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**AGENDA FOR THE LICENSING SUB COMMITTEE D**

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Members of Licensing Sub Committee D are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **12 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](mailto:democracy@islington.gov.uk)  
Despatched : 3 February 2015

**Membership**

Councillor Alex Diner (Chair)  
Councillor Angela Picknell (Vice-Chair)  
Councillor Aysegul Erdogan

**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.



<b>A. Formal matters</b>	<b>Page</b>
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 - 10

<b>B. Items for Decision</b>	<b>Page</b>
1. Tesco, 323-325 Caledonian Road, N1 1DR - Application for new premises licence	Caledonian 11 – 46

2. Ed's Easy Diner, N1 Centre, 23 Parkfield Street, N1 0PS - Application for new premises licence

St Mary's  
47 - 72

**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.

London Borough of Islington

## Licensing Sub Committee D - 18 December 2014

Minutes of the meeting of the Licensing Sub Committee D held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 18 December 2014 at 6.30 pm.

**Present:**           **Councillors:**       Alex Diner (Chair), Angela Picknell and Aysegul Erdogan

### Councillor Alex Diner in the Chair

- 25**        **INTRODUCTIONS AND PROCEDURE (Item 1)**  
Councillor Alex Diner welcomed everyone to the meeting and officers and members introduced themselves. The procedure for the conduct of the meeting was outlined and those present were informed that the procedure was detailed in the papers.
- 26**        **APOLOGIES FOR ABSENCE (Item 2)**  
None.
- 27**        **DECLARATIONS OF SUBSTITUTE MEMBERS (Item 3)**  
None.
- 28**        **DECLARATIONS OF INTEREST (Item 4)**  
None.
- 29**        **ORDER OF BUSINESS (Item 5)**  
The order of business was item B7, C1 and B8.
- 30**        **MINUTES OF PREVIOUS MEETING (Item 6)**  
**RESOLVED:**  
That the minutes of the meeting held on the 23 October 2014 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.
- 31**        **NANNA'S, 274B ST PAULS ROAD, N1 2LJ (Item 7)**  
The licensing officer reported that three additional conditions had been submitted by the applicant and one representation had been withdrawn as a result.
- The representative of a local resident spoke against the application. He stated that he objected to an alcohol and music licence. The extractor fan and the seating outside did not have planning permission. He objected on the grounds of public nuisance and crime and disorder. There were already two local establishments that sold alcohol in a small stretch of road that was already saturated and was in a cumulative impact area. He stated that alcohol should not be sold off the premises. Chairs and tables outside would cause a nuisance to residents. He asked that the application be refused but if it was granted there be five additional conditions to include the removal of the external seating area, the installation of a smoke shelter, there be no happy hour promotions, there should be no bottling up between 21:00 and 09:00 hours and proposed condition 7 should have a specific noise limit.

## Licensing Sub Committee D - 18 December 2014

The Chair informed the meeting that the premises were not in a cumulative impact area. It was noted that the premises had planning consent to operate under use Class A1 and the planning service were satisfied that this application fell under A1 use.

The applicant Sally Stall, stated that a music licence was not required as music would be background level only. The licence was not a late licence and was to run until 10 pm on Friday and Saturday. Permission had been sought for the outside seating. She had agreed to remove one side of seating following discussion with residents. The owners of the premises did not wish A3 use and she was therefore only working within A1 guidelines. There would be no commercial extraction and no smell escape as a result. This would be a café with 20 – 30 patrons who would not be drinking heavily. Following the addition of a further three proposed conditions, one of the local residents withdrew their representation.

In response to questions it was noted that off sales would be sold in closed containers. Craft beer would be sold which was not sold in pints or cans. Drinks would be purchased alongside food and there was no bar for standing in the premises. The applicant agreed to a condition revising the bottling out times from 21:00 hours to 09:00. Staff would be looking outside the premises to ensure that customers were not placing bikes on the railings. There were no plans for a happy hour and there was expected to be usually 6 people outside and at the most 10 people. The applicant advised that she was happy to accept a condition about a smoking canopy but was concerned about the cost.

In summary and in response to questions from the local resident, the applicant stated that the pipes for the extractor would be internal. The applicant had agreed to take away the seating from one side as the neighbours had single glazing and were woken up by people talking at the railings. The resident considered there was potential for escalation.

### **RESOLVED**

a) That the new premises licence in respect of Nanna's, 274b St Pauls Road, N1 2LJ be granted to permit the premises to sell alcohol for consumption on and off the premises: 10:00 to 21:00 Monday to Thursday, 12:00 to 22:00 on Saturday and from 08:00 to 21:00 on Sunday.

b) That conditions as outlined in appendix 3 as detailed on page 35 of the agenda, with the following additional conditions, as tabled at the meeting and the following amendments.

- There shall be no outside seating on the east side of the premises frontage.
- The licence holder shall regularly sweep up outside the premises and shall ensure that the frontage and the immediately surrounding areas are completely swept clean at the end of every day.
- The licence holder shall remind customers by signage not to place any bicycle on residential railings. Any customer placing bicycles on residential railings shall not be served at the premises until the bicycle has been relocated.
- Condition 20 to read. There shall be no bottling out between the hours of 21:00 and 09:00.
- Additional condition. There shall be no reduced price drinks promotions
- Additional condition. The premises shall operate a Challenge 25 policy.

### **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 noted that the proposed hours for the sale of alcohol were within the core hours set out in licensing policy 8. The Sub-Committee noted that the applicant had

proposed additional conditions after considering the representations from residents including removal of outside seating on the east side of the premises frontage. The Sub-Committee also noted that one of the resident representations had been withdrawn and only two representations remained.

During the hearing the applicant accepted further conditions proposed by the interested party in respect of bottling out and restriction on drinks promotions. In accordance with licensing policy 9 the Sub-Committee were satisfied that the applicant's operating schedule would deliver the highest standards of management and with the conditions in place the licensing objectives would be promoted.

The Sub-Committee considered the proposal from the interested party for a smoking shelter to be put in place but the Sub-Committee decided that this was disproportionate and would not be necessary to promote the licensing objectives.

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**FABRIC, 77A CHARTERHOUSE STREET, EC1 (Item 8)**

The licensing officer reported that all parties had been notified of the meeting either by email or in writing.

The police representative reported that Fabric were exceptionally good in their management practices however the review had been submitted as there had been a recent history of eight incidents at the premises, including four which resulted in the death of patrons after having taken illegal drugs. The most recent deaths had occurred in July and September 2014. Whilst it was accepted that searches carried out at Fabric had satisfactory procedures, there had been an increase in the risk to public safety and the police had therefore put forward the minimum of an additional four conditions that were considered necessary. The CCTV and the search conditions proposed had been accepted, whilst the installation of an ID scanning system and use of a drugs dog were under negotiation with the licensee. It was noted that the licensee did not have an objection in principle, however, had concerns about the practical implications of deployment of drug dogs.

The press and public were excluded at this stage of the meeting to consider the exempt papers and upon return the Sub-Committee asked questions of the police.

In response to questions, the police informed the Sub-Committee that generally engagement with the licensee had been good, however recently, where efforts to improve the security and search regime were required, there had been delays in making progress. Police dogs were successfully used around crowded transport hubs. The police did not consider that deployment of drugs dogs for two hours only was sufficient and requested that dogs be used for 50% of the hours of operation to allow flexibility. It was expected that the person would walk past the dog rather than for the dog to pass along the queue. A static position would not give off a scent. The police considered that reducing the age of patrons to 18 would not reduce the drug issue at this stage so was no longer a condition that was being sought. The police considered that the licensee would be able to source dogs in the private sector.

A local resident who lived two minutes from Fabric, reported that the nature of the clientele had changed over the years. Noise nuisance on Friday and Saturday evenings was intolerable and there were no security staff around to deal with any issues in the early hours of the morning. The Sub-Committee noted that this was an issue every weekend and could happen at any time throughout the night. They had regular contact with the licensing team and had attended meetings with Fabric but the security staff were not employed in this area where clientele may take drugs. It was reported that issues had become worse in the last year. Another local resident agreed and reported that he had often been offered drugs in the area. There was evidence of crime and disorder and also public nuisance with

## Licensing Sub Committee D - 18 December 2014

vomiting/urination and noise from patrons. The siting of public toilets had not made any improvement to the situation.

A resident, speaking in favour of Fabric, reported that the management of Fabric made more effort than most clubs. He considered that the use of ID scanners was unnecessarily harsh for those who were just going out for a good time. When police were informed about drug issues this had been held against Fabric. He had been offered drugs on one occasion in the premises, which the security team then dealt with immediately and he had never witnessed sales of drugs on the premises. He had a degree of sympathy with residents but stated that you should expect some issues when living in a central London location.

There was a ten minute comfort break at this stage of the meeting.

