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## AGENDA FOR THE LICENSING SUB COMMITTEE C

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Members of Licensing Sub Committee C are summoned to an additional meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **18 November 2014 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 : 7 November 2014

### Membership

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

### Substitute

All other members of the Licensing committee

Quorum: is 3 Councillors

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



## A. Formal matters

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

## B. Items for Decision

1. The Auld Triangle Public House, 52 St Thomas Road, N4 2QW - Premises Licence Variation

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1 – 58  
**Highbury  
West**

2. An Apple a Day, 621 Holloway Road, N19 - New Premises Licence Application

59 – 90  
**Junction**

**C. Urgent non-exempt items**

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

**D. Exclusion of public and press**

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

**E. Urgent Exempt Items (if any)**

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

## ISLINGTON LICENSING SUB-COMMITTEES -

### PROCEDURE FOR HEARING LICENSING APPLICATIONS UNDER THE LICENSING ACT 2003

#### INTRODUCTION

#### TIME GUIDE

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

#### CONSIDERATION OF APPLICATIONS:

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

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

#### CASE SUMMARIES

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

#### DELIBERATION AND DECISION

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

# Agenda Item 1



**ISLINGTON**

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

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 <sup>th</sup> November 2014		Highbury West

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE VARIATION APPLICATION  
THE AULD TRIANGLE PUBLIC HOUSE, GROUND FLOOR, 52 ST THOMAS ROAD,  
LONDON, N4 2QW**

## **1. Synopsis**

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The premises currently holds a licence allowing:
  - the sale of alcohol for consumption on and off the premises: 09:00 to 23:00 from Monday to Saturday, and until 22:30 on a Sunday;
  - the playing of recorded music for 24 hours a day Monday to Sunday;
  - the provision of late night refreshment: 23:00 to 23:30 from Monday to Sunday.
- 1.3 The variation application is to:
  - the sale of alcohol for consumption on and off the premises: 10:00 to 01:00 the next day on Friday and Saturday only.

**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	11 local residents
Other bodies	Ward Councillor and Local Member of Parliament

**3. Background**

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

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

**3.2** The Police, the Licensing Authority, the Council's Pollution team, a Ward Councillor, Jeremy Corbyn MP and eleven local residents have submitted representations.

**3.3** The premise was brought into the Council's Licensing Officer panel in May 2014 when the premises were found operating after its licensing hours. On that occasion it was found open after midnight.

**3.4** Since the licensing panel, licensing officers visited the premises again on Friday 30 May 2014 and found the premises again selling alcohol at 2315, and a band still playing which is also not permitted after 23:00. In addition the premises was most recently visited on the 29 August 2014 when the premises was found serving alcohol at 23:30 again in breach of the licence.

**4. Planning Implications**

**4.1** The Planning Service has reported that there are no restrictive conditions in force.

**5 Recommendations**

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

5.2 To consider the representation from the Police in the light of the revised Secretary of State Guidance to Local Authorities issued on 25th April 2012 namely that the Licensing Authority should accept all reasonable and proportionate representations made by the Police unless the Authority has evidence that to do so would not be appropriate for the promotion of the Licensing Objectives.

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)
- 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

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

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

WRK/201453786



ISLINGTON

NF  
OK? 22/

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We MR GERARD SCANLAN & MR MARTIN JOYCE

*(Insert name(s) of applicant)*

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

<b>Premises licence number</b> LN3262-23-08-2012
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
THE AULD TRIANGLE 52 ST. THOMAS ROAD			
Post town	London	Postcode	N4 2QW

Telephone number at premises (if any)	02073542869
Non-domestic rateable value of premises	£9,300

Part 2 – Applicant details

Daytime contact telephone number	02073542869		
E-mail address (optional)			
Current postal address if different from premises address	AS ABOVE		
Post town		Postcode	

COMMERCIAL/LICENSING

22 JUL 2014



**Part 3 - Variation**

Please tick as appropriate

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

Yes

No

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

DD	MM	YYYY

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

**EXTENSION OF THE CLOSING HOURS FOR THE PROVISION OF SALE BY RETAIL OF ALCOHOL TO 01.00 HOURS**

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

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**Part 4 Operating Schedule**

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

**Provision of regulated entertainment**

**Please tick all that apply**

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

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

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

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

A

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

B

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

C

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

D

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

E

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

F

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

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 6)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 3)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 4)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (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"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b>Please give further details here</b> (please read guidance note 3)		
Mon					
Tue			<b>State any seasonal variations for the provision of late night refreshment</b> (please read guidance note 4)		
Wed					
Thur			<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)		
Fri					
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"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
<b>Day</b>	<b>Start</b>	<b>Finish</b>	<b><u>State any seasonal variations for the supply of alcohol</u></b> (please read guidance note 4)		
Mon	10.00	01.00			
Tue	10.00	01.00			
Wed	10.00	01.00			
Thur	10.00	01.00	<b><u>Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u></b> (please read guidance note 5)		
Fri	10.00	01.00			
Sat	10.00	01.00			
Sun	12.00	01.00			

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).

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			
Tue			
Wed			
Thur			
Fri			
Sat			
Sun			

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

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

## M

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

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

We will ensure that we fully promote all four licensing objectives through the steps we have outlined below for each licensing objectives that we intend to take. Furthermore these steps will be monitored and reviewed regularly to ensure the effectiveness of the steps and where necessary we will implement appropriate changes for improvement

### b) The prevention of crime and disorder

We will take the following steps to promote the above licensing objective:

- (a) Ensure that all staff understands the social responsibilities associated with the sale and supply of intoxicating liquor
- (b) Measures to prevent customers leaving licensed premises with bottles or glass drinking vessels
- (c) Entry & exit policies including: Proof of age (see "protection of children from harm" selection); Responsible management of group admissions, e.g. stag & hen parties etc Non admission to persons who are drunk and/or disorderly or are identified as "excluded" Dispersal policy
- (d) Measures to promote sensible drinking, including a commitment not to participate in "two drinks for one offers" and "happy hour" promotions etc, which encourage binge drinking
- (e) All sales of alcohol to be authorized by a Personal Licence Holder
- (f) Adequate training will be provided to bar staff to ensure compliance with the law, including documenting such training
- (g) Appropriate levels of exterior lighting to discourage disorder, whilst minimizing impact on neighbouring properties

### c) Public safety

We will take the following steps to promote the above licensing objective:

- a) Securing containment of empty bottles, e.g. prompt clearing of empty Glasses throughout operating times
- b) Carry out full risk assessments appropriate for proposed premises operation, together with individual risk assessments for kitchen and bar
- c) Provision of access and procedures for emergencies including calling the emergency services
- d) Regular electrical safety and gas safety checks will be carried out
- e) Provision of adequate staff trained in evacuation procedures at all times whilst the premises is in use
- f) Ensure adequate and appropriate first aid equipment and materials are available on the premises together with sufficient trained first aiders
- g) Ensure the provision and maintenance of satisfactory sanitary facilities are in place
- h) Ensure adequate and appropriate lighting are put in place
- i) Ensure provision and maintenance of appropriate ventilation systems in place
- j) Occupancy limit

**d) The prevention of public nuisance**

We will take the following steps to promote the above licensing objective:

- a) use of noise assessments to identify measures required to prevent nuisance
- b) Keeping doors and windows closed
- c) Control of sources of noise, e.g. refrigeration units etc
- d) Measures to be taken to ensure customers leave quietly and minimise disturbance to residents in the area e.g. signage, DJ announcements etc
- e) Winding down period with reduced levels of music and/or more soothing music, stopping the sale of alcohol, changing lighting levels within the premises and promoting the sale of food and non-alcoholic beverages.
- Provision of booking taxi through our staff to enable booking transport home
- f) Zero tolerance policy towards persons who are persistently rowdy when leaving the premises
- g) Consideration of adequate parking provision within the locality
- h) Depositing of waste glass into receptacles undertaken at times what will cause minimum disturbance to residents

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

We will take the following steps to promote the above licensing objective:

- a) Trained staff to ensure compliance with the law in relation to consumption of alcohol by persons under 21 years of age, including prevention of adults buying alcohol for children
- b) We will have a stated policy about who should be challenged for proof of age i.e. anyone who looks under 21 years of age
- c) We will take measures to ensure that seating/standing arrangements are suitable for children

**Checklist:**

Please tick to indicate agreement

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

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

**Part 5 – Signatures** (please read guidance note 10)

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

Signature	<i>[Handwritten Signature]</i>
Date	17-7-2014
Capacity	Solicitor

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

Signature	<i>Fitzpatrick</i>
Date	<i>17-7-2014</i>
Capacity	<i>Solicitor</i>

<b>Contact name (where not previously given) and address for correspondence associated with this application (please read guidance note 13)</b> Mr Tony Davis Fitzpatrick and Co Solicitors Unit A 446 New Cross Road			
Post town	London	Post code	SE14 6TY
Telephone number (if any)	02086915112		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) info@fitzpatricksolicitors.co.uk			

**Notes for Guidance**

This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence, you should make a new premises licence application under section 17 of the Licensing Act 2003.

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 state 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.



Please tick as appropriate

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



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

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



## Premises Licence Summary

### Licensing Act 2003

<b>Premises licence number</b>	LN3262-23-08-2012		
<b>Postal address of premises, or if none, ordnance survey map reference or description</b>			
THE AULD TRIANGLE 52 ST. THOMAS'S ROAD			
<b>Post town</b>	London	<b>Post code</b>	N4 2QW
<b>Telephone number</b>	020 7354 2869		

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

<b>Licensable activities authorised by the licence</b>
Ground Floor only
<ul style="list-style-type: none"> <li>The provision of regulated entertainment by way of: The playing of recorded music Live music (Limited to twice a week and acoustic musicians only)</li> <li>The provision of late night refreshment</li> <li>The sale by retail of alcohol</li> </ul>

<b>The times the licence authorises the carrying out of licensable activities</b>																																																				
Delete any that do not apply																																																				
<ul style="list-style-type: none"> <li>The provision of regulated entertainment for the playing of recorded music: <table border="0" style="width: 100%;"> <tr><td>Monday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Tuesday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Wednesday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Thursday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Friday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Saturday</td><td>00:00</td><td>to</td><td>24:00</td></tr> <tr><td>Sunday</td><td>00:00</td><td>to</td><td>24:00</td></tr> </table> </li> <li>The provision of late night refreshment: <table border="0" style="width: 100%;"> <tr><td>Monday</td><td>23:00</td><td>to</td><td>23:30</td></tr> <tr><td>Tuesday</td><td>23:00</td><td>to</td><td>23:30</td></tr> <tr><td>Wednesday</td><td>23:00</td><td>to</td><td>23:30</td></tr> <tr><td>Thursday</td><td>23:00</td><td>to</td><td>23:30</td></tr> <tr><td>Friday</td><td>23:00</td><td>to</td><td>23:30</td></tr> <tr><td>Saturday</td><td>23:00</td><td>to</td><td>23:30</td></tr> </table> </li> </ul>	Monday	00:00	to	24:00	Tuesday	00:00	to	24:00	Wednesday	00:00	to	24:00	Thursday	00:00	to	24:00	Friday	00:00	to	24:00	Saturday	00:00	to	24:00	Sunday	00:00	to	24:00	Monday	23:00	to	23:30	Tuesday	23:00	to	23:30	Wednesday	23:00	to	23:30	Thursday	23:00	to	23:30	Friday	23:00	to	23:30	Saturday	23:00	to	23:30
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- The sale by retail of alcohol:

Monday	10:00	to	23:00
Tuesday	10:00	to	23:00
Wednesday	10:00	to	23:00
Thursday	10:00	to	23:00
Friday	10:00	to	23:00
Saturday	10:00	to	23:00
Sunday	12:00	to	22:30

Except on:

Good Friday: 12:00 to 22:30

Christmas Day: 12:00 to 15:00 and 19:00 to 22:30

New Year's Eve, except on a Sunday: 10:00 until the time authorised on the following day

New Year's Eve on a Sunday, 12:00 until the time authorised on the following day.

If there are no permitted hours on the following day, midnight on the 31<sup>st</sup> December

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

On and off supplies

**Name, (registered) address of holder of premises licence**

Mr Gerard Scanlan & Mr Martin Joyce

52 St. Thomas's Road

London

N4 2QW

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

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

Dominic Murphy

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

No person under the age of 14 years shall be in the bar of the premises during the hours that the premises is authorised to sell alcohol subject to condition 2 of annex 2 of this licence.

It is an offence to allow persons under the age of 16 years to be on the premises whilst it is open exclusively or primarily for the supply of alcohol for consumption on the premises unless they are accompanied by a person aged 18 or over. No unaccompanied person under the age of 16 years shall be permitted on the premises between 12 midnight and 5am if alcohol is supplied for consumption on the premises.

