERET B G. SELLAIE
[full name of prospective premises supervisor]

Of  D
[home address of prospective premises supervisor]

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

Premises licence
[type of application]

by MESERET BALKEW
[name of applicant]

Relating to a premises licence

[number of existing licence, if any]

for 128 Holloway Road
LONDON
N7 8JE
[name and address of premises to which the application relates]

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

MESERET B G SELLASIE
[name of applicant]

concerning the supply of alcohol at

128 Holloway Road London N7 8JE
[name and address of premises to which application relates]

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

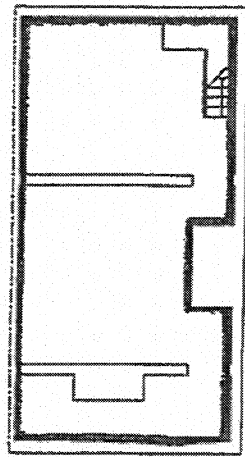
Personal licence number

[insert personal licence number if any]

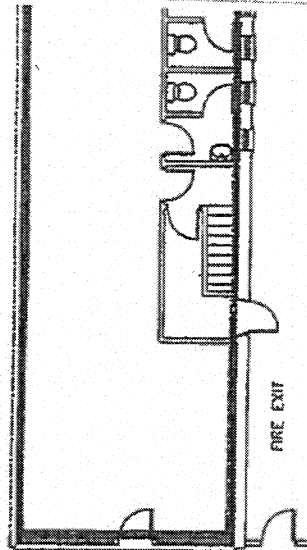
Personal licence issuing authority

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

Signed m/g.
Name (Please Print) MESERET B G SELLASIE
Date 27.11.2014



BASEMENT



HOLLOWAY RD (PAVEMENT)
GROUND FLOOR

IONIC PLAN & DESIGN LTD
78 WINDHILL ROAD
LONDON
E12 8LN
TEL: 02045 134 9222
FAX: 02045 136 8704
E-MAIL: info@ionicplan.co.uk

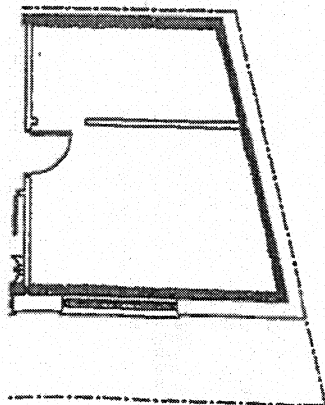


ADDRESS:
128 HOLLOWAY ROAD
LONDON
N7 6JE

DETAILS:
LEASE PLAN

| | |
|--------|-------------|
| SCALE: | DATE: |
| 1:100 | JUNE 2006 |
| | DRAWING NO: |
| | 128/01 |

LOCATION PLAN
SCALE 1:1250



[Handwritten signature]

[Handwritten initials]

Date 12/01/2015

Dear sir/madam

Re: Ethiopian Restaurant, 128 Holloway Road, London N7 8JE

In response to the objection regarding our application for an alcohol license please see our assurances below

1. I understand that it is under the designated area of Islington council.
2. We would prefer that we are licensed Friday & Saturday till mid night and Sunday – Thursday 11 pm.
3. It is not our intention to cause any nuisance or disturbance to the neighbouring properties.
4. We understand the noise disturbances and crimes causes by other establishments and will not be adding to them, our restaurant will not be managed like the Horatia public house or the two night clubs, we will be closing way before they close to minimise the impact on noise and nuisances in the immediate area of our closest residence.
5. We will train our staff in monitoring all patrons entering and leaving our premises and will closely liaise and help the metropolitan police and Islington council noise abatement team so as to keep noise to a minimum

I have considered all the points on the objection and I will be on hand every day and especially at closing our restaurant at night so as to put everyone's fears at rest.

Our restaurant has seen a large investment to bring it up to a high standard so as to attract a professional clientele and not clients that do not want to appreciate my restaurant and our surrounding neighbour's privacy and comfort.

I hope this explanation meets with your satisfaction.