Paddy Whur, the licensee's representative reported that the licensee had been at Fabric for 15 years. It was accepted that on most issues of management there had been no problems. The death of patrons had made an impact on staff and they had been offered counselling. Fabric was supported on Facebook and a petition in support had been signed by over 25,000 members. This was one of the top three clubs in the world and was the best British large nightclub. There were concerns regarding the use of drug dogs, not because they did not want them but because the quality of cover was proving difficult to find. Correct protocols were required and he considered that the condition was impractical to accept. They wanted to use best practice when it came to the use of drug dogs. Regarding the ID scan, they did not consider the need for law abiding citizens to be scanned. A leading company in the use of ID scanners was still having teething problems. Foreign documents were not recognised by the scanner. Currently, if patrons were required to produce ID they are moved to a search area and a more detailed search was conducted. It was noted that the premises were drug swabbed in September. This produced negative swabbing apart from in one place on the dance floor in Room 1. In respect of the noise representation, there had been no evidence of noise escape. The smoking area at the rear was well supervised and it was asked that additional conditions not be imposed. Resident objections could not be attributed to one particular club.

In response to questions it was considered that the legal issues regarding the use of dogs could be resolved. A company to provide drug dogs was difficult to source. The vast majority were not trained to police dog level and current police dogs could not be used. The licensee wanted to introduce the use of dogs in a proper manner. Cost was not an issue. ID checking was currently carried out on an intelligence led basis. Patrons had been banned from the premises and dealt with professionally. Detailed medical records were broken down by age and those patrons aged between 18-21 were not considered to be at additional risk. A last entry time was not appropriate to be included as a condition as it had no basis in the review. Fabric had not alerted police to all incidents as there was an assumption that the ambulance would call the police. Now that Fabric was aware that this was not the case this would now be done. The door supervisors did patrol 150 yards away from the club and it was stated that no other operator did that. The extent of the patrol had to stop somewhere. There was an issue regarding the insurance of staff once outside the immediate vicinity of the venue. The praise received of their paramedic staff in the venue was noted. Fabric were not stating that they would not use drug dogs but wanted to ensure that they were most effective. It was noted that Professor Measham, who would be advising on drug dog protocols, was available from January.

Regarding the licensing authority draft proposed conditions and the response from the licensee on pages 135 – 144 of the supplementary papers the Sub-Committee noted the following:-

Condition 1. The licensing authority accepted this amendment.



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Condition 3. The licensing authority did not accept this amendment, stating that other venues vetted all customers.

Condition 5. The licensing authority stated that they would like to see this retained. The Sub-Committee noted that the licensee would like this condition to be retained on a voluntary basis.

Condition 9. The licensing authority accepted this amendment.

Condition 12. The licensing authority considered this condition would be helpful whilst the licensee considered it to be onerous.

Condition 13 and 23. The wording to be 'subject to police clarification' was to be added to the condition. This wording was agreed by all parties.

Condition 31. For discussion.

Condition 39. The licensing authority agreed to supply the licensee a copy of the Technical Standard for the Places of Entertainment.

In summary, the police stated that the proposed measures were proportionate due to the serious incidents. They had concerns that the ID scanner, if not used for all customers, would be left to the judgement of staff. The use of drug dogs was raised four months ago which was considered sufficient time for details to be drawn up. Their own expert considered that the use of two dogs was ample and not seven, as stated by the licensee.

The noise team stated that the proposed conditions were in order to modernise the original conditions as these were old and written prior to the smoking ban. No calibration certificate had ever been received.

A local resident considered there had been a lack of engagement with residents. He had no confidence in the ability of Fabric to manage noise nuisance. He considered that people who caused the nuisance were Fabric patrons and not from another venue.

A representative speaking in support of Fabric considered that they were willing to engage with residents and this tallied with his own experience with the venue.

The licensee's representative stated that the issue was being taken very seriously by the venue. The Home Office guidance stated that conditions must be proportionate, justifiable and capable of being met. The venue was not responsible for patrons who were not in the immediate vicinity of the premises. This operator was exceptional. They had not contacted police as they were not aware that this was the correct procedure, but would now do so.

### **RESOLVED**

That the premises licence in respect of Fabric, 77a Charterhouse Street, EC1 be modified with the addition of conditions as outlined in Appendix 4 on page 195 of the agenda, including the conditions proposed by the licensing authority on pages 162-170 of the agenda subject to the amendments relating to the licensing authority proposed conditions detailed below:-

Condition 1. Final paragraph to read. In addition, queuing arrangements shall be in accordance with any plan agreed in writing to the venue operators by Local Authority licensing officers or the Metropolitan Police.

Condition 2. First paragraph to read. No patrons shall be admitted or re-admitted to the premises unless they have passed through a metal detecting search arch or scanned with a search wand.

Conditions 13 and 23. Add the wording 'subject to a threshold agreed by the police'.

Condition 31. Add the wording 'if an ambulance is called and customer taken to hospital the police must be notified'.

**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 noted that the police recognised that the premises were well managed but that customers at Fabric are exposed to an exceptional risk in relation to illegal drugs. The premises have search procedures in place but recent incidents indicate that these procedures are not sufficient.

The Sub-Committee noted that Fabric in principle did not object to the use of a drugs dog at the premises but requested additional time in order to put a drugs dog into operation. The police submitted that the highest degree of certainty was required as to when the drugs dog would be implemented at the premises, in order for the prevention of crime and disorder licensing objective to be promoted. The Sub-Committee decided that the condition proposed by the police would mitigate further risk to Fabric's customers and that there should be no delay in implementing this. The proposed condition was therefore proportionate and justifiable. The Sub-Committee noted the evidence of Inspector O'Hara and was satisfied that Fabric would be able to source the required drug dogs in the private sector.

The Sub-Committee noted that Fabric had ID scanners in place and that they were looking for the proposed police condition to be amended to give them some discretion regarding customer ID scanning. The Sub-Committee noted that, with regards to invasion of privacy, the police would only download information from Fabric ID scan if an offence was committed at the premises and that introduction of judgement or intelligence led discretion would undermine the purpose of the ID scanning machine. The Sub-Committee was satisfied that the condition proposed by the police was proportionate and would promote the licensing objectives.

The Sub-Committee noted that in accordance with condition 19 of the current premises licence, the venue should have an Operating Plan which was updated sporadically to reflect new operating procedures. The conditions proposed by the licensing authority set out in Appendix 2 would form the new Operating Procedures for the venue.

Fabric submitted a document detailing their proposed changes to Appendix 2 and this was considered as follows:-

- Condition 1. The proposed amendment was accepted.
- Condition 3. This amendment was refused as the Sub-Committee accepted the police condition regarding ID scanners.
- Condition 5. This condition was to be included because the Sub-Committee noted that the provisions were already in place and had been developed over a number of years. The Sub-committee noted the licensing authority's request that the arrangements should be retained and that, in order to promote the licensing objective to prevent public nuisance, it was proportionate and justifiable for this condition to be imposed.
- Condition 9. This condition to be removed.
- Condition 11. This amendment was refused as the Sub-Committee accepted the police condition regarding the use of drug dogs.
- Condition 12. The condition was to be included because the Sub-Committee noted that the premises already undertake monitoring at the premises. The licensing authority submitted that the proposal was in accordance with good practice and

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would ensure that the licensing objective to promote public safety would be promoted.

- Condition 13 and 23. Amendments proposed by the Sub-Committee were accepted by the licensing authority and the police.
- Condition 31. The Sub-Committee noted that Fabric were now aware that they were required to take this action and the Sub-Committee therefore concluded that it was proportionate to include it as a condition.
- Condition 39. The Sub-Committee noted that the Technical Standards for the Places of Entertainment is a document that the Council still works to and Fabric accepted this condition should remain in place.

The Sub-Committee noted the representation from the noise team and that the proposed conditions would modernise the operating procedures in relation to noise control. The Sub-Committee noted that, when the current conditions were originally written, the smoking ban in public places was not in place. The Sub-Committee also noted the evidence of the interested parties regarding noise breakout from the premises and the Sub-Committee was therefore satisfied that the proposed conditions were proportionate and justifiable to promote the licensing objectives.

The Sub-Committee considered the Home Office guidance, paragraphs 11.24 – 11.28 regarding reviews arising in connection with crime. The Sub-Committee noted that where the crime prevention objective was being undermined, revocation should be seriously considered. However, following submissions of all the parties, the Sub-Committee was satisfied that, in this case, the licensing objectives would be promoted with the imposition of the additional conditions.

### **Note of the Sub-Committee**

At the hearing, Fabric provided interested parties with contact details for their management to deal with public nuisance issues. This was welcomed by the Sub-Committee.

### **33 URGENT NON-EXEMPT ITEM (Item )**

The following item was ruled urgent by the Chair as it was necessary to hear the application within seven working days following the last day for objections.

### **34 THE GREEN SHOP, 237 UPPER STREET, N1 1RU - TEMPORARY EVENT NOTICE (Item 1)**

The police reported that in April 2014, two women were served alcohol without being asked for ID and this was then opened for them before they left the premises. A number of breaches of conditions were found at the time of a further visit to the premises and the applicant was called in to an officer panel. In November 2014 a further visit was made and it was noted that CCTV was still not operating. There was a concern that, on the night of the application for the temporary event notice, there would be people in the area who would have already consumed high levels of alcohol and would be vulnerable to being involved in crime, either as a victim or perpetrator. The emergency services would already be stretched to the limit and there would be pressure placed on staff to refuse to sell to customers when drunk.

