



AGENDA FOR THE LICENSING SUB COMMITTEE D

Members of Licensing Sub Committee D are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **10 September 2015 at 6.30 pm.**

John Lynch
Head of Democratic Services

Enquiries to : Jackie Tunstall
Tel : 020 7527 3068
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Despatched : 2 September 2015

Membership

Councillor Flora Williamson (Chair)
Councillor Satnam Gill (Vice-Chair)
Councillor Aysegul Erdogan

Substitute

All other members of the Licensing committee

Quorum: is 3 Councillors

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



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

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

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

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

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

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

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

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

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

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

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

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

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

5.	Order of Business	
B.	Items for Decision	Page
1.	Unit 1, 62 Turnmill Street, EC1M 5NP - Application for new premises licence	1 – 96 Clerkenwell
2.	7 Days Food and Wine, 93 Stroud Green Road, N4 - Premises licence variation	97 – 130 Tollington

- | | | |
|----|--|----------------------------------|
| 3. | Addis Ababa, 192 Seven Sisters Road, N4 3NX - Premises licence review | 131 –
192
Finsbury
Park |
| 4. | Dirty Burger, Unit 2, 15-17 Exmouth Market, EC1 - Application for new premises licence | 193 – 224
Clerkenwell |

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.

ISLINGTON LICENSING SUB-COMMITTEES -

PROCEDURE FOR HEARING LICENSING REVIEW 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) **The applicant (interested party or responsible authority)** 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 applicant (interested party or responsible authority) on matters arising from their submission.
- 6) **Other representatives (interested party or responsible authority)** 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 other representatives (interested party or responsible authority) on matters arising from their submission.
- 8) **The licensee** 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) **Applicant**
 - 13) **Other representatives**
 - 14) **Licensee**
- 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.

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	10 th September 2015		Clerkenwell

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
Unit 1, 62 Turnmill Street, London EC1M 5NP

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
 - The sale of alcohol for consumption on and off the premises: 11:00 to 23:00 on Monday to Thursday, 11:00 to 00:00 on Friday and Saturday and 11:00 to 18:30 on Sunday.
 - The provision of Late Night Refreshment: 23:00 to 23:30 on Monday to Thursday and 23:00 to 00:30 on Friday and Saturday.
 - The following opening hours: 11:00 to 23:30 on Monday to Thursday, 11:00 to 00:30 on Friday and Saturday and 11:00 to 19:00 on Sunday.

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	Yes
Noise	No
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: 17
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

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

3.2 The applicants originally submitted a premises licence application for the same site in March 2015 for the following hours:

- The sale of alcohol for consumption on and off the premises: 11:00 to 00:00 on Monday to Wednesday, 11:00 to 01:00 on Thursday to Saturday and 11:00 to 22:30 on Sunday.
- The provision of Late Night Refreshment: 23:00 to 00:00 on Monday to Wednesday and 23:00 to 01:00 on Thursday to Saturday.
- The following opening hours: 11:00 to 00:00 on Monday to Wednesday, 11:00 to 01:00 on Thursday to Saturday and 11:00 to 22:30 on Sunday.

3.3 The original application was subject to representations from the Licensing Authority, Metropolitan Police and 16 local residents. Licensing Sub-Committee 'A' considered the application on 12 May 2015 and decided that further conditions were required and asked that information be provided by the applicant on the following matters:-

"Use of the bar area for drinking only, hiring out of the premises, the use of framework hours, off sales in general, conditions in relation to reduction in noise, capacity, dispersal policy, deliveries, use of the outside area for smokers, consultation with local residents. The list is not limited to these points."

- 3.4 Determination of this original application was adjourned to 5 October 2015 and the applicants were requested to supply the additional information to the Licensing Officer at least 30 days before the meeting. No additional information has been supplied in respect of this original application.
- 3.5 The Licensing Authority, Metropolitan Police and 17 local residents have submitted representations to the current application.
- 3.6 This premises is located on the site of the former Turnmills Night Club and Anexo Bar, which closed in 2008 and 2011 respectively. The site was subsequently demolished to make way for the current development.

4. Planning Implications

- 4.1 Planning have reported that, "Unit 1 at this premises has planning permission for a flexible use (A1/A3/A4). The proposed use as a restaurant, bar, bakery and food/wine shop would fall within the planning consent granted."

5 Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 To consider that this address is in the Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.
- 5.3 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
 - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 3)

6 Conclusion and reasons for recommendations

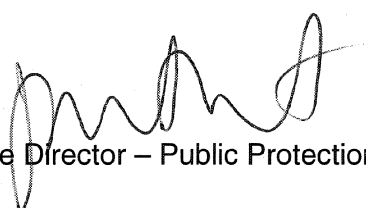
- 6.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions as appropriate to promote the licensing objectives.

Background papers:

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

Final Report Clearance

Signed by


Service Director – Public Protection

Date 27 8.15

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



Islington
Application for a premises licence
Licensing Act 2003

For help contact
licensing@islington.gov.uk
Telephone: 020 7527 3031

* required information

Section 1 of 19

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

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

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

Are you an agent acting on behalf of the applicant?
 Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

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

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

Applicant Business

* Is the applicant's business registered in the UK with Companies House? Yes No

* Registration number

* Business name If the applicant's business is registered, use its registered name.

* VAT number Put "none" if the applicant is not registered for VAT.

* Legal status

Continued from previous page...

* Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

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

* Registration number

* Business name

If your business is registered, use its registered name.

* VAT number

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

* Legal status

Continued from previous page...

* Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Section 2 of 19

PREMISES DETAILS

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

Premises Address

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

Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 19

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 19

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

CONRAN ALBION CLERKENWELL LIMITED

Details

Registered number (where applicable)

09275031

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

Continued from previous page...

PRIVATE LIMITED COMPANY

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Contact Details

E-mail

Telephone number

Other telephone number

Section 5 of 19

OPERATING SCHEDULE

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

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

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies you must include a description of where the place will be and its proximity to the premises.

RESTAURANT, BAR, BAKERY, FOOD AND WINE SHOP

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

Continued from previous page...

Section 6 of 19

PROVISION OF PLAYS

Will you be providing plays?

- Yes No

Section 7 of 19

PROVISION OF FILMS

Will you be providing films?

- Yes No

Section 8 of 19

PROVISION OF INDOOR SPORTING EVENTS

Will you be providing indoor sporting events?

- Yes No

Section 9 of 19

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 19

PROVISION OF LIVE MUSIC

Will you be providing live music?

- Yes No

Section 11 of 19

PROVISION OF RECORDED MUSIC

Will you be providing recorded music?

- Yes No

Section 12 of 19

PROVISION OF PERFORMANCES OF DANCE

Will you be providing performances of dance?

- Yes No

Section 13 of 19

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

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

- Yes No

Section 14 of 19

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Continued from previous page...

Yes

No

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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.

Will the provision of late night refreshment take place indoors or outdoors or both?

Indoors

Outdoors

Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

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.

State any seasonal variations

Continued from previous page...

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

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

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

From the end of permitted hours on New Year's Eve to the start of the permitted hours on New Year's Day.

Section 15 of 19

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes

No

Standard Days And Timings

MONDAY

Start 11:00

End 23:00

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start 11:00

End 23:00

Start

End

WEDNESDAY

Start 11:00

End 23:00

Start

End

THURSDAY

Start 11:00

End 23:00

Start

End

FRIDAY

Start 11:00

End 00:00

Start

End

SATURDAY

Start 11:00

End 00:00

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

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

State any seasonal variations

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

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

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

From the end of permitted hours on New Year's Eve to the start of the permitted hours on New Year's Day

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

Name

First name

Family name

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Continued from previous page...

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

Section 16 of 19

ADULT ENTERTAINMENT

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

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NONE

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

Continued from previous page...

THURSDAY

Start End
Start End

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

State any seasonal variations

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

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

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

From the end of permitted hours on New Year's Eve to the start of the permitted hours on New Year's Day.

Section 18 of 19

LICENSING OBJECTIVES

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

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

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

The terminal hour for off sales will be 22.00 Monday to Saturday and 19.00 on Sunday.

b) The prevention of crime and disorder

CCTV shall be installed, operated and maintained in accordance with the Police (Minimum Standards for the Installation, Operation and Maintenance of CCTV) Regulations 2007.

Continued from previous page...

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 to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours 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.

The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority.

The licence holder shall maintain an Incident Book at the premises to record the following:

- all crimes reported to the venue
- all ejections of patrons
- any complaints received
- any incidents of disorder
- seizures of drugs or offensive weapons and their location
- any faults in the CCTV system
- any visit by a relevant authority or emergency service

The retail shop will be staffed throughout the opening hours with a cashier located at the entrance and exit. Additionally, a duty manager will patrol the retail area at all times.

c) Public safety

The applicant will comply with the reasonable requirements of the Building Control Officer.

The applicant will comply with the reasonable requirements of the Fire Officer.

The premises will be risk assessed from time to time in accordance with relevant legislation.

An adequate and appropriate supply of first aid equipment and materials is to be available on the premises.

d) The prevention of public nuisance

Substantial food and suitable beverages other than intoxicating liquor shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.

No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.

Alcoholic and other drinks purchased from the premises may not be taken outside the premises in open containers such as glasses or opened bottles.

The supply of alcohol at the premises shall only be to a person seated taking a table meal there, and for the consumption by such a person as ancillary to their meal save for in the basement bar area as hatched on the plans.

Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.

Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

Continued from previous page...

Refuse, including bottles, to be kept in an internal refuse room and only left outside the premises in nominated collection points, not on the pavement, unless instructed by Islington Council.

No deliveries or rubbish collection to be permitted before 07.00 and after 22.00 from Monday to Sunday.

Noxious smells are not to be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated.

A dedicated licensed taxi/mini cab service shall be available with the premises for customers.

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.

The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.

No more than 5 smokers will be permitted outside at any one time.

No queuing to be permitted outside the premises at any time.

The capacity of the bar area shall not exceed 35 persons.

The area for the display of off sales shall at no time exceed more than 5% of the total trading area of the premises.

e) The protection of children from harm

Where the sale or supply of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under the age of 25. Such evidence may include a driving licence or passport.

Section 19 of 19

PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card. Premises Licence Fees are determined by the non domestic rateable value of the premises. To find out a premises non domestic rateable value go to the Valuation Office Agency site at http://www.voa.gov.uk/business_rates/index.htm

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

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

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

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls

Continued from previous page...

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

* Fee amount (£)

ATTACHMENTS

AUTHORITY POSTAL ADDRESS

Address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

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

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

* Full name

* Capacity

Date (dd/mm/yyyy)

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

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

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

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

Continued from previous page...

Add another signatory

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

1. Save this form to your computer by clicking file/save as...

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

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Project TURNMILL		Client PRESCOTT & CONRAN	
		SPIN architecture design&interiors	
		45 Mitchell Street EC1W 3DD London +44 (0)2081441861 WWW.spinarchitecture.com	
		Job TURNMILL	
Scale @ A3 1:100	Date 17/03/2015	Dr. By AK	Rev. 00
Number 2013_A002		Licensing Plan GROUND FLOOR	

General Notes

- 1 - Do not scale drawings. Dimensions govern.
- 2 - All dimensions are in millimetres unless otherwise stated.
- 3 - The contractor is responsible for verifying all dimensions and potential discrepancies with the client.
- 4 - SPIN architecture design&interiors is responsible for verifying all dimensions and potential discrepancies with the client.
- 5 - Any areas and dimensions withheld on this sheet are approximate and illustrative only.

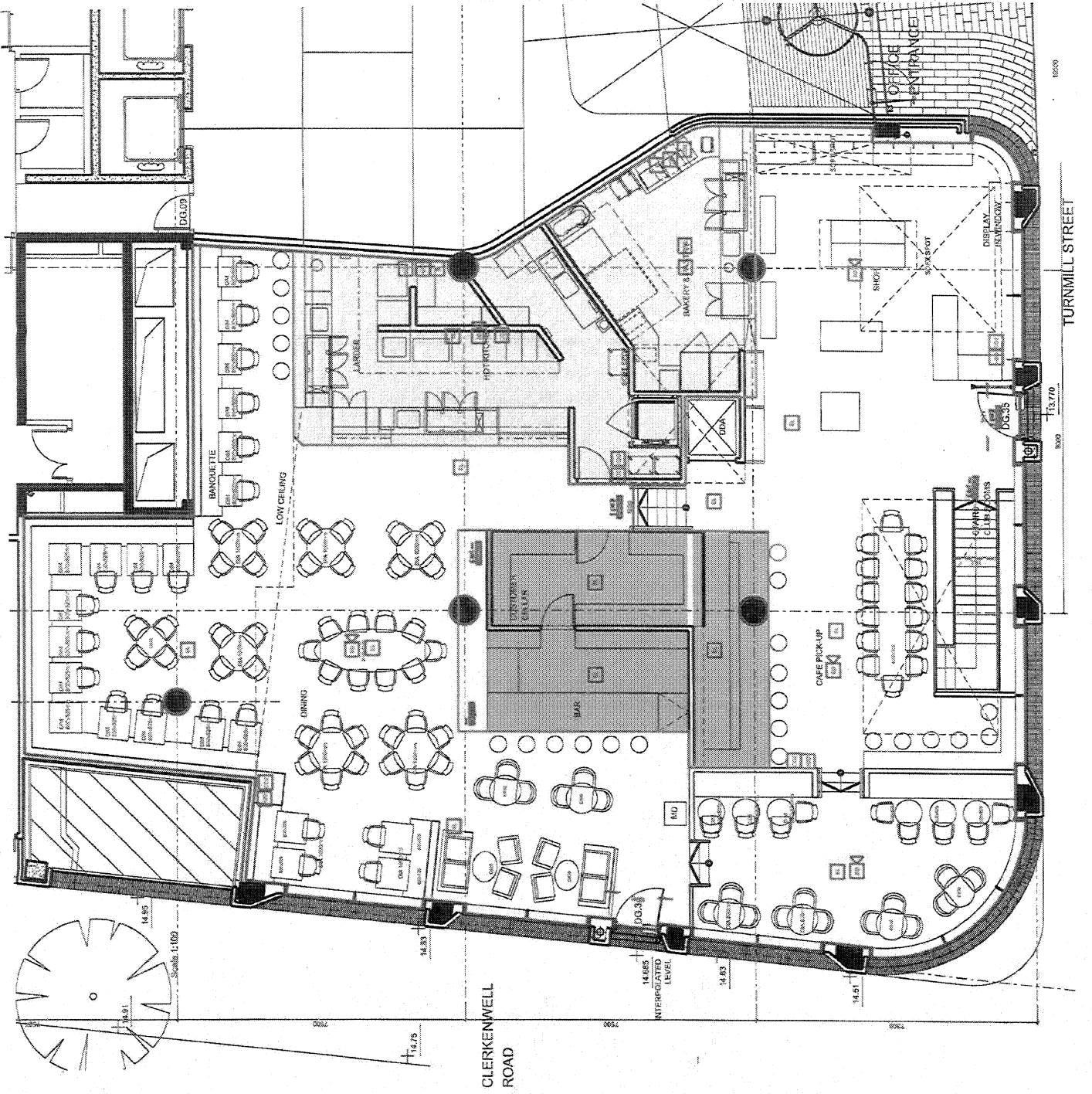
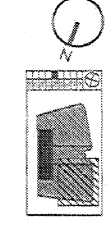
KEY

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RESTAURANT
 OYSTER BAR 12 SEATS
 BANQUETTE 32 SEATS
 TABLES 54 SEATS
 BAR STOOLS 11 SEATS
 TOTAL 109 SEATS

CAFE PICK-UP
 TABLES 20 SEATS
 BAR STOOLS 13 SEATS
 BANQUETTE 12 SEATS
 TOTAL 45 SEATS

OVERALL TOTAL COVER
 154 SEATS



Project
TURNMILL



LOWER GROUND FLOOR

- BANQUETTE 10 SEATS
- TABLES 5 SEATS
- PIE ROOM 36 SEATS
- BAR STOOLS 8 SEATS
- TOTAL 65 SEATS

REV.	DATE	REASON FOR ISSUE	CHK
02	17/03/15	INFORMATION	ICB
01	16/03/15	INFORMATION	ICB
00	17/03/15	DRAFT	ICB

General Notes

- 1 - Do not scale drawings. Dimensions govern.
- 2 - All dimensions are given unless stated otherwise.
- 3 - It is the contractor's responsibility to verify all site dimensions and potential discrepancies with the work. Consultant is responsible to verify all site dimensions and potential discrepancies with the work.
- 4 - Any areas and dimensions indicated on this sheet are approximate and indicate only.

Client
**PRESCOTT
& CONRAN**

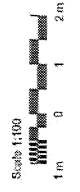
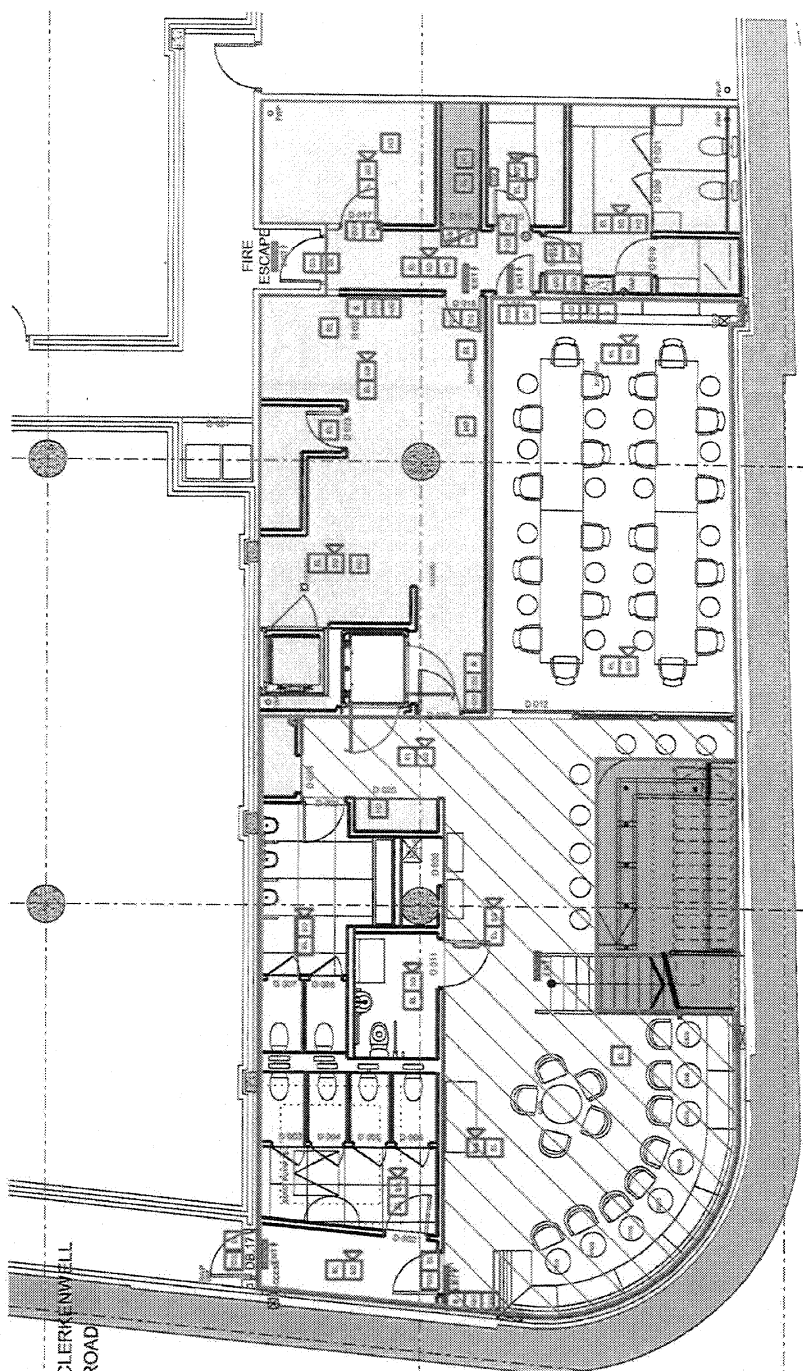
46 Mitchell Street EC1V 3SD London
+44 (0)2031418661 www.psccon.com

360

TURNMILL

Scale @ A3 1:100	Date 17/03/2015	Dr. By AK
Number 2013_A003		Rev. 02

LICENSING PLAN
LOWER GROUND
FLOOR



Licensing Authority Representation: Licensing Act 2003

Application: Unit 1 62 Turnmill Street

I am submitting a representation on behalf of the Licensing Authority with respect to the new application to permit the sale of alcohol and late night refreshment at the above premises.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

*Licensing Policies 1 & 2
Licensing Hours 7 & 8
Licensing Policies 9 & 10
Licensing Policy 21*

*Location, cumulative impact and saturation
Licensing Hours
Operating Schedules
Dispersal Policy*

Issues of Concern

1. The premises are located within the Clerkenwell Cumulative Impact area and therefore the onus is on the applicant to demonstrate that these premises will not add to the cumulative impact. In my opinion, the applicant has failed to demonstrate this in their application
2. The applicants submitted a premises licence application for the same site which was considered by the Licensing Sub-Committee on 12 May 2015. The Committee determined that further conditions were required and requested that the applicants supply further information including, but not limited to, the following points:
 - Use of the bar for drinking only
 - Hiring out of the venue
 - The use of framework hours
 - Off sales in general
 - Conditions in relation to the reduction in noise
 - Capacity
 - Dispersal policy
 - Deliveries
 - Use of the outside area for smokers
 - Consultation with local residents

Determination of the application was adjourned to 5 October 2015.

3. Rather than submit the above additional information, the applicants have submitted a new premises licence application, with reduced proposed hours of operation in line with Islington's preferred hours policy. The new application does not appear to satisfactorily address many of the above points:

- There is no mention of how the bar area will be operated to ensure the responsible retail of alcohol, such as appropriate staff training and monitoring of customer behaviour.
 - There is no mention of the venue's hire policy to third parties.
 - The proposed control measures relating to off-sales should be more robust to discourage street drinking, for example with reference to types of product, minimum bottle sizes and sealed bottles/gift wrapping.
 - There is no information provided to explain how activity at the premises will be monitored during operating times to prevent a nuisance to nearby properties.
 - It is proposed to limit the bar area to 35 persons but it is not clear what the operational capacity of the remainder of the premises will be. The plans attached to the application suggest a total of 225 covers. Is this the total proposed capacity?
 - No dispersal policy has been provided with the application.
 - There is no mention of the location of the smoking area or how it will be monitored and controlled.
 - There is no mention of any intention to engage with neighbouring residents.
4. Despite the reduction in the proposed hours I believe this application is likely to add to the cumulative impact and insufficient information has been provided to rebut this presumption.

Recommendation

I recommend that the application is refused as it does not demonstrate why the operation of the premises will not add to the cumulative impact and therefore granting the application will undermine the promotion of the licensing objectives.

Janice Gibbons
Service Manager (Commercial and Licensing)
Janice.gibbons@islington.gov.uk
02 7527 3212

28 July 2015

2

Your Premises License Application New
Our Licensing/NI
Date: 12th August 2015



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

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

Date 12th August 2015

Premises at
Unit 1
62 Turnmill Street
London
EC1M 5NP

Dear Sir/Madam

Re: Premises License Application: Unit 1, 62 Turnmill Street, EC1M 5NP

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 'Clerkenwell Cumulative Impact Area', a locality where this is a traditionally high crime and disorder and there are concerns that this application will cause further policing problems in an already demanding area. Islington has almost double the national average of licensed premises per resident, and this is why the police supported the implementation of the Council's Cumulative Impact Policy. This large number of licensed premises and the issues associated with these impacts greatly on the police and all other emergency services resources. During a 6 week period from 1st June 2015 to 29th July 2015 there were 44 crimes directly linked to licenced premises within the Clerkenwell ward. As this is an application for a new premise we can't produce any crime figures specific to the proposed venue.

There are 57 licensed premises within a 250m radius of this venue.
50 of these are On Licensed Premises, 4 are Off Licences and 3 are Late Night refreshment venues.
There is nothing within the application that demonstrates to us that the venue will not add to the cumulative impact in the area.
We do not see that this application is bringing anything different or new to the area.

Since the original application, there has been no engagement or communication from the applicant with the police to agree or discuss any of the previously suggested conditions.

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

If the committee is minded to grant the application then we would ask them to consider attaching the following conditions to the application and to also include the core hours as set out in the Council Licensing Policy 2013-2017, for restaurants.

1. The premises operate under full restaurant conditions including policy hours.
2. The supply of alcohol at the premises shall only be to a person seated taking a table meal there, and for the consumption by such a person as ancillary to their meal.
3. Notwithstanding the above condition, alcohol may be supplied and consumed prior to their meal in the designated bar area, by up to a maximum at any one time, of 16 persons dining at the premises.

4. There will be no off sales of alcohol
5. 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 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. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.
6. Crime prevention literature will be placed in prominent positions in the premises and in all toilets used by visitors. Signs will be placed on the back of cubicle doors in the ladies and on the wall above mens urinals. The content of this literature will be agreed and reviewed in conjunction with the local Police.
7. The premises shall adopt a challenge 25 policy.
8. A minimum of one (1) SIA Door Supervisor shall be on duty at the premises whilst the bar is open for business if the maximum number allowed here are above 16 and it is not used solely for the use of patrons whilst waiting for a table.

Yours Sincerely

Nick Pamboris
Steve Harrington
Pete Conisbee

Islington Licensing Officer

From: [redacted]
Sent: 13 August 2015 10:55
To: Licensing; Gallacher, Simon
Subject: Re: Objection to licence application - Conran, Unit 1, 62 Turnmill St

My renewed objection

On 15 Apr 2015 20:51, [redacted] wrote:

Licensing representation

15th April 2015

Application details: Conran Albion Clerkenwell, Unit 1, 62 Turnmill St, EC1M 5NP

Representation made by: [redacted]
[redacted]

Dear Sirs,

I object to this application on the grounds of all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21.

The impact will have a negative cumulative impact on local residents and the area. This licence does not specify capacity, but the plans show the applicant proposes a very large premises (225 covers plus food and wine shop with off licence).