## **Annex 1 - Mandatory conditions**

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

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

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

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

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

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

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

1. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition permitted hours means the authorised hours specified on this licence for the sale by retail of alcohol. This restriction does not prohibit:
  - a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
  - b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
  - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
  - d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
  - e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
  - f) the sale of alcohol to a trader or club for the purposes of the trade or club;
  - g) the sale or 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 or air forces;
  - h) the taking of alcohol from the premises by a person residing there; or
  - i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
  - j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
2. No person under fourteen shall be in the bar of the licensed premises during the permitted hours for the sale by retail of alcohol unless one of the following applies:
  - a. He is the child of the holder of the premises licence.
  - b. He resides in the premises, but is not employed there.
  - c. He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.

d. The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

3. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
4. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
  - Children and Young Persons Act 1933
  - Cinematograph (Safety) Regulations 1955
  - Sporting Events (Control of Alcohol Etc) Act 1985
5. The "off sales" part of the licensed premises
6. All live music shall be unamplified
7. Unless otherwise agreed with the police on days when Arsenal Football Club are playing home matches and between the times commencing 4 hours before the advertised start of the game and until 1 hour after the game finishes alcohol may not be sold in glass containers for consumption either on or off the premises.
8. A minimum of two Door Supervisors will be employed to control the agreed outside drinking area. Door Supervisors will wear high viz jackets and be employed 30 minutes prior to the venue opening and until 30 minutes after the outside drinking area closes.
9. The agreed outside drinking area will close at 8pm on all match days. Door staff will encourage patrons to enter the premise or leave the area peacefully.
10. For the sake of clarify Arsenal Football Club means the male adult first team.

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

Not applicable

**Annex 4 – Plans**

Reference Number: 9751/01 May

REP1

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 05 August 2014 20:06  
**To:** Licensing  
**Subject:** For the attention of John Williams, case officer - Re The Auld Triangle pub



For the attention of John Williams, case officer

Licensing Service

Public Protection Division

Islington Borough Council

222 Upper Street

London, N1 1XR

Dear Mr Williams

**Re Premises Licence Application Variation – The Auld Triangle, 52 St Thomas’s Road, London, N4 2QW**

I am writing in relation to the application to vary the opening hours of The Auld Triangle from Monday to Saturday 10.00-23.00 and Sunday 10.00-22.30 to Monday to Sunday 10.00-01.00.

I have read the application carefully and am writing to oppose the above application on the grounds of ‘prevention of public nuisance’.

I live in the [REDACTED] pub in Plimsoll Road. There is the increased risk of noise nuisance to local residents, arising from music, speech, laughing and shouting. The pub plays music and hosts music evenings and music can often be heard from outside the pub. Also, there are frequently people outside the pub smoking, due to the smoking ban. This noise risk increases in the summer months as the doors to the pub are kept open, and customers regularly drink and congregate outside on the pavement.

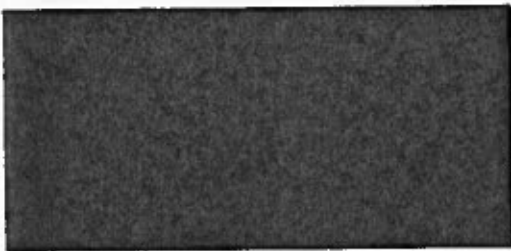
There is also the increased risk of regular public nuisance as a consequence of noise occurring were customers to leave the premises in the earlier hours of the morning, and the likelihood of disturbing residents' sleep.

If the pub is opening for longer there is also an increased risk of litter, waste and street fouling. I make this point on two grounds – first from general litter in the street, and secondly from increased waste regularly left in bin bags outside the pub. Longer hours implies more customers, so it's not unreasonably to suggest there will be more waste. In this context, the plastic bags left outside are regularly opened by foxes resulting in their contents being displaced across the street. This causes a negative image of the area and may be a risk to public health or may cause people to trip and injure themselves.

The Auld Triangle is a pleasant community pub that provides a friendly welcome its customers, but it is surrounded on all sides by residential properties and therefore it is unreasonable in such a neighbourhood for a pub to request such an extension to its opening hours to 01.00.

I would therefore request that you recommend to the Licensing Sub-Committee that they reject the application.

Yours sincerely,





### Licensing Act 2003 representation pro-forma

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

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

Premises Name and address The Auld Triangle, 52 St. Thomas's Road NY20W

Your Name: [Redacted]

Interest: [Redacted]

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

Your Address: [Redacted]

Email: [Redacted]

Telephone: [Redacted]

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

#### Public Nuisance

The extension of the licence to sell alcohol to 1am across the entire week is opposed by me and my partner. Our objection has been that patrons would smoke and drink outside and beyond the current terms of their licence. We would not welcome the increased noise and duration of nuisance in this built up and family area.

#### Crime and Disorder

It is unclear what preventative steps the establishment has taken or will take to reduce the noise and risk of disorder in and around the premises. We would not be comfortable allowing the extension of a licence that increases the risk to my property (private).

COMMERCIAL LICENSING

06 AUG 2014

### Protection of Children from Harm

Related to the noise, it is very usual that patrons being watch days and on regular nights/days would use vulgar and otherwise inappropriate language when frequenting this establishment.

The extension of this licence would only increase the duration of this unrestrained behaviour <sup>in a</sup> family area.

### Public Safety

St Ursula's Road is a busy thoroughfare for vehicles and cyclists and the addition of off premises drinking and indeed on premises drinking will only increase the volume of persons, debris and damage created on a junction of a built up area.

I wish my identity to be kept anonymous  Yes  No -

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

I live across the street and do not wish to be over to look disfavorably upon us. We ~~are~~ frequent his establishment and do not want there to be ill will

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



Please ensure name and address details completed above

Return to:

Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR  
[licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

or send by email to:

Licensing Act 2003 representation pro-forma

COMMERCIAL/LICENSING

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

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

Premises Name and address THE AUDITORIUM PUBLIC PROTECTION DIVISION

Your Interest (E.g. Your Address Email: Telephone



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

Public Nuisance

Is this application a joke? The cheek of this pub and the Council to ever think the pub can have a late licence given the trouble this pub has caused on evenings when the garden is used and lock is late place my family gets no sleep whatsoever

Crime and Disorder

A bottle through my elderly neighbour's window next to my 2 year old's window is not considered a crime? Prog dealing in and out of the pub takes place I hope this is considered a crime?

**Protection of Children from Harm**

Bottles being thrown from the  
beer garden will of course cause  
harm to my children.  
When the pub has locked in at  
3am in the morning fighting

**Public Safety**

outside is threatening  
and frightening  
Also the pub has no consideration  
for noise levels with music  
blaring out at all hours.

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

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

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

Signature

Date

Please ensure name and address details completed above

Return to:

Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR  
[licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

or send by email to:



# ISLINGTON

## Islington Licensing Authority Licensing Act 2003

### REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

<b>Your Name</b>	Anne Brothers	
<b>Job Title</b>	Noise Liaison Officer	
<b>Postal and email address</b>	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
<b>Contact telephone number</b>		
<b>Name of the premises you are making a representation about</b>	Auld Triangle P.H.	
<b>Address of the premises you are making a representation about</b>	52 St Thomas's Road, London N4 2QW	
<b>Which of the four licensing Objectives does your representation relate to?</b>	<b>Yes Or No</b>	<b>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</b>
To prevent public nuisance	Yes	

**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.**

There is an existing condition in relation to the use of outside areas on match days as follows:

- The agreed outside drinking area will close at 8pm on all match days. Door staff will encourage patrons to enter the premise or leave the area peacefully.

Noise Team has been in receipt of intermittent complaints from residents nearby in relation to noise from the use of the rear yard area and noise from entertainments at the premises not specifically connected to match days.

The premises is in a predominantly residential area and is surrounded by residential properties

Noise Team recommends the condition in relation to outside drinking could be applied to all days of trading.

The rear yard area to the premises is overlooked by the rear windows of resident's homes immediately adjacent.

In addition, there are no acoustic lobbies to the doors and amplified sound can escape without hindrance every time the doors are opened when noise generating entertainments are ongoing.

In addition, we note the existing premises licence allows the playing of recorded music 24 hours each day. Noise Team recommends that if Committee is minded to grant the extended hours

applied for the following noise conditions should be applied to the premises licence:

- Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
- Acoustic lobbies will be installed to all sets of doors opening to the outside.
- An entertainment noise control system shall be installed and agreements shall be made with the Council regarding maximum levels of sound to be permitted. The agreed maximum sound levels shall be specified on the premises licence.
- The entertainment noise control system shall be monitored, checked and calibrated as necessary so the approved levels by the Council are not exceeded.
- The controls for the entertainment noise control system shall be located in a secure lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or designated manager.
- Doors and windows to the premises will be kept closed so far as practicable at all times when noise generating entertainments are taking place involving any amplified sound.
- There shall be no entertainments in the outside yard area.
- The rear yard area shall be closed at 20:00 and no drinks shall be permitted to be taken outside the premises after 20:00.
- Bottling out from the premises is prohibited between 23:00 hours and 07:00 hours.
- The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.

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

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

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)

REPS

Williams, John

---

From: Greening, Richard  
Sent: 10 August 2014 18:43  
To: Williams, John  
Cc: [REDACTED]  
Subject: [REDACTED]

Dear John

I am writing to express concern about the proposed extension of licensing hours for the Auld Triangle pub. It seems to me that the problems that [REDACTED] sets out in his email below are very likely to get worse should extended hours be agreed and that until the existing problems of noise and waste are resolved to the extent that there is no nuisance to residents, an extension of hours to 1am should not be agreed.

As [REDACTED] observes, the pub is in a residential area and there is a reasonable expectation that noisy activities will cease at 11pm, which is reflected in the current hours.

Best regards

Richard

-----  
Cllr Richard Greening  
Labour Member for Highbury West ward  
Islington Council

[REDACTED]

[REDACTED]

[REDACTED]

Dear Councillor Greening,

I am writing in relation to the application to vary the opening hours of The Auld Triangle from Monday to Saturday 10.00-23.00 and Sunday 10.00-22.30 to Monday to Sunday 10.00-01.00.

I have read the application carefully and am writing to ask you to write to Mr John Williams, Case Officer, Licensing Service, Public Protection Division ([licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)) opposing the above application on the grounds of 'prevention of public nuisance'.

There is the increased risk of noise nuisance to local residents, arising from music, speech, laughing and shouting. The pub plays music and hosts music evenings and music can often be heard from outside the pub. Also, there are frequently people outside the pub smoking, due to the smoking ban. This noise risk is increased in the summer months as the doors to the pub are kept open, and customers regularly drink and congregate outside on the pavement.

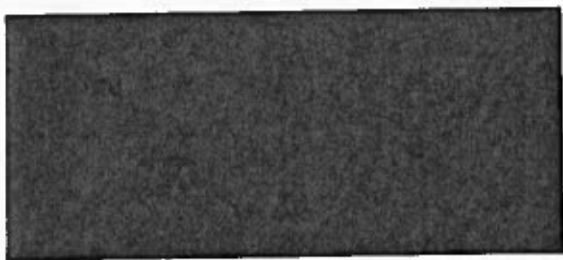
There is also the increased risk of regular ~~public nuisance~~ as a consequence of noise occurring were customers to leave the premises in the earlier hours of the morning, and the likelihood of disturbing residents' sleep.

If the pub is opening for longer there is also an increased risk of litter, waste and street fouling. I make this point on two grounds – first from litter and cigarette butts in the street, and secondly from increased waste regularly left in bin bags outside the pub. Longer hours implies more customers, so it's not unreasonable to suggest there will be more waste. Furthermore, the plastic bags left out are regularly opened by foxes resulting in their contents being displaced across the street. This causes a negative image of the area and may be a risk to public health or may cause people to trip and injure themselves.

The Auld Triangle is a pleasant community pub that provides a friendly welcome its customers, but it is surrounded on all sides by residential properties and therefore it is unreasonable in such a neighbourhood for a pub to request such an extension to its opening hours to 01.00.

I would hope that you agree with my concerns and you feel able to also write to the Case Officer supporting the Licensing Sub-Committee to ensure they reject the application.

Yours sincerely,





REP 6

**Williams, John**

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**From:** Fitzsimons, Aiden  
**Sent:** 11 August 2014 15:05  
**To:** Williams, John; Forde, Niall  
**Subject:** FW: The Auld Triangle, 52 St. Thomas's Road, N4 2QW.  
**Attachments:** john, auld triangle.doc

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**From:** CLARKE, Ruth [<mailto:CLARKERM@parliament.uk>]  
**Sent:** 11 August 2014 15:01  
**To:** Licensing; Williams, John  
**Subject:** Re: The Auld Triangle, 52 St. Thomas's Road, N4 2QW.

Colleagues, please see attached letter from Jeremy Corbyn MP, 86 Durham Road, N7 7DU. Thanks, Ruth.  
UK Parliament Disclaimer: This e-mail is confidential to the intended recipient. If you have received it in error, please notify the sender and delete it from your system. Any unauthorised use, disclosure, or copying is not permitted. This e-mail has been checked for viruses, but no liability is accepted for any damage caused by any virus transmitted by this e-mail.