In response to questions, it was noted that the premises were located in a very busy part of Upper Street, near Highbury Corner and Holloway Road. The police considered that the combination of poor management and the location were both primary reasons for the objection to the application. They were concerned that there could be problems both inside and outside the premises with the large number of people in the area at that time of the morning.

The licensee reported that the CCTV had now been fixed. All issues found had been addressed. The premises were situated in the least busy end of Upper Street. It was expected that, in the early hours of New Years Day morning there would only be local people in the area. They stopped opening bottles for customers once she was aware that this should not be done. The only item that was picked up on the second visit was the CCTV.

In response to questions, the licensee reported that she had smiled but she was not intending to be rude to the police, but was smiling at customers in the shop. They did not ask for ID in the first instance as they knew the customers as regulars. It was rare that customers asked for bottles to be opened and now they would not open bottles for customers. They would not serve customers who were drunk. The licensee had been in the premises for four years and all staff took their job seriously and did not serve underage. It was stated that the CCTV had now been installed. There was a delay as there had been a misunderstanding about the length of time that recordings needed to be kept but this had now been rectified.

In summary the police stated they had concerns that the CCTV had been installed following an objection to the TENs application. They considered that the refusals and training logs were not fully completed. They still considered that the management of the premises should run to a high standard, particularly on New Year's Day. The licensee reported that the CCTV was the only thing outstanding after the first visit and this had been rectified.

**RESOLVED**

That the application for a temporary event notice in respect of The Green Shop, 237 Upper Street, N1 1RU be refused and the licensing authority issue a counter notice.

**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 noted the documents presented by the licensee at the hearing that evidenced that the licensee had taken action to comply with the premises licence conditions.

The Sub-Committee noted that the police objection was based on concerns about the location of the premises and the standard of management. The premises are located near to Highbury Corner tube station and within the cumulative impact area of Angel and Upper Street. There are a number of licensed premises in the vicinity and in the early hours of January 1, there would be people in the area as the tube will be running all night. The Sub-Committee noted that during the proposed hours of the TEN there would be pressure on the emergency services. Customers will have been drinking through the evening and the premises had not demonstrated the required standard of management to ensure that the licensing objectives would be promoted.

The Sub-Committee considered the track record of the applicant in accordance with licensing policy 28 and were concerned that high standards of management had not been met.

The Sub-Committee also considered paragraph 9.12 of the Home Office guidance and accepted that the representations made by the police were reasonable and proportionate and that the licensing objective to prevent crime and disorder would be promoted.

**35** **FABRIC, 77A CHARTERHOUSE STREET, EC1 - EXEMPT APPENDIX (Item )**

**RESOLVED:**

That the exempt information in the appendix to agenda item B8 be noted (See Minute No 32 for decision).

The meeting ended at 10.50 pm

**CHAIR**

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 <sup>th</sup> February 2015		Caledonian

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION  
TESCO, 323-325 CALEDONIAN ROAD, LONDON N1 1DR**

**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:
  - Supply alcohol for consumption off of the premises from 08:00 to 23:00 on Monday to Sunday;
  - Opening hours of the premises from 08:00 to 23:00 Monday to Sunday.

**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: 2 local resident, 1 local business
Other bodies	Yes: 3 Ward Councillors

### 3. Background

#### 3.1 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: Premises licence for 323 Caledonian Road;
- Appendix 3: representations;
- Appendix 4: suggested conditions and map of premises location.

#### 3.2 History of the premises

- i. The premises is currently two separate premises. Number 323 Caledonian Road is currently licensed to sell alcohol for consumption off of the premises from 08:00 to 23:00 Monday to Saturday and 10:00 to 22:30 on Sunday. This premises licence was transferred to the applicant on 22 October 2014. Number 325 Caledonian Road is currently unlicensed.
- ii. On 18 January 2015 an application to vary the premises licence for 323 Caledonian Road so as to allow 323 and 325 Caledonian Road to be combined and the sale of alcohol to take place in 323. The variation application was rejected as the Licensing Authority deemed the application amounted to a substantial variation under section 36(6)(b) and 41A(3) (b) of the Licensing Act 2003.

### 4. Planning Implications

- 4.1 The lawful use of number 323 Caledonian Road is as a shop (A1). The lawful use of number 325 Caledonian Road is for financial/professional services (A2). Number 325 Caledonian Road has a condition restricting hours of use. 325 can only be used from 08:00 to 22:30 Monday to Saturday.

### 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 Kings Cross 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

2.2.15  
Date

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

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

Not Currently In Use

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

Your reference

Tesco - Caledonian Rd

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?

- Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

Applicant Details

\* First name

Tesco Stores Ltd

\* Family name

Tesco

\* E-mail

licensing.team@uk.tesco.com

Main telephone number

01707 634175

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

519500

\* Business name

Tesco Stores Ltd

If your business is registered, use its registered name.

\* VAT number

GB 220430231

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

\* Legal status

Public Limited Company

OK.  
KX Cumulative  
Impact Area  
29 Sept 14

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...

**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.

Retail Premises (supermarket) selling a range of goods and services. This includes the sale of alcohol for consumption off the premises. Sales of alcohol for consumption off the premises are made from the supermarket sales floor as shown on the enclosed plan.

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.

We are a national retailer that sells alcohol as part of a broad offering of goods and services. We have held off-licences in our stores for many years and are an approved British Institute of Inn-keeping examination centre. We have written training policies and formal training programmes are in place, which ensure our people are equipped to meet all licensing objectives. All training and revision/refresher materials are reviewed regularly. All stores currently comply with our 'Think 25' policy, this is brought to customer's attention through point of sale material within the store. We take legal compliance very seriously and in addition to local training we employ a central alcohol licensing compliance manager and have a compliance committee.

b) The prevention of crime and disorder

The premises will have digital CCTV system that covers many areas of the shop floor, including the proposed area which will be used for beer and wine, should we be successful with our application. Images will be retained for a minimum of 21 days and made available on enforcement request. Ordinarily, a member of the Management team will be on the premises all the time the store is open. A person will have responsibility for the premises whilst the premises are open.

c) Public safety

A person will have responsibility for the premises whilst the premises are open. Management will be trained to support the running of the premises including looking after our customers and staff. The store will adhere to all rules and regulations relating to public safety.

d) The prevention of public nuisance

We intend to be an active member of the community.  
We welcome the opportunity to liaise with Police and enforcement authorities should the need arise.

Continued from previous page...

e) The protection of children from harm

All staff will be trained and regularly refreshed in the corporate 'Think 25' Policy. Staff will be trained to look at the customer and 'Think 25' when selling alcohol.

A till prompt will appear on the initial sale of alcohol that will remind the seller of their responsibilities including not to sell alcohol to anyone under the age of 18.

The store will display signage around the premises informing both staff and customers of our 'Think 25' policy on alcohol.

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](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 your 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 (£)

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Continued from previous page...

**Address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

**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

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	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

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

1. Save this form to your computer by clicking to 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.

**Consent of individual to being specified as premises supervisor**

I,

[Insert full name of applicant] **GREG BARTLEY** [Date of Birth] **14/07/1976**

of

**39 Offley Road, Hitchin, Herts. SG5 2BB**  
[Insert full home address and postcode]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for a new premises licence to specify an individual as designated premises supervisor under section 17 of the Licensing Act 2003 by Tesco Stores Ltd relating to a premises licence:

[Insert existing Premises Licence Number if any]

for

**Tesco Stores Ltd  
323 - 325 Caledonian Rd  
London N1 10R**  
[Insert name and address of premises to which the application relates]

and any premises licence to be granted or varied in respect of the application made by Tesco Stores Ltd concerning the supply of alcohol at the above premises.