My main objections are:

The proposed hours are extensive and outside the Council's own guideline framework of closing times for restaurants, cafes and bars – despite being in an area of cumulative impact

This will significantly increase foot and road traffic in an already very busy area and with residential properties nearby

The lack of a noise and management programme to minimise noise and nuisance on the nearby area and residents

The lack of delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance

The application for a bar in an area of cumulative impact and saturation

The application for off premises licence and with extensive hours of sale

I recommend refusing certain aspects of this application and imposing conditions on other aspects so as to effectively mitigate problems of cumulative impact.


I detail these below, along with my objections based on the licensing objectives. If these conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

A reasonable number of licensed premises are welcome provided they respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's Licensing Policy and the needs of local residents. Nor does it demonstrate any willingness to mitigate cumulative impact.

Islington has London's 2nd highest density of licensed premises and higher than London average for violent crimes attributable to alcohol. Clerkenwell is an area of cumulative impact and saturation. Please don't further aggravate these conditions.

The cumulative impact policy creates a rebuttable presumption that new premises licence applications are likely to add to the existing cumulative impact. We ask that you please reject this application if you agree it will cause a negative cumulative impact. If you approve the application, please do so with the below restrictions.

Kind regards,


Please note local residents have discussed this application. If multiple objections are the same/similar, it is due to our approach as a community. No one objection should be discounted by the Committee or the applicant simply because they appear similar.

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area. And regarding hours, also please note that

Licence for a bar area should be rejected

Licence for off premises sales should be rejected

On premises licence and opening hours for the restaurant and café areas should be restricted as outlined below

This will bring the hours inline with recently licensed restaurants like Granger & Co as well as other nearby licensed premises such as Modern Pantry, Dovetail, Sekforde Arms, Three Kings and The Crown.

Off premises licence, if granted, should have hours restricted as follows and should only apply to the food and wine shop:

No licence for on premises sales should be granted to the bakery or the food and wine shop

No licence shall be granted for any exceptional days to be open all night for either on or off premises sales. The premises nor any part therein shall be permitted to operate as a bar.

Alcoholic drinks may only be consumed within the premises restaurant and café areas during those hours permitted for the sale of alcohol and **30** minutes after the permitted terminal hour. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.

No new customers are permitted to enter the premises after 22:00. No customers carrying open or sealed bottles shall be admitted at any time.

The premises shall operate only as a restaurant, café, bakery and food and wine shop.

The restaurant and café areas shall be ones in which (i) customers are shown to their table, (ii) food is provided in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) no take away service of food or drink for immediate consumption is provided, and (iv) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.

The maximum number of persons accommodated at any one time shall not exceed **90 covers** in the restaurant area and **40 covers** in the café area. There shall be no seated area in the bakery or food and wine shop areas.

No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.

The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.

The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.

No music or noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Doors to access and egress the premises shall be kept closed so far as practicable, employ automatic door closing mechanisms and not be wedged or held open.

No more than **10 persons** shall be permitted to smoke outside the premises at any one time, and no more than **five persons after 21:00**. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after **22:00**. The licence holder shall ensure the area outside the premises are swept

and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.

The licence holder shall not allow any queuing outside of the premises at any time and shall provide sufficient space within the premises for any queue that forms. A queue shall mean any single person, or persons, waiting to be served at the premises. The licence holder shall actively discourage and disperse any persons trying to wait outside the premises or who otherwise obstruct the pavement or roadway and shall decline them service if they fail to disperse.

No chairs or tables or signage or display boards of any kind shall be placed on the pavement or carriageway outside the premises at any time and the licence holder shall not seek any licence or variation of this licence for any such tables or chairs in the future.

The licence holder shall ensure that all lights in the main dining area of the premises are switched off when the premises are closed to save energy and minimise light pollution.

Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly. The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.

A member of staff of the licence holder shall be present at the exit from 22:00 until the last patron leaves on any day of operations in order to direct patrons to the nearest transport links and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises. The licence holder shall not call, or otherwise arrange, directly or indirectly taxis for any patrons so as not to increase late night traffic noise outside the premises. The licence holder shall encourage patrons to use public transport or disperse to the main roads to wait for passing taxis.

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.

Children shall be permitted on the premises for the purposes of having a meal if accompanied by a responsible adult. Staff shall be trained on their responsibilities to not sell alcohol to persons who are or appear to be under age. The licensee shall adopt the Challenge 25 and BII National Standards Proof of Age Scheme. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a passport, or UK Driving Licence bearing the photograph and date of birth if the bearer. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they understood the training. The licensee shall keep records of training and instruction given to staff.

The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority. It shall be maintained to record all crimes reported to the venue, ejections of patrons, complaints received, incidents of disorder, faults in the CCTV system, and any other relevant incidents for the Police or other statutory authority.

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

The licence holder shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures designed to ensure that noise from equipment on the premises (including but not limited to air conditioning and kitchen extracts) is kept to a minimum and meets the Council's Db guidelines to prevent persons in the neighbourhood from being disturbed by noise from equipment on the premises. A certified true copy of that scheme shall be delivered to the Clerkenwell Green Preservation Society not less than fourteen (14) days prior to the opening of the premises for trade and to any resident of EC1 requesting an electronic copy of the same within 7 days of any such request.

The licence holder shall ensure that any extractor fans, any air conditioning units or any other equipment used by, or connected, to the premises shall operate at all times within the maximum permitted noise limits required by the Council or, if lower, by the then current legislation including any subordinate legislation and regulations.

Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking

Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning

Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant

No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact

No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 225 covers (huge by comparison for the neighbourhood) serving 7 days a week from 11:00 to 00:00/01:00 (except for Sundays until 22:30, which is still very late for the area).

The premises are located Turnmill Street near many residential blocks on the same street, across the street (to the north) from residential blocks in Clerkenwell Green, across the street (to the west) from residential blocks on Farringdon Road and around the corner from residential blocks on Britton Street

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder,

and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.



4

Unit 1, 62 Turnmill Street, London EC1M 5NP ("the Premises")

Conran Albion Clerkenwell Limited ("the Applicant")
Objections to Licence Application

Licensing Act 2003 representation pro-forma

Premises Name and address: Unit 1, 62 Turnmill St, EC1M 5NP

Your Name: [REDACTED]

Interest (i.e. resident, business): RESIDENT

Your Address: [REDACTED]

Email: [REDACTED]

Date: 13 August 2015

I wish my identity to be kept anonymous No

Signature _____ Sent via email, please accept as signed

Send by email to: licensing@islington.gov.uk

Dear Sirs,

CONRAN ALBION, TURNMILL STREET, EC1M 5NP

SECOND LICENCE APPLICATION

This is the second application for a brand new premises' licence for brand new premises intended to be a Conran Albion branded restaurant with over 200 hundred covers ("the Second Application"). It will be one of the largest restaurants in Clerkenwell situated on the corner of a very busy arterial route (Clerkenwell Road).

The restaurant is situated in the Farringdon ward of the Clerkenwell Cumulative Impact Area ("CCIA") designated in 2011 by Islington Council Licensing Authority in recognition of the Licensing Authority's stated view that "having considered all the evidence the Licensing Authority is of the opinion that Clerkenwell is saturated with licensed premises."

Whilst the CCIA is not an absolute bar to new licences or extensions, LP2 goes on to state that applications will normally be refused unless the applicant can demonstrate that "there will be no adverse cumulative impact [my emphasis] on the licensing objectives".

Far from attempting to discharge the obligation upon the Applicant to demonstrate that the Second Application will have no adverse cumulative impact, the Second Application appears to be either wilfully ignorant of Islington Licensing Policy, and in particular the CCIA, or deliberately designed to challenge stated and long standing Islington licensing policy. In particular, the Applicant appears to demonstrate barely concealed contempt for Islington Licensing Policy by seeking hours in excess of the maximum recommended by Islington Council on every day of the 7 day opening; seeking off-licence sales for premises which are supposed to be intended as a restaurant and well in excess of the maximum hours for any off-sales (23.00); and effectively a 24 hours' licence for New Year's Day.

By substantially ignoring Islington Licensing Policy and Guidelines, the Applicant, in common with numerous other applicants, appeared in its First Application to be cynically seeking an advantage by proposing a licence well in excess of those recommended limits. Doubtless this was done in the hope that if objections are not raised, they would be approved and, if there were objections, the excesses can, to a greater or lesser extent be "conceded" whilst still securing a new premises licence for new premises in an area the Islington Licensing Authority described 4 years ago as "saturated".

I endorse my neighbour, [REDACTED] objections as set out below.

1 PUBLIC NUISANCE

The Licensing Authority has formally accepted that licensed premises in Clerkenwell have reached saturation recognising that as the density of premises in Islington increases so does both the number of ambulance callouts and the level of alcohol related crime.

A 200+ seat restaurant presents the prospect of a very significant number of customers coming and going from the restaurant during its opening hours with all the attendant noise of people who have been eating, drinking and socialising. There are two substantial residential blocks and several addition smaller residential units on Turnmill Street, likely to find a significant increase in noise and disturbance from the Applicant's patrons leaving the area via Farringdon, since there are no premises of the size and nature of the Premises at the north end of Turnmill Street.

More licensed premises at the north end of Turnmill Street would appear to encourage it as a drinking venue, and a conduit for revellers and to degenerate to the state of a public urinal like that of Cowcross Street at the south end of Turnmill Street on Friday and Saturday nights, especially. If licensed premises are to be allowed the inevitable noise and nuisance from patrons should be limited by keeping their activities in the premises entirely and the basic peace of local residents especially those on Turnmill Street needs to be protected by hours that do not impact materially on normal residential use ie nothing after midnight.

.1.1 Licensed Hours

Most restaurants in the immediate area of the Premises do not operate beyond 2300 although a few do operate until midnight on Friday and Saturday and none currently

operates after midnight. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the Applicant by exceeding the restaurant hours recommended by Islington Licensing Policy extending the Applicant's licence beyond 2300 Sunday to Thursday (inclusive) and 2400 Friday and Saturday.

This is especially the case given then very large size of the Premises and its proximity to residential areas along Turnmill Street. If such a precedent is set for very large premises, it will be much more difficult for both residents and the Licensing Committee to maintain the CCIA and oppose smaller existing premises seeking to extend their licences with the consequent erosion of the protected special peaceful character of the area.

The Applicant claims it would be disadvantaged by hours less than premises, the Turnmill Social, in the next unit in the same building owned by Derwent which was granted longer hours in an application that received no filed objections. This is specifically not a justification or relevant consideration in Islington Licensing Policy for granting the hours sought by the Second Application. The residents were unaware on the Turnmill Social Application and had we been we would have objected very strongly if we had been aware of the application which did not appear to have been properly advertised. Peter Prescott the MD of Conran Albion has also admitted that Albion is the anchor restaurant tenant for the building and it has been pointed out to him that it is entirely possible for pressure to be brought to bear by Derwent and Conran to ensure that the Turnmill Social does not utilise the hours it was granted unopposed. It is therefore not a valid and proper justification for the Applicant to demand a "Me Too" approach and would not be likely to disadvantage the Applicant if hours were kept to the Core Hours

1.3 Footpath Obstruction

The premises are on the corner of Clerkenwell Road and Turnmill Street which is an extremely busy junction for both vehicular and pedestrian traffic with pavements that struggle to cope at peak times. Nevertheless, the Applicant has proposed nothing to recognise these facts, persists not only in failing to rebut the presumption against the licence it seeks and actually causing brand new nuisances.

1.5 Rubbish

The waste disposal arrangements for the Premises are extremely important and the food waste and rubbish which will be generated from such a huge restaurant will attract vermin such as rats, urban foxes and seagulls unless properly managed. This remains poorly addressed

2 CRIME AND DISORDER

Whatever steps the Applicant may take, the fact of the matter is that the effectiveness of any management plan ends at the doors of the Premises. Premises staff have absolutely no jurisdiction, control or authority over any person beyond the bounds of the Premises. In practical terms therefore they have no power at all and the management plan will not help protect the surrounding area, from the behaviour

of patrons off-site or the various "trades" (eg unlicensed cabs/ "lap-dancing" touts) that feed off late night patrons and venues. It is also inevitable that patrons will ignore the polite signs to respect the residents and will cause disturbance whatever the door staff say.

It seems that the only way to restrict these risks, as Islington Licensing Policy acknowledges, is to limit the hours of licensed premises to balance the need of the wider community and minimise crime and disorder.

4 PUBLIC SAFETY

There is a risk that the Premises may endanger public safety by allowing the pavement immediately outside the Premise to become obstructed with smokers or patrons gathering, forcing pedestrians onto the carriageway of Turnmill Street with the consequent risk of injury and accidents.

CONCLUSION

The CCIA is meant to protect the residents of Clerkenwell and Farringdon from the worst excesses of the ever increasing number of licensed premises.

The Second Application appears to barely recognise the existence of the CCIA and clearly stated Islington Licensing Policy and recommended Guidelines that have been in place for almost 5 years. For the Applicant's apparently arrogant approach and wilful disregard for Islington Policy and Guidelines, **the Applicant should be refused as a matter of principle having failed to discharge the onus on it to show there is no adverse cumulative impact on the licensing objectives of Islington Council and the protection of resident council taxpayers.**

If the Licensing Committee is willing, despite the very clear challenge of the Second Application to the CCIA, to grant the Applicant a licence, I would ask for the following conditions in particular:

1. any such licence is restricted to the Core Hours' maxima specified and recommended by Islington Council Policy for restaurants (2300 Sunday to Thursday and 2400 Friday/Saturday) and last orders for alcohol 30 minutes before those terminal Core Hours NOT in addition to the Core Hours;
2. no off-sales from the shop or the restaurant after 21.00 to make a clear break between off-sales and the night-time party economy;
3. no tables outside and no signage, queueing or other obstruction (including smokers) of the busy pavement outside and absolutely no drinking at all outside. The designated smoking area should be specified as the turning providing access;
4. no 24 or extended hours licence for New Year or at any other time;
5. no Temporary Event Notices at all since this licence is in the CCIA and TENS undermine the CCIA and the whole point of having detailed licence conditions;

6. a condition that the Applicant does not seek to increase any granted hours or any relaxation of the conditions granted for a period of 5 years. This is to prevent the Applicant applying year on year to extend its licence "having got its foot in the door". Any licence is granted after very detailed consideration and further relaxations within a specified period enables the death of a thousand cuts to the specific conditions and to overall Islington Licensing Policy and should be prevented;
- 7 a condition, since this is a premises' licence not a people licence, and these are very large premises in the CCIA, that the licence granted will be surrendered if the Applicant ceases to operate the premises, to enable the consideration of any new applicant's likely operations and their impact on the CCIA.

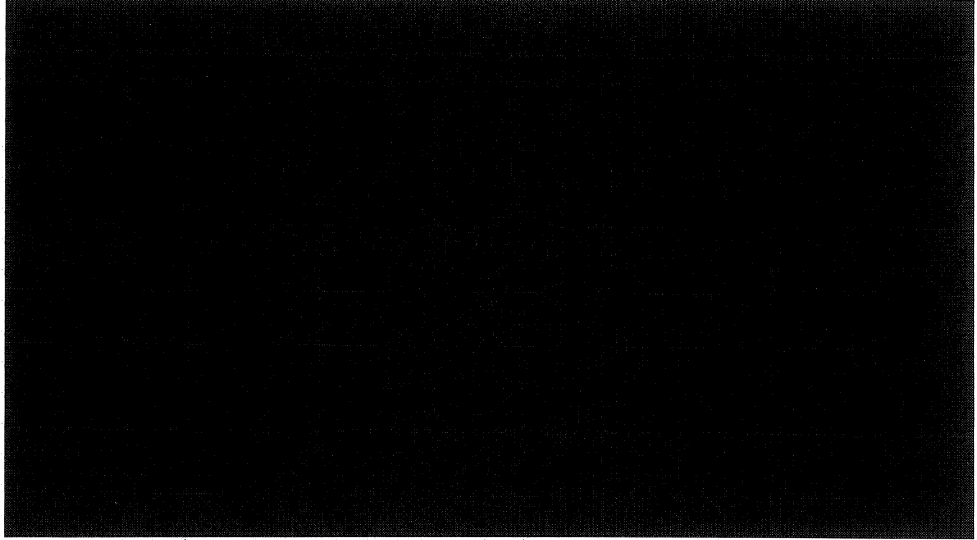
Change in Clerkenwell and Farringdon seems inevitable and more licensed premises may be granted if they are properly respectful of longstanding Islington Licensing Policy and Guidelines and the needs of local residents not to face increased disturbance, crime and nuisance. This Second Application continues to fail to do either and should be brought into line with Islington Council's carefully considered and framed Licensing Policies and Guidelines so that the CCIA is protected and those policies are not rendered meaningless. I hope the Committee will agree and take a fair but robust approach to protect Clerkenwell from the death of a thousand licensing cuts by requiring a closely controlled licence with hours kept within the Core Hours recommended by Islington Licensing Policy 5 years ago.

Yours sincerely



5

From: [Redacted]
Sent: 13 August 2015 15:54
To: Gallacher, Simon; Licensing
Cc: [Redacted]



Subject: Re: Conran Albion Second Application Objections

Unit 1, 62 Turnmill Street, London EC1M 5NP ("the Premises")
Conran Albion Clerkenwell Limited ("the Applicant")
Objections to Licence Application
Licensing Act 2003 representation pro-forma
Premises Name and address: Unit 1, 62 Turnmill St, EC1M 5NP
Your Name: [Redacted]
Interest (i.e. resident, business): RESIDENT
Your Address: [Redacted]

Date: 13th August 2015
I wish my identity to be kept anonymous No
Signature _____ Sent via email, please accept as signed - thank you.

Dear Simon,

I fully endorse the objections made by [Redacted] and family and would like to ask you to please request the committee to take into account my objections.

In particular, I would like to endorse [Redacted] comments about the 2nd application being made at a time when many people are away on holiday. This seems to represent a flagrant disregard of the local community when Conran were asked especially not to do this because of all the extra work it causes. I was at the meeting with Conran when this was discussed and it seemed clear even then that Conran are not at all bothered by local concerns.

In this context I am sure the committee will take into account that this area is a mixed area of residential and commercial premises. In an area as beautiful and unique as Clerkenwell, which Islington I hope will want to preserve given its history and location, there is no reason for commercial interests to override the local community, many of whom are long-standing residents. At the weekends especially, the local area is quiet - that's part of its charm and the reason why people like living here. It would be more than a terrible shame if the unique quiet Clerkenwell was lost. Once it's gone, it's gone.

[REDACTED] and family have outlined the objections more fully and completely and there's very little for me to add. However, it does seem rather puzzling that in an area where the local authority has identified the issue of cumulative impact of any additional licensing premises, that Conran should so confidently request extended hours. The area around the proposed premises is heavily used by pedestrians, cyclists and general traffic. The proximity of one of the entrances/exits to the traffic lights, where large numbers congregate on the pavement waiting to cross the road, is a cause for concern. It's often a spot where people are rushing to or from Farringdon tube so I wanted to flag this up as a potential place for accidents or altercations.

Thank you so much for all your communications and work.

Very best of wishes,

[REDACTED]

On 13 August 2015 at 13:17, [REDACTED] wrote:
Dear Simon

I attach my objections to the Albion's Second Application which have to be filed today.

I have copied this to other objectors since many are on holiday and I know a good number only heard of the second application barely 2 weeks ago. I hope the Committee will be willing to accept objections that endorse my or other objectors' objections given Conran appear to have deliberately made the application during the summer holidays when they know many people are away and when they were specifically asked not to make a second application give the first was only adjourned.

It is not as complete as I would like but I have no more time today to go through all the points on the Application. Please can you confirm you have received these.

Kind regards

[REDACTED]

From: [REDACTED]

[REDACTED]



CC: simon.gallacher@islington.gov.uk

Subject: Conran Albion Objections TODAY 13 August 2015


Date: Thu, 13 Aug 2015 10:03:55 +0100

Dear All

As you should be aware, Conran Albion, despite having only had their first application adjourned to 5 October (as opposed to being refused) and having been asked by us at our meeting with Peter Prescott not to file a second application since it served only to inconvenience the objector base and served no other apparent real purpose for Conran, did file a second application and have withdrawn their first. Having been postponed in early May, all of this was also done by Conran deliberately in the middle of the summer holiday period no doubt to further inconvenience the objector base and reduce objections.

New objections have to be filed today at latest so if you have not done so already please would you file your new objections and if you have limited time please re-file your original objections to the first application for this second application since apparently our original objections have no effect on the second application.

Kind regards



6

Licensing representation, 13 Aug 2015, Conran Albion, 62 Turnmill St, EC1M 5NP

Dear Sirs,

I object to this application on the grounds of all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21. The impact will have a negative cumulative impact on local residents and the area. This licence does not specify capacity, but the plans show the applicant proposes a very large premises (225 covers plus food and wine shop with off licence).

I note a similar application was filed and adjourned to October with Committee instructions to consider a long list of concerns raised by residents and other parties. Rather than present well thought out amendments as requested by the Committee, the applicant has filed yet another application – and over the summer holidays.

This limiyd resident objectors and wastes the time of the Council, residents and other interested parties. It also adds to our cumulative impact – and I therefore strongly agree with the more detailed comments on this point made by one of my neighbours.

My main objections are:

- A. The proposed location is significantly larger than the majority of licenced premises in the neighbourhood with long hours of operation
- B. It is in an area of cumulative impact that was four years ago already defined as saturated by Islington's licensing policy
- C. This will significantly increase foot and road traffic in an already very busy area and with residential properties nearby with over 225 covers plus people standing
- D. There is an insufficient noise and management programme to minimise noise and nuisance on the nearby area and residents
- E. The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak
- F. The application for a bar in an area of cumulative impact and saturation
- G. The application for off premises licence and with extensive hours of sale
- H. The request for 24 hour operation over new years eve

I recommend refusing certain aspects of this application and imposing conditions on other aspects so as to effectively mitigate problems of cumulative impact. I detail these below, along with my objections based on the licensing objectives. If these conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

A reasonable number of licensed premises are welcome provided they respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's Licensing Policy and the needs of local residents. Nor does it demonstrate an ability to effectively mitigate the cumulative impact.

Islington is London's 2nd highest density of licensed premises and higher than London average for violent crimes from alcohol. Clerkenwell is an area of cumulative impact and saturation and crime. Please don't further aggravate these conditions. We ask that you please reject this if you agree it will cause a negative cumulative impact. If you do approve the application, please do so with the below restrictions.

Kind regards,

[Redacted signature block]

Please note residents have discussed this application. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area. And regarding hours, also please note that

1. Licence for a bar area should be rejected
2. Licence for off premises sales should be rejected
3. On premises licence and opening hours for the restaurant and café areas should be restricted as outlined below

	Opening Hours in Application	Restrict Hours – Opening	Licence Hours in Application	Restrict Hours – Licence
Monday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Tuesday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Wednesday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Thursday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Friday	11:00 – 00:30	11:00 – 23:00	11:00 – 00:00	11:00 – 22:30
Saturday	11:00 – 00:30	11:00 – 23:00	11:00 – 00:00	11:00 – 22:30
Sunday	11:00 – 19:00	11:00 – 17:00	11:00 – 18:30	11:00 – 16:30

This will bring the hours inline with recently licensed restaurants like Granger & Co as well as other nearby licensed premises such as Modern Pantry, Dovetail, Sekforde Arms, Three Kings and The Crown.

4. Off premises licence, if granted, should have hours restricted as follows and should only apply to the food and wine shop:

	Off Licence Hours in Application	Restrict Hours – Off Licence
Monday	11:00 – 00:00	11:00 – 18:00
Tuesday	11:00 – 00:00	11:00 – 18:00
Wednesday	11:00 – 00:00	11:00 – 18:00
Thursday	11:00 – 01:00	11:00 – 18:00
Friday	11:00 – 01:00	11:00 – 18:00
Saturday	11:00 – 01:00	11:00 – 18:00
Sunday	11:00 – 22:30	11:00 – 17:00

5. No licence for on premises sales should be granted to the bakery or the food and wine shop
6. No licence shall be granted for any exceptional days to be open all night for either on or off premises sales. The premises nor any part therein shall be permitted to operate as a bar.
7. The premises should not be eligible for any Temporary Events Notice throughout the operation of this licence.
8. If granted, the licence should terminate if management changes hands.
9. Alcoholic drinks may only be consumed within the premises restaurant and café areas during those hours permitted for the sale of alcohol and 30 minutes after the permitted terminal hour. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.
10. No new customers are permitted to enter the premises after 22:00. No customers carrying open or sealed bottles shall be admitted at any time.
11. The premises shall operate only as a restaurant, café, bakery and food and wine shop.

12. The restaurant and café areas shall be ones in which (i) customers are shown to their table, (ii) food is provided in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) no take away service of food or drink for immediate consumption is provided, and (iv) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.
13. The maximum number of persons accommodated at any one time shall not exceed **90 covers** in the restaurant area and **40 covers** in the café area. There shall be no seated area in the bakery or food and wine shop areas.
14. No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.
15. The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
16. The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
17. No music or noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Doors to access and egress the premises shall be kept closed so far as practicable, employ automatic door closing mechanisms and not be wedged or held open.
18. No more than **10 persons** shall be permitted to smoke outside the premises at any one time, and no more than **five persons after 21:00**. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after **22:00**. The licence holder shall ensure the area outside the premises are swept and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.
19. The licence holder shall not allow any queuing outside of the premises at any time and shall provide sufficient space within the premises for any queue that forms. A queue shall mean any single person, or persons, waiting to be served at the premises. The licence holder shall actively discourage and disperse any persons trying to wait outside the premises or who otherwise obstruct the pavement or roadway and shall decline them service if they fail to disperse.
20. No chairs or tables or signage or display boards of any kind shall be placed on the pavement or carriageway outside the premises at any time and the licence holder shall not seek any licence or variation of this licence for any such tables or chairs in the future.
21. The licence holder shall ensure that all lights in the main dining area of the premises are switched off when the premises are closed to save energy and minimise light pollution.

22. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly. The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.
23. A member of staff of the licence holder shall be present at the exit from 22:00 until the last patron leaves on any day of operations in order to direct patrons to the nearest transport links and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises. The licence holder shall not call, or otherwise arrange, directly or indirectly taxis for any patrons so as not to increase late night traffic noise outside the premises. The licence holder shall encourage patrons to use public transport or disperse to the main roads to wait for passing taxis.
24. 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.
25. Children shall be permitted on the premises for the purposes of having a meal if accompanied by a responsible adult. Staff shall be trained on their responsibilities to not sell alcohol to persons who are or appear to be under age. The licensee shall adopt the Challenge 25 and BII National Standards Proof of Age Scheme. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a passport, or UK Driving Licence bearing the photograph and date of birth if the bearer. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they understood the training. The licensee shall keep records of training and instruction given to staff.
26. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority. It shall be maintained to record all crimes reported to the venue, ejections of patrons, complaints received, incidents of disorder, faults in the CCTV system, and any other relevant incidents for the Police or other statutory authority.
27. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system shall record in real time, date and time stamped and will continually 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 together with facilities for viewing should these be necessary. 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.
28. The licence holder shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures designed to ensure that noise from equipment on the premises (including but not limited to air conditioning and kitchen extracts) is kept to a minimum and meets the Council's Db guidelines to prevent persons in the neighbourhood from being disturbed by

noise from equipment on the premises. A certified true copy of that scheme shall be delivered to the Clerkenwell Green Preservation Society not less than fourteen (14) days prior to the opening of the premises for trade and to any resident of EC1 requesting an electronic copy of the same within 7 days of any such request.

29. The licence holder shall ensure that any extractor fans, any air conditioning units or any other equipment used by, or connected, to the premises shall operate at all times within the maximum permitted noise limits required by the Council or, if lower, by the then current legislation including any subordinate legislation and regulations.

Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 225 covers (huge by comparison for the neighbourhood) serving 7 days a week from 11:00 to 00:00/01:00 (except for Sundays until 22:30, which is still very late for the area).

The premises are located Turnmill Street near many residential blocks on the same street, across the street (to the north) from residential blocks in Clerkenwell Green, across the street (to the west) from residential blocks on Farringdon Road and around the corner from residential blocks on Britton Street

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

7

Licensing representation, 13 Aug 2015, Conran Albion, 62 Turnmill St, EC1M 5NP

Dear Sirs,

I object to this application on the grounds of all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21. The impact will have a negative cumulative impact on local residents and the area. This licence does not specify capacity, but the plans show the applicant proposes a very large premises (225 covers plus food and wine shop with off licence).

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My main objections are:

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- E. The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak
- F. The application for a bar in an area of cumulative impact and saturation
- G. The application for off premises licence and with extensive hours of sale
- H. The request for 24 hour operation over new years eve

I recommend refusing certain aspects of this application and imposing conditions on other aspects so as to effectively mitigate problems of cumulative impact. I detail these below, along with my objections based on the licensing objectives. If these conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

A reasonable number of licensed premises are welcome provided they respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's Licensing Policy and the needs of local residents. Nor does it demonstrate an ability to effectively mitigate the cumulative impact.

Islington is London's 2nd highest density of licensed premises and higher than London average for violent crimes from alcohol. Clerkenwell is an area of cumulative impact and saturation and crime. Please don't further aggravate these conditions. We ask that you please reject this if you agree it will cause a negative cumulative impact. If you do approve the application, please do so with the below restrictions.

Kind regards,

Please note residents have discussed this application. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area. And regarding hours, also please note that

1. Licence for a bar area should be rejected
2. Licence for off premises sales should be rejected
3. On premises licence and opening hours for the restaurant and café areas should be restricted as outlined below

	Opening Hours in Application	Restrict Hours – Opening	Licence Hours in Application	Restrict Hours – Licence
Monday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Tuesday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
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Thursday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Friday	11:00 – 00:30	11:00 – 23:00	11:00 – 00:00	11:00 – 22:30
Saturday	11:00 – 00:30	11:00 – 23:00	11:00 – 00:00	11:00 – 22:30
Sunday	11:00 – 19:00	11:00 – 17:00	11:00 – 18:30	11:00 – 16:30

This will bring the hours inline with recently licensed restaurants like Granger & Co as well as other nearby licensed premises such as Modern Pantry, Dovetail, Sekforde Arms, Three Kings and The Crown.

4. Off premises licence, if granted, should have hours restricted as follows and should only apply to the food and wine shop:

	Off Licence Hours in Application	Restrict Hours – Off Licence
Monday	11:00 – 00:00	11:00 – 18:00
Tuesday	11:00 – 00:00	11:00 – 18:00
Wednesday	11:00 – 00:00	11:00 – 18:00
Thursday	11:00 – 01:00	11:00 – 18:00
Friday	11:00 – 01:00	11:00 – 18:00
Saturday	11:00 – 01:00	11:00 – 18:00
Sunday	11:00 – 22:30	11:00 – 17:00

5. No licence for on premises sales should be granted to the bakery or the food and wine shop
6. No licence shall be granted for any exceptional days to be open all night for either on or off premises sales. The premises nor any part therein shall be permitted to operate as a bar.
7. The premises should not be eligible for any Temporary Events Notice throughout the operation of this licence.
8. If granted, the licence should terminate if management changes hands.
9. Alcoholic drinks may only be consumed within the premises restaurant and café areas during those hours permitted for the sale of alcohol and 30 minutes after the permitted terminal hour. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.
10. No new customers are permitted to enter the premises after 22:00. No customers carrying open or sealed bottles shall be admitted at any time.
11. The premises shall operate only as a restaurant, café, bakery and food and wine shop.

12. The restaurant and café areas shall be ones in which (i) customers are shown to their table, (ii) food is provided in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) no take away service of food or drink for immediate consumption is provided, and (iv) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.
13. The maximum number of persons accommodated at any one time shall not exceed **90 covers** in the restaurant area and **40 covers** in the café area. There shall be no seated area in the bakery or food and wine shop areas.
14. No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.
15. The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
16. The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
17. No music or noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Doors to access and egress the premises shall be kept closed so far as practicable, employ automatic door closing mechanisms and not be wedged or held open.
18. No more than **10 persons** shall be permitted to smoke outside the premises at any one time, and no more than **five persons after 21:00**. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after **22:00**. The licence holder shall ensure the area outside the premises are swept and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.
19. The licence holder shall not allow any queuing outside of the premises at any time and shall provide sufficient space within the premises for any queue that forms. A queue shall mean any single person, or persons, waiting to be served at the premises. The licence holder shall actively discourage and disperse any persons trying to wait outside the premises or who otherwise obstruct the pavement or roadway and shall decline them service if they fail to disperse.
20. No chairs or tables or signage or display boards of any kind shall be placed on the pavement or carriageway outside the premises at any time and the licence holder shall not seek any licence or variation of this licence for any such tables or chairs in the future.
21. The licence holder shall ensure that all lights in the main dining area of the premises are switched off when the premises are closed to save energy and minimise light pollution.

22. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly. The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.
23. A member of staff of the licence holder shall be present at the exit from 22:00 until the last patron leaves on any day of operations in order to direct patrons to the nearest transport links and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises. The licence holder shall not call, or otherwise arrange, directly or indirectly taxis for any patrons so as not to increase late night traffic noise outside the premises. The licence holder shall encourage patrons to use public transport or disperse to the main roads to wait for passing taxis.
24. 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.
25. Children shall be permitted on the premises for the purposes of having a meal if accompanied by a responsible adult. Staff shall be trained on their responsibilities to not sell alcohol to persons who are or appear to be under age. The licensee shall adopt the Challenge 25 and BII National Standards Proof of Age Scheme. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a passport, or UK Driving Licence bearing the photograph and date of birth if the bearer. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they understood the training. The licensee shall keep records of training and instruction given to staff.
26. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority. It shall be maintained to record all crimes reported to the venue, ejections of patrons, complaints received, incidents of disorder, faults in the CCTV system, and any other relevant incidents for the Police or other statutory authority.
27. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system shall record in real time, date and time stamped and will continually 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 together with facilities for viewing should these be necessary. 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.
28. The licence holder shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures designed to ensure that noise from equipment on the premises (including but not limited to air conditioning and kitchen extracts) is kept to a minimum and meets the Council's Db guidelines to prevent persons in the neighbourhood from being disturbed by

noise from equipment on the premises. A certified true copy of that scheme shall be delivered to the Clerkenwell Green Preservation Society not less than fourteen (14) days prior to the opening of the premises for trade and to any resident of EC1 requesting an electronic copy of the same within 7 days of any such request.

29. The licence holder shall ensure that any extractor fans, any air conditioning units or any other equipment used by, or connected, to the premises shall operate at all times within the maximum permitted noise limits required by the Council or, if lower, by the then current legislation including any subordinate legislation and regulations.

Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 225 covers (huge by comparison for the neighbourhood) serving 7 days a week from 11:00 to 00:00/01:00 (except for Sundays until 22:30, which still very late for the area).

The premises are located Turnmill Street near many residential blocks on the same street, across the street (to the north) from residential blocks in Clerkenwell Green, across the street (to the west) from residential blocks on Farringdon Road and around the corner from residential blocks on Britton Street

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

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Licensing representation, 13 Aug 2015, Conran Albion, 62 Turnmill St, EC1M 5NP

Dear Sirs,

I object to this application on the grounds of all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21. The impact will have a negative cumulative impact on local residents and the area. This licence does not specify capacity, but the plans show the applicant proposes a very large premises (225 covers plus food and wine shop with off licence).

I note a similar application was filed and adjourned to October with Committee instructions to consider a long list of concerns raised by residents and other parties. Rather than present well thought out amendments as requested by the Committee, the applicant has filed yet another application – and over the summer holidays.

This limiyd resident objectors and wastes the time of the Council, residents and other interested parties. It also adds to our cumulative impact – and I therefore strongly agree with the more detailed comments on this point made by one of my neighbours.

My main objections are:

- A. The proposed location is significantly larger than the majority of licenced premises in the neighbourhood with long hours of operation
- B. It is in an area of cumulative impact that was four years ago already defined as saturated by Islington's licensing policy
- C. This will significantly increase foot and road traffic in an already very busy area and with residential properties nearby with over 225 covers plus people standing
- D. There is an insufficient noise and management programme to minimise noise and nuisance on the nearby area and residents
- E. The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak
- F. The application for a bar in an area of cumulative impact and saturation
- G. The application for off premises licence and with extensive hours of sale
- H. The request for 24 hour operation over new years eve

I recommend refusing certain aspects of this application and imposing conditions on other aspects so as to effectively mitigate problems of cumulative impact. I detail these below, along with my objections based on the licensing objectives. If these conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

A reasonable number of licensed premises are welcome provided they respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's Licensing Policy and the needs of local residents. Nor does it demonstrate an ability to effectively mitigate the cumulative impact.

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Kind regards,

[Redacted signature block]

Please note residents have discussed this application. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area. And regarding hours, also please note that

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This will bring the hours inline with recently licensed restaurants like Granger & Co as well as other nearby licensed premises such as Modern Pantry, Dovetail, Sekforde Arms, Three Kings and The Crown.

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14. No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.
15. The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
16. The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
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Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

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Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

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The premises are located Turnmill Street near many residential blocks on the same street, across the street (to the north) from residential blocks in Clerkenwell Green, across the street (to the west) from residential blocks on Farringdon Road and around the corner from residential blocks on Britton Street

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

9

[Redacted]

From: [Redacted]
Sent: 13 August 2015 16:52
To: [Redacted]
Cc: [Redacted]

[Redacted]

Subject: Re: Conran Albion Second Application Objections

Simon

I am on holiday too (on my last day) and was not aware of the new application until [Redacted] alerted me earlier today. I am most concerned that a restaurant of this size has not provided any clarity as to how the operation of the requested licence will NOT have an adverse impact (noise, rubbish, drunken people and increased taxi traffic on an already dangerous corner) on this historic area. I endorse the concerns of others.

I am sorry [Redacted] more complete due to the holiday season.

[Redacted]

On 13 Aug 2015, at 17:07, [Redacted] wrote:

Dear Simon,

I also fully endorse comments made by both [Redacted] and [Redacted]. On the last day of a summer holiday that last thing we wanted to do was update objections to a licence application that had previously been adjourned to October....

Please accept this email as 3 separate objections made on behalf of our extended family for flats [Redacted] and [Redacted] at [Redacted]. See attached

Many thanks as always,
[Redacted]

On Thu, Aug 13, 2015 at 3:53 PM, [Redacted] wrote:
Unit 1, 62 Turnmill Street, London EC1M 5NP ("the Premises")
Conran Albion Clerkenwell Limited ("the Applicant")
Objections to Licence Application

Licensing Act 2003 representation pro-forma

Premises Name and address: Unit 1, 62 Turnmill St, EC1M 5NP

Your Name: [REDACTED]

Interest (i.e. resident, business): RESIDENT

Your Address: [REDACTED]

[REDACTED]

Date: 13th August 2015

I wish my identity to be kept anonymous No

Signature _____ Sent via email, please accept as signed - thank you.

Dear Simon,

I fully endorse the objections made by [REDACTED] and family and would like to ask you to please request the committee to take into account my objections.

In particular, I would like to endorse [REDACTED] comments about the 2nd application being made at a time when many people are away on holiday. This seems to represent a flagrant disregard of the local community when Conran were asked especially not to do this because of all the extra work it causes. I was at the meeting with Conran when this was discussed and it seemed clear even then that Conran are not at all bothered by local concerns.

In this context I am sure the committee will take into account that this area is a mixed area of residential and commercial premises. In an area as beautiful and unique as Clerkenwell, which Islington I hope will want to preserve given its history and location, there is no reason for commercial interests to override the local community, many of whom are long-standing residents. At the weekends especially, the local area is quiet - that's part of its charm and the reason why people like living here. It would be more than a terrible shame if the unique quiet Clerkenwell was lost. Once it's gone, it's gone.

[REDACTED] and family have outlined the objections more fully and completely and there's very little for me to add. However, it does seem rather puzzling that in an area where the local authority has identified the issue of cumulative impact of any additional licensing premises, that Conran should so confidently request extended hours. The area around the proposed premises is heavily used by pedestrians, cyclists and general traffic. The proximity of one of the entrances/exits to the traffic lights, where large numbers congregate on the pavement waiting to cross the road, is a cause for concern. It's often a spot where people are rushing to or from Farringdon tube so I wanted to flag this up as a potential place for accidents or altercations.

Thank you so much for all your communications and work.

Very best of wishes,

[REDACTED]

On 13 August 2015 at 13:17, [REDACTED]

[REDACTED] wrote:

Dear Simon

I attach my objections to the Albion's Second Application which have to be filed today.

I have copied this to other objectors since many are on holiday and I know a good number only heard of the second application barely 2 weeks ago. I hope the Committee will be willing to accept objections that endorse my or other objectors' objections given Conran appear to have deliberately made the application during the summer holidays when they know many people are away and when they were specifically asked not to make a second application give the first was only adjourned.

It is not as complete as I would like but I have no more time today to go through all the points on the Application. Please can you confirm you have received these.

Kind regards

[REDACTED]

From: [REDACTED]

To: [REDACTED]

[REDACTED]

CC: simon.gallacher@islington.gov.uk

Subject: Conran Albion Objections TODAY 13 August 2015

Date: Thu, 13 Aug 2015 10:03:55 +0100

Dear All

As you should be aware, Conran Albion, despite having only had their first application adjourned to 5 October (as opposed to being refused) and having been asked by us at our meeting with Peter Prescott not to file a second application since it served only to inconvenience the objector base and served no other apparent real purpose for Conran, did file a second application and have withdrawn their first. Having been postponed in early May, all of this was also done by Conran deliberately in the middle of the summer holiday period no doubt to further inconvenience the objector base and reduce objections.

New objections have to be filed today at latest so if you have not done so already please would you file your new objections and if you have limited time please re-file your original objections to the first application for this second application since apparently our original objections have no effect on the second application.

Kind regards

[Redacted signature]

[Redacted signature]

10

From: [Redacted]
Sent: 13 August 2015 16:58
To: Gallacher, Simon
Cc: Licensing; [Redacted]
Subject: Re: Conran Albion Second Application Objections

Dear Simon,

Also at the 11th hour whilst travelling - I fully endorse the comments made in prior correspondence by [Redacted] Please accept this email as a registration of objection to the Conrad licence.

Yours [Redacted]

Sent from my iPhone

On 13 Aug 2015, at 18:07, [Redacted] wrote:

Dear Simon,

I also fully endorse comments made by both [Redacted] and [Redacted] On the last day of a summer holiday that last thing we wanted to do was update objections to a licence application that had previously been adjourned to October....

Please accept this email as 3 separate objections made on behalf of our extended family for [Redacted] See attached

Many thanks as always,
[Redacted]

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Unit 1, 62 Turnmill Street, London EC1M 5NP ("the Premises")

Conran Albion Clerkenwell Limited ("the Applicant")

Objections to Licence Application

Licensing Act 2003 representation pro-forma

Premises Name and address: Unit 1, 62 Turnmill St, EC1M 5NP

Your Name: [Redacted]

Interest (i.e. resident, business): RESIDENT

Your Address: [Redacted]

Date: 13th August 2015

I wish my identity to be kept anonymous No

Signature _____ Sent via email, please accept as signed - thank you.

Dear Simon,

I fully endorse the objections made by [Redacted] and family and would like to ask you to please request the committee to take into account my objections.

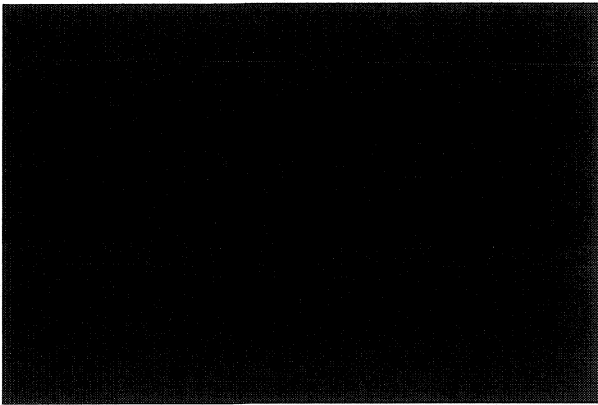
In particular, I would like to endorse [REDACTED] comments about the 2nd application being made at a time when many people are away on holiday. This seems to represent a flagrant disregard of the local community when Conran were asked especially not to do this because of all the extra work it causes. I was at the meeting with Conran when this was discussed and it seemed clear even then that Conran are not at all bothered by local concerns.

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[REDACTED] and family have outlined the objections more fully and completely and there's very little for me to add. However, it does seem rather puzzling that in an area where the local authority has identified the issue of cumulative impact of any additional licensing premises, that Conran should so confidently request extended hours. The area around the proposed premises is heavily used by pedestrians, cyclists and general traffic. The proximity of one of the entrances/exits to the traffic lights, where large numbers congregate on the pavement waiting to cross the road, is a cause for concern. It's often a spot where people are rushing to or from Farringdon tube so I wanted to flag this up as a potential place for accidents or altercations.

Thank you so much for all your communications and work.

Very best of wishes,



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It is not as complete as I would like but I have no more time today to go through all the points on the Application. Please can you confirm you have received these.

Kind regards

From: [REDACTED]

To: [REDACTED]

CC: simon.gallacher@islington.gov.uk

Subject: Conran Albion Objections TODAY 13 August 2015

Date: Thu, 13 Aug 2015 10:03:55 +0100

Dear All

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New objections have to be filed today at latest so if you have not done so already please would you file your new objections and if you have limited time please re-file your original objections to the first application for this second application since apparently our original objections have no effect on the second application.

Kind regards



IP

Sender, Yesim

From: [REDACTED]
Sent: 13 August 2015 15:02
To: Licensing
Subject: Conran Albion Ltd. 62 Turnmill Street License Application

Follow Up Flag: Follow up
Flag Status: Completed

As a local resident(details below), I object to this application because it will create a substantial public nuisance and adversely impact public safety..

My specific concerns are:

Rubbish Collection--This enormous restaurant will generate huge amounts of rubbish. The applicant has failed to provide a plan to manage this. Leaving hundreds of bags of rubbish outside the restaurant for many hours will attract rodents and other pests and detract from the appearance of the area.

Footpath Obstruction--The location of the restaurant entrance on Clerkenwell Road will add to what is already excessive footfall congestion on the pavement.

People queuing to enter this large restaurant will force pedestrians into the heavily-trafficked Clerkenwell Road creating a serious public safety problem.

[REDACTED]

12

Unit 1, 62 Turnmill Street, London EC1M 5NP ("the Premises")

**Conran Albion Clerkenwell Limited ("the Applicant")
Objections to Licence Application**

Licensing Act 2003 representation pro-forma

Premises Name and address: **Unit 1, 62 Turnmill St, EC1M 5NP**

Your Name: [REDACTED] **AND FAMILY**

Interest (i.e. resident, business): **RESIDENT**

Your Address: [REDACTED]

Email: [REDACTED]

Telephone [REDACTED]

Date: **16 April 2015**

I wish my identity to be kept anonymous **No**

Signature _____ Sent via email, please accept as signed

Send by email to: licensing@islington.gov.uk

Dear Sirs,

CONRAN ALBION, TURNMILL STREET, EC1M 5NP

SECOND LICENCE APPLICATION

This is the second application for a brand new premises' licence for brand new premises intended to be a Conran Albion branded restaurant with over 200 hundred covers ("**the Second Application**"). It will be one of the largest restaurants in Clerkenwell situated on the corner of a very busy arterial route (Clerkenwell Road).

Before making the detailed licensing objections, I wish to register my additional objections to the Committee under the Public Nuisance heading about the applicant's use of this Second Application when their First Application was not refused but merely adjourned at the hearing on May 2015, after a shambolic presentation by the Applicant. This Second Application appears to have been deliberately filed, after a two month delay, immediately prior to the commencement of the school/summer holidays in mid July when many residents were likely to be away. Indeed many of the

original objectors were not notified of the Second Application by the Council until 28 July 2015 - barely more than 2 weeks before the objection deadline.

The Applicant's managing director, Peter Prescott, was asked specifically at a meeting with residents not to file a second application since the only purpose of doing so seemed to be to inconvenience the local objector base. The Applicant has chosen to ignore that request and deliberately try to use the licensing system to gain a tactical advantage - this kind of behaviour by the Applicant adds very significantly to the cumulative impact of their applications and I would ask that the Committee has regard to this when considering the Second Application and the justification for making a second application instead of simply pursuing the adjourned First Application. This kind of deliberate use of the licensing system to obtain a tactical advantage by inconveniencing the resident objector base by using paid lawyers and advisers to run the unpaid objectors ragged should not be rewarded by the Committee who should have regard to it as a significant highly adverse Cumulative Impact of these applications and underhand tactics.

The restaurant is situated in the Farringdon ward of the Clerkenwell Cumulative Impact Area ("CCIA") designated in 2011 by Islington Council Licensing Authority in recognition of the Licensing Authority's stated view that "having considered all the evidence the Licensing Authority is of the opinion that Clerkenwell is now saturated [my emphasis] with licensed premises."

Whilst the CCIA is not an absolute bar to new licences or extensions, LP2 goes on to state that applications will normally be refused unless the applicant can demonstrate that "there will be no adverse cumulative impact [my emphasis] on the licensing objectives".

Far from attempting to discharge the obligation upon the Applicant to demonstrate that the Second Application will have no adverse cumulative impact, the Second Application appears to be either wilfully ignorant of Islington Licensing Policy, and in particular the CCIA, or deliberately designed to challenge stated and long standing Islington licensing policy. In particular, the Applicant appears to demonstrate barely concealed contempt for Islington Licensing Policy by seeking hours in excess of the maximum recommended by Islington Council on every day of the 7 day opening; seeking off-licence sales for premises which are supposed to be intended as a restaurant and well in excess of the maximum hours for any off-sales (23.00); and effectively a 24 hours' licence for New Year's Day.

By substantially ignoring Islington Licensing Policy and Guidelines, the Applicant, in common with numerous other applicants, appeared in its First Application to be cynically seeking an advantage by proposing a licence well in excess of those recommended limits. Doubtless this was done in the hope that if objections are not raised, they would be approved and, if there were objections, the excesses can, to a greater or lesser extent be "conceded" whilst still securing a new premises licence for new premises in an area the Islington Licensing Authority described 4 years ago as "saturated".

This seems to be the approach adopted by the Applicant demonstrated very clearly by the Applicant's use of the Second Application. The First Application paid almost no attention to Islington Licensing Policy, used very basic licence conditions which the Applicant's solicitor admitted he had simply pulled from generic sources on the internet and was by any measure excessive and shambolically presented. Now the Applicant, in making the Second Application, is claiming it has made significant concessions on the hours sought which from the residents perspective go from very unreasonable to merely unreasonable. The point for the Committee to focus on is that the Second Application hours still exceed the hours recommended by Islington Licensing Policy for the CCIA and the Applicant has failed to provide any proper licensing justification for such excess hours beyond their customers would like them. The Second Application still shows no proper regard for the fact that residents are in close proximity to the premises and that the effect of customers leaving beyond the Core Hours is likely to

have a disproportionate effect on those residents by extending into the early hours when residents are likely to be asleep/ be disturbed.

Such cynical tactics place a heavy onus on residents to maintain even the status quo within the established CCIA by having to object to every single application that is excessive and appears to be wasting Islington Licensing time having to engage with unnecessarily protracted and deliberately greedy applications, such as this. The Applicant has not specified any proper justification in the Second Application why it has no adverse cumulative impact on the Islington Licensing Authority's licensing objectives despite being a 200+ seat licensed restaurant and shop despite facing a presumption against the grant of any licence.

My detailed objections, on behalf of my family and myself, are as follows:

1 PUBLIC NUISANCE

The Licensing Authority has formally accepted that licensed premises in Clerkenwell have reached saturation recognising that as the density of premises in Islington increases so does both the number of ambulance callouts and the level of alcohol related crime.

A 200+ seat restaurant presents the prospect of a very significant number of customers coming and going from the restaurant during its opening hours with all the attendant noise of people who have been eating, drinking and socialising. There are two substantial residential blocks and several addition smaller residential units on Turnmill Street which seem likely to find a significant increase in noise and disturbance from the Applicant's patrons leaving the area via Farringdon, since there are no premises of the size and nature of the Premises at the north end of Turnmill Street.