REP 6.

John Williams,  
Case Officer,  
Licensing Service,  
Public Protection Division,  
Environment & Regeneration,  
Islington Council,  
222 Upper Street,  
London, N1 1YA.

14<sup>th</sup> August 2014.

Dear John Williams,

**Re: Application to vary the opening hours of The Auld Triangle, 52 St. Thomas's Road, N4 2QW.**

I understand there is an application to extend the hours of this public house from 10 a.m. until 1 a.m. Monday to Sunday.

I am aware that, although The Auld Triangle is a welcoming community pub, it is very close to the residential properties in Plimsoll and St. Thomas's Roads. It sometimes plays loud music and customers tend to spill out onto the pavement, smoking, drinking and talking. Cigarette butts and litter are often left on the pavement.

I think it likely that local residents suffer disturbance when the pub closes at its present time of 11 p.m. (11.30 on Sundays). I think this would be considerably more unacceptable at 1 a.m. in the morning. I'd therefore suggest that, for the sake of local residents, this application should be refused.

Yours sincerely,

Jeremy Corbyn

REP 7

**Williams, John**

**From:** [REDACTED]  
**Sent:** 12 August 2014 09:32  
**To:** Licensing  
**Subject:** Re: Premises licence application variation - your reference WK/201442378 The Auld Triangle, 52 St Thomas's Road, London N4 2QW

Dear Sir/madam

I'd like to make representations in relation to a Premises licence application variation at The Auld Triangle, 52 St Thomas's Road, London N4 2QW (your reference WK/201442378)

My name is [REDACTED] and i'm making these representations on behalf of myself and the three other people living with me at my address [REDACTED]

Our interest is as residents living opposite the Auld Triangle. My email is above i can also be contacted by phone on [REDACTED]

Our principal concerns about the variations proposed are as follows:

**Public Nuisance:**

The Auld triangle is situated in a completely residential area, within which many residents are families with young children whose accommodation directly overlooks or is adjacent to the pub. While overall the pub is valued as a community asset in the neighbourhood as a whole, we have concerns about extending the licensing hours as proposed.

On nights when there are special events, and in particular on Arsenal match days, there can be excessive noise and disturbance from patrons of the pub, especially on the street outside the pub. Loud talking, shouting, singing, chanting etc can make it impossible for children and other residents to sleep. Our concern is that in extending the licensing hours that the frequency, length and degree of disruption of this public nuisance will be extended. in particular this is an issue on Arsenal match days (especially midweek matches) ; when the pub, directly en route between the Emirates and Finsbury park tube is very busy, and - especially if Arsenal win - often the site of loud, extended, alcohol fuelled celebration!

The other public nuisance that sometimes occurs for residents living near the pub is when there is a disco or amplified performance. We are concerned that extending the licensing hours will mean that the noise disturbance from this kind of activity will also be extended into the night - as it does not appear to require a separate license.

The additional use of Finsbury Park for concerts and The Emirates stadium for non - football events has already made the occasions for late night disturbance and nuisance more likely and common.

At the moment these issues, while sometimes causing disturbance and disruption to the peace of the area at night, are tolerated. We live where we live and the pub is a fact of life (as is Arsenal, for better or worse). However our concern is that to extend the time when these disturbances, or public nuisance, can continue until 1pm will become intolerable and have a serious effect on the quality of life of those living around these premises.

It seems unreasonable to propose the extension of these hours on weeknights or Sunday nights when residents need to work / go to school etc on the following mornings. We would be less concerned if the proposal were limited to Friday and Saturday nights, with the exemption of Arsenal match nights.

In addition, while the atmosphere is in general fine, there are occasions when having a crowd of people who have been drinking on the street does, especially later in the evening, give cause to arguments and aggressive standoffs that are intimidating and unpleasant and invariably spill into the street.

**Crime and disorder:**

While infrequent, it is the case that there have been notable recent instances of violence occurring around the St Thomas's Road / Plimsoll road junction where the pub is situated. These have not necessarily been directly attributable to patrons of the pub, but again there is a concern that a later licence may exacerbate the likelihood of these incidents in this immediate vicinity.

Yours,

A large black rectangular redaction box covering the signature area.

REP8.

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 14 August 2014 22:23  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** Licensing act 2003 - premises licence application variation: The Auld Triangle, 52 St Thomas's Road N4 2QW

Premises name and address: The Auld Triangle, 52 St Thomas's Road, London. N4 2QW

Our names: [REDACTED]

Our interest: [REDACTED]

Our address: [REDACTED]

We would like to **OBJECT** to the proposed extension of the Auld Triangle's licensing hours to 01:00.

Our concerns are:

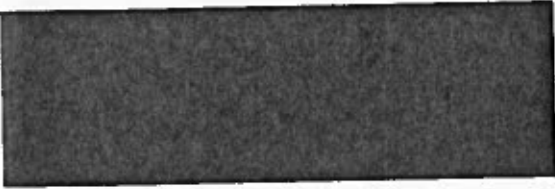
- The reduced dispersal of the football crowd, particularly after mid-week games, and associated disturbance caused by the increased number of hours drinking time.
- In a wholly residential area, these extended opening hours and the associated higher levels of disturbance late into night will negatively impact on a large number of families that live nearby.

We would not object to an alternative proposal:

That the licensing hours are extended to 00:00 on Friday and Saturday nights and are unchanged for the rest of the week **ON THE CONDITION THAT:**

- the beer garden is closed from 10pm every night
- drinks are not allowed to be taken outside onto the street after 10pm every night
- customers drinking outside of the pub must stand within the limits of the pub boundary (i.e. not perch on neighbouring property walls)

Thank you for considering these objections.



REP 9

Your  
Our Licensing/NI  
Date: 18/08/2014



Mr Tony DAVIS  
Fitzpatrick and Co Solicitors  
Unit A  
446 New Cross Road  
SE14 6TY

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

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

Dear Sir

Re: 52 St Thomas's Road, N4 2QW – The Auld Triangle

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.

On the 27<sup>th</sup> of May 2014 a member of the police licensing team was present during an officer panel of which the licensee of this venue was brought before. Amongst other items, the licensee was asked to explain why the premises were open, and serving after hours on the 23<sup>rd</sup> of May 2014. The licensee's representative at the meeting argued the point, stating that they were not open.

It was also mentioned at the meeting that the current DPS was not able to attend the premises as often as they might like and therefore unable to manage the daily sales of alcohol. It was suggested that perhaps a DPS variation would be in order.

It was also agreed that there would be CCTV inside and outside the pub covering the garden areas. As such there is no requirement on the license to cover CCTV.

A further visit was carried out to the premises on Friday the 30<sup>th</sup> of May 2014, once again the premises were seen to be serving alcohol outside their permitted hours, and also breaching the 2300 hour cut off for live music.

It would appear from the above that the DPS/Licensee has been unable to manage the venue satisfactorily when visited by licensing officers – currently the venue should be operating within the guideline times for opening and serving of alcohol, this application will take it beyond those hours. There has been no application to change the DPS. There has been no communication with regard to CCTV. THREE days after an officer panel, the venue is breaching the same condition which brought it before the panel in the first place! These issues give cause for concern for the possibility of crime and disorder, even without the proposed extended hours.

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

However, if the committee are of a mind to grant this license we would ask that they consider imposing the following condition with regard to CCTV in order to assist in crime prevention and reducing disorder.

*CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced ( at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences.*

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 Pc 425NI  
Paul Hoppe PC208NI

Islington Police Licensing Officers



REP 10

**Williams, John**

**From:** [Redacted]  
**Sent:** 15 August 2014 18:38  
**To:** Licensing  
**Subject:** FW: The Auld Triangle, 52 St Thomas's Road London N4 2QW

Licence Registers Details  
Licence for The Auld Triangle Public House, Ground Floor, 52 St Thomas's Road, Islington, London, N4 2QW Applicant Gerard Scanlan and Martin Joyce Licence Type Premises Licence

**My details**

[Redacted]

**Changes in operating schedule**

Alcohol consumption

Sunday  
22:30 – 01:00

Monday to Saturday  
23:00 – 01:00

**Comments**

The prevention of crime and disorder

This is a residential area and additional hours may cause major disruption to residents lives, including damage to property, cars etc.

If this is the only pub in the area with a 1am licence it is likely to draw in clientele from outside the local area and may get a reputation as being a late night drinking destination. This has all the possibilities of bringing crime and disorder into a residential area.

The preventions of public nuisance

The main issue is relating to unacceptable noise levels specifically at closing time and when the pub has karaoke/entertainment  
For example Saturday 9 August the pub held an event which finished at 1am, there was considerable noise after the event concluded and that was a one off occasion

During the FA cup final the pub garden was used to launch a bottle at the window of one of the residences. During the summer with extended hours the garden may become the scene of additional noise and possible violent acts

Public Safety

I have considerable concern on what the extension will mean for Arsenal supporters who frequent the pub after football games. Typically supporters drink, before, during and after the game. The risk of supporters becoming drunk and then possibility violent is extended if the licence is extended to 1am

The protection children from harm

Regards

[Redacted]

REP 11

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 18 August 2014 09:53  
**To:** Licensing  
**Subject:** The Auld Triangle, 52 St Thomas's Road. N4 2QU – Premises licence application variation

Dear John Williams

I am writing to you in response to your letter regarding :  
**Licensing act 2003 – Premises licence application variation**  
**Address: The Auld Triangle, 52 St Thomas's Road. N4 2QU**

Our objection would be simply in regard to the noise and disruption around the time the pub closes. Currently we don't have many complaints about disruption, but there is of course going to be some around closing time and on occasion it can get very loud and it can last for some time. It is the usual closing time noise. Shouting, singing the odd argument etc. However this can easily wake you as 12-12.30 is later than most go to bed.

My concern and objection does simply relate to the proposed later time. I would argue that 1am is simply too late for a solely residential area. 1am is well beyond most peoples bedtimes and would really start to impact on a persons ability to get their required amount sleep and function well the next day. Remembering the application is for every day of the week Monday – Sunday.

I would ask that this objection be submitted anonymously.

Whilst I feel this is a fair objection, i do not want to cause friction between ourselves and the pub and i know of other residents who similarly object but may be reluctant to object in order not to cause friction in the neighbourhood. This is a neighbourhood of large resident participation and we have really good relations all round, and i would not like to distance the pub from the residents in any way.

We feel whatever the decision, it is fair the landlord looks into what he thinks he needs for his business, and will respect the efforts he makes.

I would hope that stating a 'close local resident' is concerned about noise levels late at night and into the morning, every day of the week is sufficient for an objection.

Thanks for your time in reviewing our concerns.  
Best regards,

[REDACTED]

**Licensing Act 2003 representation pro-forma**

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

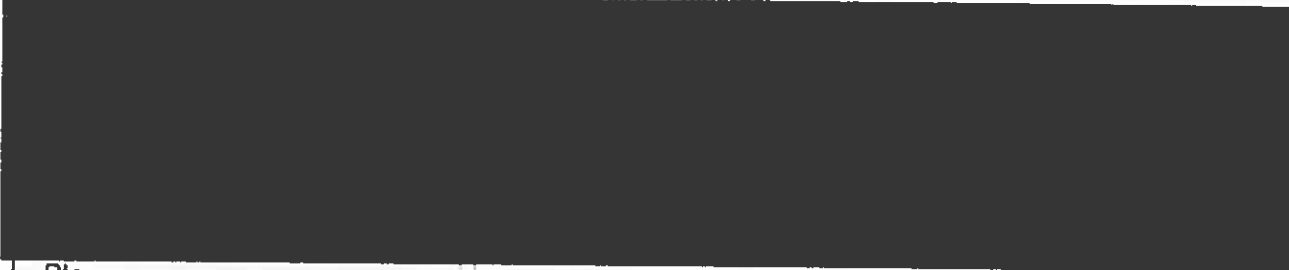
You do not have to make any comment, and comments may be made in support of as well as against the application, providing they refer to one or more of the licensing objectives (please see the guidance notes for further advice).

Premises Name and address The Auld Triangle, 52 ST Thomas Rd  
W14 2QU

Your Name 

Interest: 

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



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

**Public Nuisance**

Living across the road from the pub we already put up with noise and disturbance when people step out of the pub to smoke, often when leaving the pub at closing time, when the doors of the pub are left open and the noise spills out. I have had to ask pub patrons as well as the manager on several occasions to either shut the pub door or leave quietly (which is difficult to tell an intoxicated person). Longer hours could extend and worsen this issue.

**Crime and Disorder**

Empty glasses, vomit, drunk & disorderly patrons spilling across the road and ending up outside our house has not been appreciated, especially when <sup>one</sup> COMMERCIAL LICENSING room belongs to our 3yr old daughter.