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] **HARLOW/PERS/0094**

Personal Licence issuing authority

**Harlow District Council**

Signed

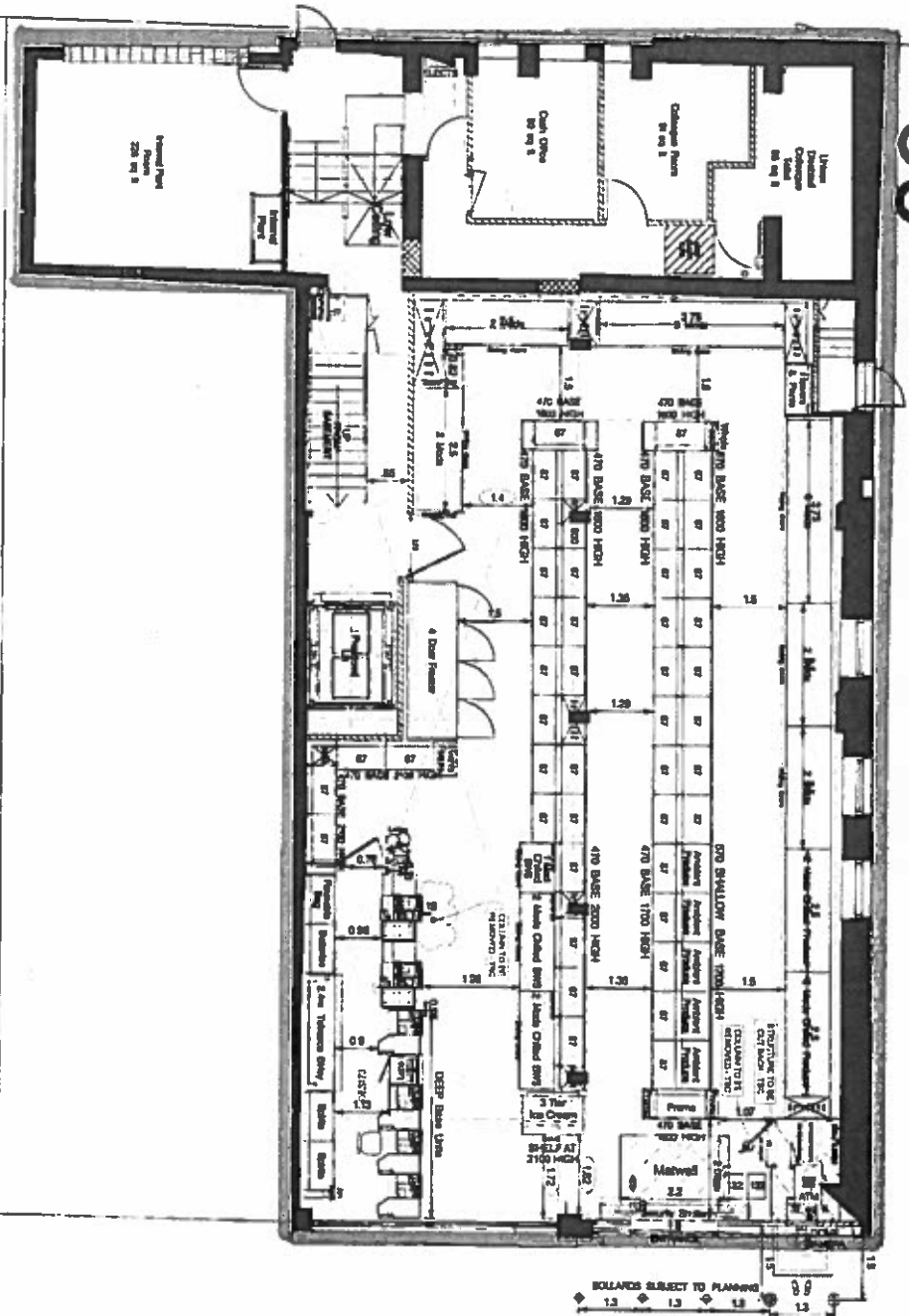
Name (Please Print)

  
**GREG BARTLEY**  
**29th September 2014**

Date

TESCO EXPRESS	
Approved	M&P Market
Center	High Wycombe
Community Pk	
Net Sales	1836
Gross Ground	3015
Total Basement	964
Total Gross	3979
Net Density	450 p/s
Total Used Count	Approved
Figures	18
Checked	4
Errors	3
Checked BMS	59
Amber	28
Total	6
Leaders notes	38
No of Issues	Ver: 5
Checkouts to Forecast	292
Low cost	6.1
YMS	TBC
Car Parking	Approved / Comprehensive
EAC Approved	21.04.2013
Architect Drawing	Drawing 1
Architect	M&P Market
Project Manager	Code

# 63



**KEY**

- Problem Column to Review
- Area Of Basement

Area Of Floor Level Difference = 684 sq ft

REV.	AMENDMENTS	DATE	REV.	AMENDMENTS	DATE	REV.	AMENDMENTS	DATE
A	PRELIMINARY RETAIL LAYOUT CREATED	06.10.12						
B	RELOCATE SERVICE & COURT OFFICE LOCATIONS	06.10.12						
C	NEW SERVICE PLAN ADDED, NEW SERVICE PLAN ROOM REVISED	06.10.12						
D	RELOCATE AND RELATIVE LAYOUT, NEW ENTRANCE LOCATION	06.10.12						
E	RELOCATE AND RELATIVE LAYOUT TO INCREASE ROAD COURSE	06.10.12						
F	DO A FLOOR CONSULT ONLY REVISED	06.10.12						
G	DO A FLOOR CONSULT AND REVISED PRELIMINARY LAYOUT	06.10.12						
H	ADOPT STAIRS & LIFT LOCATION AND LOBBY TO BASEMENT AREA	06.10.12						
I	RELOCATE AND RELATIVE LAYOUT ADD LOBBY TO BASEMENT AREA	06.10.12						
J	NEW SERVICE PLAN ADDED, SERVICE PLAN ROOM REVISED TO SUIT	06.10.12						

DRAWING NO:	cale rgjf.dgn
PHASE:	1
SCALE:	1F
SYSTEM ID:	RETAIL
SCALE:	1:100 @ A3
DATE:	26.06.2013
DESIGNER:	Gem Farnham
PROJECT:	323-325 CALEDONIAN ROAD LONDON
DESCRIPTION:	PROPOSED RETAIL LAYOUT STANDALONE

**TESCO** *express*

TESCO STORES LIMITED

P.O. BOX 400, CARRLE BUILDING, SPRE PARK  
WELSH GARDEN CITY, HERTFORD, UK



**PREMISES LICENCE  
LICENSING ACT 2003**

<b>Premises licence number</b>	LN/4114-221014	<b>Date of original grant*</b>	24 November 2005
--------------------------------	----------------	--------------------------------	------------------

*\*An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
<b>SALAMIS WINE 323 CALEDONIAN ROAD</b>			
<b>Post town</b>	London	<b>Post code</b>	N1 1DR
<b>Telephone number</b>	020 7607 5872		

<b>Where the licence is time limited the dates</b>
Not Applicable

<b>Licensable activities authorised by the licence</b>
The sale by retail of alcohol

<b>The times the licence authorises the carrying out of licensable activities</b>																												
<ul style="list-style-type: none"> <li>The sale by retail of alcohol: <table border="0"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>10:00</td><td>to</td><td>22:30</td></tr> </table> </li> </ul> <p>Except on:  Good Friday: 08:00 to 22:30  Christmas Day: 12:00 to 15:00 and 19:00 to 22:30</p>	Monday	08:00	to	23:00	Tuesday	08:00	to	23:00	Wednesday	08:00	to	23:00	Thursday	08:00	to	23:00	Friday	08:00	to	23:00	Saturday	08:00	to	23:00	Sunday	10:00	to	22:30
Monday	08:00	to	23:00																									
Tuesday	08:00	to	23:00																									
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Thursday	08:00	to	23:00																									
Friday	08:00	to	23:00																									
Saturday	08:00	to	23:00																									
Sunday	10:00	to	22:30																									

<b>The opening hours of the premises:</b>
Not specified

<b>Where the licence authorises supplies of alcohol whether these are on and/or off supplies</b>
Off supplies



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

Tesco Stores Ltd  
Tesco House  
Delamere Road  
Cheshunt  
Herts  
EN8 9SL  
01707 634175  
licensing.team@uk.tesco.com

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

00519500

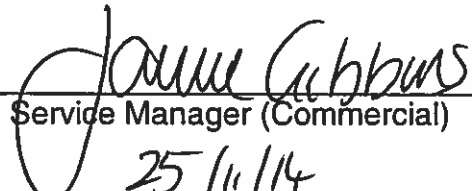
**Name, address and telephone number of designated premises supervisor where the premises licence authorises the supply of alcohol**

Mr Ozgur Ozkan  
17 Melbourne Avenue  
Palmers Green  
London  
N13 4SY

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

Enfield Council: NN/200500544

Islington Council  
Public Protection Division  
222 Upper Street  
London  
N1 1XR  
Tel: 020 7527 3031/3803  
Email: licensing@islington.gov.uk

  
Service Manager (Commercial)  
25/11/14  
Date of Issue



### **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.

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, [www.islington.gov.uk](http://www.islington.gov.uk). This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

### **Annex 2 - Conditions consistent with the Operating Schedule**

- 1) The restrictions on hours during which the sale of alcohol is authorised does not prohibit:
  - a) during the first 20 minutes after the above hours, the taking of the alcohol from the premises, unless the alcohol is supplied or taken in an open vessel;
  - b) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of alcohol so ordered;
  - c) the sale of alcohol to a trader or club for the purposes of the trade or club;
  - d) the sale of supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval military.
- 2) Alcohol shall not be sold in an open container or be consumed in the licensed premises

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

Nil

### **Annex 4 – Plans**

Reference Number: 323CR/01 dated March 2005

**Licensing Authority Representation****Licensing Act 2003****Application: Tesco's 323-325 Caledonian Road**

I am submitting a representation on behalf of the Licensing Authority with respect to the application to sell alcohol for consumption off the premises on Mondays to Sundays from 8am to 11pm.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

**Licensing Policy Considerations**

*Licensing Policies 1 & 2*

*Location, cumulative impact and saturation*

*Licensing Policy 7 & 8*

*Licensing Hours*

*Licensing Policies 9, 10,*

*Operating Schedules*

**Issues of Concerns**

1. The application is in a cumulative impact which means that the onus is on the applicant to demonstrate that the application will not add to the cumulative impact.
2. The proposed measures are typical of many off licences operating in the borough. There hasn't been any attempt to acknowledge the sensitive nature of operating an off licence in a cumulative impact area where we are working hard to deal with the negative aspects of the sale of alcohol on local communities. No bespoke mitigation measures have been proposed.
3. The area already has a high number of licenced premises and the density of premises in the area is 10 times higher than the London average.
4. Alcohol related crime, alcohol related violence and ambulance call outs in the area are high and significantly higher than the London average
5. The Licensing Authority has been working with partners and the licence trade to tackle underage drinking, street drinking and preloading which affect residents living in the area. An additional off licence in the area will undermine this work and add to the cumulative impact.
6. The measures proposed in the operating schedule do not sufficiently rebut the presumption to refuse the application on the basis that the application will not add to the cumulative impact

## Summary and recommendations

An additional off licence selling alcohol will add to the cumulative impact.