Yours Sincerely,



Meseret B G. Sellasie

Forde, Niall

From: Stuart, Andrew
Sent: 22 December 2014 12:08
To: Licensing
Subject: Licensing response 128 Holloway Road

The Planning & Development section have the following comments to make in relation to the above application:

The property is within St Mary Magdalene Conservation Area

Relevant Planning History

Ref 950136 dated 18/04/1995

Change of use of ground floor retail unit to restaurant and take-away use.

Restrictive conditions

Condition

HOURS OF OPERATION

The use shall not operate except between the hours of 0800 and 2300 on any day

Enforcement

There are no enforcement cases open in relation to the property.

Comment

The requested hours for alcohol conflict with permitted planning opening hours.

(Although this condition is nearly 20 years old and may not be enforceable)

Please note that these comments are based solely on the information provided on the licensing application form and do not constitute a guarantee that planning permission is not required. If the applicant requires formal confirmation that no planning permission is needed for the activities described in the licence application, they are recommended to submit an application for a certificate of lawfulness under Sections 191-2 of the Town and Country Planning Act 1990 (as amended)

Andrew J Stuart

Planning Enforcement Officer

Planning Service

Planning & Development

Environment & Regeneration

Islington Council

Municipal Offices, 222 Upper Street, London, N1 1YA

Tel: 020 7527 2342

Fax: 020 7527 2731

www.islington.gov.uk

Any advice is subject, without prejudice, to the formal decision-making process of the Local Planning Authority.

Please be advised that as of 28th August 2013 the Development Management Service will no longer take payment by cheque. For applications submitted via the Planning Portal please make your payment online at the Planning Portal website. For all other application types and pre-application advice, payment can be made by phone with the Planning Technical Support Team on 020 7527 2278.

"Please be advised that as of 7th April 2014 the Development Management Service will apply a charge of £6000 for the coordination and management of Planning Performance Agreements associated with Major Planning Applications."

The Islington Community Infrastructure Levy Charging Schedule will be adopted on 1st September 2014. This will apply to any applications which are liable for CIL which are granted planning permission on or after 1st September 2014 or permitted development which becomes liable on or after this date. This will apply in addition to the council's adopted planning policies (including small sites affordable housing contribution) and the Mayor of London's Community Infrastructure Levy. For details of the charging rates and other information please see: http://www.islington.gov.uk/services/planning/planningpol/community_infrastructure_levy/Pages/islingtons-community-infrastructure-levy-cil.aspx

Date 12/01/2015

Dear sir/madam

Re: Ethiopian Restaurant, 128 Holloway Road, London N7 8JE

In response to the objection regarding our application for an alcohol license please see our assurances below

1. I understand that it is under the designated area of Islington council.
2. We would prefer that we are licensed Friday & Saturday till mid night and Sunday – Thursday 11 pm.
3. It is not our intention to cause any nuisance or disturbance to the neighbouring properties.
4. We understand the noise disturbances and crimes causes by other establishments and will not be adding to them, our restaurant will not be managed like the Horatia public house or the two night clubs, we will be closing way before they close to minimise the impact on noise and nuisances in the immediate area of our closest residence.
5. We will train our staff in monitoring all patrons entering and leaving our premises and will closely liaise and help the metropolitan police and Islington council noise abatement team so as to keep noise to a minimum

I have considered all the points on the objection and I will be on hand every day and especially at closing our restaurant at night so as to put everyone's fears at rest.

Our restaurant has seen a large investment to bring it up to a high standard so as to attract a professional clientele and not clients that do not want to appreciate my restaurant and our surrounding neighbour's privacy and comfort.

I hope this explanation meets with your satisfaction.