COMMERCIAL LICENSING  
18 AUG 2014  
PUBLIC PROTECTION DIVISION  
222 UPPER ST. LONDON

**Protection of Children from Harm**

**Public Safety**

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

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

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

  
Please ensure name and address details completed above

Return to:

Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR  
[licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

or send by email to:

REF 13

Williams, John

**From:** [REDACTED]  
**Sent:** 19 August 2014 17:12  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** FAO John Williams Premises License Application to The Auld Triangle  
**Importance:** High

Dear Mr Williams

I would like to comment on the proposed premises license variation for The Auld Triangle public house, 52 St Thomas's Road, N4 2QH. I trust that this email will be treated with confidentiality and my details not shared with the licensee of The Auld Triangle.

I am a local resident [REDACTED] St Thomas's Road and so am directly affected by this premises. I have listed my comments under your four objectives for convenience. I must add that we have been extremely understanding with the behaviour at The Auld Triangle in the past and not reported them for their list of offenses. If this outrageous license goes through our attitude will change and we will report every issue and offense without question.

#### The prevention of crime and disorder

The pub regularly breaks its current licensing agreement, locking the doors and continuing to serve alcohol well into the early morning and past 1am. Recently they have become much more careful about this and a member of staff (or perhaps the landlord) stands guard at the front door while people go out onto the pavement to smoke. We have not reported this before because they are usually quiet and because we were not 100% sure what their current license was. If they are granted a license to freely drink either on or off the premises until 1am this would undoubtedly cause a noise issue. I would also be concerned, based on their past behaviour that they would stay open well past their 1am license.

The Highbury West ward has a high rate of violent crime, and there are regular occurrences on or around this street and next to the pub. As alcohol can fuel these incidents I would be concerned that this would escalate, particularly on match days.

#### The Prevention of public nuisance

This is an extremely built up residential area with families and working professionals living within metres of the pub. During the day the pub is quiet, almost empty, the sound of people drinking on the streets opposite our house, the sound of music emanating clearly from the pub and occasionally the sound of live music. The noise is extremely loud, and the people can regularly be heard having loud drunken, offensive conversations on their way out when it closes. I would suggest that the premises are not suitable for a late license, noise carries too easily out of the pub and people insist on drinking and smoking outside the front. This level of noise would be totally unacceptable past 11.30pm on any day of the week (two out of three of the people in my house work weekends).

On match days when Arsenal play it is a particular problem. The outside drinkers totally block the pavement, the road and I have even had to ask drinkers to leave my own premises (my front garden) in order to allow me to get to my front door. Obviously this was quite frightening and they responded by leering at me. Most matches leave behind an array of [REDACTED] and empty plastic pint glasses from the pub on the street (as well as take away food from the vans). The drinkers throw their rubbish and alcohol into

people's front gardens and scattered all over the road. Obviously the road sweepers clear the road and pavements but they do not come and tidy up my garden, we have to regularly do that ourselves.

#### Public Safety

I have been to the premises and would not go again as I felt extremely intimidated inside. During the day I pass by on the opposite side of the road so as to avoid the drunk regulars seated outside. The addition of hanging baskets outside the pub has not changed the behaviour or the clientele of the pub and I would not want this to continue into the early hours of the morning.

#### The Protection of Children from harm

I witnessed an incident a few weeks ago where a group of children and one of the clientele from the pub caused a public disturbance outside the pub. The woman was clearly totally inebriated, I believe she is a regular. She was shouting obscenities at them and they were laughing and jeering at her, threats were exchanged but the situation did not escalate.

Thank you for your time, if you would like any further information please do not hesitate to contact me at this address or by telephone [REDACTED]

Kind regards  
[REDACTED]

REF 14

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 13 August 2014 11:45  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** Comment in Relation to Premises Licence Application Variation for the Auld Triangle

Dear Sir / Madam,

We write in relation to the Premises Licence Variation applied for by the Auld Triangle, 52 St. Thomas's Road, London, N4 2QW.

We are [REDACTED] We own and live in [REDACTED]  
This property is located on the other side of the road from the Auld Triangle, and our second floor living room and third floor bedroom overlook the road [REDACTED]

[REDACTED]

Our comment on the variation application relates in particular to the licensing objective 'Public Nuisance'. We would note as follows:

Currently, during the Auld Triangle's opening hours, and in particular on weekend evenings, considerable noise emanates from the pub. This noise is loud enough to be distracting to us when we are in our flat, and to make it difficult for us to go to sleep. This matter is of greater concern to us now that we have had a baby who is also sleeping in our bedroom (directly overlooking St. Thomas's Road).

The noise is a mixture of amplified music and talking/shouting. We suspect most of it is coming from inside the pub rather than specifically from people leaving the pub. Our experience is that the noise is worst during the hours in which the pub is licensed to serve alcohol.

If the pub's licensing hours are extended, our concern is that the noise levels will remain high for later into the night and this will further disturb our sleep and that of our baby.

We enjoy the presence of the pub in our street and consider it to be a valuable contributor to the lively and vibrant area in which we live. Nevertheless, our experience is that the noise generated from the pub is considerable and we feel it would have to be deemed a public nuisance for this noise to be allowed to continue until later into the night.

We do not require our identities to be kept anonymous.

Best Wishes,  
[REDACTED]

REP 15

Williams, John

From: [REDACTED]  
 Sent: 13 August 2014 12:19  
 To: Licensing  
 Subject: LICENSING ACT 2003 - PREMISES LICENCE APPLICATION VARIATION ADDRESS:  
 THE AULD TRINGLE, 52 ST. THOMAS'S ROAD, LONDON, N4 2QW

[REDACTED]

1. I am writing regarding the variation to the the License of The Auld Triangle, 52 St. Thomas's Road, N4 2QW

2. I am an interested party as I live [REDACTED]

3. By my understanding the Auld Triangle wishes to extend their licensing hours.

4. I am AGAINST the extension of the licensing hours for the following reasons:

4a. The prevention of crime and disorder: I often see people who have left the pub urinating on my door step and in front of my doort, this is disgusting, unsanitary and highly intimidating for a young woman. If the hours were extended people would be drinking more and undoubtedly this behaviour would increase - causing me more anxiety and upset.

4b. The prevention of Public nuisance: People constantly sit on my wall and drink (this is beyond the licensed area of the pub), they frequently litter in front of my door and I have found broken glass bottles, on which I have cut myself and had to seek medical treatment. Obviously not only is this dangerous, but there is also the risk of a spread of infection. If the hours were to extend this behaviour would continue.

4c. The Prevention of public nuisance: Not only would the litter and broken bottles be an issue but I have previously had people throw things at my window and shout into the window. Again this is unnerving and has caused my significant anxiety in the past. Indeed in some cases when I have confronted them they have become verbally and physically abusive and I have had to call the police, causing me much torment and anxiety. The risk of this occurring repeatedly would increase if the hours were extended.

4d. Public safety: I currently reside with one other young female (we are between 25-30) and this behaviour is incredibly scary when we return home at night on our own, causing us much distress. There is a distinct issue of public safety here, not just for us but for other vulnerable people who live in the vicinity. This would increase if the opening hours were to be extended and cause the elderly and young vulnerable people in the area unwanted distress and affect their quality of life on a day to day basis.

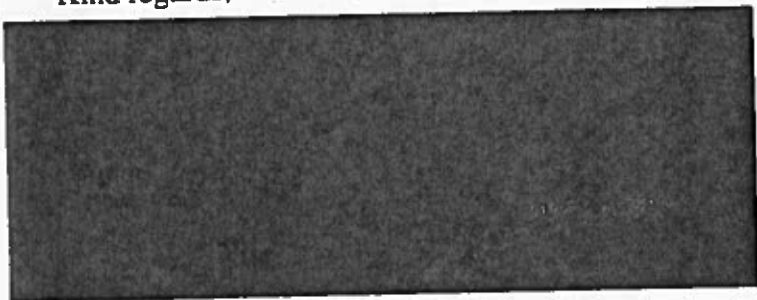
4e. My garden is [REDACTED] and I have heard people drinking and socialising loudly beyond I am in the summer on weekends, [REDACTED] and this has affected the sleep of both me and my flatmate on numerous occasions. If the hours were to be extended this would without a doubt continue later into the night, and cause undue stress on both my flatmate and I.



5. For the above reasons I urge the Licensing Committee NOT to increase the licensing hours of the Auld Triangle.

Thank you for your time and patience in this matter, I look forward to hearing from you in due course.

Kind regards,



**Licensing Authority Representation**

**Licensing Act 2003**

**Application: The Auld Triangle, 52 St Thomas's Road, London, N4 2QW**

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application to extend every day until 01:00.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

**Licensing Policy Considerations**

<i>Licensing Policies 1 &amp; 2</i>	<i>Location</i>
<i>Licensing Policy 7 &amp; 8</i>	<i>Licensing Hours</i>
<i>Licensing Policies 9, 10, 11, 12</i>	<i>Operating Schedules</i>

**Issues of Concerns**

1. The premises has only recently been brought into the Council's Licensing Officer panel, one of the reasons the premises was brought into panel was because the premises was found operating after its licensing hours. On that occasion it was found open after midnight.
2. Since the licensing panel, licensing officers visited the premises again on Friday 30 May 2014 and found the premises again selling alcohol at 2315, and a band still playing which is also not permitted after 23:00. This show poor management at the premises.
3. The licence application is in the name of Mr Gerard Scanlon and Mr Martin Joyce who do not appear to be involved in the day to day licensable activities at the premises, as neither attended panel or have been witnessed in day to day control of the premises during recent licensing visits.
4. The designated supervisor Dominic Murphy does not appear to be currently available to manage the sale of alcohol at the premises on a day to day basis, the premises advised to change him as the DPS and no application has been received.
5. The premise is in a highly residential area and the hours do seem appropriate and are also not in line with the Council's Licensing Policy's recommended hours for public houses.

6. The measures proposed in the operating schedule appear to be generic. The measures proposed were also submitted by the applicant's representatives in variation application for another public in the location.
7. Therefore the licensing authority would like to see all the policies and procedures in writing before any Licensing Sub Committee hearing. The information required to be provides should include written:
- Entry and exit polices;
  - Dispersal policy;
  - Measures in place to promote sensible drinking;
  - Full risk assessment for proposed operation together with individual risk assessments for both kitchen and bar.
  - Provision of access and procedures for emergencies including calling the emergency services.
  - Staff training manual and records of training for all staff;
  - Capacity
  - Waste management policy;
  - Under age sales training policy and records.
  - Details of trained first aiders at the premises.
8. The premises has received complaints in relation to the use of the rear garden and also regarding outside drinking. There are no measures in place in the application mitigating either of these concerns and this again demonstrates a poorly thought out application.

### **Summary and recommendations**

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

The applicant has not demonstrated that the application will not promote the licensing objectives in relation to the prevention of public nuisance and crime and disorder in order to promote the licensing objectives it is therefore recommended that this application is refused.

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

18 August 2014

### Appendix 3

As per current licence

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

**It should be noted by the Committee that the operating schedule submitted by the licence holder's solicitor was not site specific.**

**The licensing Authority has requested copies of all stated policies in the application, but at time of writing this report these policies had not been provided.**

1. Measures to prevent person leaving the premises with bottles or glass containers.
2. No irresponsible drinks promotions, including no two for one drinks offers and happy hour promotions.
3. All bar staff shall undergo training on compliance with the Licensing Act. This training shall be fully documented.
4. A secure container shall be used to contain empty bottles.
5. All glasses in the premises shall be cleared promptly
6. Risk assessments shall be carried out covering all activities at the premises.
7. All bar staff shall undergo training on evacuation procedures. This training shall be fully documented.
8. First aid equipment shall be kept and maintained at the premises.
9. There shall be a trained first aider at the premises when it is being used under this licence.
10. The premises shall have a ventilation system installed and this system shall be fully maintained.
11. No more than **(Number not specified in application)** persons including staff shall be allowed in the premises at any time.
12. All doors and windows shall be kept closed.
13. A winding down period shall be implemented, including reduced levels of music, and type of music being played.
14. There shall be a zero tolerance policy to persons who are persistently rowdy when leaving premises.
15. Staff shall be trained to ensure that they comply with all the laws in relation proxy sales of alcohol to children.
16. The premises shall implement a challenge 21 proof of age scheme.

#### **Suggested conditions of approval recommended by the Police.**

17. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced ( at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is

open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences.