The measures proposed by the applicant in the operating schedule are industry standard.

The applicant has not demonstrated that the application will not add to the cumulative impact therefore in order to promote the licensing objectives it is recommended that this application is refused.

If the Committee is minded to grant the application the Licensing Authority recommends

1. Reducing the sale of alcohol hours to 11am to 7pm
2. Prohibiting the sale of alcohol in excess of 6%abv
3. Imposing any additional bespoke conditions proposed by the applicant prior to the hearing

Janice Gibbons  
Service Manager  
Islington Council  
[Janice.gibbons@islington.gov.uk](mailto:Janice.gibbons@islington.gov.uk)  
02 7527 3212

21 October 2014

Your  
Our Licensing/NI  
Date: 23/10/2014



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

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

TESCO  
323-325 Caledonian Road  
London Borough of Islington  
N1 1DR

Dear Sir/Madam

Re: Application for a New Premises Licence

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 'Kings Cross 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.

1552 crimes were reported to police in this area alone in the year to March 2014.

There are already 23 Licensed Premises within a 250m radius of this proposed premise in Caledonian Road alone. This is a huge contributing factor to the level of street drinkers found nearby, and this is an issue which both the council and police battle to deal with on a regular basis. Huge work has been conducted between the police and council with regard to the 'reduce the strength campaign'. Some venues have responsibly volunteered to add a condition to their licence with regard to this problem.

Two licensed premises near to this proposed venue were recently subject to review under crime and disorder, both of which were revoked at committee. Whilst we appreciate the management standards of venues vary greatly, the customer base remains the same. And therefore we would expect an appreciation of the area, the problems that area brings, and how the licensee is proposing to deal with those problems so as to relieve pressure on the cumulative impact.

If this application were accepted, this would be the third Tesco store in Caledonian road, (positioned equidistant from the others approximately 800m away). As such we would have expected a far greater appreciation and knowledge of the problems experienced in this area and an application which would reflect this. The application received fails to show any such appreciation. On reading through the application there seemed to be very little complete information and no mention of strategies to combat these issues.

Two major issues were the timings for sales of alcohol, and the CCTV only covering 21 days.

As a result of these issues I emailed the Tesco Licensing Team on the 8<sup>th</sup> of October 2014, (see attached) and expected some form of communication. To date there has been none.

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

However if the committee is of a mind to grant the application we would recommend the following additional conditions to the variation of the license.

1. *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 head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system 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. 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.*
2. *An incident log shall be kept at the premises, and made available on request to an authorised officer or a police officer, which will record the following:*
  - i. *All crimes reported to the venue*
  - ii. *All ejections of patrons*
  - iii. *Any complaints received*
  - iv. *Any incidents of disorder*
  - v. *All seizure of drugs or offensive weapons*
  - vi. *Any faults in the CCTV system*
  - vii. *Any refusal of the sale of alcohol*
  - viii. *Any visit by a relevant authority of emergency service*
3. *No high strength beer, lager or cider of 5.5% abv or above shall be sold other than premium beer, lager or cider priced at £1.95 or above per 500ml*

Should you wish to discuss the matter further please contact us on Mobile 07799133204 or via email, [licensingpolice@islington.gov.uk](mailto:licensingpolice@islington.gov.uk)

Yours sincerely

Peter Conisbee PC575NI

Steven Harrington PC425NI  
Paul Hoppe PC208NI

Islington Police Licensing Officers



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	Tesco
Address of the premises you are making a representation about	323-325 Caledonian Road

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. <i>Please use separate sheets if necessary</i>
To prevent public nuisance	Yes	The operating schedule is deficient in that operational matters such as noise from customers in the vicinity, potential equipment noise or deliveries and collections from the premises are not considered.

<p><b>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</b></p>	<ul style="list-style-type: none"> <li>• Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.</li> <li>• Noise and vibration will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties</li> <li>• No deliveries will take place on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.</li> <li>• No rubbish will be moved, removed or placed in outside the premises on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.</li> </ul>
--	---

Signed: Anne Brothers Date: 22 October 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](mailto:licensing@islington.gov.uk)

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



Pollution Team  
222 Upper Street  
London N1 1XR

T 020 7527 3047

F 020 7527 3059

E [anne.brothers@islington.gov.uk](mailto:anne.brothers@islington.gov.uk)

W [www.islington.gov.uk](http://www.islington.gov.uk)

Our ref: abr/201462473

Your ref:

Date: 22 October 2014

Tesco Stores Limited

By e mail: [licensing.team@uk.tesco.com](mailto:licensing.team@uk.tesco.com)

This matter is being dealt with by:  
**Anne Brothers**

Dear Sir

**NEW PREMISES LICENCE APPLICATION, TESCO, 323-325 CALEDONIAN ROAD,  
LONDON N1 1D, I. LICENSING ACT 2003**

Please find attached a representation from Pollution Team in respect of the above application.  
The representation is self-explanatory.

If you have any queries or want to discuss this matter, please contact me at the above office. In addition, if you agree to the suggested conditions, we will withdraw the representation.

Yours faithfully,

**Anne Brothers**  
**Principal Technical Officer**  
cc. Katie Tomashevski, Licensing Officer  
John Williams, Licensing.

**Williams, John**

---

**From:** Paul Convery  
**Sent:** 26 October 2014 17:20  
**To:** Licensing  
**Cc:**  
**Subject:** Premises application: TESCO, 323-325 CALEDONIAN ROAD, LONDON. N1 1DR  
WK/201461729

Premises application: TESCO, 323-325 CALEDONIAN ROAD, LONDON. N1 1DR

WK/201461729

I make the following representation opposing this license application.

### **Licensing policy 1**

The application contains cursory, pro forma, standard paragraphs in relation to each of the 4 licensing objectives. It demonstrates no local knowledge of the crime and disorder circumstances of the Caledonian Road section of the Kings Cross cumulative impact area.

In particular, I am concerned about disorder in the street especially during the evening, the impact of people consuming alcohol in the street or problems with underage drinking. These are identified problems in the area. In particular the area of Lyon Street and Carnoustie Drive is a regularly observed location for on-street drinking.

In my opinion the absence of any reference in the application to these local circumstances indicates that the applicant does not have the necessary knowledge required to meet the licensing objectives.

### **Licensing policy 2**

The premises are located within what the Council's 2013-2017 licensing policy has designated as an area of cumulative impact. The licensing policy says that, in such an area, there is "a rebuttable presumption" that a license application "will normally be refused" and the applicant must demonstrate how a new license "will not add to the cumulative impact".

The Tesco application makes no mention of the area of cumulative impact nor how they might ensure such a new license does not worsen the existing level of excess alcohol retail. It does not even mention the cumulative impact area.



## **Licensing policy 6**

Licensing policy 6 states that Islington "expects applicants to ensure that they have planning consent for the intended use and hours of operation ... before making an application for a premises licence" and "will only grant licences for premises without planning consent in exceptional circumstances."

The applicant does not have a planning consent for use of the premises in 3 respects:

(1) Number 325 Caledonian Road was last used as a solicitors office (use class A2) but the applicant is not entitled to change this to retail (A1) by virtue of permitted development rights because the premises at 325 have never featured a display window at ground level. The applicants does not therefore have any permission for change of use from A2 to A1 for number 325 Caledonian Road.

(2) The hours sought for the license are 08.00 to 23.00 but there is no extant permission for this use. The trading hours of the previous premises were standard office hours, typically 09.00 to 17.00 or thereabouts. The applicant does not therefore have permission to operate from the 325 Caledonian Road premises until 11pm at night.