More licensed premises at the north end of Turnmill Street seem likely only to lead to it becoming a drinking venue, and a conduit for revellers and to degenerate to the state of a public urinal like that of Cowcross Street at the south end of Turnmill Street on Friday and Saturday nights, especially. If licensed premises are to be allowed the inevitable noise and nuisance from patrons should be limited by keeping their activities in the premises entirely and the basic peace of local residents especially those on Turnmill Street needs to be protected by hours that do not impact materially on normal residential use ie nothing after midnight.

.1.1 Licensed Hours

Most restaurants in the immediate area of the Premises do not operate beyond 2300 although a few do operate until midnight on Friday and Saturday and none currently operates after midnight. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the Applicant by exceeding the restaurant hours recommended by Islington Licensing Policy extending the Applicant's licence beyond 2300 Sunday to Thursday (inclusive) and 2400 Friday and Saturday.

This is especially the case given then very large size of the Premises and its proximity to residential areas along Turnmill Street. If such a precedent is set for very large premises, it will be much more difficult for both residents and the Licensing Committee to maintain the CCIA and oppose smaller existing premises seeking to extend their licences with the consequent erosion of the protected special peaceful character of the area.

The Applicant claims it would be disadvantaged by hours less than premises, the Turnmill Social, in the next unit in the same building owned by Derwent which was granted longer hours in an application that received no filed objections. This is specifically not a justification or relevant consideration in

Islington Licensing Policy for granting the hours sought by the Second Application. The residents were unaware on the Turnmill Social Application and had we been we would have objected very strongly if we had been aware of the application which did not appear to have been properly advertised. Peter Prescott the MD of Conran Albion has also admitted that Albion is the anchor restaurant tenant for the building and it has been pointed out to him that it is entirely possible for pressure to be brought to bear by Derwent and Conran to ensure that the Turnmill Social does not utilise the hours it was granted unopposed. It is therefore not a valid and proper justification for the Applicant to demand a "Me Too" approach and would not be likely to disadvantage the Applicant if hours were kept to the Core Hours

1.3 Footpath Obstruction

The premises are on the corner of Clerkenwell Road and Turnmill Street which is an extremely busy junction for both vehicular and pedestrian traffic with pavements that struggle to cope at peak times. Nevertheless, the Applicant has proposed nothing to recognise these facts, persists not only in failing to rebut the presumption against the licence it seeks and actually causing brand new nuisances.

1.5 Rubbish

The waste disposal arrangements for the Premises are extremely important and the food waste and rubbish which will be generated from such a huge restaurant will attract vermin such as rats, urban foxes and seagulls unless properly managed. This remains poorly addressed

2 CRIME AND DISORDER

Whatever steps the Applicant may take, the fact of the matter is that the effectiveness of any management plan ends at the doors of the Premises. Premises staff have absolutely no jurisdiction, control or authority over any person beyond the bounds of the Premises. In practical terms therefore they have no power at all and the management plan will not help protect the surrounding area, from the behaviour of patrons off-site or the various "trades" (eg unlicensed cabs/ "lap-dancing" touts) that feed off late night patrons and venues. It is also inevitable that patrons will ignore the polite signs to respect the residents and will cause disturbance whatever the door staff say.

It seems that the only way to restrict these risks, as Islington Licensing Policy acknowledges, is to limit the hours of licensed premises to balance the need of the wider community and minimise crime and disorder.

4 PUBLIC SAFETY

There is a risk that the Premises may endanger public safety by allowing the pavement immediately outside the Premise to become obstructed with smokers or patrons gathering, forcing pedestrians onto the carriageway of Turnmill Street with the consequent risk of injury and accidents.

CONCLUSION

The CCIA is meant to protect the residents of Clerkenwell and Farringdon from the worst excesses of the ever increasing number of licensed premises.

The Second Application appears to barely recognise the existence of the CCIA and clearly stated Islington Licensing Policy and recommended Guidelines that have been in place for almost 5 years. For the Applicant's apparently arrogant approach and wilful disregard for Islington Policy and

Guidelines, the Applicant should be refused as a matter of principle having failed to discharge the onus on it to show there is no adverse cumulative impact on the licensing objectives of Islington Council and the protection of resident council taxpayers.

If the Licensing Committee is willing, despite the very clear challenge of the Second Application to the CCIA, to grant the Applicant a licence, I would ask for the following conditions in particular:

1. any such licence is restricted to the Core Hours' maxima specified and recommended by Islington Council Policy for restaurants (2300 Sunday to Thursday and 2400 Friday/Saturday) and last orders for alcohol 30 minutes before those terminal Core Hours NOT in addition to the Core Hours;
2. no off-sales from the shop or the restaurant after 21.00 to make a clear break between off-sales and the night-time party economy;
3. no tables outside and no signage, queueing or other obstruction (including smokers) of the busy pavement outside and absolutely no drinking at all outside. The designated smoking area should be specified as the turning providing access;
4. no 24 or extended hours licence for New Year or at any other time;
5. no Temporary Event Notices at all since this licence is in the CCIA and TENs undermine the CCIA and the whole point of having detailed licence conditions;
6. a condition that the Applicant does not seek to increase any granted hours or any relaxation of the conditions granted for a period of 5 years. This is to prevent the Applicant applying year on year to extend its licence "having got its foot in the door". Any licence is granted after very detailed consideration and further relaxations within a specified period enables the death of a thousand cuts to the specific conditions and to overall Islington Licensing Policy and should be prevented;
7. a condition, since this is a premises' licence not a people licence, and these are very large premises in the CCIA, that the licence granted will be surrendered if the Applicant ceases to operate the premises, to enable the consideration of any new applicant's likely operations and their impact on the CCIA.

Change in Clerkenwell and Farringdon seems inevitable and more licensed premises may be granted if they are properly respectful of longstanding Islington Licensing Policy and Guidelines and the needs of local residents not to face increased disturbance, crime and nuisance. This Second Application continues to fail to do either and should be brought into line with Islington Council's carefully considered and framed Licensing Policies and Guidelines so that the CCIA is protected and those policies are not rendered meaningless. I hope the Committee will agree and take a fair but robust approach to protect Clerkenwell from the death of a thousand licensing cuts by requiring a closely controlled licence with hours kept within the Core Hours recommended by Islington Licensing Policy 5 years ago.

Yours sincerely





13

From: Gallacher, Simon
Sent: 17 August 2015 11:48
To: [REDACTED]
Subject: FW: Conran planning application

From: [REDACTED]
Sent: 13 August 2015 14:57
To: Gallacher, Simon
Subject: Conran planning application

Dear Mr. Gallagher,

I endorse [REDACTED]'s objections to the above application.

Sent from Samsung Mobile

1.4

From: Gallacher, Simon
Sent: 17 August 2015 11:48
To: Senler, Yesim
Subject: FW: Conran Albion
Attachments: Conran Albion Second Application Objections 130815.docx

From: [REDACTED]
Sent: 13 August 2015 14:57
To: Gallacher, Simon
Subject: Conran Albion

Simon

Disappointed to note we, the residents are still being ignored!

Attached our objections.

Any questions please do get in touch.

Regards

Sent from Yahoo Mail for iPhone

Unit 1, 62 Turnmill Street, London EC1M 5NP ("the Premises")

**Conran Albion Clerkenwell Limited ("the Applicant")
Objections to Licence Application**

Licensing Act 2003 representation pro-forma

Premises Name and address: Unit 1, 62 Turnmill St, EC1M 5NP

Your Name: [REDACTED]

Interest (i.e. resident, business): **RESIDENT**

Your Address: [REDACTED]

Email: [REDACTED]

Telephone [REDACTED]

Date: 16 April 2015

I wish my identity to be kept anonymous No

Signature _____ Sent via email, please accept as signed

Send by email to: licensing@islington.gov.uk

Dear Sirs,

CONRAN ALBION, TURNMILL STREET, EC1M 5NP

SECOND LICENCE APPLICATION

This is the second application for a brand new premises' licence for brand new premises intended to be a Conran Albion branded restaurant with over 200 hundred covers ("**the Second Application**"). It will be one of the largest restaurants in Clerkenwell situated on the corner of a very busy arterial route (Clerkenwell Road).

Before making the detailed licensing objections, I wish to register my additional objections to the Committee under the Public Nuisance heading about the applicant's use of this Second Application when their First Application was not refused but merely adjourned at the hearing on May 2015, after a shambolic presentation by the Applicant. This Second Application appears to have been deliberately filed, after a two month delay, immediately prior to the commencement of the school/summer holidays in mid July when many residents were likely to be away. Indeed many of the

original objectors were not notified of the Second Application by the Council until 28 July 2015 - barely more than 2 weeks before the objection deadline.

The Applicant's managing director, Peter Prescott, was asked specifically at a meeting with residents not to file a second application since the only purpose of doing so seemed to be to inconvenience the local objector base. The Applicant has chosen to ignore that request and deliberately try to use the licensing system to gain a tactical advantage - this kind of behaviour by the Applicant adds very significantly to the cumulative impact of their applications and I would ask that the Committee has regard to this when considering the Second Application and the justification for making a second application instead of simply pursuing the adjourned First Application. This kind of deliberate use of the licensing system to obtain a tactical advantage by inconveniencing the resident objector base by using paid lawyers and advisers to run the unpaid objectors ragged should not be rewarded by the Committee who should have regard to it as a significant highly adverse Cumulative Impact of these applications and underhand tactics.

The restaurant is situated in the Farringdon ward of the Clerkenwell Cumulative Impact Area ("CCIA") designated in 2011 by Islington Council Licensing Authority in recognition of the Licensing Authority's stated view that "having considered all the evidence the Licensing Authority is of the opinion that **Clerkenwell is now saturated** [my emphasis] with licensed premises."

Whilst the CCIA is not an absolute bar to new licences or extensions, LP2 goes on to state that **applications will normally be refused** unless the applicant can demonstrate that "there will be **no adverse cumulative impact** [my emphasis] on the licensing objectives".

Far from attempting to discharge the obligation upon the Applicant to demonstrate that the Second Application will have no adverse cumulative impact, the Second Application appears to be either wilfully ignorant of Islington Licensing Policy, and in particular the CCIA, or deliberately designed to challenge stated and long standing Islington licensing policy. In particular, the Applicant appears to demonstrate barely concealed contempt for Islington Licensing Policy by seeking hours in excess of the maximum recommended by Islington Council on every day of the 7 day opening; seeking off-licence sales for premises which are supposed to be intended as a restaurant and well in excess of the maximum hours for any off-sales (23.00); and effectively a 24 hours' licence for New Year's Day.

By substantially ignoring Islington Licensing Policy and Guidelines, the Applicant, in common with numerous other applicants, appeared in its First Application to be cynically seeking an advantage by proposing a licence well in excess of those recommended limits. Doubtless this was done in the hope that if objections are not raised, they would be approved and, if there were objections, the excesses can, to a greater or lesser extent be "conceded" whilst still securing a new premises licence for new premises in an area the Islington Licensing Authority described 4 years ago as "saturated".

This seems to be the approach adopted by the Applicant demonstrated very clearly by the Applicant's use of the Second Application. The First Application paid almost no attention to Islington Licensing Policy, used very basic licence conditions which the Applicant's solicitor admitted he had simply pulled from generic sources on the internet and was by any measure excessive and shambolically presented. Now the Applicant, in making the Second Application, is claiming it has made significant concessions on the hours sought which from the residents perspective go from very unreasonable to merely unreasonable. The point for the Committee to focus on is that the Second Application hours still exceed the hours recommended by Islington Licensing Policy for the CCIA and the Applicant has failed to provide any proper licensing justification for such excess hours beyond their customers would like them. The Second Application still shows no proper regard for the fact that residents are in close proximity to the premises and that the effect of customers leaving beyond the Core Hours is likely to

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More licensed premises at the north end of Turnmill Street seem likely only to lead to it becoming a drinking venue, and a conduit for revellers and to degenerate to the state of a public urinal like that of Cowcross Street at the south end of Turnmill Street on Friday and Saturday nights, especially. If licensed premises are to be allowed the inevitable noise and nuisance from patrons should be limited by keeping their activities in the premises entirely and the basic peace of local residents especially those on Turnmill Street needs to be protected by hours that do not impact materially on normal residential use ie nothing after midnight.

.1.1 Licensed Hours

Most restaurants in the immediate area of the Premises do not operate beyond 2300 although a few do operate until midnight on Friday and Saturday and none currently operates after midnight. There seems no proper reason or justification to set a precedent or provide a commercial advantage to the Applicant by exceeding the restaurant hours recommended by Islington Licensing Policy extending the Applicant's licence beyond 2300 Sunday to Thursday (inclusive) and 2400 Friday and Saturday.

This is especially the case given then very large size of the Premises and its proximity to residential areas along Turnmill Street. If such a precedent is set for very large premises, it will be much more difficult for both residents and the Licensing Committee to maintain the CCIA and oppose smaller existing premises seeking to extend their licences with the consequent erosion of the protected special peaceful character of the area.

The Applicant claims it would be disadvantaged by hours less than premises, the Turnmill Social, in the next unit in the same building owned by Derwent which was granted longer hours in an application that received no filed objections. This is specifically not a justification or relevant consideration in

Islington Licensing Policy for granting the hours sought by the Second Application. The residents were unaware on the Turnmill Social Application and had we been we would have objected very strongly if we had been aware of the application which did not appear to have been properly advertised. Peter Prescott the MD of Conran Albion has also admitted that Albion is the anchor restaurant tenant for the building and it has been pointed out to him that it is entirely possible for pressure to be brought to bear by Derwent and Conran to ensure that the Turnmill Social does not utilise the hours it was granted unopposed. It is therefore not a valid and proper justification for the Applicant to demand a "Me Too" approach and would not be likely to disadvantage the Applicant if hours were kept to the Core Hours

1.3 Footpath Obstruction

The premises are on the corner of Clerkenwell Road and Turnmill Street which is an extremely busy junction for both vehicular and pedestrian traffic with pavements that struggle to cope at peak times. Nevertheless, the Applicant has proposed nothing to recognise these facts, persists not only in failing to rebut the presumption against the licence it seeks and actually causing brand new nuisances.

1.5 Rubbish

The waste disposal arrangements for the Premises are extremely important and the food waste and rubbish which will be generated from such a huge restaurant will attract vermin such as rats, urban foxes and seagulls unless properly managed. This remains poorly addressed

2 CRIME AND DISORDER

Whatever steps the Applicant may take, the fact of the matter is that the effectiveness of any management plan ends at the doors of the Premises. Premises staff have absolutely no jurisdiction, control or authority over any person beyond the bounds of the Premises. In practical terms therefore they have no power at all and the management plan will not help protect the surrounding area, from the behaviour of patrons off-site or the various "trades" (eg unlicensed cabs/ "lap-dancing" touts) that feed off late night patrons and venues. It is also inevitable that patrons will ignore the polite signs to respect the residents and will cause disturbance whatever the door staff say.

It seems that the only way to restrict these risks, as Islington Licensing Policy acknowledges, is to limit the hours of licensed premises to balance the need of the wider community and minimise crime and disorder.

4 PUBLIC SAFETY

There is a risk that the Premises may endanger public safety by allowing the pavement immediately outside the Premise to become obstructed with smokers or patrons gathering, forcing pedestrians onto the carriageway of Turnmill Street with the consequent risk of injury and accidents.

CONCLUSION

The CCIA is meant to protect the residents of Clerkenwell and Farringdon from the worst excesses of the ever increasing number of licensed premises.

The Second Application appears to barely recognise the existence of the CCIA and clearly stated Islington Licensing Policy and recommended Guidelines that have been in place for almost 5 years. For the Applicant's apparently arrogant approach and wilful disregard for Islington Policy and

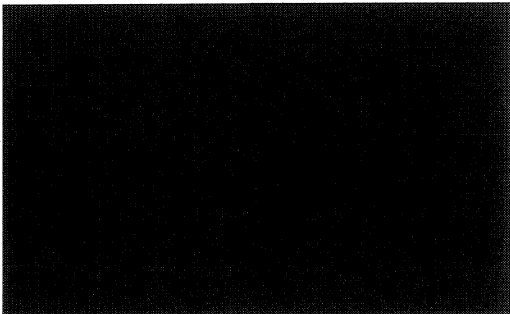
Guidelines, the Applicant should be refused as a matter of principle having failed to discharge the onus on it to show there is no adverse cumulative impact on the licensing objectives of Islington Council and the protection of resident council taxpayers.

If the Licensing Committee is willing, despite the very clear challenge of the Second Application to the CCIA, to grant the Applicant a licence, I would ask for the following conditions in particular:

1. any such licence is restricted to the Core Hours' maxima specified and recommended by Islington Council Policy for restaurants (2300 Sunday to Thursday and 2400 Friday/Saturday) and last orders for alcohol 30 minutes before those terminal Core Hours NOT in addition to the Core Hours;
2. no off-sales from the shop or the restaurant after 21.00 to make a clear break between off-sales and the night-time party economy;
3. no tables outside and no signage, queueing or other obstruction (including smokers) of the busy pavement outside and absolutely no drinking at all outside. The designated smoking area should be specified as the turning providing access;
4. no 24 or extended hours licence for New Year or at any other time;
5. no Temporary Event Notices at all since this licence is in the CCIA and TENs undermine the CCIA and the whole point of having detailed licence conditions;
6. a condition that the Applicant does not seek to increase any granted hours or any relaxation of the conditions granted for a period of 5 years. This is to prevent the Applicant applying year on year to extend its licence "having got its foot in the door". Any licence is granted after very detailed consideration and further relaxations within a specified period enables the death of a thousand cuts to the specific conditions and to overall Islington Licensing Policy and should be prevented;
7. a condition, since this is a premises' licence not a people licence, and these are very large premises in the CCIA, that the licence granted will be surrendered if the Applicant ceases to operate the premises, to enable the consideration of any new applicant's likely operations and their impact on the CCIA.

Change in Clerkenwell and Farringdon seems inevitable and more licensed premises may be granted if they are properly respectful of longstanding Islington Licensing Policy and Guidelines and the needs of local residents not to face increased disturbance, crime and nuisance. This Second Application continues to fail to do either and should be brought into line with Islington Council's carefully considered and framed Licensing Policies and Guidelines so that the CCIA is protected and those policies are not rendered meaningless. I hope the Committee will agree and take a fair but robust approach to protect Clerkenwell from the death of a thousand licensing cuts by requiring a closely controlled licence with hours kept within the Core Hours recommended by Islington Licensing Policy 5 years ago.

Yours sincerely





15

[Redacted]

From: Gallacher, Simon
Sent: 17 August 2015 11:51
To: Senler, Yesim
Subject: FW: Objection

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

From: [Redacted]
Sent: 13 August 2015 17:08
To: Gallacher, Simon
Subject: Objection

Dear Simon,

We fully endorse the objections made by [Redacted] and family and would like to ask you to please request the committee to take into account our objections.

In particular, we would like to endorse [Redacted] comments about the 2nd application being made at a time when many people are away on holiday. This seems to represent a flagrant disregard of the local community when Conran were asked especially not to do this because of all the extra work it causes. I gather at the meeting with Conran when this was discussed and it seemed clear even then that Conran are not at all bothered by local concerns.

In this context we are sure the committee will take into account that this area is a mixed area of residential and commercial premises. In an area as beautiful and unique as Clerkenwell, which Islington we hope will want to preserve given its history and location, there is no reason for commercial interests to override the local community, many of whom are long-standing residents. At the weekends especially, the local area is quiet - that's part of its charm and the reason why people like living here. It would be more than a terrible shame if the unique quiet Clerkenwell was lost. Once it's gone, it's gone.

[Redacted] and family have outlined the objections more fully and completely and there's very little for us to add. However, it does seem rather puzzling that in an area where the local authority has identified the issue of cumulative impact of any additional licensing premises, that Conran should so confidently request extended hours. The area around the proposed premises is heavily used by pedestrians, cyclists and general traffic. The proximity of one of the entrances/exits to the traffic lights, where large numbers congregate on the pavement waiting to the cross the road, is a cause for concern. It's often a spot where people are rushing to or from Farringdon tube so we also wanted to flag this up as a potential place for accidents or altercations.

Thank you so much for all your communications and work.

Very best of wishes,

[Redacted]

[Redacted]

From: Gallacher, Simon
Sent: 17 August 2015 11:51
To: Senler, Yesim
Subject: FW: Objection

Follow Up Flag: Follow up
Flag Status: Completed

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

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To: Gallacher, Simon
Subject: Objection

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Thank you so much for all your communications and work.

Very best of wishes,

[Redacted]

17

Licensing representation, 13 Aug 2015, Conran Albion, 62 Turnmill St, EC1M 5NP

Dear Sirs,

I object to this application on the grounds of all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21. The impact will have a negative cumulative impact on local residents and the area. This licence does not specify capacity, but the plans show the applicant proposes a very large premises (225 covers plus food and wine shop with off licence).

I note a similar application was filed and adjourned to October with Committee instructions to consider a long list of concerns raised by residents and other parties. Rather than present well thought out amendments as requested by the Committee, the applicant has filed yet another application – and over the summer holidays.

This limiyd resident objectors and wastes the time of the Council, residents and other interested parties. It also adds to our cumulative impact – and I therefore strongly agree with the more detailed comments on this point made by one of my neighbours.

My main objections are:

- A. The proposed location is significantly larger than the majority of licenced premises in the neighbourhood with long hours of operation
- B. It is in an area of cumulative impact that was four years ago already defined as saturated by Islington's licensing policy
- C. This will significantly increase foot and road traffic in an already very busy area and with residential properties nearby with over 225 covers plus people standing
- D. There is an insufficient noise and management programme to minimise noise and nuisance on the nearby area and residents
- E. The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak
- F. The application for a bar in an area of cumulative impact and saturation
- G. The application for off premises licence and with extensive hours of sale
- H. The request for 24 hour operation over new years eve

I recommend refusing certain aspects of this application and imposing conditions on other aspects so as to effectively mitigate problems of cumulative impact. I detail these below, along with my objections based on the licensing objectives. If these conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

A reasonable number of licensed premises are welcome provided they respect their domestic neighbours' reasonable needs. This application does not properly consider the Council's Licensing Policy and the needs of local residents. Nor does it demonstrate an ability to effectively mitigate the cumulative impact.

Islington is London's 2nd highest density of licensed premises and higher than London average for violent crimes from alcohol. Clerkenwell is an area of cumulative impact and saturation and crime. Please don't further aggravate these conditions. We ask that you please reject this if you agree it will cause a negative cumulative impact. If you do approve the application, please do so with the below restrictions.

Yours Faithfully,

Please note residents have discussed this application. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area. And regarding hours, also please note that

1. Licence for a bar area should be rejected
2. Licence for off premises sales should be rejected
3. On premises licence and opening hours for the restaurant and café areas should be restricted as outlined below

	Opening Hours in Application	Restrict Hours – Opening	Licence Hours in Application	Restrict Hours – Licence
Monday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Tuesday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Wednesday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Thursday	11:00 – 23:30	11:00 – 23:00	11:00 – 23:00	11:00 – 22:30
Friday	11:00 – 00:30	11:00 – 23:00	11:00 – 00:00	11:00 – 22:30
Saturday	11:00 – 00:30	11:00 – 23:00	11:00 – 00:00	11:00 – 22:30
Sunday	11:00 – 19:00	11:00 – 17:00	11:00 – 18:30	11:00 – 16:30

This will bring the hours inline with recently licensed restaurants like Granger & Co as well as other nearby licensed premises such as Modern Pantry, Dovetail, Sekforde Arms, Three Kings and The Crown.

4. Off premises licence, if granted, should have hours restricted as follows and should only apply to the food and wine shop:

	Off Licence Hours in Application	Restrict Hours – Off Licence
Monday	11:00 – 00:00	11:00 – 18:00
Tuesday	11:00 – 00:00	11:00 – 18:00
Wednesday	11:00 – 00:00	11:00 – 18:00
Thursday	11:00 – 01:00	11:00 – 18:00
Friday	11:00 – 01:00	11:00 – 18:00
Saturday	11:00 – 01:00	11:00 – 18:00
Sunday	11:00 – 22:30	11:00 – 17:00

5. No licence for on premises sales should be granted to the bakery or the food and wine shop
6. No licence shall be granted for any exceptional days to be open all night for either on or off premises sales. The premises nor any part therein shall be permitted to operate as a bar.
7. The premises should not be eligible for any Temporary Events Notice throughout the operation of this licence.
8. If granted, the licence should terminate if management changes hands.
9. Alcoholic drinks may only be consumed within the premises restaurant and café areas during those hours permitted for the sale of alcohol and 30 minutes after the permitted terminal hour. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.
10. No new customers are permitted to enter the premises after 22:00. No customers carrying open or sealed bottles shall be admitted at any time.
11. The premises shall operate only as a restaurant, café, bakery and food and wine shop.

12. The restaurant and café areas shall be ones in which (i) customers are shown to their table, (ii) food is provided in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iii) no take away service of food or drink for immediate consumption is provided, and (iv) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.
13. The maximum number of persons accommodated at any one time shall not exceed **90 covers** in the restaurant area and **40 covers** in the café area. There shall be no seated area in the bakery or food and wine shop areas.
14. No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.
15. The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
16. The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
17. No music or noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Doors to access and egress the premises shall be kept closed so far as practicable, employ automatic door closing mechanisms and not be wedged or held open.
18. No more than **10 persons** shall be permitted to smoke outside the premises at any one time, and no more than **five persons after 21:00**. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after **22:00**. The licence holder shall ensure the area outside the premises are swept and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.
19. The licence holder shall not allow any queuing outside of the premises at any time and shall provide sufficient space within the premises for any queue that forms. A queue shall mean any single person, or persons, waiting to be served at the premises. The licence holder shall actively discourage and disperse any persons trying to wait outside the premises or who otherwise obstruct the pavement or roadway and shall decline them service if they fail to disperse.
20. No chairs or tables or signage or display boards of any kind shall be placed on the pavement or carriageway outside the premises at any time and the licence holder shall not seek any licence or variation of this licence for any such tables or chairs in the future.
21. The licence holder shall ensure that all lights in the main dining area of the premises are switched off when the premises are closed to save energy and minimise light pollution.

22. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly. The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.
23. A member of staff of the licence holder shall be present at the exit from 22:00 until the last patron leaves on any day of operations in order to direct patrons to the nearest transport links and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises. The licence holder shall not call, or otherwise arrange, directly or indirectly taxis for any patrons so as not to increase late night traffic noise outside the premises. The licence holder shall encourage patrons to use public transport or disperse to the main roads to wait for passing taxis.
24. 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.
25. Children shall be permitted on the premises for the purposes of having a meal if accompanied by a responsible adult. Staff shall be trained on their responsibilities to not sell alcohol to persons who are or appear to be under age. The licensee shall adopt the Challenge 25 and BII National Standards Proof of Age Scheme. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a passport, or UK Driving Licence bearing the photograph and date of birth if the bearer. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they understood the training. The licensee shall keep records of training and instruction given to staff.
26. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority. It shall be maintained to record all crimes reported to the venue, ejections of patrons, complaints received, incidents of disorder, faults in the CCTV system, and any other relevant incidents for the Police or other statutory authority.
27. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system shall record in real time, date and time stamped and will continually 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 together with facilities for viewing should these be necessary. 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.
28. The licence holder shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures designed to ensure that noise from equipment on the premises (including but not limited to air conditioning and kitchen extracts) is kept to a minimum and meets the Council's Db guidelines to prevent persons in the neighbourhood from being disturbed by

noise from equipment on the premises. A certified true copy of that scheme shall be delivered to the Clerkenwell Green Preservation Society not less than fourteen (14) days prior to the opening of the premises for trade and to any resident of EC1 requesting an electronic copy of the same within 7 days of any such request.

29. The licence holder shall ensure that any extractor fans, any air conditioning units or any other equipment used by, or connected, to the premises shall operate at all times within the maximum permitted noise limits required by the Council or, if lower, by the then current legislation including any subordinate legislation and regulations.

Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any real measures or plan to ensure that their customers do not contribute to problems of anti-social drinking
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in the early hours of the morning
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

This application would significantly increase noise levels as people come in and out of the premises, especially after having consumed alcohol. There is the added possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above.

This restaurant would significantly increase foot and road traffic, thus having a cumulative impact upon residential neighbours for public nuisance through increased volume of people walking, talking, smoking and driving through the area. This license stands to increase disorder in the street at closing time, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of a greater number of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises – will windows be left open particularly in the summer, has an acoustic report been prepared...?

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Crime and Disorder. It also does not rebut the presumption in Licensing Policy 2, which states that applications for new premises in areas such as Clerkenwell are likely to add to the existing cumulative impact and will accordingly normally be refused.

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives. The Council has noted that further licenses in the area could provide disproportionately negative effects for local residents. Specifically it could lead to an increase in crime and disorder, such as disorderly conduct, littering, public urination, violence, noise nuisance, thefts, damage to property and vehicles, obstruction of the public highway and other unlawful activity associated with the consumption of alcohol.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. This application seeks to license a new restaurant with 225 covers (huge by comparison for the neighbourhood) serving 7 days a week from 11:00 to 00:00/01:00 (except for Sundays until 22:30, which is still very late for the area).

The premises are located Turnmill Street near many residential blocks on the same street, across the street (to the north) from residential blocks in Clerkenwell Green, across the street (to the west) from residential blocks on Farringdon Road and around the corner from residential blocks on Britton Street

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm.

Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol.

Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

18

From: Gallacher, Simon
Sent: 17 August 2015 11:52
To: Senler, Yesim
Subject: FW: Conran Albion Objections TODAY 13 August 2015

From: [REDACTED]
Sent: 13 August 2015 10:43
To: Gallacher, Simon
Subject: Fwd: Conran Albion Objections TODAY 13 August 2015

Simon - Re the below, I have discussed this matter carefully with [REDACTED] and I have seen a copy of his note of objections to the below applications. Could you kindly add me to the list of objectors. I have the same objections as [REDACTED]. Thank you.

Kind regards

[REDACTED]

Begin forwarded message:

From: [REDACTED]
Subject: Conran Albion Objections TODAY 13 August 2015
Date: 13 August 2015 10:03:55 BST
To: [REDACTED]

[REDACTED]

[REDACTED]

Cc: "Gallacher, Simon" <simon.gallacher@islington.gov.uk>

Dear All

As you should be aware, Conran Albion, despite having only had their first application adjourned to 5 October (as opposed to being refused) and having been asked by us at our meeting with Peter Prescott not to file a second application since it served only to inconvenience the objector base and served no other apparent real purpose for Conran, did file a second application and have withdrawn their first. Having been postponed in early May, all of this was also done by Conran deliberately in the middle of the summer holiday period no doubt to further inconvenience the objector base and reduce objections.

New objections have to be filed today at latest so if you have not done so already please would you file your new objections and if you have limited time please re-file your original objections to the first application for this second application since apparently our original objections have no effect on the second application.

Kind regards

[REDACTED]

19

From: Gallacher, Simon
Sent: 17 August 2015 13:22
To: Senler, Yesim
Subject: FW: Conrad License application

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

From: [REDACTED]
Sent: 13 August 2015 11:11
To: Gallacher, Simon
Subject: Conrad License application

Simon

I would like to object to the new application that has been made for a premises license. I am on holiday at the moment and so I don't know what has been posted locally, but looking at the website I can't see the operating plan or any strategy that the operator has for mitigating the impact of his establishment on the cumulative impact area (late night customers, rubbish logistics etc etc).

I thought applicants in this area had an obligation to explain how they were intending to sell alcohol without exacerbating anti social behaviour?

Without these details, I have to object to this application, and ask the committee to reject it pending the operator's response to this serious issue.

We have no evidence or commitments that the operator is going to be proactive in managing his impact on the local community.

kind regards

[REDACTED]

Appendix 3

1. The terminal hour for off sales shall be 22:00 Monday to Saturday and 19:00 on Sunday.
2. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences.
3. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority.
4. The licence holder shall maintain an Incident Book at the premises to record the following:
 - All crimes reported to the venue
 - All ejections of patrons
 - Any complaints received
 - Any incidents of disorder
 - Seizures of drugs or offensive weapons and their location
 - Any faults in the CCTV system
 - Any visits by a relevant authority or emergency service
5. The retail shop shall be staffed throughout the opening hours with a cashier located at the entrance and exit. Additionally a duty manager shall patrol the retail area at all times.
6. The licensee shall comply with the reasonable requirements of the Building Control Officer.
7. The licensee shall comply with the reasonable requirements of the Fire Officer.
8. The premises will be risk assessed from time to time in accordance with relevant legislation.
9. An adequate and appropriate supply of first aid equipment and materials is to be available on the premises.
10. Substantial food and suitable beverages other than intoxicating liquor shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
11. No customers carrying open or sealed bottles shall be admitted to the premises at any time that the premises are open to the public.
12. Alcoholic and other drinks purchased from the premises may not be taken outside the premises in open containers such as glasses or opened bottles.
13. The supply of alcohol at the premises shall only be to a person seated taking a table meal there, and for the consumption by such a person as ancillary to their meal save for in the basement area as hatched on the plans.
14. Noise or vibration must not emanate from the premises so as to cause to nearby properties.
15. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

16. Refuse, including bottles, shall be kept in an internal refuse room and only left outside the premises in nominated collection points, not on the pavement, unless instructed by Islington Council.
17. No deliveries or rubbish collection to be permitted before 07:00 and after 22:00, from Monday to Sunday.
18. Noxious smells are not to be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated.
19. A dedicated licensed taxi/mini cab service shall be available within the premises for customers.
20. 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.
21. The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.
22. No more than 5 smokers shall be permitted outside at any time.
23. No queuing to be permitted outside the premises at any time.
24. The capacity of the bar shall not exceed 35 persons.
25. The area for the display of off sales shall at no time exceed more than 5% of the total trading area of the premises.
26. Where the sale of alcohol is taking place employees of the premises must request sight of evidence of the age of any person appearing to be under the age of 25. Such evidence may include a driving licence or passport.

Conditions of approval suggested by the Metropolitan Police

27. The premises shall operate under full restaurant conditions and within Islington's Statement of Licensing Policy 2013-17 preferred hours policy.
28. The supply of alcohol at the premises shall only be to a person seated taking a table meal there, and for the consumption by such a person as ancillary to their meal.
29. Notwithstanding the above condition, alcohol may be supplied and consumed prior to their meal in the designated bar area, by up to a maximum at any one time, of 16 persons dining at the premises.
30. There will be no off sales of alcohol
31. 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 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. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.
32. Crime prevention literature will be placed in prominent positions in the premises and in all toilets used by visitors. Signs will be placed on the back of cubicle doors in the ladies and on the wall above mens urinals. The content of this literature will be agreed and reviewed in conjunction with the local Police.

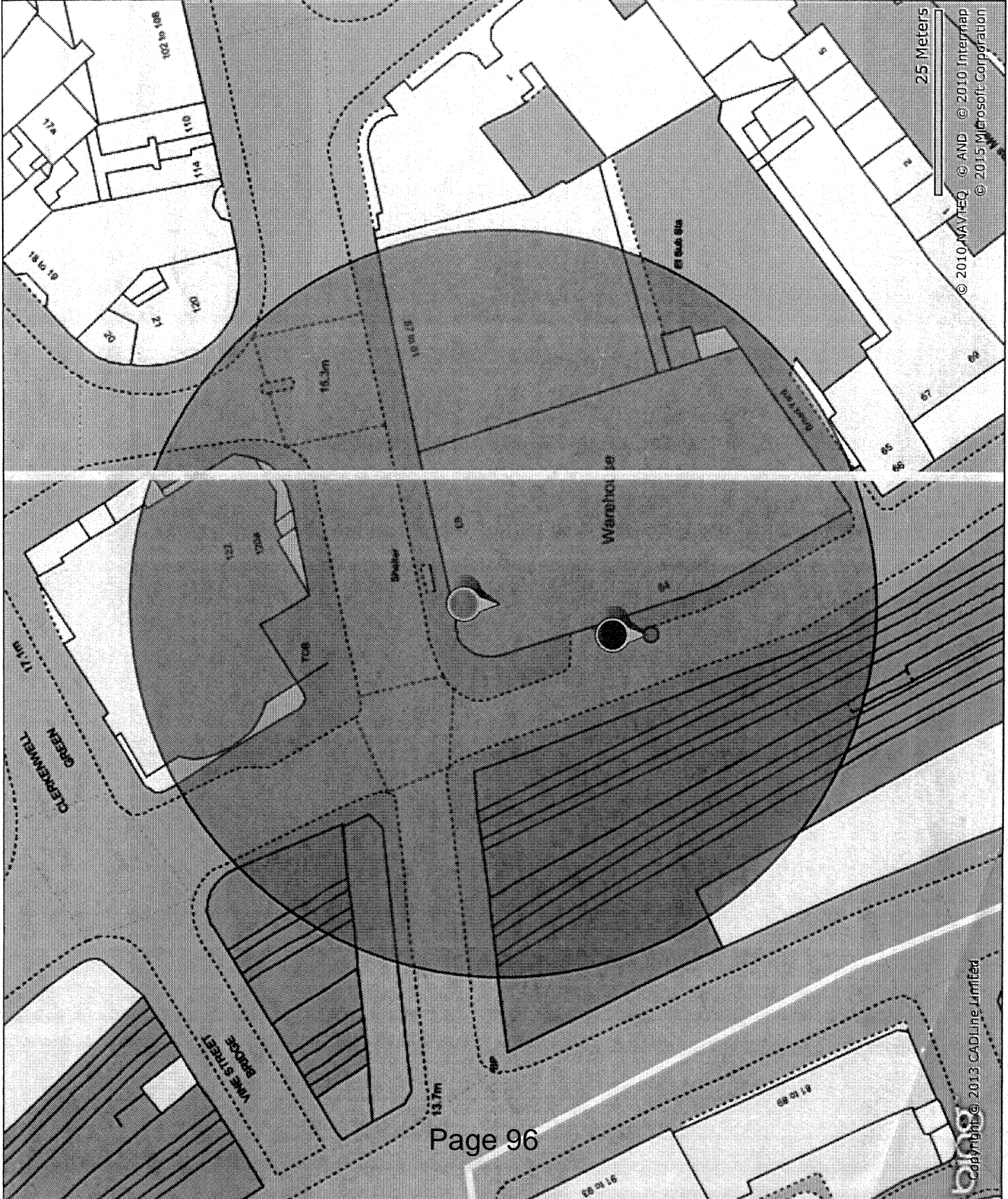
33. The premises shall adopt a challenge 25 policy.
34. A minimum of one (1) SIA Door Supervisor shall be on duty at the premises whilst the bar is open for business if the maximum number allowed here are above 16 and it is not used solely for the use of patrons whilst waiting for a table.

Title : 62 Turnmill Street

Islington Borough Boundary

Printed by :
RO RO

Printed at :
21-07-2015



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	10 September 2014		Tollington

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE VARIATION APPLICATION
7 DAYS FOOD AND WINE, 93A STROUD GREEN ROAD, LONDON N4 3PX**

1. Synopsis

1.1 This is an application to vary the premise licence under the Licensing Act 2003.

1.2 The variation application is to:

- Extend the supply of alcohol for consumption off the premises from 08:00 to 02:00 on Monday to Sunday;
- Reduce the opening hours of the premises to 08:00 to 02:00 Monday to Sunday.

2. Relevant Representations

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

Public Health	Yes
Safeguarding Children	No
London Fire Brigade	No
Local residents	No
Other bodies	No: 3 ward councillors

3. Background

3.1 Papers are attached as follows:-

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

3.2 The premises is currently licensed for the sale of alcohol for consumption off the premises from 08:00 to 23:00 on Monday to Sunday and opening hours from 07:00 to 02:00 on Monday to Sunday.

3.3 The previous licensing history is:

- a) The original premises licence was granted on 24 November 2005 as a conversion application.
- b) On 15 December 2006 a variation application was granted for the premises to sell alcohol Monday to Sunday for 24 hours.
- c) On 12 January 2007 the licence was transferred.
- d) A Review application by Trading Standards was submitted on 2 August 2011 and the licence was revoked by Licensing Sub Committee on 3 November 2011.
- e) At the same Licensing Sub Committee on 3 November 2011, the Licensing Sub Committee granted a new licence to for the sale of alcohol for consumption off the premises Monday to Sunday 08:00 to 23:00.
- f) On 12 December 2011 the licence was transferred.
- h) On 13 February 2013 Trading Standard as a Responsible Authority reviewed the premises licence following a seizure of counterfeit and non-duty paid tobacco, sale of single cigarettes and the seizure of illicit spirits and wine.
- i) On 18 April 2013 the Licensing Sub Committee revoked the premises licence. The decision to revoke was appealed by the licensee but the appeal was withdrawn on 3 September 2013 the day before the hearing was due to start. The premises remained unlicensed for a year and a quarter.
- j) An application for a new premises licence was refused by Licensing Sub Committee on 8 April 2014.
- k) On 22 July 2015 the Licensing Sub Committee granted a new premises licence to the current licensee Yavuz Mart Ltd.

- l) On 24 June 2015 a Late Temporary Events Notice (TENs) was submitted by Mr Yavuz, the DPS and sole director of Yavuz Mart Ltd (licensee) to extend the hours from 08:00 on 30 June 2015 until 02:30 on 5 July 2015 to coincide with the concerts in Finsbury Park. The Police objected to the Late TENs so a Counter Notice was issued. However, Licensing Officers were able to purchase alcohol on 3 July 2015 at 23:43 and on 4 July 2015 at 23:23.
- m) On 29 June 2015 a variation application to extend the permitted sale of alcohol was submitted.

4. Planning Implications

4.1 The lawful use of this property appears to be retail (A1).

5 Recommendations

5.1 To determine the application to vary the premises licence under Section 34 of the Licensing Act 2003.

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

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

5.3 The Committee must have regard to the application and any relevant representations. The Committee must take such steps as appropriate for the promotion of the four licensing objectives.

5.4 The steps stated in Sections 35(4) of the Act are as follows:

- i. to modify the conditions of the licence;
- ii. to reject the whole or part of the application.

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

27.8.15
Date

Received by

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

1P2/464408 2/10010
£190-00

Islington
Application to vary a premises licence
Licensing Act 2003

For help contact
licensing@islington.gov.uk
Telephone: 020 7527 3031

* required information

Section 1 of 17

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

System reference

Not Currently In Use

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

Your reference

7 days food and wine

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

Are you an agent acting on behalf of the applicant?



Yes



No

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

Applicant Details

* First name

TACIM

* Family name

YAVUZ

* E-mail

EZGI@NARTS.ORG.UK

Main telephone number

02076193962

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

As the applicant:



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



Applying as an individual

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

OK
1amt
29 June 15

Continued from previous page...

Address

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number Include country code.

Other telephone number

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

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

Agent Business

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

* Registration number

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

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

* Legal status

* Your position in the business

Home country The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

* Building number or name	53
* Street	STOKE NEWINGTON HIGH STREET
District	
* City or town	HACKNEY
County or administrative area	
* Postcode	N16 8EL
* Country	United Kingdom

Section 2 of 17

APPLICATION DETAILS

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.

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

* Premises Licence Number	LN/14956-220714
---------------------------	-----------------

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

Address OS map reference Description

Postal Address Of Premises

Building number or name	98A
Street	STROUT GREEN ROAD
District	
City or town	LONDON
County or administrative area	
Postcode	N4 3PX
Country	United Kingdom

Premises Contact Details

Telephone number	02076193962
Non-domestic rateable value of premises (£)	15,250

Section 3 of 17

VARIATION

Continued from previous page...

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

Yes No

Do you want the proposed variation to have effect in relation to the introduction of the late night levy?

Yes No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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



Describe Briefly The Nature Of The Proposed Variation

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.

PROPOSING TO EXTEND THE HOURS, TO CARRY OUT TO SALE BY RETAIL OF ALCOHOL:

CURRENTLY THE SALE BY RETAIL OF ALCOHOL:
MONDAY TO SUNDAY FROM 08:00 TILL 23:00

PROPOSED SALE BY RETAIL OF ALCOHOL:
MONDAY TO SUNDAY FROM 08:00 TILL 02:00 FOLLOWING DAY



Section 4 of 17

PROVISION OF PLAYS

Will the schedule to provide plays be subject to change if this application to vary is successful?

Yes No

Section 5 of 17

PROVISION OF FILMS

Will the schedule to provide films be subject to change if this application to vary is successful?

Yes No

Section 6 of 17

PROVISION OF INDOOR SPORTING EVENTS

Continued from previous page...

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

- Yes No

Section 7 of 17

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

- Yes No

Section 8 of 17

PROVISION OF LIVE MUSIC

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes No

Section 9 of 17

PROVISION OF RECORDED MUSIC

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes No

Section 10 of 17

PROVISION OF PERFORMANCES OF DANCE

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 11 of 17

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

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes No

Section 12 of 17

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes No

Section 13 of 17

SUPPLY OF ALCOHOL

Continued from previous page...

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

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

State any seasonal variations.

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

NONE

Continued from previous page...

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

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

NONE

Section 14 of 17

ADULT ENTERTAINMENT

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

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

NONE

Section 15 of 17

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="02:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations.

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

NONE

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

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

NONE

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

NONE

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

Reasons why I have failed to enclose the premises licence or relevant part of premises licence.

Continued from previous page...

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

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

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

Please see below

b) The prevention of crime and disorder

Existing conditions seen as sufficient.

c) Public safety

Safety checks shall be carried out before the admission of the public. These shall correspond with the risk assessment and the conditions of the licence.

A fire risk assessment and emergency plan will be prepared and regularly reviewed. Staff will be given appropriate fire safety training.

d) The prevention of public nuisance

Notices will be prominently displayed by the exit asking customers to respect nearby residents and to leave quietly.

e) The protection of children from harm

All staff to be trained in the prevention of underage sales to a level commensurate with their duties. All such training to be updated as necessary, for instance when legislation changes, and should include training on how to deal with difficult customers. The training should be clearly documented and signed and dated by both the trainer and the member of staff receiving it. The documentation shall be available for inspection on request by an authorised officer of the Licensing Authority or a constable.

An approved proof of age scheme shall be adopted, implemented and advertised within the premise such as "Challenge 25" whereby an accepted form of photographic identification shall be requested before any alcohol is sold to any person who appears to be under 25 years of age. Acceptable proof of age shall include identification bearing the customers photograph, date of birth and integral holographic mark or security measure. Suitable means of identification would include PASS approved proof of age card, photo-card driving licence and passport.

Publicity materials notifying customers of the operation of the Challenge 25 scheme shall be displayed at the premises, including a Challenge 25 sign of at least A5 size at the entrance to the premises and where practicable at each point of sale.

The premises licence holder shall require the designated premises supervisor, or in his/her absence other responsible person, to keep an 'incident/refusals logbook in a bound book in which full details of all incidents are recorded. This shall include details of any refused sales and shall give details of the persons involved, incident description, time and date, actions taken and final outcome of the situation. This shall be completed as soon as possible and in any case no later than the close of business on the day of the incident. The time and date when the report was completed, and by whom, is to form part of the entry. The logbook is to be kept on the premises at all times and shall be produced to an authorised officer of the Licensing Authority or a constable when required.

Continued from previous page...

Section 17 of 17

PAYMENT DETAILS

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

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

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

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

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

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

If you own a large premise you are subject to additional fees based upon the number in attendance at any one time

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

* Fee amount (£)

DECLARATION

* I/we understand it is an offence, liable on conviction to a fine up to level 5 on the standard scale, under section 158 of the licensing act 2003, to make a false statement in or in connection with this application.

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

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

* Full name

* Capacity

* Date / /
dd mm yyyy



PREMISES LICENCE LICENSING ACT 2003

Premises licence number	LN/14956-220714		
Postal address of premises, or if none, ordnance survey map reference or description			
SEVEN DAYS FOOD AND WINE 93A STROUD GREEN ROAD			
Post town	London	Post code	N4 3PX
Telephone number	020-7619-3962		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor
<ul style="list-style-type: none"> The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities																												
<ul style="list-style-type: none"> The sale by retail of alcohol: <table border="0"> <tr><td>Monday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>08:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>08:00</td><td>to</td><td>23:00</td></tr> </table> 	Monday	08:00	to	23:00	Tuesday	08:00	to	23:00	Wednesday	08:00	to	23:00	Thursday	08:00	to	23:00	Friday	08:00	to	23:00	Saturday	08:00	to	23:00	Sunday	08:00	to	23:00
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Sunday	08:00	to	23:00																									

The opening hours of the premises:																																			
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Saturday	07:00	to	02:00	the following day																															
Sunday	07:00	to	02:00	the following day																															

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

Name, (registered) address, telephone number and e-mail (where relevant) of holder of premises licence
Yavuz Mart Ltd 93a Stroud Green Road London N4 3PX

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

08930667

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

Tacim Yavuz

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

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


Service Manager (Commercial)

9/10/14
Date of Issue

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.

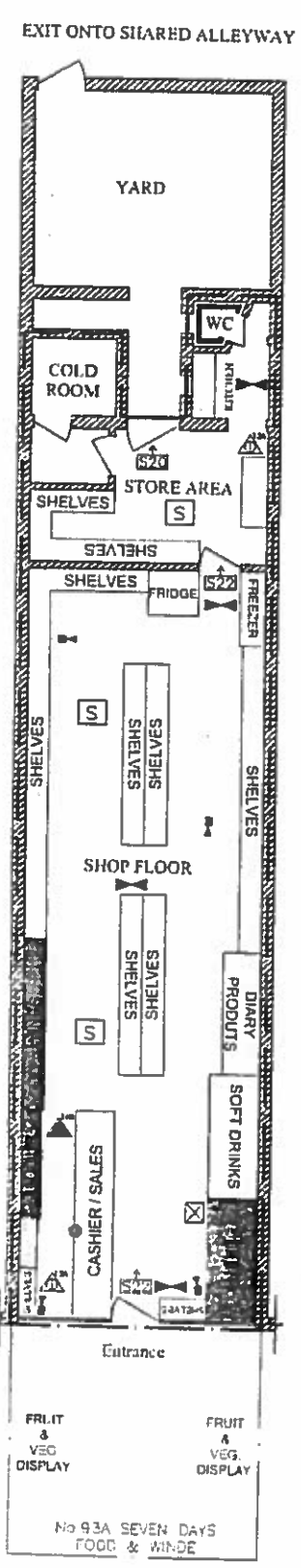
3. No high strength beer, lager or cider of 5.5% abv or above shall be sold.
4. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by customers or staff.
5. There shall be two members of staff present on the premises after 22:00.
6. Only the owner and manager shall purchase age restricted goods from the cash and carry.
7. Staff shall be trained to check the legitimacy of any alcohol purchased using UV lights and checking for anything unusual or suspicious.
8. Public safety risk assessments shall be carried out every 12 months and records of the risk assessments shall be kept.
9. Emergency lighting, smoke detectors and fire extinguishers shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
10. A fully functioning first aid kit shall be kept easily available at the premises.
11. Fire exits signage shall be visible and be placed in at all fire exits.
12. The telephone number for the premises shall be displayed in a prominent position outside the premises so it can be read by passers-by.
13. Customers shall be asked to leave the premises in a good manner and not cause a disturbance.
14. Refuse collection shall take place on weekdays between the hours of 09:00 and 18:00 only.
1. The licensee and staff should note any refusals in a refusals log. The refusals log shall be kept at the premises for no less than 12 months.
2. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
3. No spirits shall be purchased in a resealed box, without appropriate checks being made first.
4. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol or tobacco.
5. Only alcoholic drinks which are detailed on invoices will be purchased or accepted as part of a 'free' offer. Invoices (or copies) for all alcoholic goods on the premises will be made available to officers from the council, police or HMRC upon request.
6. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
7. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.

8. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards as soon as possible.
9. The licensee shall adopt 'Challenge 25', the Retail of Alcohol Standards Group's advice for off-licences, and promote it through the prominent display of posters.
10. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
11. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, 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.
12. The licensee shall require staff to 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 upon request by the licensing team, police or trading standards.
- 13.