**Suggested conditions of approval recommended by the Noise Team**

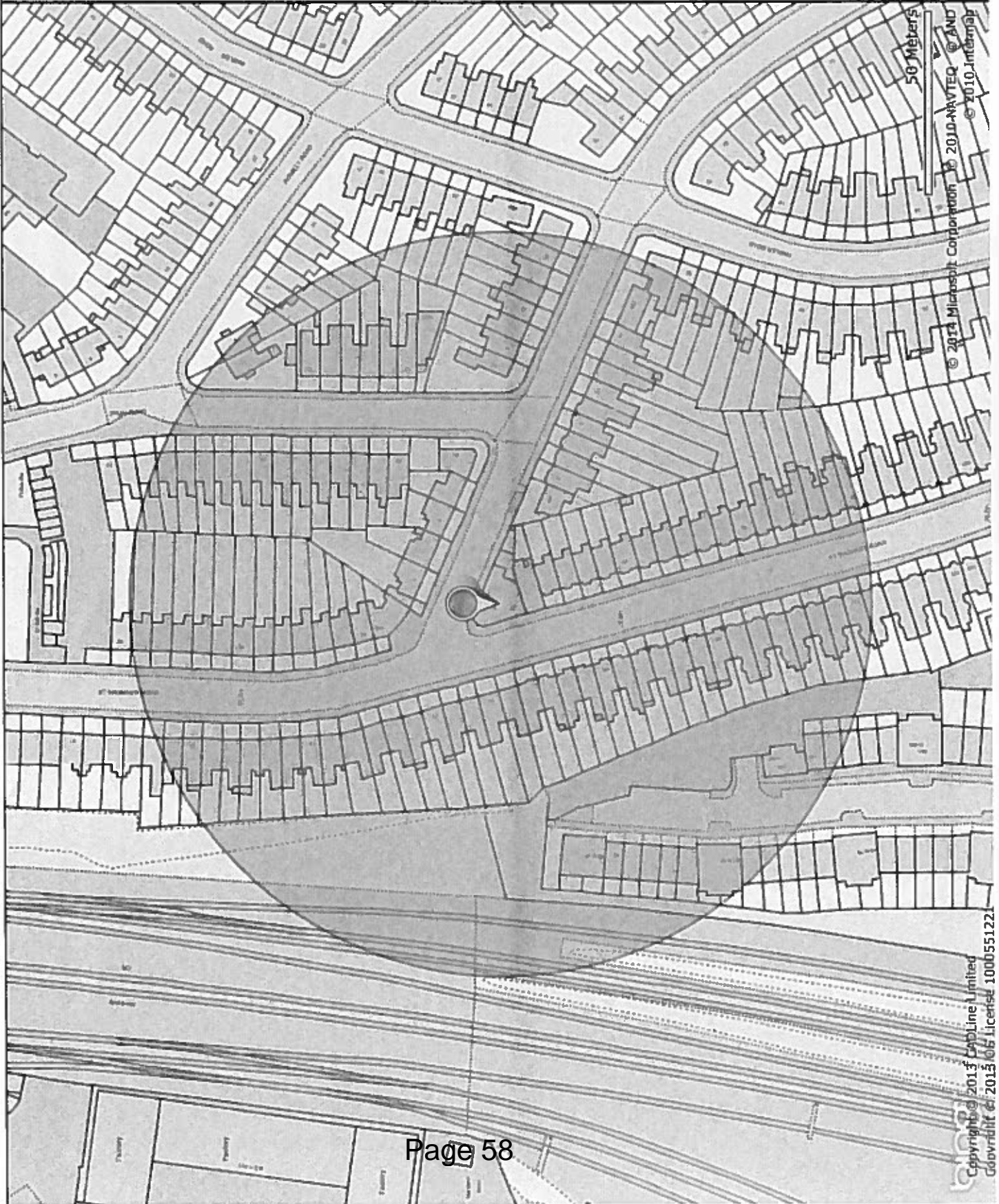
18. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
19. Acoustic lobbies will be installed to all sets of doors opening to the outside.
20. An entertainment noise control system shall be installed and agreements shall be made with the Council regarding maximum levels of sound to be permitted. The agreed maximum sound levels shall be specified on the premises licence.
21. The entertainment noise control system shall be monitored, checked and calibrated as necessary so the approved levels by the Council are not exceeded.
22. The controls for the entertainment noise control system shall be located in a secure lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or designated manager.
23. Doors and windows to the premises will be kept closed so far as practicable at all times when noise generating entertainments are taking place involving any amplified sound.
24. There shall be no entertainments in the outside yard area.
25. The rear yard area shall be closed at 20:00 and no drinks shall be permitted to be taken outside the premises after 20:00.
26. Bottling out from the premises is prohibited between 23:00 hours and 07:00 hours.
27. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.

Title : Auld Triangle,  
52 St Thomas Road,  
N4 2QW

Islington Borough  
Boundary

Printed by :  
RO RO

Printed at :  
02-09-2014



# Agenda Item 2



## ISLINGTON

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

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	18 <sup>th</sup> November 2014		Junction

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION**  
**An Apple A Day, 621 Holloway Road, London N19 5SS**

### 1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
  - the sale of alcohol for consumption off the premises: 08:00 to 23:00 on Monday to Saturday and 08:00 to 22:00 on Sundays

### 2. Relevant Representations

Licensing Authority	No
Metropolitan Police	Yes
Noise	No
Health and Safety	No
Trading Standards	No
Public Health	No

Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: 4
Other bodies (local residents group)	Yes: 2

### 3. Background

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

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

3.2 The Police, four local residents and two local residents groups have submitted representations. The Noise Service submitted a representation with conditions attached. These conditions have been accepted by the applicant and the Noise Service has withdrawn their representation.

3.3 The premises previously held a premises licence for the sale of alcohol for consumption off the premises for 24hrs a day from Monday to Sunday. This licence was revoked at a committee hearing on 29<sup>th</sup> April 2014 after being reviewed by Trading Standards. The Trading Standards review related to the licensing objectives to protect children from harm and to prevent crime and disorder. The review particularly related to a sale of alcohol by the business to an underage volunteer, the presence on the premises of illicit goods including a seizure of non-UK duty wine and ongoing breaches of licence conditions and the provision of false documentation by the business management in an attempt to justify the wine.

3.4 The Licensee and designated premises supervisor (DPS) of the business at this time was Jamshid Orodpour who operated in these roles from 2009 till January 2014. In January 2014 a licence transfer took place and the new Licensee was Samaneh Serposhan. The premises DPS was also transferred from Mr Orodpour to Kamran Dadjooyi in January 2014.

### 4. Planning Implications

4.1 The application concerns the use of the sale of alcohol at a supermarket and off licence. Such a use would fall under use class A1, which records suggest is the lawful use of the premises. There are no ongoing enforcement investigations relating to the land. As such, the planning department has no objections to the application.

### 5. Recommendations

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

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



- 5.3 The Licensing Authority should accept all reasonable and proportionate representations made by the Police unless the Authority has evidence that to do so would not be appropriate for the promotion of the Licensing Objectives.
- 5.4 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
  - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 3)

## **6 Conclusion and reasons for recommendations**

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

### **Background papers:**

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

### **Final Report Clearance**

**Signed by**

Service Director – Public Protection

Date

**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)

WLC/2014 60589

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

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/~~we~~ YALCHIN HAJIYEV  
(Insert name(s) of applicant)

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

Part 1 - Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description		COMMERCIAL/LICENSING	
AN APPLE A DAY 621 HOLLOWAY ROAD		23 SEP 2014	
		PUBLIC PROTECTION DIVISION 222 UPPER ST, LONDON N1 1XR	
Post town	LONDON	Postcode	N19 5SS
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£	

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  please complete section (B)
  - 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)

For further information contact the Licensing Authority

Date	12/30/14	Fee Paid	190-00
Applicant's Name	YALCHIN HAJIYEV		
Address	621 HOLLOWAY ROAD		
Postcode	N19 5SS		
Authority	ABZ		

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

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

Please tick yes

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

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

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)
Surname <b>HAJIYEV</b>		First names <b>YALCHIN</b>		
I am 18 years old or over		<input checked="" type="checkbox"/> Please tick yes		
Current postal address if different from premises address	<b>8 SAPPERTON COURT GEE STREET</b>			
Post town	<b>LONDON</b>	Postcode	<b>EC1V 3RR</b>	
Daytime contact telephone number	<b>07920 095218</b>			
E-mail address (optional)	—			

**SECOND INDIVIDUAL APPLICANT (if applicable)**

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

**(B) OTHER APPLICANTS**

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

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



J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 6)			<b>Will the supply of alcohol be for consumption –</b> please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input checked="" type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 4)		
Mon	08:00	23:00			
Tue	08:00	23:00			
Wed	08:00	23:00			
Thur	08:00	23:00			
Fri	08:00	23:00			
Sat	08:00	23:00			
Sun	08:00	22:00	<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)		
INCLUDING BANK HOLIDAYS AND PUBLIC HOLIDAYS.					

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

Name	MR. YALCHIN HAJIYEV
Address	8 SAPPERTON COURT. GEE STREET, LONDON
Postcode	ECLV 3RR
Personal licence number (if known)	LIC. NO: 12425
Issuing licensing authority (if known)	LONDON BROUGH OF ISLINGTON

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

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	00:00	00:00	24 hrs a day.
Tue	00:00	00:00	
Wed	00:00	00:00	
Thur	00:00	00:00	
Fri	00:00	00:00	
Sat	00:00	00:00	
Sun	00:00	00:00	

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

Including bank holidays and public holidays.

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)

- EVERY SUPPLY OF ALCOHOL WILL BE MADE BY A PERSONAL LICENCE HOLDER OR A PERSON AUTHORIZED BY A PERSONAL LICENCE HOLDER.
- A SUITABLE EVACUATION PLAN IN CASE OF EMERGENCY IS IN OPERATION WILL BE ON DISPLAY.

b) The prevention of crime and disorder

- CCTV EQUIPMENT IN PLACE. A NOTICE WILL BE DISPLAY THAT CCTV IN OPERATION. THE RECORDS WILL BE RETAINED FOR A MINIMUM OF 31 DAYS AND WILL BE MADE AVAILABLE UPON POLICE REQUEST IMMEDIATELY, AND ENFORCEMENT OFFICERS ALSO.

c) Public safety

- HEALTH AND SAFETY RISK ASSESSMENT WILL BE IN PLACE.
- FIRE RISK ASSESSMENT WILL BE IN PLACE.
- FIRE EQUIPMENTS WILL BE INSTALL AND MAINTAINED PERIODICLY.
- FIRE EXIT WILL BE CLEAR AT ALL THE TIME.
- FIRST AID KIT PROVIDED.
- FIRE SAFETY SIGNS DISPLAYED AND EMERGENCY LIGHTING INSTALLED.

d) The prevention of public nuisance

- WASTE WILL BE COLLECTED REGULARLY AND WILL NOT DISTURB NEIGHBOURS.
- NO BEERS, LAGERS, CIDERS WILL BE DISPLAYED BY THE ENTRANCE.
- NO SELF SERVICE FOR THE SPRITS, WINES OR STRONG ALCOHOLIC DRINKS WILL BE AVAILABLE AT ANY TIME.
- SIGN WILL BE DISPLAY TO "LEAVE QUIETLY" FOR CUSTOMERS ATTENTION.

e) The protection of children from harm



THE PREMISES WILL BE ACCEPT CHALLENGE 25 POLICY AND NOTICE WILL BE DISPLAYED TO THAT EFFECT.  
 - PERSON WHO APPEAR UNDER 18 YEARS OLD, WILL BE ASKED TO PROVIDE THEIR PHOTO ID'S AND/OR PASS LOGO ID.  
 - REFUSAL LOG BOOK WILL BE KEPT IN THE PREMISES.  
 - ALL STAFF WILL BE TRAINED AND INFORMED ABOUT PREMISES LICENCE CONDITIONS AND TRAINING LOG BOOK WILL BE AVAILABLE. TRAINING BOOK WILL BE SIGNED BY MANAGER MONTHLY.

**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	23-09-2014
Capacity	OWNER

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)			
BUSINESS TRAINING LINE (UK) LTD			
3 WINDSOR CLOSE, CHESHUNT			
WALTHAM CROSS, HERTS			
Post town	LONDON	Postcode	EN7 5LW
Telephone number (if any)	0781 310 1092		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
btline @ btline . co . uk			

#### Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and lay out 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 any thing 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

Consent of individual to being specified as premises supervisor

I YALCHIN HAJIYEV  
[full name of prospective premises supervisor]

of 8 SAPPERTON COURT  
GEE STREET, LONDON  
EC1V 3RR  
[home address of prospective premises supervisor]

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

NEW PREMISES LICENCE [type of application]

by YALCHIN HAJIYEV [name of applicant]

relating to a premises licence — [number of existing licence, if any]

for AN APPLE A DAY

621 HOLLOWAY ROAD, LONDON

N19 5SS  
[name and address of premises to which the application relates]

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

by YALCHIN HAJIYEV [name of applicant]

concerning the supply of alcohol at AN APPLE A DAY


621 HOLLOWAY ROAD, LONDON

N19 5SS  
[name and address of premises to which application relates].