(3) Islington has a policy to oppose the amalgamation of conventional shop units (in the size range of around 80 sq metres) into larger units. This is reinforced by the recently adopted "Cally Plan" SPD which adds special local weight to this policy insofar as it seeks to maintain and increase traditional shop fronts. The plan attached to the license application shows a wholly amalgamated single shop formed from the two existing standalone premises and the plan furthermore indicates a unifying frontage to the two premises which would also be contrary to planning policy.

For these reasons, the licensing authority should not grant this application.

---

**Paul Convery**

Labour Councillor for Caledonian Ward, LB Islington

Executive Member for Community Safety

(Policing, crime, licensing and public protection)

Town Hall, Upper Street, London N1 2UD, 020-7527-3051 (PA)

**Williams, John**

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**From:** IAN PERRY  
**Sent:** 26 October 2014 17:37  
**To:** Licensing  
**Cc:**  
**Subject:** Tesco's 323-325 Caledonian Road

I wish to object to the granting of a license to Tesco's at 323-325 Caledonian Rd for the sale of alcohol between 8am and 23.00pm. The hours requested are in excess of the Coop a short distance away. I am particularly concerned about sales of alcohol early in the morning, and would prefer that no premises in Caledonian Rd sell alcohol until after 11.30am. I do not believe that the previous off license which operated at 325 Caledonian Road sold alcohol early in the morning and in any case it has ceased operating for some time now.

At minimum, the hours granted to Tesco should be no more than exists for the Coop.

Cllr Rupert Perry

**Williams, John**

---

**From:** una ohalloran  
**Sent:** 26 October 2014 18:13  
**To:** Licensing  
**Cc:**  
**Subject:** RE: Tesco's 323-325 Caledonian Road

I wish to object to the granting of a licence to Tesco's at 323-325 Caledonian Rd for the sale of alcohol between 8am and 11pm.

I am particularly concerned about sales of alcohol early in the morning, and would prefer that no premises in Caledonian Rd sell alcohol until after 11.30am.

The trading hours of the previous premises were standard office hours, typically 9am to 5pm or thereabouts. The applicant does not therefore have permission to operate from the 325 Caledonian Road premises until 11pm at night without a change of usage application?

What I am really concerned about is the possible disorder in the street especially during the evening, the impact of people drinking alcohol in the street and possible problems with underage drinking. These are identified problems in this area and something we are trying to combat. The area of Lyon Street and Carnoustie Drive is a known location for on-street drinking and in close proximity to 325 Caledonian road.

As such I would have to object to this application.

Councillor Una O'Halloran  
[Una.O'Halloran@Islington.gov.uk](mailto:Una.O'Halloran@Islington.gov.uk)  
Caledonian Ward  
Islington Town Hall  
Upper Street  
London N1 2UD

**Williams, John**

---

**From:**  
**Sent:** 27 October 2014 08:29  
**To:** Licensing  
**Subject:** 323-325 Caledonian Road

Dear Sirs

As long-standing residents, we wish to oppose the granting of yet another alcohol licence for premises in Caledonian Road. The area is saturated with them already, as the council's licensing policy recognises, and the applicant already has two licensed premises nearby (one of them in the same "cumulative impact area"). Though one of the properties proposed was formerly an off-licence, there remain too many off-licences in the area to serve legitimate purposes, and the aim should be to decrease the number, not maintain or increase it.

Illegitimate purposes, such as underage sales, are already widespread in the area. In other places the applicant has a reputation for not preventing underage sales. It would be detrimental to the area to accept this application.

Empty cans and bottles from off-licences already litter parts of Caledonian Road and adjoining streets nearby. The extension of this public nuisance is something that the council can ill afford: yet more effort would need to be spent on street cleansing, at a time when budgets are being cut.

Yours sincerely

**Williams, John**

---

**From:**  
**Sent:** 27 October 2014 17:12  
**To:** Licensing  
**Subject:** Re: Tesco/John Williams

Sent from my iPad

> On 27 Oct 2014, at 11:55, "Licensing" <[Licensing@islington.gov.uk](mailto:Licensing@islington.gov.uk)> wrote:

>

> Please forward your full postal address so that I can accept your email as a representation against this application.

>

> Regards

>

> John Williams

> Licensing Support Officer

> Public Protection

> 222 Upper Street

> London

> N1 1XR

> Tel: 020 7527 3803

> Fax: 020 7527 3430

> Email: [john.williams@islington.gov.uk](mailto:john.williams@islington.gov.uk)

> Website: [www.islington.gov.uk](http://www.islington.gov.uk)

>

>

>

> -----Original Message-----

> From

> Sent: 27 October 2014 08:58

> To: Licensing

> Subject: Tesco/John Williams

>

> I oppose the granting of any permissions that would allow tesco to open premises at 325 -327 Caledonian road. The idea of an 8 am liquor license would attract those for whom alcohol at that time of the morning was important. This could lead to increased larceny from other shops, fouling and violence.

> While this is no legal grounds for objection it is still my feeling: tesco would wipe out the small stores who have managed to live alongside the co-op.

>

>

>

> Sent from my iPad

> This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.

**Williams, John**

---

**From:**  
**Sent:** 27 October 2014 17:24  
**To:** Licensing  
**Subject:** Fwd: Objection to application for a licence to sell alcohol at 323-325 Caledonian Road

To whom it may concern.

We object to licence to sell alcohol at 323-325 Caledonian road due to bad experience we had in the past. We had been victim crime due to assaults by drunk people and anti social behavior by drunk people tipped by cheap alcohol sold locally. Checking local police records will give you better idea on effects of selling cheap alcohol in the area. If you licence 323-325 to sell alcohol, you will be responsible for any assaults and anti social behavior caused by drunk people who buys cheap alcohol from this premises.

Kind regards

**Suggested conditions of approval consistent with the operating schedule**

1. 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.
2. The licensee shall ensure that staff are trained about the laws relating to selling alcohol and the company challenge 25 scheme. Training shall be completed at least every 6 months and records kept. Training shall be provided to Police or other responsible authorities on request.
3. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme.
4. CCTV shall be installed, operated and maintained in agreement with the Police.
  - i. 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.
  - ii. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises
  - iii. The system shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities.
  - iv. 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.
  - v. 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
5. A member of the management team shall be on the premises. A designated person shall have responsibility for the premises whilst it is open to the public.
6. The management of the premises shall be trained by the licensee to support the running of the premises including looking after customers and staff.
7. The licensee shall ensure that the premises adhere to all rules and regulations relating to public safety.
8. 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.
9. Only ID which carries a photograph such as Driving licence, Passport, National ID or a ID card carrying the PASS hologram be acceptable ID.
10. Posters should be displayed within the premises promoting the Challenge 25 scheme
11. No customers carrying open or sealed bottles shall be allowed to enter the premises at any time that the premises are open to the public.
12. 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.
13. The Premises shall not stock any beer, cider, larger with an abv above 5.5%, without the prior consent from the Police

**Please note: There has been a duplication in the Operating Schedule and the suggested conditions from the Police. Numbers 13 and 15 conflict.**

**Conditions proposed by the Police**

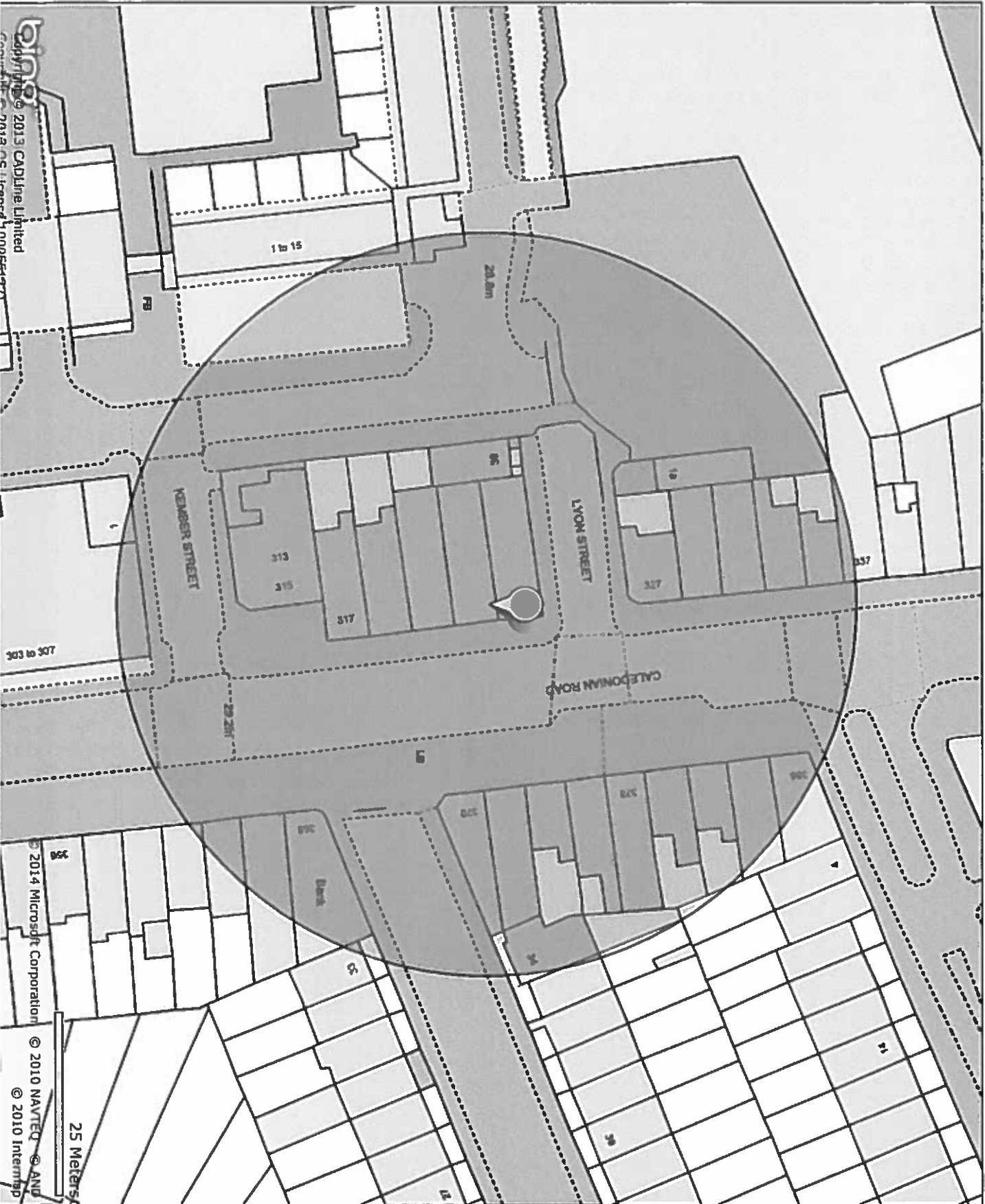
14. An incident log shall be kept at the premises, and made available on request to an authorised officer or a police officer, which will record the following:
  - i. All crimes reported to the venue
  - ii. All ejections of patrons
  - iii. Any complaints received
  - iv. Any incidents of disorder