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

Annex 4 – Plans

Reference Number: WK/201444787



Shop Name: SEVEN DAYS FOOD & WINE
Address Details: 93A STROUD GREEN ROAD LONDON N4 3PX
Solicitor Name: GULSEN & CO SOLICITORS
Address Details: 89 SILVER STREET, EDMONTON, LONDON, N18 1RP
Name: Y. KALAYCI
Date: OCT 2013
Scale: 1:100
Prof Name: 1-1

Ref: 201444 287 A3

- Surveillance Monitor
- Safety Escape Lighting System
- Camera
- Water Fire Extinguisher
- Carbon Dioxide Fire Extinguisher
- Location of Panic Button
- Ambit of Licensed premises

100mm NATURAL SCALE

STROUD GREEN ROAD

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 responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
5. 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.

6. 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.
7. The licensee, DPS or personal licence holder making or authorizing the supply of alcohol, shall ensure that no alcohol is sold or supplied for consumption on or off the premises for a price which is less than the permitted price.

The permitted price is the price found by applying the formula:

$$P=D+(D \times V)$$

(i) P is the permitted price,

(ii) D is the rate of duty chargeable in relation to the alcohol as if the duty were charged on the date of the sale or supply of the alcohol, and

(iii) V is the rate of value added tax chargeable in relation to the alcohol as if the value added tax were charged on the date of the sale or supply of the alcohol.

Annex 2 - Conditions consistent with the Operating Schedule

1. A working alarm system shall be installed and maintained in good working order. The alarm shall monitor all exit doors.
2. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full 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

Fitzsimons, Aiden

From: Williamson, Flora
Sent: 14 July 2015 19:57
To: Licensing
Cc: Kaseki, Jean; Watts, Richard; Tomashevski, Katie
Subject: RE: Premises Licence Variation: 7 Days Food & Wine, 93a Stroud Green Road

Hi,

Please accept this as an objection to the extension of licensing hours at 7 Days Food and Wine, 93a Stroud Green Road, from all three of the Tollington ward councillors (myself, Cllr Richard Watts and Cllr Jean Roger Kaseki).

We would like to object because we don't believe this extension of hours will meet the licensing objectives of preventing public nuisance.

In this area there is already an issue with street drinking. In particular the block of flats which this shop is below regularly has street drinkers sitting on the stairs at the entrance to the flats. This means when residents arrive or leave their home they often have to step over people who are drinking at the entrance of their flat. We believe that having alcohol on sale late at night so near is likely to make this situation worst.

In addition when this same premises previously had a license until 2am residents in the block of flat above the shop raised issues about noise from people hanging around outside the shop.

Also the hours being applied for full outside of the councils core hours policy.

We would therefore recommend that the committee refuses the extension of hours.

Best,

Flora

Cllr Flora Williamson

Labour Member for Tollington Ward and Chair of Licensing,
London Borough of Islington

From: Fitzsimons, Aiden
Sent: 29 June 2015 16:51
To: LicensingPolice; 'islingtongroup@london-fire.gov.uk'; Issues, Noise; Standards, Trading; Control, Building; Sumpter, Colin; Neil, Rebecca; Eden, Laura; Gibbons, Janice; CSPU Team
Cc: Lane, Terrie; Brothers, Anne; Montanez-Dodson, Monty; Tomashevski, Katie; Kaseki, Jean; Watts, Richard; Williamson, Flora
Subject: Premises Licence Variation: 7 Days Food & Wine, 93a Stroud Green Road

Dear Sir/Madam,

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

Licence holder: Tacim Yavuz, 93a Stroud Green Road, London, N4 3PX



Please reply to: Doug Love

MEMO TO:

**LICENSING TEAM
222 UPPER STREET**

Our Ref:
Your Ref:
Date: 13/07/15

LICENSING ACT 2003: REPRESENTATIONS BY RESPONSIBLE AUTHORITY

Tacim Yavuz, 7 Days F&W, 93a Stroud Green Road, N4 3PX

I have had the opportunity to examine the application to vary the premises licence made by the above on behalf of Trading Standards and wish to make the following representation.

1. When this licence was initially granted I was supportive of the application as I had met with Tacim and his brother, Ayaz, who I understood would be involved in the management of the business, before they made the application and they impressed me with their apparent desire to take advice and be responsible licensees.
2. Further, I do not normally make a representation on licensed hours, as I do not regard comment on this to fall within Trading Standards' remit.
3. However, on this occasion I wish to object to the application and ask the Licensing Sub-Committee to reject it. My reason is that I am not satisfied that the business is being run with the high management standards required by Licensing Policy 10.
4. On 2nd September 2014, I took an 18 year old volunteer to the business to attempt to buy alcohol without giving proof of age (a 'Challenge 25 test purchase'). The volunteer was sold the alcohol with no proof of age being demanded by the licensee's mother who was behind the counter – not an offence, but a breach of the requirement to use Challenge 25. A subsequent underage test purchase and a second Challenge 25 test were both met with refusals to sell and the licensee attended the training for off licensees put on by Trading Standards in November 2014, so this aspect does not cause me undue concern.
5. However, what does concern me is that I am aware of the same breaches of licence conditions on three separate occasions since the licence has been granted.
6. After the test purchase in September 2014, I noted that Skol Super (9% abv) was for sale in the shop in breach of the 'high strength' condition put forward by the licensee at the application stage (Annex 2, condition 3); and that the old and inadequate, cctv system was still in use six weeks after the licence had been granted (in breach of Annex 2, condition 2). I e-mailed the business reminding them that it was illegal to sell alcohol while they were in breach of licence conditions on the same day, asking that they contact me to tell me what corrective action they were taking. I sent a reminder two weeks later, as I had not heard. This did not elicit a response, although I did subsequently speak with Ayaz to ensure he was aware of my concerns.
7. At the recent Challenge 25 test purchase, on Thursday 9th July, I noticed two high strength beers on the shelves – Carlsberg Special Brew (9%) and Oranjeboom 8.5 (8.5%) – that breached the high strength condition. I informed the licensee's father that this could not

be sold and said that it should be taken off the shelves. I was also informed that the cctv was (temporarily) not working, although the business was still apparently selling alcohol. I have since been made aware that cctv footage had been required to be produced and these high strength beers were identified as breaching the condition by Licensing Officers on the previous weekend. The Licensing Officers were in the shop as the business had sold alcohol later than their licence allowed.

8. I am disappointed in the management at the business. There are few easier conditions to comply with than a 'high-strength' condition and the fact that they have consistently breached it indicates to me that they have little regard for complying with the law. I request that the application is rejected.

I believe these representations are specific and proportionate to the known trading characteristics of this retail sector and are consistent with the Islington Council Statement of Licensing Policies.

Doug Love
Principal Consumer Services Officer

Your Premises License variation
Our Licensing/NI
Date: 27/07/2015



7 Days Food & Wine
93A STROUD GREEN ROAD N4 3XP

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

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

27th July 2015

Dear Sir

Re: 7 Days Food & Wine: 93A STROUD GREEN ROAD N4 3XP

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

Although this venue is not within the Finsbury Park/Holloway Road Cumulative Impact Area, it is so close that it cannot fail but to have an impact. Within a 250m radius there are 24 licensed premises, five of which are Off-Licensed premises.

The hours applied for fall outside the recommended core hours within the Council Licensing Policy 2013-2017.

We also have concerns re the standards of Management at the premise, we are aware that on 3rd & 4th July 2015 Council Licensing Officers were able to allegedly purchase alcoholic drinks after the licensable hours at the premises. This matter is still under investigation. We are also aware that a formal request for CCTV footage of the two purchases was made on 5th July 2015 and yet this footage was not supplied. We understand that Mr YAVUZ informed licensing officers that the CCTV had not been working for two weeks prior to the alleged purchases. We were never informed by Mr YAVUZ that the CCTV was not working and the condition does state that the CCTV shall be installed, operated and maintained in agreement with the Police. We would not have agreed to the premises operating under the license if we had known that the CCTV was not going to be working for two weeks. This is totally acceptable. The CCTV is not just for crime prevention it is also to assist the licensee to prove or disprove any alleged incidents or sales within the premises and on these occasions the footage could have greatly assisted with proving or disproving the alleged after hour sales.

These incidents are not indicative of the standards of Management we require at the licensed premises within this Borough. To sell after hours on one night could be considered an error, but to do it two nights running shows a pure disregard for the licensing laws and Authorities and to add to this the fact that the CCTV was not working correctly only heightens the poor standards of Management.

In light of this I would make the recommendation that the License variation application is refused.

Should you wish to discuss the matter further please contact me on Mobile 07799133204 or via email, Licensingpolice@islington.gov.uk

Yours sincerely

Steven Harrington Pc 425NI
Peter Conisbee Pc 575NI
Nick Pamboris Pc 458NI
Islington Police Licensing Team



ISLINGTON

Environment and Regeneration

Public Protection Division
Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority - Public Protection, Pollution Team

Your Name	Fanos Santis
Job Title	Senior Environmental Health Officer
Postal and email address	3 rd Floor, 222 Upper Street Islington, London N1 1XR Fanos.santis@ilsington.gov.uk
Contact telephone number	0207527 3963

Name of the premises you are making a representation about	7 Days Food & Wine,
Address of the premises you are making a representation about	93A Stroud Green Road N4 3PX

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

To prevent public nuisance
This representation refers to a premises license application for 7 Days Food and Wine, 93A Stroud Green Road N4 3PX. The applicant has applied for the supply of alcohol from 08.00 to 02.00, Mondays to Sundays. With regards to details supplied to prevent public nuisance concerning noise, the applicant has stated that notices will be displayed asking customers to leave quietly. In my opinion the details provided are inadequate and will not address the licensing objective of prevention of public nuisance as there are no details regarding deliveries and waste collections. The Pollution Team therefore objects to the licence application, subject to conditions set below

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.	1 Deliveries and refuse collections from the premises shall only be carried out between 07.00 hours and 20.00 hours Mondays to Saturdays, with no waste collections and deliveries on Sundays or Bank Holidays.
--	--

Signed:

Date: 13/7/15

Please send this form along with any additional sheets to the applicant. A copy should be sent to:
Islington Council, Licensing Team, 3rd Floor, Upper Street London N1 1XR or email to
licensing@islington.gov.uk

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

Application: 7 Days Food and Wine, 93a Stroud Green Road

I am submitting a representation on behalf of the Licensing Authority for a variation of the premises licence to extend off sales of alcohol from 11pm to 2am 7days per week.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

Licensing Policies 1 & 2

Location, cumulative impact and saturation

Licensing Policy 4

Shops selling alcohol

Licensing Policies 9 & 10

Operating schedule and standards of management

Issues of Concern

1. The premises are locate just outside the boundary of a cumulative impact area, so there is no rebuttable presumption of refusal, however there are 4 off licences within 250 meters of the premises:

Address	Address	Alcohol sales hours
Stroud Green Convenienc	153 Stroud Green Road	24 hour
K Stores	97 Stroud Green Road	8am to 11pm Mon to Sat 10am to 10.30pm Sun
News Centre	168 Tollington Park	8am to 11pm Mon to Sat 10am to 10.30pm Sun
Tesco	109-115 Stroud Green Road	6am to 12pm Mon to Fri 6am to 11pm Sat 10am to 10.30 pm Sun

2. A considerable amount of resources are being deployed to deal with alcohol related crime and disorder and another late night premises selling alcohol in this area could undermine the work of the Police, Local Authority and Late Night Levy Team.
3. The operating schedule provides no new measures to mitigate against the impact of late night alcohol sales other than requiring notices to be displayed requesting customers to leave quietly. The current premises have a condition requiring staff to ask customers to leave quietly.
4. There are concerns about the management of the premises and the compliance with the current conditions attached to the premises licence. Licensing and Trading

Officers have observed that high strength beer, lager and cider are displayed for sale at the premises on three occasions contrary to licence conditions.

5. Officers were informed by the licensee that the CCTV was not working at the premises for two weeks contrary to a condition on the licence requiring a working CCTV condition.
6. Officers have observed several fridges containing beer, lager and cider and an aisle of wine on display that do not have locked grills, screens or cabinet doors to prevent access by customers to alcohol.
7. When Licensing Officers visited the premises on 10 July they noted that there were no notices displayed regarding Challenge 25, a contact telephone number nor notices asking customers to leave quietly as required under the licence
8. The Licensing authority expects high standards of management for all of their licences premises. Currently this premises are not being run to that high standard as it is failing to meet minimum standards of compliance with the premises licence conditions.

Recommendation

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

24 July 2015



Licensing Act 2003

Representation from Camden and Islington Public Health on behalf of health bodies providing services in Islington concerning 7 days food and wine 93 Stroud Green Road N4 3PQ

Ref:

I am submitting a representation against the application to vary a licence to permit the sale of alcohol between the hours of 08:00 and 02:00 at the above premises. This representation is on behalf of Islington Council's Public Health department, which as a health body is a responsible authority.

The grounds for the representation are:

- Public safety
- Crime and disorder

The relevant policy in Islington's Licensing Policy:

- Policy 2: Cumulative impact and saturation
- Policy 8: Framework Hours

The impact of alcohol in Islington

Islington suffers from some of the **greatest levels of alcohol-related health harm in London**. The residents of the borough have the **highest rate of admissions for alcohol-related conditions in London**, significantly higher than both the London and the UK-wide average. Alcohol also contributes to the **early death of Islington residents** with significantly higher levels of mortality from chronic liver disease than the London average and an average of 12 months of life lost due to alcohol in men and 5 months in women.

Alcohol also significantly **harms children** in the borough, Islington has the fifth highest rate of alcohol-specific admissions in the under 18s in London and had 63 alcohol-related ambulance call-outs in 2012/13.

Alcohol significantly **contributes to crime** in the borough. Islington has the fourth highest rate of alcohol-related crime in London with alcohol resulting in more than 1,500 violent crimes and 37 sexual crimes in the borough a year.

Availability of alcohol in the vicinity of the application

The area of this application has sufficient premises to meet demand and additional outlets supplying alcohol will only be detrimental to the local residents in terms of noise and disturbance, anti-social behaviour and crime and will significantly add to the cumulative impact of alcohol on residents.

This area already has a **high density of premises**. Within the Lower Super Output Area (LSOA)¹ which this application refers to there are 8 off-licences, equivalent to one off-licence for every 246 residents aged 18 and over.

¹ An LSOA is a small area home to around 1,500 residents

Harm from alcohol in the vicinity of the application

Finsbury Park Ward, to which this application relates is an area which the evidence available demonstrates a particularly high level of alcohol harm relative to the rest of the borough. As written in the Statement of Licensing policy: any further increase in the ease of access to alcohol in terms of the number of premises and the **hours of operation** needs to be carefully managed.

The 2012 Annual Public Health Report found that the area in which this premises is located had a high density of licensed premises, a high rate of alcohol-related ambulance callouts, and a high rate of alcohol-related crime.

Data on **alcohol-related ambulance callouts** show that this LSOA has a significantly higher rate of alcohol related ambulance call-outs than the borough average. In 2014/15, over half of these call-outs happened between 11pm and 5am indicating alcohol related harm increasing where alcohol is available after 11pm. This is significantly higher than the borough average and this LSOA is eighth (out of 118 LSOAs) in Islington for alcohol-related ambulance call-outs.

Each of these ambulance call-outs is an indicator that public safety has been compromised by alcohol and many are related to crime and disorder. Local analysis indicates that **ambulance callouts increase as the number of licensed premises increases**. Across Islington, 53% of alcohol-related callouts resulted in conveying a person to hospital, and 6% resulted in assistance being given at the scene or conveyed to an NHS walk-in centre. This represents a substantial use of health services. The pattern of alcohol-related ambulance callouts corresponds with the pattern of alcohol-related crime in Islington.

Recommendation

Based on the evidence available Islington Public Health Department recommend that:

- The application to vary a licence to supply alcohol is refused as it would significantly add to the cumulative impact of alcohol on the licensing objectives.
- Where the panel is minded to grant the application that the following conditions be added to the license:
 - Hours be limited to framework hours for off-licences
 - That a condition be added to the license that apart from 'premium' priced products no beer, lager or cider of ABV of 6.5% or above are sold.

Suggested conditions of approval consistent with the current premises licence

1. A working alarm system shall be installed and maintained in good working order. The alarm shall monitor all exit doors.
2. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full 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.
3. No high strength beer, lager or cider of 5.5% abv or above shall be sold.
4. Outside of the hours authorised for the sale of alcohol, all alcohol within the trading area is to be secured behind locked grills, locked screens or locked cabinet doors so as to prevent access to the alcohol by customers or staff.
5. There shall be two members of staff present on the premises after 22:00.
6. Only the owner and manager shall purchase age restricted goods from the cash and carry.
7. Staff shall be trained to check the legitimacy of any alcohol purchased using UV lights and checking for anything unusual or suspicious.
8. Public safety risk assessments shall be carried out every 12 months and records of the risk assessments shall be kept.
9. Emergency lighting, smoke detectors and fire extinguishers shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
10. A fully functioning first aid kit shall be kept easily available at the premises.
11. Fire exits signage shall visible and be placed in at all fire exits.
12. The telephone number for the premises shall be displayed in a prominent position outside the premises so it can be read by passers-by.
13. Customers shall be asked to leave the customer in a good manner and not cause a disturbance.
14. Refuse collection shall take place on weekdays between the hours of 09:00 and 18:00 only.
1. The licensee and staff should note any refusals in a refusals log. The refusals log shall be kept at the premises for no less than 12 months.
2. No alcoholic goods will ever be purchased or taken from persons calling to the shop.
3. No spirits shall be purchased in a resealed box, without appropriate checks being made first.
4. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol or tobacco.
5. Only alcoholic drinks which are detailed on invoices will be purchased or accepted as part of a 'free' offer. Invoices (or copies) for all alcoholic goods on the premises will be made available to officers from the council, police or HMRC upon request.
6. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.

7. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.
8. If any spirits bought by the business have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards as soon as possible.
9. The licensee shall adopt 'Challenge 25', the Retail of Alcohol Standards Group's advice for off-licences, and promote it through the prominent display of posters.
10. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The training shall include the assessment of age; making a challenge; acceptable proof of age; and recording refusals. The licensee shall keep records of training and instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
11. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, 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.
12. The licensee shall require staff to 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 upon request by the licensing team, police or trading standards.

Conditions proposed by the Pollution Team

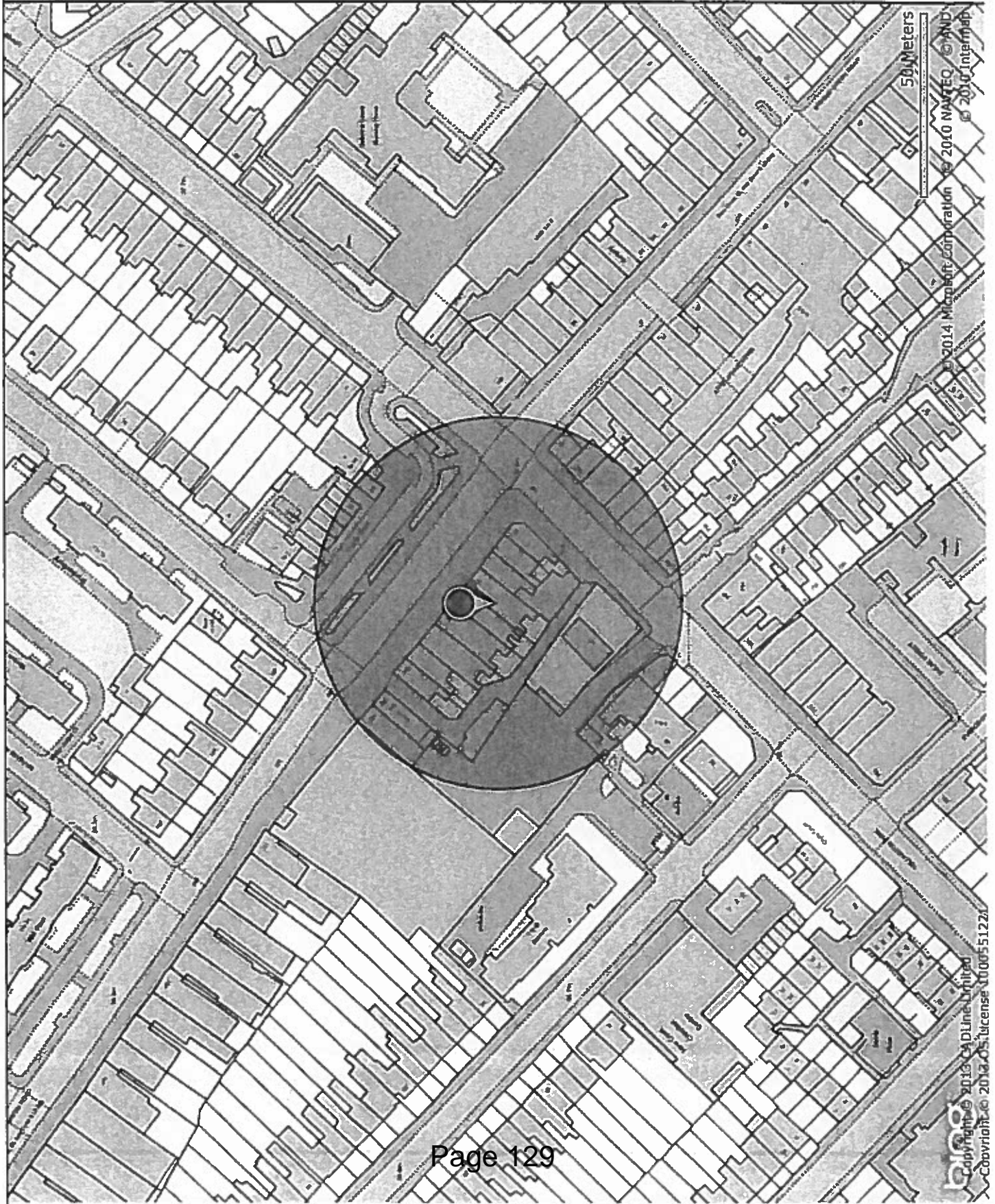
15. Deliveries and refuse collections from the premises shall only be carried out between 07:00 and 20:00 hours Monday to Saturdays, with no waste collections and deliveries on Sundays or Bank Holidays.

Title :

Islington Borough
Boundary

Printed by :
RO RO

Printed at :
22-01-2014



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	10 September 2015		Finsbury Park

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE REVIEW APPLICATION

Addis Ababa, 192 Seven Sisters Road, London, N4 3NX

Synopsis

- 1.1 On the 4 August 2015 the Licensing Team received notice from Highbury Corner Magistrates that a closure order under the Anti-Social Behaviour, Crime and Policing Act 2104 Part 4, Chapter 3, Section 80 has been issued in respect of the above names premises. This notification triggers an automatic review of the premises licence
- 1.2 A copy of the notice is attached as Appendix 1.

2 Relevant Representations

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

Safeguarding Children	No
London Fire Brigade	No
Local residents	No
Local business	No
Other bodies	No

3. Background

3.1 The premises currently holds a licence allowing:

- i) The sale by retail of alcohol, on supplies: on Mondays to Thursdays 10:00 until 00:00, Friday, Saturday and Sunday 10:00 until 05:00.
- ii) The provision of regulated entertainment: live music and performance of dance on Mondays to Thursdays 10:00 until 00:00, Friday, Saturday and Sunday 10:00 until 05:00.
- iii) The provision of regulated entertainment for the playing of recorded music Monday to Sunday for 24 hours a day.
- iv) The provision of late night refreshment: Mondays to Thursdays 10:00 until 00:30, Friday, Saturday and Sunday 10:00 until 05:00.

3.2 The Licensing Service has received two responsible authority representations, from the Licensing Authority and the Metropolitan Police.

3.3 Papers are attached as follows:-

- Appendix 1: Closure order issued by the courts
- Appendix 2: current premises licence
- Appendix 3: representations
- Appendix 4: suggested conditions and map of premises location.

4. Planning Implications

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

4.2 The consultation concerns the review of the premises licence for the establishment operating out of the ground floor and basement of 192 Seven Sisters Road. Records confirm that planning permission was granted for the use of the ground floor and basement as a restaurant operating under use class A3 on 7 November 2001, under ref. P010973. Condition 2 of this permission stated that the use should not operate except between 08.00 and 23.00 on any day.

4.3 There have been several enforcement cases relating to unauthorised works and use of the premise, including the use of the basement as a nightclub and breaches of the permitted hours of operation. Enforcement action has been taken and the owner/proprietor reminded on several occasions of the permitted operating hours. While the owner/proprietor's contention is that the use is lawful due to the passage of time, evidence is not conclusive on this aspect and further enforcement action is likely to be taken. The planning department would therefore strongly support the review of the premises licence. If a new licence were to be granted then we would

request that the hours of operation be limited to those that are permitted by the planning permission – only between 08.00 and 23.00 on any day.

5 Recommendations

- 5.1 To determine the application to review the premises licence under Section 53 of the Licensing Act.
- 5.2 The Committee must, having regard to the application and any relevant representations, take such steps as mentioned in Section 53 of the Act (if any) as it considers appropriate for the promotion of the licensing objectives.
- 5.3 The steps stated in Sections 53 of the Act are as follows:
- a) to modify the conditions of the licence; and for this purpose the conditions of the licence are modified if any of them are altered, omitted or any new condition is added;
 - b) to exclude a licensable activity from the scope of the licence;
 - c) to remove the designated premises supervisor;
 - d) to suspend the licence for a period not exceeding three months;
 - e) to revoke the licence;
 - f) the Committee also have the option to leave the licence in its existing state;
 - g) the Committee also has the power in relation to steps a) and b) to provide that the modification and exclusion only has effect for a limited period not exceeding three months.

6 Conclusion and reasons for recommendations

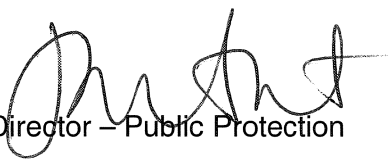
- 6.1 The Council is required to consider this review application in the light of all relevant information, and must take such steps as is considers appropriate to promote the licensing objectives.