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

Personal licence number LIC. NO: 12425  
[insert personal licence number, if any]

Personal licence issuing authority LONDON BOROUGHS OF ISLINGTON  
[insert name and address and telephone number of personal licence issuing authority, if any]




 signed

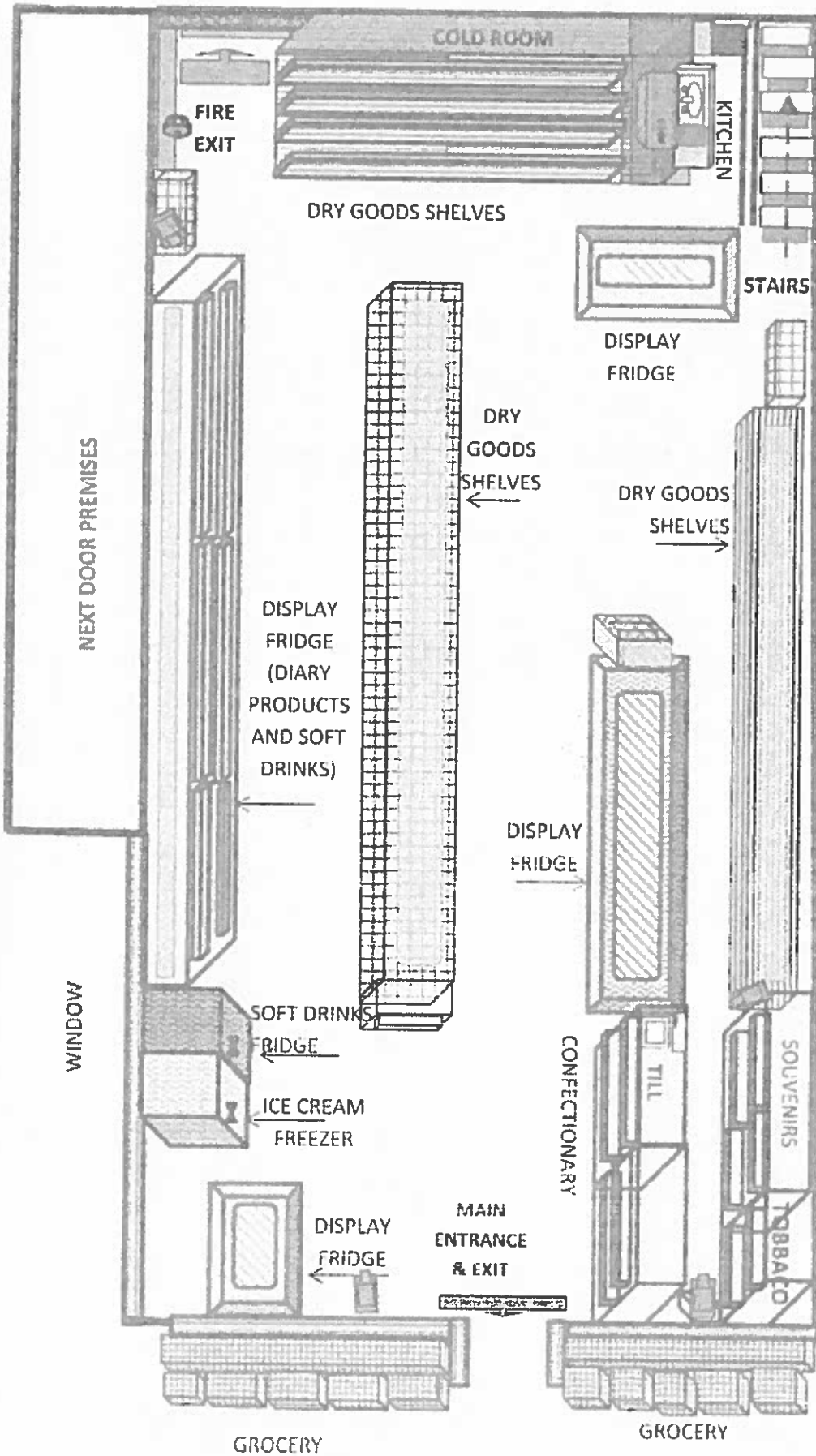
YALCHIN HAJIYEV name (please print)

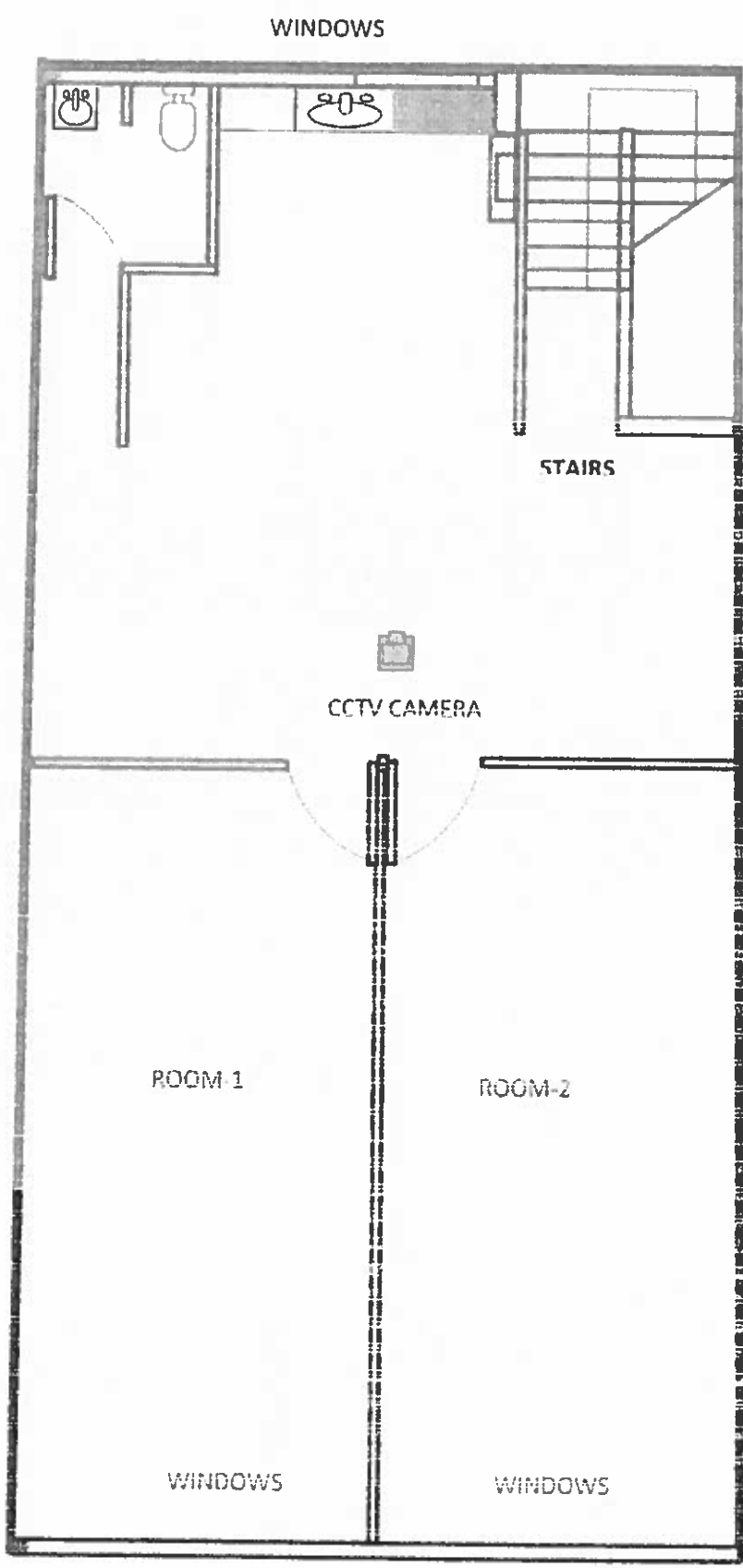
23/09/2014 dated

**AN APPLE A DAY  
SUPERMARKET**  
621 HOLLOWAY ROAD,  
ARCHWAY,  
LONDON N19 5SS  
**EXISTING GROUND  
FLOOR LAYOUT**

As: 05/09/2014 Business  
Training Line (UK) Ltd.  
Licencing, Food Hygiene and  
Health & Safety Consultancy M:  
07813101092-07772594087  
PLEASE DO NOT SCALE FROM  
THIS DRAWING

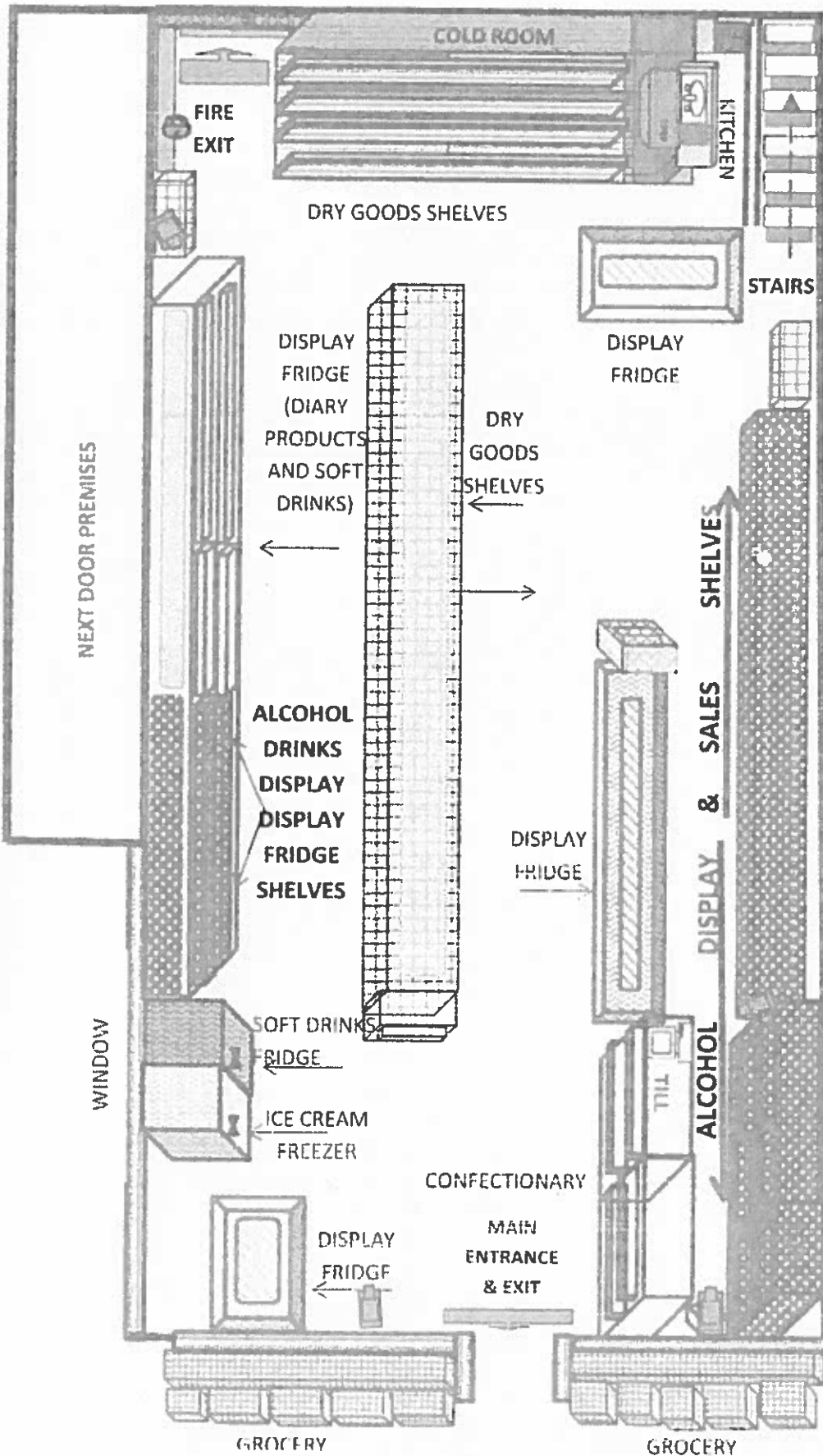
-  CCIV CAMERAS
-  ELECTRIC MAINS
-  WATER MAIN








**AN APPLE A DAY  
SUPERMARKET**  
621 HOLLOWAY ROAD,  
ARCHWAY,  
LONDON N19 5SS  
**EXISTING FIRST FLOOR  
LAYOUT**

As: 05/04/2014 Business  
Training Line (UK) Ltd.  
Licencing, Food Hygiene and  
Health & Safety Consultancy M:  
07813101092-07772594087  
PLEASE DO NOT SCALE FROM  
THIS DRAWING