- v. All seizures of drugs or offensive weapons
  - vi. Any faults in the CCTV system
  - vii. Any refusal of the sale of alcohol
  - viii. Any visit by a relevant authority of emergency service
15. No high strength beer, lager or cider of 5.5% abv or above shall be sold other than premium beer, lager or cider priced at £1.95 or above per 500ml.
16. There shall be no sale of single cans of beer, lager or cider from the premises and no single bottles of beer, lager or cider in vessels of less than 500ml or more than 1500ml
17. No advertising of alcohol products in the windows
18. All cashiers to be trained to record refusals of sales of alcohol in a refusals register, the register will contain; Details of the time and date the refusal was made, the name of the staff member refusing the sale and details of the type of alcohol the person attempted to purchase.
19. Sales tills to prompt the cashier making a sale of alcohol to verify that the customer is aged 18 or over.

**Condition proposed by the Noise Team**

- i. Notices shall be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the premises quietly.
- ii. Noise and vibration will not be allowed to emanate from the premises so as to cause a nuisance to nearby properties
- iii. No deliveries shall take place on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.
- iv. No rubbish shall be moved, removed or placed outside the premises on Sundays or Bank Holidays and between the hours of 23:00 and 07:00 hours other days of the week.





© 2013 CADLINE Limited  
 06-11-2014 06:11:20

© 2014 Microsoft Corporation  
 © 2010 NAVTEQ  
 © 2010 Intermap

**Title : 323-325**  
**Caledonian Road**  
 Islington Borough  
 Boundary

**Printed by :**  
 RO RO  
**Printed at :**  
 06-11-2014

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 <sup>th</sup> February 2015		St. Mary's

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION  
ED'S EASY DINER, N1 CENTRE, 23 PARKFIELD STREET, LONDON, N1 0PS**

**1. Synopsis**

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
  - Allow the sale by retail of alcohol, on & off supplies, Mondays to Sundays from 09:00 until 23:00.

**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: Two local residents
Other bodies	No:

### 3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

### 4. Planning Implications

4.1 No planning implications.

### 5 Recommendations

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

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

i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)

ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(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 2/2/15

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

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

2014 70604  
**LIC2**  
Appendix 1

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

The Licensing Department  
 Islington Council

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

**PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST**

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

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

**XWe** Ed's Easy Diner Group Limited  
 (Insert name(s) of applicant)

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

**Part 1 - Premises Details**

Postal address of premises or, if none, Ordnance Survey map reference or description Ed's Easy Diner R7, N1 Islington Shopping Centre Parkfield Street Islington	
Post town London	Post code N1 0PS
Telephone number at premises (if any)	
Non-domestic rateable value of premises	£ 68,500.00

**Part 2 - Applicant Details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals\*  please complete section (A)
- b) a person other than an individual\*
  - i as a limited company  please complete section (B)
  - ii as a partnership  please complete section (B)
  - iii as an unincorporated association or  please complete section (B)
  - iv other (for example a statutory corporation)  please complete section (B)
- c) a recognised club  please complete section (B)
- d) a charity  please complete section (B)
- e) the proprietor of an educational establishment  please complete section (B)

COMMERCIAL/LICENSING  
 17 DEC 2014  
 PUBLIC PROTECTION DIVISION  
 222 UPPER STREET, LONDON N1 1UP

47942  
 £315.00/061598

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

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

Please tick yes

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

**(A) INDIVIDUAL APPLICANTS** (fill in as applicable)

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

**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

**(B) OTHER APPLICANTS**

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

Name Ed's Easy Diner Group Limited
Address Avenfield House 118-127 Park Lane London W1K 7AJ
Registered number (where applicable) 3606750
Description of applicant (for example, partnership, company, unincorporated association etc.) Company
Telephone number (if any) 0207 629 6151
E-mail address (optional) N/A



**Part 3 - Operating Schedule**

When do you want the premises licence to start?

DD		MM		YYYY			
0	1	0	2	2	0	1	5

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

DD		MM		YYYY			

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

N/A
-----

Please give a general description of the premises (please read guidance note 1)  
 Ed's Easy Diner operate a retro/american diner, with tables and chairs for dining laid out throughout the premises.

What licensable activities do you intend to carry on from the premises?  
 (Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Please tick any that apply

**Provision of regulated entertainment**

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

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

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

In all cases complete boxes K, L and M

# A

<b>Plays</b> 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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for performing plays</u> (please read guidance note 4)		
Thur					
Fri			<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)		
Sat					
Sun					

# B

<b>Films</b> 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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			<u>Please give further details here</u> (please read guidance note 3)	Both	<input type="checkbox"/>
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)		
Thur					
Fri			<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)		
Sat					
Sun					

**C**

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

**D**

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

# E

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

# F

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

# G

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

# H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)			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				Please give further details here (please read guidance note 3)	Outdoors
Tue			Both		<input type="checkbox"/>
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

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

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption - please tick</b> (please read guidance note 7)	On the premises	<input type="checkbox"/>
Day				Start	Finish
Mon	09:00	23:00		Off the premises	<input type="checkbox"/>
			Both	<input checked="" type="checkbox"/>	
Mon	09:00	23:00	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Tue	09:00	23:00			
Wed	09:00	23:00	<b>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</b> (please read guidance note 5)		
Thur	09:00	23:00			
Fri	09:00	23:00			
Sat	09:00	23:00			
Sun	09:00	23:00			

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

Name Lisa Joanne Gilligan	
Address	
Post code	
Personal licence number (if known)	
Issuing licensing authority (if known) Haborough District Council	

**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).

N/A

**L**

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 6)			<b>State any seasonal variations</b> (please read guidance note 4)
Day	Start	Finish	
Mon	09:00	23:30	
Tue	09:00	23:30	
Wed	09:00	23:30	
Thur	09:00	23:30	
Fri	09:00	23:30	
Sat	09:00	23:30	
Sun	09:00	23:30	

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

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

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

Please see attached sheet.

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



**c) Public safety**

**d) The prevention of public nuisance**

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

**Checklist:**

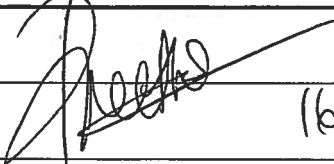
**Please tick to indicate agreement**

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

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

**Part 4 - Signatures** (please read guidance note 10)

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

Signature	
Date	16/12/14
Capacity	Solicitors for the applicant

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

Signature	
Date	
Capacity	
Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13) Freeth Cartwright LLP One Colton Square	
Post town Leicester	Post code LE1 1QH
Telephone number (if any)	0116 248 1100
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) N/A	

## 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.

**Ed's Easy Diner, R7, N1 Islington Shopping Centre, Parkfield Street, Islington, London, N1 0PS**

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

1. The retail sale of alcohol shall be by waiter/waitress service only to seated customers.
2. Documented staff training will be given regarding the retail sale of alcohol and the prevention of underage sales.
3. The premises will operate a Challenge 25 scheme and the only acceptable proof of age identification shall be a current Passport, photocard Driving Licence or identification carrying a PASS logo.
4. A CCTV system shall be installed, maintained and operated at the premises. The CCTV cameras and recording equipment must be of sufficient quality to work in normal lighting levels inside the premises at all times. CCTV footage will be stores for a minimum of 28 days and provided to the Police on request.