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

17.8.15
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

Re Addis Ababa

This is an application by the Metropolitan Police Service for a Closure Order (s.80 of the Anti-Social Behaviour, Crime and Policing Act 2014). The Respondent business is the Addis Ababa Restaurant located at 192 Seven Sisters Road, London N43NX. I have considered the documentary evidence presented in the agreed bundle, the cross examination of PC Haines and Mr Forde, the live evidence of Mr Geb Redengle (Licensee), and been provided with the identity of a resident whose statement is in the bundle. I am satisfied that although the respondent has only a redacted statement this hearsay evidence is admissible and will give it some weight, whilst taking into account that the witness has not given evidence and their identity has not be disclosed .

The property concerned is a restaurant and bar with an on premises licence to serve alcohol until 5am on Friday to Sunday inclusive and also to provide entertainment. Monday to Thursday alcohol can be served until midnight.

The only power I have today is to consider whether the order sought should be granted. I do not have any power to vary the licence conditions or indeed to order a review of the licence. I acknowledge the good will gesture made by the R to offer to vary his trading terms, but that will have to be considered by any review and the LA.

The Applicant's case is that the nature and extent of the antisocial behaviour and substantial nuisance being caused to members of the public, by those visiting, leaving, using or in the vicinity of the AA has caused such recent concern for the local community that as a last resort they have no choice but to seek the closure of the premises. They further invite me to find that the manner in which the premises has been managed and controlled, and the lack of effective management of the antisocial and criminal conduct associated with the premises, further supports their application.

The Respondent's case is that all that can reasonably be done, is being done. The management have complied with all licence requirements, have refurbished the property, dealt with noise levels, and take steps like cleaning the street and arranging minicabs to effectively deal with the recurrent problems effecting the local community. They point to the existence of inconsistent licences for close by similar

premises, the presence of two 24 off licences immediately opposite and steps taken to ensure CCTV is working. By calling the police whenever there is a problem – they consider they have taken sufficient steps to discharge their legal duties.

I am satisfied on the evidence before me of the following:

That a person has engaged, or is likely to engage, in disorderly, offensive or criminal behaviour on the premises, and

That the use of the premises has resulted in serious nuisance to members of the public, and

If the order is not made there is likely to be, disorder near those premises associated with the use of those premises.

In reaching this decision I accept that:

14 complaints to police about this property have been made in recent months.

9 incidents have been reported to the police between January and June 2015 requiring the police to be called out to the property involving violence and disorderly conduct – some of which was allegedly of a serious nature.

The incidents are all associated with people visiting, outside, inside or working at the property, or found in the immediate vicinity of the property.

The cumulative effect of the incidents placed before me have in my view caused considerable and continuing nuisance and disorder for the local residents of that part of Seven Sisters Road, particularly in the early hours of the morning when most people would be trying to sleep.

Alcohol and intoxication and the disorderly conduct that results from excessive drinking, very much features in these incidents and the disturbances caused on a regular basis.

In several of the incidents groups of individuals have been involved causing disturbance usually in the early hours of the morning, on just about every day

of the week.

The incidents 2, 3, 5, 8 and 9 occurred inside or within AA, or upon leaving regardless of presence of any off license and the single doorman.

A local resident was prepared to give evidence in written form who has been placed in fear of making complaints.

I therefore go on to consider whether the imposition of the order is necessary: In my judgment this order is necessary to prevent the behaviour, nuisance and disorder from continuing, recurring or occurring.

I am of the view that insufficient and inadequate steps and procedures are in place to manage and control the behavior of persons associated with the premises when outside the premises, and to some extent inside.

Given the continuing incidents in my view more should have been done and that insufficient concern has been raised for the nuisance caused to local residents by the operation of this very late license.

The procedures in place, including a single doorman and no clear door policy – are not adequate to prevent the disorder and nuisances occurring.

Despite the warning provided by PC Marshall to the business. Follow up letter in December 2014 – little appears to have been done to address the very real issue with this premises .

I am satisfied on the balance of probabilities that this order should be made.

Clearly the maximum period that the court can order is 3 months. I accept the review of the licence will take that time, but the LA could have been informed at any stage prior to today and it does not require a closure order – on the evidence I have heard to day – for a review to be instigated. In my view 3 months should be reserved for the most serious cases. Although this is a serious case I am not of the view that it is at the

top end. It is not the intention of this court that this business should fold, but that a closure order be granted to enable the business to improve its management practices and procedures to prevent the need for any further order or extension of this order.

Accordingly in my view the reasonable and proportionate length of the order will be 8 weeks.

Closure order until 24th September 2015.

Access will be prohibited to all persons except.....

1. The manager, owner, licensee, leaseholder or freeholder or any employee or cleaner is allowed access to the premises together with any servant or agent present with him in order to carry out repairs, maintenance, or cleaning to the premises (including the removal of any food , perishable goods or paperwork).
2. The manager, owner, licensee, leaseholder, freeholder, any employee or cleaner, of the business to carry out any activity that does not involve the provision of or sale of any food, drink (whether alcoholic or non alcoholic) or any service to any member of the public.
3. The licensee his employees or agents shall be permitted access to the premises for the purpose of staff training or for discussion with the police or local authority as is appropriate with a view to improving their management practises.

Michael Goodwin

30.7.15

**PREMISES LICENCE
 LICENSING ACT 2003**

Exhibit No: NF06

Signed: 

Date: 15 July 2015

Premises licence number		LN/7803-021214	
Postal address of premises, or if none, ordnance survey map reference or description			
ADDIS ABABA 192 SEVEN SISTERS ROAD			
Post town	London	Post code	N4 3NX
Telephone number	0207 272 2220		

Where the licence is time limited the dates
Not Applicable

<p>Licensable activities authorised by the licence Ground Floor and Basement only</p> <ul style="list-style-type: none"> • The provision of regulated entertainment by way of: <ul style="list-style-type: none"> The performance of live music The playing of recorded music The performance of dance • The provision of late night refreshment • The sale by retail of alcohol
--

<p>The times the licence authorises the carrying out of licensable activities</p> <ul style="list-style-type: none"> • The provision of regulated entertainment for the performance of live music: <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">Monday</td> <td style="width: 15%;">18:00</td> <td style="width: 10%;">to</td> <td style="width: 15%;">00:00</td> <td style="width: 45%;"></td> </tr> <tr> <td>Tuesday</td> <td>18:00</td> <td>to</td> <td>00:00</td> <td></td> </tr> <tr> <td>Wednesday</td> <td>18:00</td> <td>to</td> <td>00:00</td> <td></td> </tr> <tr> <td>Thursday</td> <td>18:00</td> <td>to</td> <td>00:00</td> <td></td> </tr> <tr> <td>Friday</td> <td>18:00</td> <td>to</td> <td>05:00</td> <td>the following day</td> </tr> <tr> <td>Saturday</td> <td>18:00</td> <td>to</td> <td>05:00</td> <td>the following day</td> </tr> <tr> <td>Sunday</td> <td>18:00</td> <td>to</td> <td>05:00</td> <td>the following day</td> </tr> </table> • The provision of regulated entertainment for the playing of recorded music: <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 15%;">Monday</td> <td style="width: 15%;">00:00</td> <td style="width: 10%;">to</td> <td style="width: 15%;">24:00</td> <td style="width: 45%;"></td> </tr> <tr> <td>Tuesday</td> <td>00:00</td> <td>to</td> <td>24:00</td> <td></td> </tr> <tr> <td>Wednesday</td> <td>00:00</td> <td>to</td> <td>24:00</td> <td></td> </tr> <tr> <td>Thursday</td> <td>00:00</td> <td>to</td> <td>24:00</td> <td></td> </tr> <tr> <td>Friday</td> <td>00:00</td> <td>to</td> <td>24:00</td> <td></td> </tr> <tr> <td>Saturday</td> <td>00:00</td> <td>to</td> <td>24:00</td> <td></td> </tr> <tr> <td>Sunday</td> <td>00:00</td> <td>to</td> <td>24:00</td> <td></td> </tr> </table> 	Monday	18:00	to	00:00		Tuesday	18:00	to	00:00		Wednesday	18:00	to	00:00		Thursday	18:00	to	00:00		Friday	18:00	to	05:00	the following day	Saturday	18:00	to	05:00	the following day	Sunday	18:00	to	05:00	the following day	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	
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- The provision of regulated entertainment for the performance of dance:

Monday	18:00	to	00:00	
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Wednesday	18:00	to	00:00	
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Friday	18:00	to	05:00	the following day
Saturday	18:00	to	05:00	the following day
Sunday	18:00	to	05:00	the following day

- The provision of late night refreshment:

Monday	23:00	to	00:30	the following day
Tuesday	23:00	to	00:30	the following day
Wednesday	23:00	to	00:30	the following day
Thursday	23:00	to	00:30	the following day
Friday	23:00	to	05:00	the following day
Saturday	23:00	to	05:00	the following day
Sunday	23:00	to	05:00	the following day

- The sale by retail of alcohol:

Monday	10:00	to	00:00	
Tuesday	10:00	to	00:00	
Wednesday	10:00	to	00:00	
Thursday	10:00	to	00:00	
Friday	10:00	to	05:00	the following day
Saturday	10:00	to	05:00	the following day
Sunday	12:00	to	05:00	the following day

Except on:

New Year's Eve until the time authorised on the following day.

The opening hours of the premises:

Monday	10:00	to	00:30	the following day
Tuesday	10:00	to	00:30	the following day
Wednesday	10:00	to	00:30	the following day
Thursday	10:00	to	00:30	the following day
Friday	10:00	to	05:00	the following day
Saturday	10:00	to	05:00	the following day
Sunday	12:00	to	05:00	the following day

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

On supplies

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

Adhanom Gebredengal
2 Dowsett Road
London
N17 9DD
0798 523 3338
wadigebar@yahoo.com

Yemane Therethegi
182 Seven Sisters Road
London
N7 7PX
07429 491 021

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

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

Mr Binyam Shibiru
6 Lyon House
189 Freston Road
London
W10 6TH

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

Royal Bourough of Kensington and Chelsea 07/023177/1

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

Service Manager – Commercial

Date of Issue

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.

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

Annex 2 - Conditions consistent with the Operating Schedule

1. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
2. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
Children and Young Persons Act 1933
Cinematograph (Safety) Regulations 1955
Sporting Events (Control of Alcohol Etc) Act 1985
3. The times that the licence authorises the supply of alcohol does not prohibit:
 - a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
 - b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
 - d) the supply to, or consumption by, any person of alcohol in any premises where they are residing.
4. When the premise is used for licensed activities after midnight at least one SIA registered door supervisor shall be employed.
5. The premises shall not be used under this licence until the arrangements at the premises are suitable and sufficient for health & safety and have been approved in writing by the responsible authority for health and safety.
6. The Applicant to appoint an acoustic consultant registered with the Institute of Acoustics with the brief to undertake a thorough acoustic survey of the neighbourhood

with regard to noise sensitive premises near the proposed licensed premises. The survey to identify representative existing background and ambient noise levels during all times of operation of the proposed licensed premises.

7. Using the results of the acoustic survey, and if so required carry out a scheme of sound insulation works and other noise control measures to be designed for the proposed licensed premises. The objective of the scheme is to ensure that music noise from the proposed licensed premises does not cause undue disturbance or is unreasonably intrusive.
8. The scheme of sound insulation works and other noise control measures designed for the proposed licensed premises to be submitted for approval by the Council before implementation and be suitably maintained. Any regulated entertainment shall not take place until the scheme of sound insulation works and other noise control measures has been undertaken in full and the licensee/s notified in writing of the commencement of operation of the licence.
9. All doors to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live music.
10. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents.
11. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.
12. Premises to adopt BII Challenge 21 The National Proof Of Age Standards Scheme.

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

- 13 There will be no unaccompanied children under 18 on the premises at any time and no under 18 years old on the premises after 10.30pm except on Fridays and Saturdays when they may remain until 00:00 hours. Where there is a private function, persons under 18 will be able to remain on the premises until the terminal until the terminal hour of the function.

Annex 4 – Plans

Reference Number: ISL 117760/3156

**Premises Licence Summary
Licensing Act 2003**

Premises licence number LN/7803-021214

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**ADDIS ABABA
192 SEVEN SISTERS ROAD**

Post town	London	Post code	N4 3NX
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Telephone number	0207 272 2220
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Where the licence is time limited the dates
Not Applicable

- Licensable activities authorised by the licence**
Ground Floor and Basement only
- The provision of regulated entertainment by way of:
The performance of live music
The playing of recorded music
The performance of dance
 - The provision of late night refreshment
 - The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The provision of regulated entertainment for the performance of live music:

Monday	18:00	to	00:00	
Tuesday	18:00	to	00:00	
Wednesday	18:00	to	00:00	
Thursday	18:00	to	00:00	
Friday	18:00	to	05:00	the following day
Saturday	18:00	to	05:00	the following day
Sunday	18:00	to	05:00	the following day

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

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

- The provision of regulated entertainment for the performance of dance:

Monday	18:00	to	00:00	
Tuesday	18:00	to	00:00	
Wednesday	18:00	to	00:00	
Thursday	18:00	to	00:00	
Friday	18:00	to	05:00	the following day
Saturday	18:00	to	05:00	the following day
Sunday	18:00	to	05:00	the following day

- The provision of late night refreshment:

Monday	23:00	to	00:30	the following day
Tuesday	23:00	to	00:30	the following day
Wednesday	23:00	to	00:30	the following day
Thursday	23:00	to	00:30	the following day
Friday	23:00	to	05:00	the following day
Saturday	23:00	to	05:00	the following day
Sunday	23:00	to	05:00	the following day

- The sale by retail of alcohol:

Monday	10:00	to	00:00	
Tuesday	10:00	to	00:00	
Wednesday	10:00	to	00:00	
Thursday	10:00	to	00:00	
Friday	10:00	to	05:00	the following day
Saturday	10:00	to	05:00	the following day
Sunday	12:00	to	05:00	the following day

Except on:

New Year's Eve until the time authorised on the following day.

The opening hours of the premises:

Monday	10:00	to	00:30	the following day
Tuesday	10:00	to	00:30	the following day
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Sunday	12:00	to	05:00	the following day

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

On supplies

Name, (registered) address of holder of premises licence

Adhanom Gebredengal
2 Dowsett Road
London
N17 9DD

Yemane Therethegi
182 Seven Sisters Road
London
N7 7PX

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

Mr Binyam Shibiru

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

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.

No restrictions

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

Your

Our Licensing/NI

Date: 06/08/2015



**METROPOLITAN POLICE
SERVICE
Islington Police Licensing Team
Islington Police Station
2 Tolpuddle Street
London
N1 0YY
Telephone: 07799133204**

Email:
licensingpolice@islington.gov.uk

PREMISES LICENSE REVIEW:

Addis Ababa
192 Seven Sister Road
London
N4 3NX

Dear Sir/Madam

Re: Addis Ababa

With reference to the above application, we are writing to inform you that the Metropolitan Police, as a Responsible Authority, will be supporting this application for a review of a premises license under Section 167 Licensing Act 2003.

On the 30th of July 2015 Highbury Corner Magistrates Court issued a closure order under the Anti-Social Behaviour, Crime and Policing Act 2014 Part 4, Chapter 3, Section 80. This decision triggered the review of the premises under the said section.

Summary of Events

The following is a précis of the evidence on which the court based their decision. All of the following incidents relate directly to customers or staff at the premises.

3rd January 2015 – 2.56am.

Two calls to the police regarding drunken men fighting outside the premises. One of the men is identified as the manager, Abdul HAMID

10th January 2015 - 5.00am.

Male found near to the premises with an eye injury consistent with GBH. The male was aggressive and reluctant to assist police. The following day, the same male seemingly had a change of heart and reported that he had been assaulted with a glass at the venue.

1st February 2015 – 4.53am.

Police received two calls to a male with a head injury and possible broken nose, caused by three males who had followed the victim out of the venue. All parties involved were incoherently drunk. No staff called police, and CCTV was not supplied.

9th March 2015 – 2.35am.

Police called to a 'mass brawl' at the premises. During the investigation it transpired that the men involved in the fight were seen by staff fighting earlier in the evening nearby to the premises, and we still permitted entry.

23rd April 2015 – 2.20am.

Police called to a fight outside the premises, one male had injuries to his arm causing bleeding. A member of staff, Mr Gebredengal was unwilling to show police CCTV footage. The investigation was not progressed due to lack of co-operation from the victim and witnesses.

17th May 2015 – 4.10am.

Various calls were made to the police regarding drugs being smoked and fighting outside the premises. One male was arrested for Affray

25th May 2015 - 00.35am.

Two calls made to the police regarding general disorder and drunkenness. Police charged one male with drunk and disorderly behaviour.

30th May 2015 – 11.41pm.

Owner of the venue called police to say that his life was being threatened. Suspect was arrested, very drunk and subsequently assaulted two police officers.

The following incident was not included in the original case heard at court because it occurred since the paperwork had been collated.

5th June 2015 – 00.50am.

Police were called to a male smashing glasses at the venue; the suspect made off but was pointed out nearby by the manager of the premises. He was arrested for criminal damage, it was noted upon arrest that he was very drunk.

In July 2015 the licensee Mr Gebredenghal was informed by the local policing team of their intention to issue a closure notice and seek a closure order from the court. During this meeting Mr Gebredenghal stated that in order to prevent further incident of disorder/violence occurring he would close at 3 or 4 am, he would not commit. He stated that after midnight plastic glasses would be used and if anyone fought at the venue, he would move them away. In relation to failure to provide CCTV he stated that he would obtain a USB stick the following day.

Summary

This area of Seven Sisters Road has for several months been Islington Boroughs violence with injury hotspot. Addis Ababa are the only on-licensed venue in the vicinity that can trade beyond midnight. Therefore without question Addis Ababa have contributed enormously to this statistic, post midnight.

The licensee has continued to prove that he is unable to manage a late night licensed venue. He is unable to adhere to the licensing objectives. He has not prevented crime and disorder, public nuisance or afforded the public attending his venue a level of safety. He has exhibited a nonchalant attitude toward all of the problems, so much so, that if he were to apply to transfer a licence into his name, based on this factual evidence of his management, we would refuse it immediately.

If the committee are of a mind to permit the business to continue trading and not revoke the licence, we would recommend a change in permitted hours and more robust comprehensive conditions added to their premises licence.

As a result of all of the incidents occurring after midnight, it is our opinion that the venue needs to be shut by midnight to prevent excess drinking, anti-social behaviour, crime and violence.

We recommend that the permitted opening hours of the business are altered from Monday to Thursday 10am to 00.30am, Friday to Saturday 10am to 5.00am and Sunday 12pm to 5.00am to the following;
Sunday to Thursday 10am to 11pm
Friday and Saturday 10am to midnight.

We recommend the following conditions be added to the licence;

1.

A. If a customer is found to be in possession of what you or your staff consider to be personal use drugs. The drugs are confiscated and sealed in a police evidence bag, timed, dated and signed by the staff member seizing. Request details of the person you are seizing the drugs from, and for your security and evidential purposes make a CCTV capture of the seizure. The customer is ejected/banned from the venue. The seized drugs are then placed in the safe. An entry is placed in the 'drug seizure log', which is also kept in the safe. This entry will detail, the time, date, person seizing and the number of the police evidence bag.

B. If a customer is found to be in possession of what you or your staff believe to be a quantity of drugs for more than just personal possession/suspected of dealing. The customer is detained and police are called. The drugs are confiscated and sealed in a police evidence bag. For your security and evidential purposes make a CCTV capture of the seizure. Make available any CCTV footage of the incident to police, as per licence conditions

It is the responsibility of the venue to inform the police when they have drugs to be collected. They will need to contact officers from the local neighbourhood team in order for the drugs to be collected. Officers collecting the drugs will sign the 'drug seizure log' to state they have been removed from the safe at the venue.

2.

An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record the following:

- a. All crimes reported to the venue*
- b. Any complaints received*
- c. Any incidents of disorder*
- d. Any faults in the CCTV system*
- e. Any visit by a relevant authority or emergency service*

3.

There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

Annex 2 Condition 4 be removed and replaced with;

4.

At least 1 SIA licensed door supervisor shall be on duty at the entrance of the premises at all times whilst it is open for business after 2100 hours on any day that the venue is open, until 30 minutes after the venue has closed.

5.

Door Supervisors to display their SIA licence by means of a luminous arm band.

6.

Door supervisors to have no prior association with the venue or management of the venue

7.

All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility yellow jackets or vests.

8.

Door Supervisors Register – A register shall be maintained recording all SIA door supervisors employed at the premises. This shall include their name, badge number, the agency they work for (if any) and the time they start and finish work.

9.

Management shall take a photocopy of all door staff SIA badges and secure them in a personnel folder and place this in the safe.

10.

All persons visiting or re-entering the premises after 2100 hours will be subject to a search by means of an electronic hand held wand. If the search wand is activated or at the discretion of staff, then physically searched, which will include a 'pat down search' and a full bag search. There will be at least 2 fully functional wands in use at the premises.

11.

All drinking vessels used in the venue shall be polycarbonate. All alcohol in glass bottles are to be decanted into polycarbonate containers or polycarbonate carafes prior to being served.

12.

Customers shall enter or leave the premises by the main front door to the premises, except in the event of an emergency.

13.

Notices shall be displayed reminding patrons to use the toilets before exiting the premises.

14.

Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

Annex 2 Condition 12 be removed and replaced with;

15.

A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

Annex 3 Condition 13 be removed and replaced with;

16.

There shall be no unaccompanied children under 18 years on the premises at any time and no children after 23.00.

17.

A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.

18.

Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take any drinks in any vessel with them.

19.

The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.

20.

In the event that an assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:

(a) The police (and, where appropriate, the London Ambulance Service) are called without delay;

(b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;

(c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and

(d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

Annex 2 Condition 11 be removed and replaced with;

21.

CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system 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. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

Islington Police Licensing Team

Pc Peter Conisbee
Pc Steven Harrington
Pc Nick Pamboris

Licensing Act 2003- Representation from the Licensing Authority
Application: Addis Ababa192 Seven Sisters Road, London, N4 3NX

I am submitting a representation on behalf of the Licensing Authority with respect to the police application to review the premises licence.

The grounds for the representation are:

- The prevention of public nuisance
- The prevention of crime and disorder

Licensing Policy Considerations

Licensing Policies 9 & 10 Standards of Management and Saturation

Licensing Policy 30 Review of Licences

Issues of Concern

On the 4 August 2015 the Licensing Team received notice from Highbury Corner Magistrates that a closure order under the Anti-Social Behaviour, Crime and Policing Act 2014 Part 4, Chapter 3, Section 80 has been issued in respect of the above names premises.

As a result of this order an automatic review application is triggered.

The Licensing Authority supports the review application as it believes that the management of the premises is undermining the licensing objectives.

I have attached a witness statement by one of our licensing officers written in support of the recent Police Closure order. This details the Licensing Team interaction with the premises, the licensing authority is seriously concerned about the ability of the management of the premises to run this licensed premises especially after midnight.

Recommendations

In order to promote the licensing objectives it is recommended that the licensing committee considers the application and any mitigation put forward by the Licence Holder and makes a proportionate and appropriate decision.

The licensing authority would be satisfied if the licence was amended to make the premises a food lead business, rather than as a late night drinking establishment which has led to several serious incidents of crime and disorder in and around the premises.

The Licensing Authority suggests the following conditions:

1. The sale of alcohol shall be ancillary to a table meal.
2. No vertical drinking shall be permitted.
3. Amend the permitted hours for the supply of alcohol to
 - a. 10am to midnight Mondays to Saturdays
 - b. 12noon to 10.30pm Sundays

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

5 August 2015

STATEMENT OF WITNESS

*(Criminal Procedure Rules 2005, r27.1(1); Criminal Justice Act 1967, s.9,
Magistrates' Courts Act 1980, s.5B)*

Statement of: Niall Forde

Age of Witness (If under 18): Over 18

Occupation of Witness: Licensing Officer

This statement consisting of 7 pages signed by me is true to the best of my knowledge and belief and I make it knowing that if it is tendered in evidence I shall be liable to prosecution, if I have wilfully stated in it anything, which I know to be false or do not believe to be true.

Signature:-

Date:-


My name is Niall Forde and I have been employed as the Licensing Officer with the London Borough of Islington ("LBI") since August 2006. I hold the Certificate of Higher Education in Licensing Law and a Foundation Degree in Crowd and Safety Management. My duties include the enforcement of licensing legislation, processing applications, producing reports for Licensing Committee hearings, attending hearings and attending court for appeals and prosecutions.

This is a witness statement in relation to the premises known as Addis Ababa, located at 192 Seven Sisters Road, London N4 3NX. This premises benefits from a premises licence issued by Islington Council under the Licensing Act 2003.

The premises licence permits the sale of alcohol for the sale of alcohol for consumption 'on' the premises only from 10:00 until 00:00 Monday to Thursday and from 10:00 until 05:00 the days following Friday, Saturday and Sunday. The licence also permits the provision of live music and the performance of dance Monday to Thursday from 18:00 to 00:00 and Friday to Sunday from 18:00 until 05:00, recorded music 24 hours daily, and the provision of late night refreshment Monday to Thursday from 23:00 to 00:30 the day following, and Friday to Sunday from 23:00 to 05:00 the day following. I attach a copy of the licence LN7803 as **Exhibit NF01**.

The licence was issued to the licence holder Mr Binyam Shibiru in April 2008.

The premises was closed for a few years. On the 8 August 2014 at 21:44I was conducting licensing inspections with my colleague Dan Whitton when we walked past the premises at 192 Seven Sisters Road. We noticed that it was open and appeared to be trading. We decided to go in to carry out a 'During Performance Visit', as I had not seen it trading for a while. We entered the premises and spoke to a man who gave his name as Adelwahih Idris Hamid. He advised he was the owner of the premises, and showed us the land registry document to show that he had transferred on to the lease in April. He told us that Mr Shibiru, the DPS named on the premises licence, was still working at the premises and confirmed that Mr Shibiru was a member of his family. Mr Hamid stated the premises was closing at 2am. The CCTV system monitors appeared to be working and showed the correct time. He had a gold coloured copy of the current premises licence available to show us. I asked him if the downstairs was open, he stated it was. I looked through the licence conditions, when I pointed out condition number 4, relating to the need for one door supervisor to be working at the premise after midnight, Mr Hamid confirmed he was not aware of the condition.