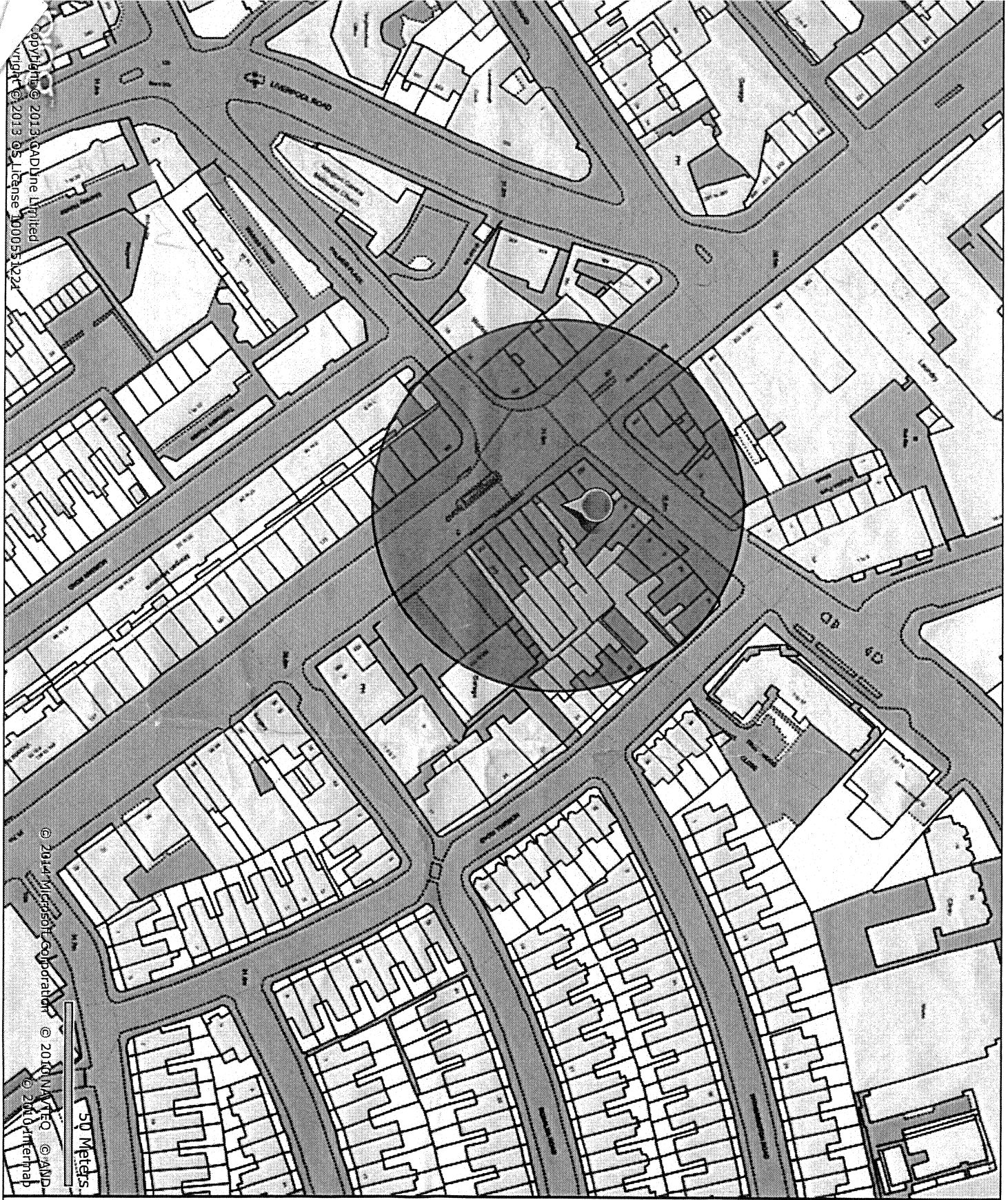
Yours Sincerely,



Meseret B G. Sellasie

Appendix 3

1. The licence holder shall ensure that all staff are fully trained on the Licensing Act 2003.
2. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences.
3. All instances of crime and disorder shall be reported to the police.
4. An incident book shall be used to record all instances of public disorder.
5. The provision of alcohol at the premises shall be ancillary to the sale of hot food.
6. No vertical drinking shall be allowed at the premises.
7. The holder of the premises licence shall subscribe to and participate fully in the local pub/club/shop watch scheme.
8. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
9. The lighting in any area accessible to the public shall be fully in operation when they are present.
10. Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
11. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.



Title :

Islington Borough
Boundary

Printed by :
RO RO

Printed at :
02-12-2014

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