### Consent of individual to being specified as premises supervisor

(full name of prospective premises supervisor)

I, Lisa Joanne Gilligan

(home address of prospective premises supervisor)

of

(type of application)

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for sale by retail of alcohol

(name of applicant)

by Ed's Easy Diner Group Limited

(number of existing licence, if any)

relating to a premises licence

(name and address of premises to which the application relates)

for Ed's Easy Diner, R7, N1 Islington Shopping Centre, Parkfield Street, Islington, N1 0PS

(name of applicant)

and any premises licence to be granted or varied in respect of this application made by Ed's Easy Diner Group Limited

(name and address of premises to which application relates)

concerning the supply of alcohol at

Ed's Easy Diner, R7, N1 Islington Shopping Centre, Parkfield Street, Islington, N1 0PS

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.

(insert personal licence number, if any)

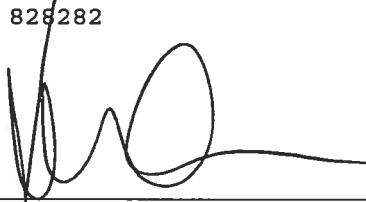
Personal licence number

(insert name and address and telephone number of personal licence issuing authority, if any)

Personal licence issuing authority

Harborough District Council  
Tel: 01858 828282

Signed



Name LISA JOANNE GILLIGAN

(please print)

Dated 16/12/ 2014

# FREETHS

**By Special Delivery**  
The Licensing Department  
Islington Council  
222 Upper Street  
London  
N1 1XR

Direct dial: +44 (0)845 272 5723  
Direct fax: +44 (0)845 634 2596  
Switchboard: +44 (0)116 248 1100  
Email: [lisa.gilligan@freeths.co.uk](mailto:lisa.gilligan@freeths.co.uk)

16 December 2014

Our Ref: LG/1274/2058985/48/KH

Dear Sirs

**LICENSING - ED'S EASY DINER, R7, N1 ISLINGTON SHOPPING CENTRE, PARKFIELD STREET, ISLINGTON, N1 0PS  
NEW PREMISES LICENCE APPLICATION**

We act for Ed's Easy Diner Group Limited and have been instructed to submit an application for a new Premises Licence for the above site.

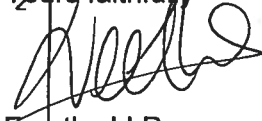
We therefore enclose:-

1. The application.
2. Two plans of the premises numbered 902.01-200 (one of which may be used to attach to the Licence when issued).
3. The consent of the Designated Premises Supervisor.
4. A cheque for the fee of £315 (based on Band C pursuant to Regulation 3(2) of The Licensing Act 2003 (Fees) Regulations 2005).
5. A copy of the notice that will go up on the site tomorrow and which will be inserted in the Islington Gazette on Thursday 18<sup>th</sup> December 2014.

We confirm that we have today sent a copy of the application to the remaining Responsible Authorities.

If you require any further information regarding this application please contact the writer, Lisa Gilligan.

Yours faithfully



Freeths LLP

Please respond by e-mail where possible

## LICENSING ACT 2003

### NOTICE OF APPLICATION FOR A PREMISES LICENCE

Application has been made by Ed's Easy Diner Group Limited to the Licensing Authority of Islington Council for a Premises Licence for Ed's Easy Diner, R7, N1 Islington Shopping Centre, Parkfield Street, Islington, London, N1 0PS. The proposed licensable activity is the sale by retail of alcohol Monday to Sunday 09:00 to 23:00.

Full details of the Application can be viewed at the offices of the Licensing Authority at Islington Council, 222 Upper Street, London, N1 1XR ([www.islington.gov.uk](http://www.islington.gov.uk)).

Interested parties or Responsible Authorities can make written representations to the Licensing Authority at any time up to 14<sup>th</sup> January 2015.

It is an offence for anyone knowingly or recklessly to make a false statement in connection with a Licence Application. The maximum fine on summary conviction is £5,000.

Dated 16<sup>th</sup> December 2014  
**Freeths LLP, Solicitors.**

**Senler, Yesim**

---

**From:**  
**Sent:** 12 January 2015 12:06  
**To:** Licensing  
**Subject:** RE: Premises Licence Application: Ed's Easy Diner

I object to this application. The premises were formerly unlicensed. The licence, if granted, would create one more outlet serving alcohol, in this case for 14 hours, in a saturation zone. The premises overlook both Upper Street and the pedestrian passage through the N1 centre and no doubt the applicant will want outside seating and an area for smoking which will lead to drinkers and smokers congregating outside on the balcony area.

The business of Ed's East diner is described by the applicant as a retro/American diner. There is therefore no need for a licence to serve alcohol unless it is served to diners taking a main meal. What seems to be envisaged at the moment is another public house albeit one which is waitress service. There are already more than sufficient number of drinking venues in the immediate location and another one should not be permitted. For the same reasons an off licence should not be granted.

9am in the morning is too early for serving alcohol if the establishment is a diner and too early if is a drinking establishment masquerading as a restaurant.

The application should be refused.

---

**From:** Senler, Yesim [<mailto:Yesim.Senler@islington.gov.uk>]  
**Sent:** 19 December 2014 10:49  
**To:** LicensingPolice; Issues, Noise; Standards, Trading; Eden, Laura; Neil, Rebecca; Gibbons, Janice; CSPU Team; Control, Building; Sumpter, Colin; 'islingtongroup@london-fire.gov.uk' ([islingtongroup@london-fire.gov.uk](mailto:islingtongroup@london-fire.gov.uk)); Envh, Commercial  
**Cc:** Lane, Terrie; Montanez-Dodson, Monty; Nash, Rosemary; Whitton, Daniel; Picknell, Angela; Poole, Gary; Turan, Nurullah  
**Subject:** Premises Licence Application: Ed's Easy Diner

Dear Sir/Madam,

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

Proposed licence holder: Ed's Easy Diner Group Limited, Avenfield House, 118-127 Park Lane, London W1K 7AJ

Premises name: Ed's Easy Diner

Address: R7, N1 Centre, Parkfield Street, London N1 0PS

Application received: 17 December 2014

Last date for representations: 14 January 2015



**Senler, Yesim**

---

**From:**  
**Sent:** 19 December 2014 18:01  
**To:** Licensing  
**Subject:** Premises Licence Application: Ed's Easy Diner  
**Attachments:** App.form.pdf; Plan.pdf

Dear Sirs I write to object to the granting of the application for a new premises license for Ed's easy diner, N1 centre.

I am disappointed that a retail tenant could not be found for this site: that this is one more step in the creep towards a food-and-drink only economy in angel.

Most importantly I object to the application for off sales and to any sale of alcohol other than with a full meal. With the amount of ASB we have in this cumulative impact zone, the last thing we need is another source of off-sales or indeed another drinking establishment. We have off licenses at the top of Goswell Rd and St Johns st and 3 supermarkets in Liverpool Road so there is absolutely no excuse for the further provision of alcohol other than as part of a full meal

Please tun it down

Regards

---

**Reply-To:** Licensing <[Licensing@islington.gov.uk](mailto:Licensing@islington.gov.uk)>

Dear Sir/Madam,

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

Proposed licence holder: Ed's Easy Diner Group Limited, Avenfield House, 118-127 Park Lane, London W1K 7AJ

Premises name: Ed's Easy Diner

Address: R7, N1 Centre, Parkfield Street, London N1 0PS

Application received: 17 December 2014

Last date for representations: 14 January 2015

Worksheet number: WK/2014 70607

**Suggested conditions of approval consistent with the operating schedule**

1. The retail sale of alcohol shall be by waiter/waitress service only to seated customers.
2. Documented staff training will be given regarding the retail sale of alcohol and the prevention of underage sales.
3. The premises will operate a Challenge 25 scheme and the only acceptable proof of age identification shall be a current Passport, photo card Driving Licence or identification carrying a PASS logo.
4. 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. There will always be a member of staff on duty who can operate the system, to allow officers to view recordings.

**Conditions agreed with the Metropolitan Police**

5. Off - sales shall not be permitted save for Alco - shakes, which shall be limited to one 25ml shot of alcohol per 650ml of milkshake.
6. An incident book shall be used to record all instances of public disorder.
7. A refusals log shall be maintained. The log shall be checked and signed monthly by the DPS. The refusals log shall be made available for inspection by the Police or Authorised Officer of the Council.

**Conditions agreed with the Council's Noise Service**

8. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
9. Music shall be restricted to ambient background levels of sound.
10. Noise and/or odour from any flue used for the dispersal of cooking smell serving the building shall not cause nuisance to the occupants of any properties in the vicinity.
11. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such person as an ancillary to his/her meal.



**Title : Ed's Easy Diner,  
N1 Centre**

Islington Borough  
Boundary

**Printed by :**  
RO RO

**Printed at :**  
22-12-2014

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