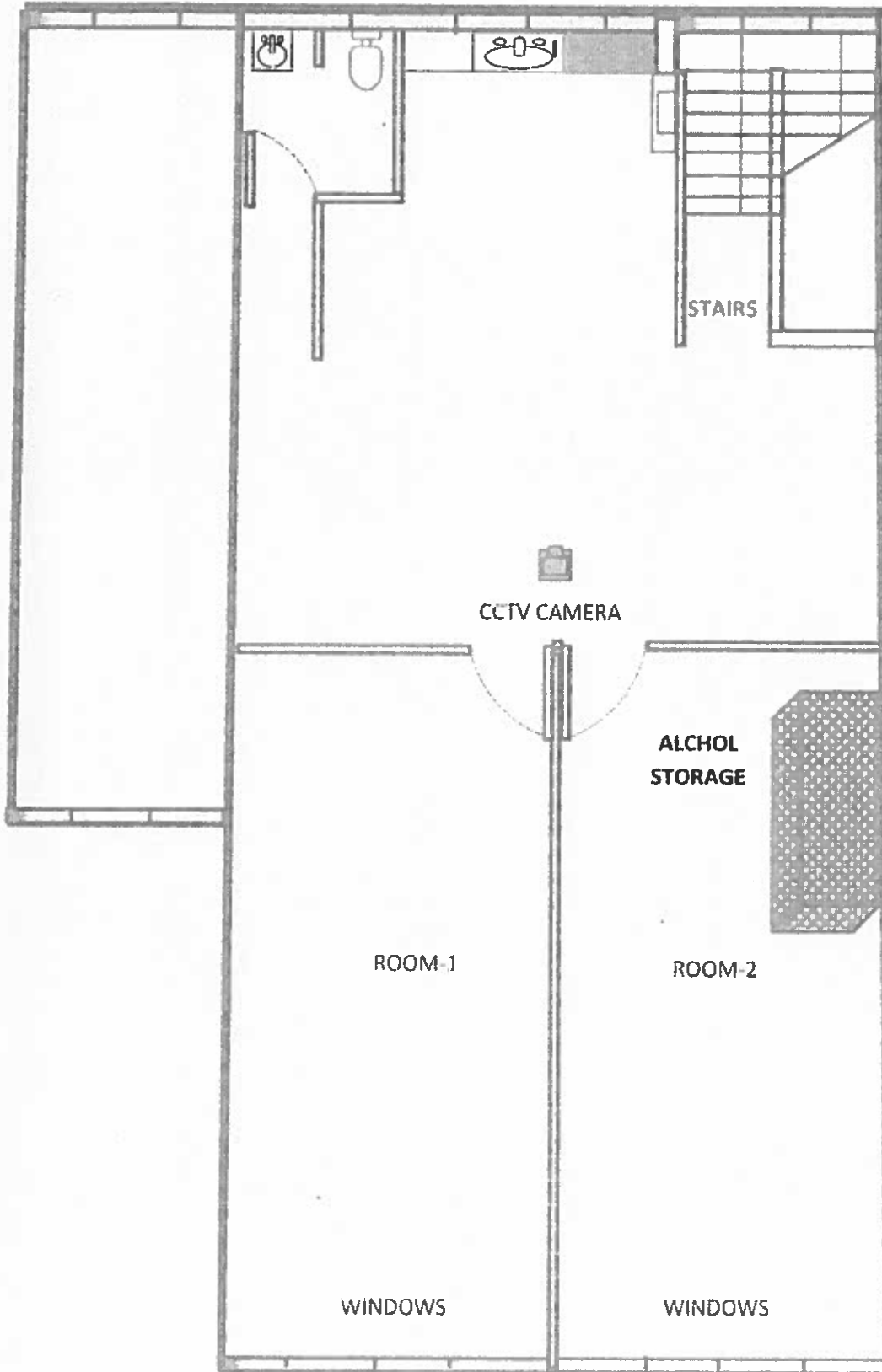
**AN APPLE A DAY  
SUPERMARKET**  
621 HOLLOWAY ROAD,  
ARCHWAY,  
LONDON N19 5SS  
**PROPOSED GROUND  
FLOOR LAYOUT**

As: 05/09/2014 Business  
Training Line (UK) Ltd.  
Licencing, Food Hygiene and  
Health & Safety Consultancy M:  
07813101092-07772594087  
PLEASE DO NOT SCALE FROM  
THIS DRAWING

-  CCIV CAMERAS
-  ELECTRIC MAINS
-  WATER MAIN



WINDOWS



**AN APPLE A DAY  
SUPERMARKET**  
621 HOLLOWAY ROAD,  
ARCHWAY,  
LONDON N19 5SS  
**PROPOSED FIRST FLOOR  
LAYOUT**

As: 05/09/2014 Business  
Training Line (UK) Ltd.  
Licencing, Food Hygiene and  
Health & Safety Consultancy M:  
07813101092-07772594087  
PLEASE DO NOT SCALE FROM  
THIS DRAWING



**Your** Premises License Application

**Our** Licensing/NI

**Date:** 07/10/2014



**METROPOLITAN POLICE  
SERVICE**

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

Telephone: 07799133204

Email:

[licensingpolice@islington.gov.uk](mailto:licensingpolice@islington.gov.uk)

7th October 2014

**An Apple A Day**

**621 HOLLOWAY ROAD  
LONDON  
N19 5SS**

Dear Sir

**Re: Premises License Application (New) - An Apple A Day 621 HOLLOWAY ROAD N19 5SS**

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 'Junction 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.

The premises has previously held a License and this license was revoked by the Licensing Sub-Committee D on 29/04/2014.

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

There are a total of 19 Licensed Premises within a 250m radius of these premises.

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

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

Yours sincerely

Steven Harrington Pc 425NI  
Peter Conisbee PC575NI  
Paul Hoppe PC208NI

Islington Police Licensing Officers



**Baptiste, Anthony**

---

**Subject:** FW: PREMISES LICENCE OBJECTION - An apple a day (Formally Super Persia) 621 Holloway Road

Dear Licensing Dept at Islington Council,

As a resident of Upper Holloway/Archway I would like to object to the licence applied for the sale of alcohol which may be consumed off the premises by An Apple A Day, 621 Holloway Road, London N19 5SS.

I'm objecting to the granting of an off licence to this applicant because of its impact on the Upper Holloway and Archway community and neighbourhood and because the grant of the licence would be against the Sale of Liquor Act's object of reducing liquor abuse. Under section 35 of the Sale of Liquor Act 1989 I ask the Authority to consider the impact on the neighbourhood generally and the object of the Act specifically when considering this application.

The particular impact on me from the grant of this licence would be on quality of life and social wellbeing.

The grant of an off licence to this applicant would increase, rather than reduce, the misuse and abuse of alcohol because of the:

- Evidence of a high number of off licence businesses already existing in the area in close proximity.
- Existing vulnerable community (deprivation and socioeconomic disadvantage)
- Sensitive local amenities (proximity of schools, churches and medical centres; proximity of a park and other locations prone to loitering; residential nature of the neighbourhood)
- Liquor misuse and abuse (Policy reports of previous misuse of licence related to the same premises; vandalism and foul litter, loitering and general antisocial behaviour related to alcohol consumption; public nuisance).

For these reasons I object to the grant of yet another off licence. It would contravene the object of the Act and would lead to a significant negative impact on the Upper Holloway/Archway community.

I'm hoping you will keep my views into account when discussing this matter.

Kind regards,

I object to this application - we already have issues with antisocial behaviour from drinkers XXXXX, These include noise, littering (particularly cans and bottles), and people using the car park adjoining Church Garth as a toilet. This license will only exacerbate the issue.

**Baptiste, Anthony**

---

**Subject:** FW: Premises Licence Application: An Apple a Day, 621 Holloway Road

**From:** Kate Calvert [<mailto:contact@betterarchway.org.uk>]

**Sent:** 23 September 2014 18:39

**To:** Licensing; LicensingPolice; [islingtongroup@london-fire.gov.uk](mailto:islingtongroup@london-fire.gov.uk); Issues, Noise; Standards, Trading; Control, Building; Sumpter, Colin; Gibbons, Janice; CSPU Team; Eden, Laura; Neil, Rebecca

**Cc:** Lane, Terrie; Montanez-Dodson, Monty; Nash, Rosemary; Envh, Commercial; Baptiste, Anthony; Burgess, Janet; Comer Schwartz, Kaya; Nicholls, Tim; [REDACTED]; Kati

**Subject:** RE: Premises Licence Application: An Apple a Day, 621 Holloway Road

I am writing in response to this licensing application on behalf of the Better Archway Forum.

There is grave concern among residents of the Archway area regarding the impact of off licences held by general purpose shops. The main reason for this is the fact that many of them are found to facilitate under age drinking, and sell non duty paid and fake branded drink. There is accordingly very significant support among residents for the withdrawal of licences from premises found in contravention of the licensing objectives. In addition, given the clear evidence of drug dealing activity in the area, notably in Hargrave Road and Elthorne Road, we believe it is particularly important to ensure that a firm stance is taken with businesses which are failing to comply with regulations, as these are the ones which may accommodate such illegal activity.

In the case of 621 Holloway Road, when trading under the name of Super Persia LB Islington trading standards found numerous and sustained violations of licensing regulations and the licence was correctly withdrawn.

Since then the shop name and signage has been changed, but although the application for a licence is just now being made, alcohol is being sold. This indicates that the new owners are either unaware of the rules governing such licences, or are willing to ignore them. Neither indicate applicants who are fit holders of such a licence in an area which is a designated alcohol saturation zone.

For these reasons we hope that LB Islington and the licensing committee refuse this application, continuing their previous good work.

Regards,

Kate Calvert  
Chair, Better Archway Forum

**Baptiste, Anthony**

---

**Subject:** FW: Licence representation

To whom it may concern:

I recently received notification about a new licensing request for 'An Apple a Day', 621 Holloway Road, London N19 5SS. I am an XXXX on Pemberton Gardens. I am also XXX of the Church Garth Residents' Association.

I would like to oppose this request for the following reasons:

1. This shop is still owned by the same people who owned it when it was called 'Persia', and when they were caught in breach of their license. They have simply changed the name of the shop, and there is no reason why this will not occur again.
2. The owners have been caught dumping rubbish in the service road between Holloway Road and Church Garth. We have ongoing dialogue with Islington Council Health and Safety department about the continued dumping of rubbish here, and the owners of 621 Holloway Road have consistently contributed to this. We are trying to get them not to dump more rubbish week by week, and extended licensing permissions are not the incentive to do this.
3. There is an ongoing problem with public drinking, urinating and defecating in the service road between Holloway Road and Church Garth. Many of the residents look onto this road, and are forced to see people drinking in the street (which is in any case illegal), then urinating in this service road throughout the evening (also illegal). This has led to some residents seeing people defecate in the same area. This is disgusting behaviour that is a huge health and safety risk. Extended licensing permissions will simply fuel this behaviour, creating a horrible environment to live in, as well as a health and safety hazard for anyone in the area, including the local food market on Saturdays.

If you need any further information or evidence on the above, please let me know and I will be happy to gather details from fellow residents.

However, I trust that the ongoing issues caused by the owners in their shop's previous guise, as well as the public issues that extended licensing would increase, are reason enough to deny this application.

Kind regards,

**Baptiste, Anthony**

---

**From:** Fitzsimons, Aiden  
**Sent:** 23 October 2014 15:26  
**To:** Baptiste, Anthony  
**Subject:** FW: Premises Licence Application: An Apple a Day (formally Super Persia), 621 Holloway Road

Dear Sir / Madam,

Thank you for the opportunity to comment on the Premises Licence Application New that is being made by An Apple a Day (formally Super Persia), 621 Islington, London, N19 5SS.

My overall observation is that I do not support the licence application on all four grounds:

- Prevention of crime and disorder
- Prevention of public nuisance
- Public safety
- Protection of children from harm

I own two flats in Church Garth (number X and number X), the private block of flats adjacent to the car park at the back of the An Apple a Day premises. I have very recently vacated Flat X (11 October 2014) as work commitments will take me away from London for a short period of time. However, as an owner of two properties that are now tenanted - and the fact that I will be moving back into my home once my work commitments have come to an end - I have a vested interest in the community that surrounds Church Garth.

It is on this basis that I am commenting on An Apple A Day's licence application.

I have responded to the questions in the attached word document following the structure of the proforma that was posted to me when I lived at Flat X Church Garth. I trust this is satisfactory and would be grateful that you could confirm receipt of my comments.

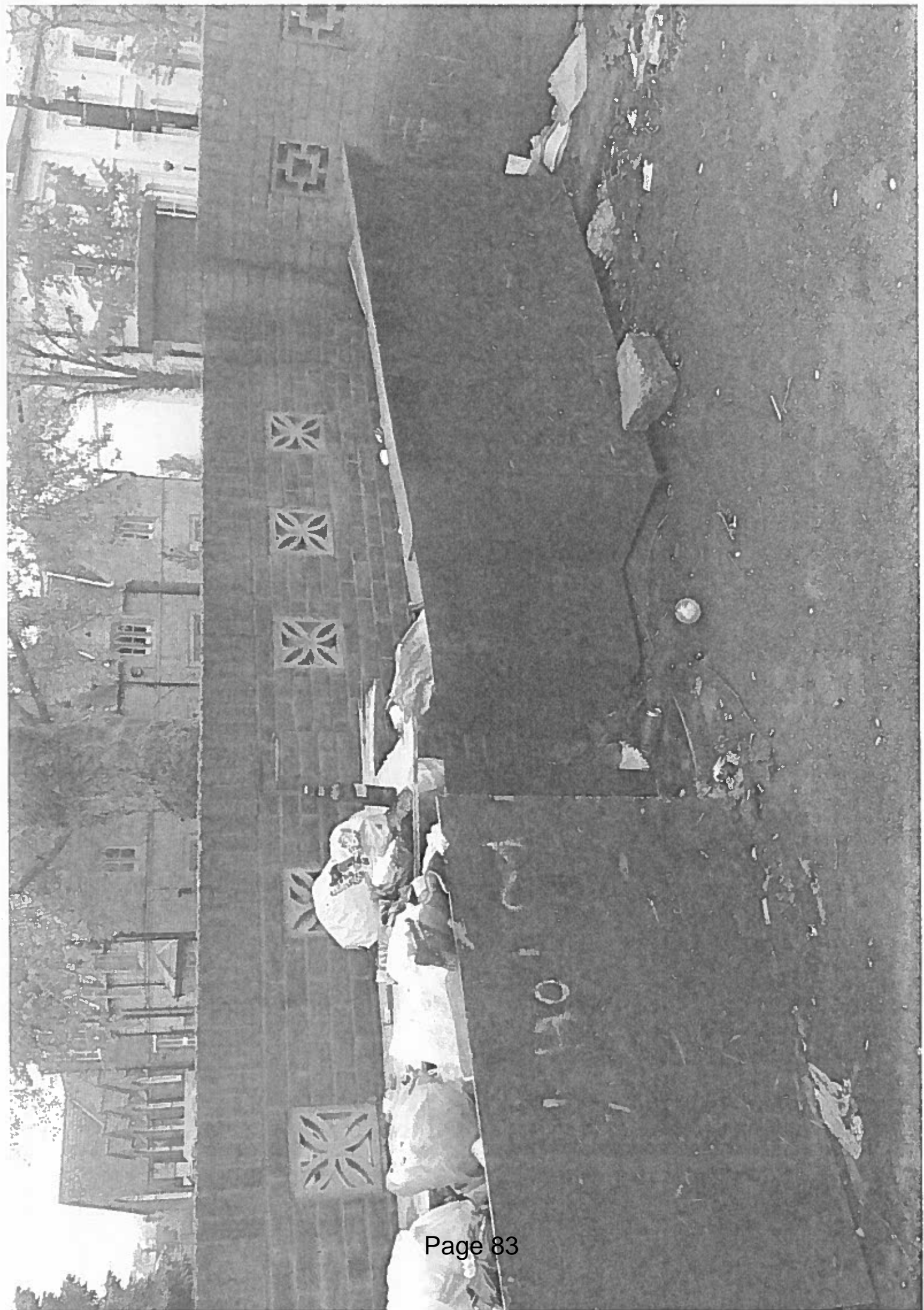
Please be aware that I wish my representation to be anonymous. **I do not wish to disclose my personal details** to the owners and employees of An Apple a Day. Your letter to residents stated that you will treat representations as anonymous where there is a genuine reason to do so. I have provided my reasons in the attached.

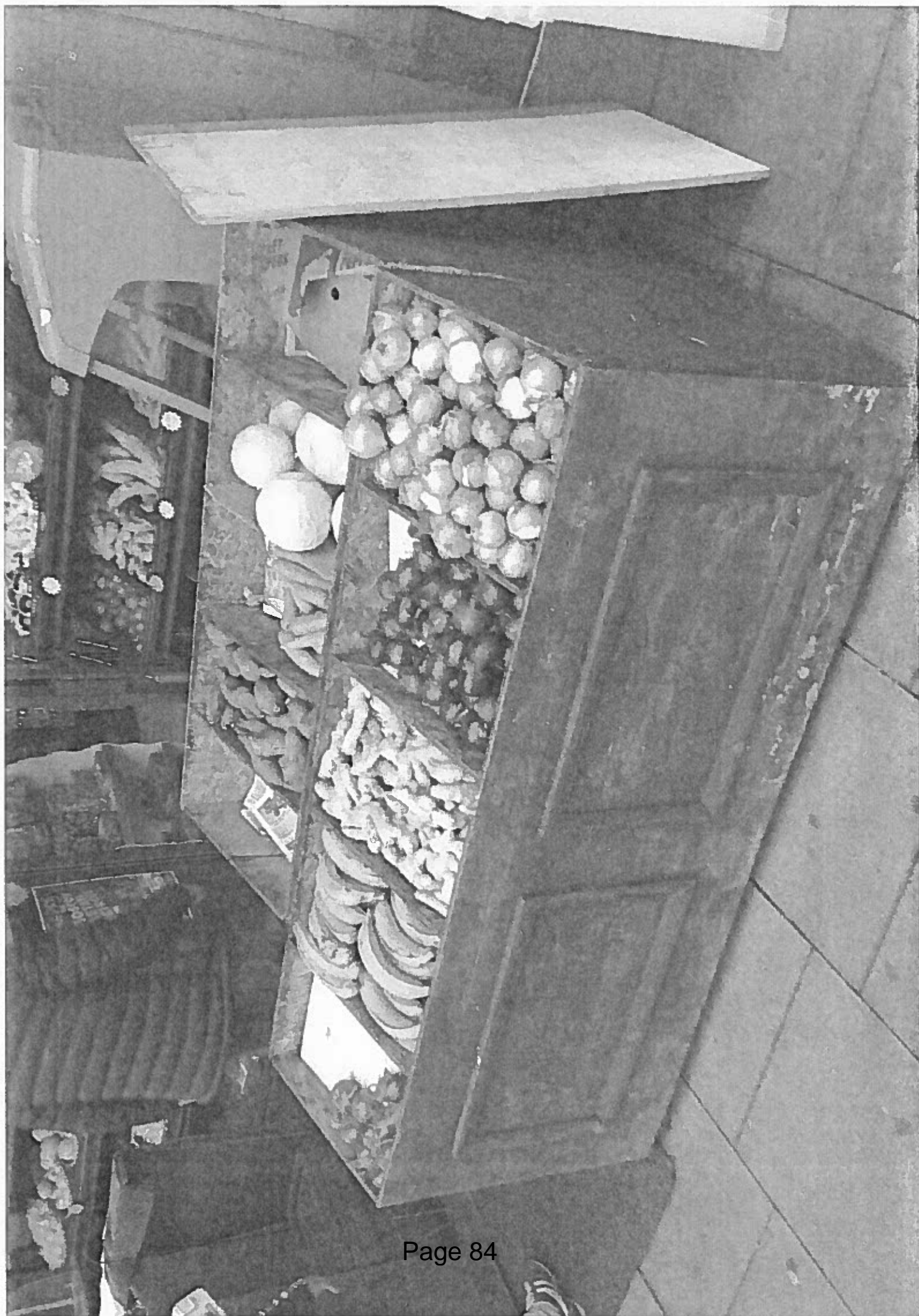
Note that my comments relate both to 'An Apple a Day' and the business under its former trading name of 'Super Persia'. I have reason to believe the premises is operated by the same person or persons. The people at the premises have not changed since the trading name changed - it is the same group of men there every day.

Yours faithfully



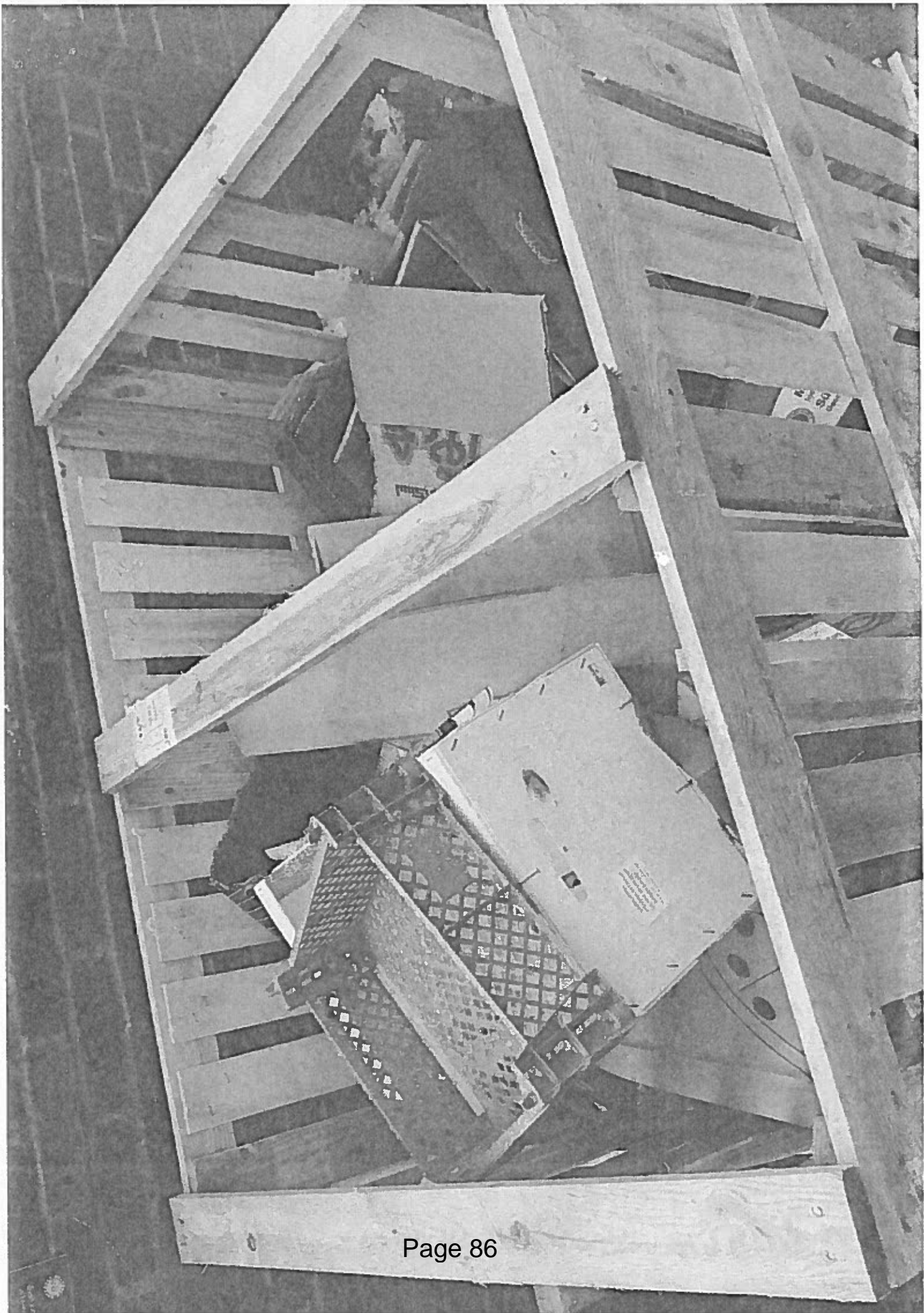












**Licensing Act 2003 representation pro-forma**

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

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

Premises Name and address:

An Apple a Day, 621 Holloway Road, Islington, London, N19 5SS

Your Name: 

Interest: Resident Neighbour

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

Your Address: 

Email: 

Telephone: 

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

**Public Nuisance** Increase in: -  
Noise and Urinations and littered cans and bottles already endured by Church party due to alcohol evening sales at Budgens and Sainsbury's which are next to "Apple-a-Day"

**Crime and Disorder** Increase in: -  
Urinations in public; drunken brawls; offensive drunken language due to existing alcohol evening sales at Sainsbury's and Budgens next to Apple-a-Day

**Protection of Children from Harm**

Vacinity A Primary School in Pemberton  
garden puts very young children at  
risk.

**Public Safety**

Drunken brawls puts public at  
risk.

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

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

[Empty box for explanation of anonymity request]

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

Signature: 

Date: 20 October 2014

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

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

### **Appendix 3**

1. All supplies of alcohol will be made by a personal licence holder or a person authorised by a personal licence holder.
2. The premises shall install and maintain a comprehensive CCTV system as per the minimum requirement of a Metropolitan Police Crime Prevention Officer. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period as required by the Metropolitan Police Crime Prevention Officer. Recordings shall be made available immediately upon the request of the Police or authorised officer.
3. A notice will be displayed informing customers that CCTV is in operation.
4. Fire Exits will be clear at all times.
5. No beers, larger, cider will be displayed at the entrance to the premises.
6. No self service will be made available for spirits, wines or strong alcoholic drinks at any time.
7. Signage will be displayed asking customers to leave quietly and to respect the local residents.
8. Challenge 25 will be in operation along with challenge 25 signage.
9. 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. proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
10. The licensee and staff should note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

#### **Conditions suggested by the Noise Service (Agreed)**

1. There shall be no deliveries or collections between the hours of 23:00 and 07:00 and no deliveries or collections on Sundays and Bank Holidays..
2. No rubbish will be moved or placed outside the premises between the hours of 23:00 - 07:00 or on Sundays or Bank Holidays.
3. Noise and vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.





**Title : An Apple a Day**  
**Islington Borough**  
**Boundary**

**Printed by :**  
**RO RO**  
**Printed at :**  
**23-10-2014**