He said that he wanted to make an application for the premises to transfer the licence into his name. Mr Hamid gave his telephone number as 

On 14 August 2014 a Mr Muhammed called our offices to say he wanted to ask for an application to transfer the premises licence in respect of this premises. He stated he also wanted to complain about some of the other premises in the vicinity of 192 Seven Sisters Road. I advised that as we found the premises operating in breach of it licence. I said when the premises were transferred and running correctly they could think about making complaint about them.

On the 15 August 2014 I again visited the premises this time at 23:30 with my colleague Dan Whitton. I entered premises and could clearly hear amplified music emanating from the basement. I noted that there were approximately, four customers' playing cards to the rear of ground floor and four more playing pool at very back of premises. I asked to speak to the manager or the person in charge of the premises. I finally spoke to Abelwahid Idris Hamid who stated he was the licensee. I explained that we were visiting the premises, as Islington Council's Licensing Team had received reports that the premises did not have a current Designated Premises Supervisor. Mr Hamid introduced us to a man who stated he

had just completed his personal licence examination and was awaiting his personal licence to be issued by the London Borough of Haringey. I explained that the premises was unable to sell alcohol as there was no designated premises supervisor to authorise the sale of alcohol, as required by the Licensing Act 2003.

We walked through basement and noted that there were approximately twelve customers drinking at the tables laid out in the basement. Mr Hamid stated that he is trying very hard to comply with all requirements. We then left the premises.

On the 18 August 2014 I received report from Islington Council's CCTV Unit that the premises were open after licensable hours on the Saturday the 16 August 2014. I viewed the CCTV footage of the premises in the CCTV office and I witnessed that at 08:48 a group of African males and a female exiting from Addis Ababa Café at 192 Seven Sisters Road by Yonge Park. They all looked very intoxicated. A fight broke out between the group of people and I witnessed a bottle being used as a weapon, which the Police confirmed resulted in GBH. I witnessed a Police Unit on the CCTV were dispatched to the location as the subjects were making away from the scene. CCTV cameras followed the group down to Medina Road, junction with Isledon Road where the subjects were arrested. This resulted in a CAD: 4963 reference on the Police system.

On the 18 August 2014 I wrote Mr Idris Hamid to request copies of the CCTV from all the cameras at the premises between the hours of 00:00 and 09:00 on Saturday 17 August 2014. A copy of this letter is attached as **Exhibit NF02**. In addition I also wrote to Mr Hamid to invite him into a Police and Criminal Evidence (PACE) interview to be held on Wednesday 27 August 2014 at 11:30 at the Council offices. A copy of this letter is attached as **Exhibit NF03**. Mr Hamid was unable to make the interview on this day, and so it was rescheduled for Tuesday 16 September 2014 at 14:00.

On Friday 4 September 2014 I requested that my colleagues Simon Gallacher and Katie Tomashevski visit the premises, as the premises had failed to supply me with the CCTV images as requested on the 16 August 2014. They were accompanied to the premises by PC Conisbee from Islington Police licensing team and visited at 21:40 on 4 September 2014.

The report of their visit confirmed they spoke to Idris Hamid about a pending designated premises supervisor (DPS) variation application. They advised that the form he had submitted showed two proposed DPSs named, plus consent forms

showing two further names. It was explained to Mr Hamid that he could only delegate one DPS. He picked one of the four names as the most appropriate for the role and confirmed that that person had a personal licence. He called that person by telephone while my colleagues were at the premises, to confirm that their personal licence had been issued by Islington. The application forms were amended at the time of the visit, so they were correct, and Mr Hamid initialled the changes.

At the time of the visit, my colleagues also handed Mr Hamid a letter inviting him to attend a PACE interview in relation to the CCTV not working at the time of my visit on 16 August 2014. A general discussion ensued between my colleagues and Mr Hamid, during which he expressed concerns that more should be done to help small businesses. It was explained to him that was what we were trying to do, and officers had now made several advisory visits to the restaurant and had emphasised the importance of complying with licence conditions. Mr Hamid asked my colleagues to view his CCTV system, which he acknowledged had not been working but was now working as of the previous day. They viewed the CCTV and noted that the time on the screen appeared to be 7 minutes fast. Mr Hamid did not know how to operate the system and he was advised that he receive instructions on how to operate it.

On 16 September 2014 Mr Idris Hamid came into 222 Upper Street, Islington, London, N1 1XR for a pace interview. The interview was conducted by Niall Forde and PC Peter Conisbee. Mr Hamid confirmed his date of birth was [REDACTED], and his home address as being [REDACTED]

He was questioned about the incidents on the 16 August 2014. He admitted that on this evening he did not have any door staff on duty and that on the same date his CCTV was not working. It was pointed out to Mr Hamid that on this particular date our local authority CCTV showed numerous people entering/leaving the premises via a lowered shutter at 08.50 am. We showed the corresponding CCTV to him during the interview. The shutter was down so low that people had to bend to get into the venue. Mr Hamid stated that he had shut the venue at 05:00, leaving it locked. Yet when asked if we could be witnessing a burglary he nonchalantly stated no, and that he knew the people going in and out, albeit they should not have been doing so. Mr Hamid displayed no concern whatsoever to the furore that was taking place outside the venue on that day.

Mr Hamid confirmed at the interview that he had bought the lease for the premises in April this year (2014), and has been operating the premises as the manager since August.

Mr Hamid informed me and PC Conisbee, during this interview that he had no knowledge of the Licensing Act, and had in fact never even read the licence in place at the premises.

On the 1 September 2014 the Council received a transfer and designated premises application in respect of the premises known as Addis Ababa, 192 Seven Sisters Road, London. N4 3NX into Mr Hamid's name.

I visited the premises again on 19 September 2014 at 02:35 as part of a multi agency operation with the Police

On arriving at the entrance of the premises, I spoke with the door supervisor. I asked how many people were inside, he replied a couple and in my opinion, was generally being obstructive. I entered the premises with the other officers involved in the operation and noted five persons on the ground floor, and the coffee bar area was not being used. However, on entering the basement, I noted the area was full, and that recorded music is playing. I noted that it was not being played through a limiter. The bar in the basement was open and was being operated by a man who gave his name as Mr Yemane Therathegi. I returned to the ground floor to speak with the new owner Mr Hamid. Whilst speaking to Mr Hamid I made it clear that I was not impressed with the door supervisors attitude and requested his SIA details. The door supervisor did not want to supply his details and continued to be obstructive. By this time, a congregation of customers had built up around us. At this stage I decided to go to the next door premises where PC Paul Hoppe had to request assistance. PC Hoppe came to Addis Ababa and spoke to the door supervisor. The door supervisor continued to be obstructive and I discussed the possibility of closing the venue with PC Hoppe. The door supervisor at this stage moved to a quiet corner of the room to speak with PC Hoppe. PC Hoppe obtained his SIA details, which were in order. His details are as follows: Mr D. Abayan, badge number - [REDACTED], expiry date 15 Jan 2017

There were no other licensing issues at the venue and so we left.

Once away from the premises PC Hoppe advised me that Mr Abayan had stated in confidence that he held back information to save face in front of the customers. He argued that respect of the customers was essential to managing them effectively.

As a result of the PACE interview held on 16 September, an application for the transfer of the premises licence into the name of Abdel Wahid was made. This application received an objection from the Police Licensing Unit and was therefore referred to the Council's Committee for determination. A copy of the report including copies of the applications and objections from the Police are attached as **NF Appendix 4**. On the 23 October 2014 Members of the Licensing Sub Committee determined to refuse the application. A copy of the minutes of this meeting, including the reasons for the decision are attached as **NF Appendix 5**.

After the decision of the licensing committee the premises stopped selling alcohol for a short period of time. On the 2 November 2014 the Council received an application to transfer the licence into the names of Adhanom Gebredegel, [REDACTED] London, [REDACTED] and Yemane Therethegi, [REDACTED] London, [REDACTED]. This application was approved and was granted on 2 December 2014.

On 25 April 2015 at 01:02, I visited the premises with my licensing colleague Katie Tomashevski and Police Licensing Officer PC Nick Pamboris. We spoke to Adhamnom Gebredengal (AG) who had a personal licence which he duly showed to us. It was Personal Licence issued by the London Borough of Haringay, number LN/000013376. At the time of the visit to the premises, there were about 25-30 people inside. A female door supervisor on duty, her details were Ms T Tesfaye, badge number [REDACTED]. Ms Tesfaye told us that there were five people in the premises at the time.

The time on the CCTV was showing as running an hour behind. We asked MR Adhamnom Gebredengal to confirm who Mr Idris Hamid was and we were told he was AGs "Partner" and held the lease for the premises.

Katie Tomashevski clarified with AG that Mr Idris Hamid was in fact his business partner, and so was still involved in the management of the premises. It was confirmed that Mr Idris Hamid was also still the leaseholder of the premises. Katie Tomashevski took photographs of the emergency exit at the back of the premises, showing it was blocked (photos) at the time of the visit. The visit also uncovered that the emergency lighting not working, that two smoke alarms (kitchen and back room) were covered with a red plastic builders cover and the only extinguisher was out of date and had been placed in the in the back room and not the kitchen. These photographs are attached as **NF Appendix 6**.

On 22 April 2015 I requested copies of CCTV from 23:00 to 03:00 from the 2 April 2015 from the licence holder. The reason for this request was the Council's CCTV unit had reported to me that on the 2 April 2015, that at 02:30, the Metropolitan Police control room had circulated that a male was reported bleeding profusely from his fingers and arm at 192 Seven Sisters Road (ADIS ABABA).

The premises provided CCTV from its cameras to the offices of Islington Council, however, Islington's system was unable to play the footage, it was on a format our system didn't recognise.

The evidence from the visits to the premises indicate that premises is still under the same management as it was in August 2014, with Mr Hamid being in control of the premises on a day to day basis. It is apparent that the management are still not managing the premises to the standards expected for a late night venue selling alcohol in Islington. I have requested all of the Police reports for the venue over the 11 month period since it reopened, as I suspect that these will also provide evidence that the premises is still operating in breach of its licence, and this evidence would assist Islington Council's Licensing Team in taking appropriate enforcement action in respect of the premises

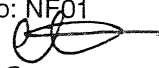
Signature:- _____

Name:- _____

Dated:- _____

Premises Licence Summary Licensing Act 2003

Exhibit No: NF01

Signed: 

Date: 15 July 2015

Premises licence number 117760/3156

Premises details

Postal address of premises, or if none, ordnance survey map reference or description

**ADDIS ABABA
192 SEVEN SISTERS ROAD**

Post town London **Post code** N4 3NX

Telephone number 0207 272 2220

Where the licence is time limited the dates

Not Applicable

**Licensable activities authorised by the licence
Ground Floor and Basement only**

- The provision of regulated entertainment by way of:
The performance of live music
The playing of recorded music
The performance of dance
- The provision of entertainment facilities for:
Making music
Dancing
- The provision of late night refreshment
- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The provision of regulated entertainment for the performance of live music:

Monday	18:00	to	00:00	
Tuesday	18:00	to	00:00	
Wednesday	18:00	to	00:00	
Thursday	18:00	to	00:00	
Friday	18:00	to	05:00	the following day
Saturday	18:00	to	05:00	the following day
Sunday	18:00	to	05:00	the following day



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

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

- The provision of regulated entertainment for the performance of dance:

Monday	18:00	to	00:00	
Tuesday	18:00	to	00:00	
Wednesday	18:00	to	00:00	
Thursday	18:00	to	00:00	
Friday	18:00	to	05:00	the following day
Saturday	18:00	to	05:00	the following day
Sunday	18:00	to	05:00	the following day

- The provision of entertainment facilities for dancing:

Friday	18:00	to	05:00	the following day
Saturday	18:00	to	05:00	the following day
Sunday	18:00	to	05:00	the following day

- The provision of late night refreshment:

Monday	23:00	to	00:30	the following day
Tuesday	23:00	to	00:30	the following day
Wednesday	23:00	to	00:30	the following day
Thursday	23:00	to	00:30	the following day
Friday	23:00	to	05:00	the following day
Saturday	23:00	to	05:00	the following day
Sunday	23:00	to	05:00	the following day

- The sale by retail of alcohol:

Monday	10:00	to	00:00	
Tuesday	10:00	to	00:00	
Wednesday	10:00	to	00:00	
Thursday	10:00	to	00:00	
Friday	10:00	to	05:00	the following day
Saturday	10:00	to	05:00	the following day
Sunday	12:00	to	05:00	the following day

Except on:

New Year's Eve until the time authorised on the following day.

The opening hours of the premises:

Monday	10:00	to	00:30	the following day
Tuesday	10:00	to	00:30	the following day
Wednesday	10:00	to	00:30	the following day
Thursday	10:00	to	00:30	the following day
Friday	10:00	to	05:00	the following day
Saturday	10:00	to	05:00	the following day
Sunday	12:00	to	05:00	the following day

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

On supplies

Name, (registered) address of holder of premises licence

Mr Binyam Shibiru
6 Lyon House
189 Freston Road
London
W10 6TH

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

Mr Binyam Shibiru

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

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.
No restrictions

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

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

Annex 2 - Conditions consistent with the Operating Schedule

1. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
2. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:
Children and Young Persons Act 1933
Cinematograph (Safety) Regulations 1955
Sporting Events (Control of Alcohol Etc) Act 1985
3. The times that the licence authorises the supply of alcohol does not prohibit:
 - a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
 - b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
 - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
 - d) the supply to, or consumption by, any person of alcohol in any premises where they are residing.
4. When the premise is used for licensed activities after midnight at least one SIA registered door supervisor shall be employed.
5. The premises shall not be used under this licence until the arrangements at the premises are suitable and sufficient for health & safety and have been approved in writing by the responsible authority for health and safety.
6. The Applicant to appoint an acoustic consultant registered with the Institute of Acoustics with the brief to undertake a thorough acoustic survey of the neighbourhood with regard to noise sensitive premises near the proposed licensed premises. The survey to identify representative existing background

and ambient noise levels during all times of operation of the proposed licensed premises.


7. Using the results of the acoustic survey, and if so required carry out a scheme of sound insulation works and other noise control measures to be designed for the proposed licensed premises. The objective of the scheme is to ensure that music noise from the proposed licensed premises does not cause undue disturbance or is unreasonably intrusive.
8. The scheme of sound insulation works and other noise control measures designed for the proposed licensed premises to be submitted for approval by the Council before implementation and be suitably maintained. Any regulated entertainment shall not take place until the scheme of sound insulation works and other noise control measures has been undertaken in full and the licensee/s notified in writing of the commencement of operation of the licence.
9. All doors to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live music.
10. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents.
11. CCTV shall be installed, operated and maintained in agreement with the Police. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.
12. Premises to adopt BII Challenge 21 The National Proof Of Age Standards Scheme.

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

- 13 There will be no unaccompanied children under 18 on the premises at any time and no under 18 years old on the premises after 10.30pm except on Fridays and Saturdays when they may remain until 00:00 hours. Where there is a private function, persons under 18 will be able to remain on the premises until the terminal until the terminal hour of the function.

Annex 4 – Plans

Reference Number: ISL 117760/3156

Exhibit No: NF02
Signed: 
Date: 15/5/15 2015

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

Mr Idris Hamid,
Addis Ababa,
192 Seven Sisters Road
London,
N4 3NX

T 020 7527 3227
F 020 7527 3057
E licensing@islington.gov.uk
W www.islington.gov.uk

Our ref: LN11770-3156
Date: 18 August 2014

This matter is being dealt with by:
Niall Forde

Delivered by hand.

Dear Mr Idris Hamid,

LICENSING ACT 2003

RE: ADDIS ABABA, 192 SEVEN SISTERS ROAD, LONDON, N4 3NX

Following a complaint received about the above premises opening after hours on the early Friday 16th August / Saturday 17th August 2014.

The Council has CCTV footage of people leaving your venue at 08:25 and also a fight taking place between customers outside the premises shortly after leaving the premises

When we visited Council Officer visited the above premises on 8 August 2014 you identified yourself as the responsible person for the premises therefore I am writing to you to request the CCTV footage for this evening.

The premises licence for the above address contains the following condition at Annex 3 Condition 11 which reads:

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

I am therefore requesting copies of the **CCTV from all the cameras at the premises from 00:00 to 09:00 on Saturday 17 August 2014.**

Please ensure that copies of the CCTV are delivered to the Council Offices at the address above by 12:00 Thursday 21 August 2014.

In addition Annex 3 condition 4 requires that;

“When the premises is used for licensable activities after midnight at least one SIA registered door supervisor shall be employed.”

Can you also supply detailed of the SIA door supervisor employed during this period, including full name, home address and badge number.

I remind you that it is an offence to allow the provision of licensable activities other than in accordance with a premises licence. A person found guilty of such an offence is liable to a maximum fine of £20,000 and or 6 months imprisonment.

In addition I enclose a separate letter inviting you into a **Police and criminal evidence act 1984 interview in relation to this incident.**

Should you have any queries on any of the above licensing matters than please do not hesitate to contact us.

Yours sincerely

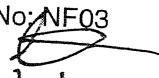
Niall Forde
Licensing Officer



ISLINGTON

Environment and Regeneration

Islington Council
Licensing Team
222 Upper Street
London N1 1XR
Tel: 020 7527 3047

Licensing Team
Public Protection Exhibit No: NF03
222 Upper Street Signed: 
London N1 1XR Date: 18/8/14 2015

Mr Idris Hamid,
Addis Ababa,
192 Seven Sisters Road
London,
N4 3NX

T 020 7527 3227
F 020 7527 3057
E niall.forde@islington.gov.uk
W www.islington.gov.uk

Please reply to: **Niall Forde**
Date: 18 August 2014

Dear Mr Hamid,

INVITATION TO INTERVIEW UNDER CAUTION

POLICE AND CRIMINAL EVIDENCE ACT 1984 / LICENSING ACT 2003

RE: RE: ADDIS ABABA, 192 SEVEN SISTERS ROAD, LONDON, N4 3NX

Further to the visit and my letter delivered to your premises on 18 August 2014, requesting CCTV from an evening at your premises I would like to interview you as part of the investigation of possible offences under part 7 sections 136 of the Licensing Act 2003, and the Health Act 2006.

Any person found guilty of allowing the premises to be used for an unlicensed activity be liable to a maximum fine of £20,000 and or 6 months imprisonment. .

It may be appropriate for the council to institute legal proceedings against you after so I also wish to give you an opportunity to offer an explanation for the alleged offences.

In furtherance of this investigation we would now like to interview you formally regarding the matter.

- The interview will be under caution and tape recorded with full regard to the Police and Criminal Evidence Act 1984.
- You are entitled to legal representation and to have that person present if you wish.
- You will not be under arrest and will be free to leave at any time.

The interview will take place on **Wednesday 27 August 2014 at 1130am** and will be conducted by Licensing Officer Niall Forde and a Police Licensing officer. The interview will take place at our offices located at 222 Upper Street, London N1 1XR.

I would be grateful if you could please confirm your attendance at this interview and whether you will be bringing a legal representative with you. If you wish to have an interpreter with you during the interview, the Council will provide one as long as you give us advance notice of this requirement.

I can be contacted at the above address for this or any other queries.

Yours sincerely

Niall Forde
Licensing Officer

Your

Our Licensing/NI

Date: 20th September 2014



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

Abdul Wahid Idris HAMID
192 Seven Sisters Road
LONDON
N4 3NY

Telephone: 020 7 527 2323
Facsimile:
Email:
Licensingpolice@Islington.gov.uk

Dear Sir

Re: ADDIS ABABA – 192 Seven Sisters Road, London, N4 3NY

Premises Licence (Transfer) and DPS Variation

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine one of the local authority Licensing Objectives, being the Prevention of Crime and Disorder.

On Tuesday the 16th of September a council licensing officer conducted a P.A.C.E. interview with the leaseholder, proposed licensee of this premises, Mr Abdul Wahid. Police were present during this interview.

Mr Wahid bought the lease for the premises in April this year (2014), and has been operating the premises as the manager since August.

He informed both the licensing officer and the police during this interview that he had no knowledge of the licensing act, and had in fact never even read the licence for the premises.

Under annex 2 of the licence titled 'Conditions consistent with the Operating Schedule' I would like to bring attention to items 4 and 11 which read as follows;

4. When the premise is used for licensed activities after midnight at least one SIA registered door supervisor shall be employed.

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

He admitted that on the 16th of August 2014 he did not have any door staff on duty, and that on the same date his CCTV was not working.

On that particular date local authority CCTV revealed numerous people entering/leaving the premises via a lowered shutter at 08.50 am. The shutter was so low down that people were having to bend to get into the venue. He stated that he had shut the venue at 0500 hours, leaving it locked. Yet when asked if we could be

witnessing a burglary he nonchalantly stated no, and that he knew the people going in and out. Albeit they should not have been doing so, he displayed no concern whatsoever to the furore that was taking place outside the venue on that day.

His words, lack of concern and reaction to this event does not give any confidence that he would be able to run a safe, crime free venue, and in turn we feel that in no way whatsoever would he be able to promote the licensing objectives.

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

Should you wish to discuss the matter further please contact me on Mobile 07799133204 or via email, policelicensing@islington.gov.uk.


Yours sincerely

Peter Conisbee Pc 575NI

Paul Hoppe Pc 208NI

Steven Harrington Pc 425NI

Islington Police Licensing Team

Exhibit No: NF04
 Signed: 
 Date: 15 July 2015

Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	23rd October 2014		Finsbury Park

Appendices to the report are exempt and are not for publication.

**Subject: APPLICATION TO TRANSFER AND VARY THE DESIGNATED PREMISES SUPERVISOR AT THE PREMISES
 ADDIS ABABA, 192 SEVEN SISTERS ROAD, LONDON, N4 3NX**

Synopsis

1.1 The police have objected to the application to Transfer and vary the DPS of the premise licence under the Licensing Act 2003 at the premises.

1. Relevant Representations

Metropolitan Police	Yes
---------------------	-----

3. Background

3.1 Papers are attached as follows:- (Exempt).
 Appendix 1: application form; current premises licence
 Appendix 2: representation;
 Appendix 3: map of premises location.

4. Planning Implications

4.1 None.

5 Recommendations

5.1 To determine the application to vary the designated premises supervisor of the premises licence under Section 37 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 To determine the application to vary the designated premises supervisor of the premises licence under Section 42 of the Licensing Act 2003.

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 7527 3031

E-mail: licensing@islington.gov.uk

APPLICATION TO VARY A PREMISES LICENCE TO SPECIFY AN INDIVIDUAL AS DESIGNATED PREMISES SUPERVISOR 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 ABDELWAHID IDRIS HAMID.

(full name(s) of premises licence holder)

being the premises licence holder, apply to vary a premises licence to specify the individual named in this application as the premises supervisor under section 37 of the Licensing Act 2003

Premises licence number

117760 / 3156

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description		Date 1/9/14 Fee £ 23-00	
192 SEVEN SISTERS ROAD,		Number CAS4	
		Receipt number 47528	
		Received by AFI	
Post town	LONDON	Post code	N4 3NX
Telephone number (if any)			

Description of premises (please read guidance note 1)

On Seven sisters Road, located and facing to the west on all set side. It was a restaurant called APPIS ABABA serving traditional food,

Part 2

AA

Full name of proposed designated premises supervisor *YEMANE THERETHEGI*
~~MR. MOE YOUNES, Miss Rachael Ingram~~

Personal licence number of proposed designated premises supervisor and issuing authority of that licence (if any)
90354 14502

Full name of existing designated premises supervisor (if any)
MR BINYAM SHIBIRU

Please tick yes

- I would like this application to have immediate effect under section 38 of the Licensing Act 2003
- I have enclosed the premises licence or relevant part of it

If you have not enclosed the premises licence, or relevant part of it, please give reasons why not

Reasons why I have failed to enclose the premises licence or relevant part of it
LICENCE ENCLOSED. (ORIGINAL)


Please tick yes

- I have made or enclosed payment of the fee
- I will give a copy of this application to the chief officer of police
- I have enclosed the consent form completed by the proposed premises supervisor
- I have enclosed the premises licence, or relevant part of it or explanation
- I will give a copy of this form to the existing premises supervisor, if any
- I understand that if I do not comply with the above requirements my application will be rejected

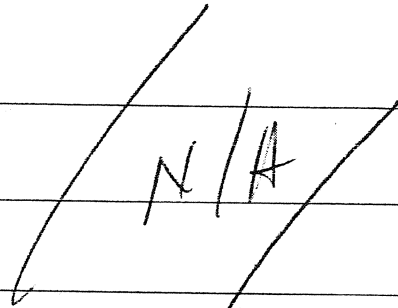
IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

PART 3 – SIGNATURES (please read guidance note 2)

Signature of applicant or applicant's solicitor or other duly authorised agent
(See guidance note 3). If signing on behalf of the applicant please state in what capacity.

Signature 
Date 26-08-2014
Capacity OWNER (MANAGER)

For joint applicants signature of 2nd applicant 2nd applicant's solicitor or other authorised agent
(please read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature 
Date N/A
Capacity

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)

SAME AS GIVEN BUSINESS ADDRESS.

Post town

Post Code

Telephone number (if any)

079 08 030 691

If you would prefer us to correspond with you by e-mail your e-mail address (optional)

PART A

Consent of individual to being specified as premises supervisor

I YEMANE THERETHEGI
[full name of prospective premises supervisor]

Of

ADDIS ABABA
192 SEVEN SISTERS ROAD
LONDON N4 3NX

[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

DPS VARIATION
[type of application]

by YEMANE THERETHEGI
[name of applicant]

Relating to a premises licence

1117760/3156
[number of existing licence, if any]

for

ADDIS ABABA
192 SEVEN SISTERS ROAD
LONDON N4 3NX

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



ISLINGTON

Part 2 - Applicant details

In what capacity are you applying for the premises licence to be transferred to you?

- Please tick yes**
- a) an individual or individuals* please complete section (A)
 - b) a person other than an individual *
 - i. as a limited company please complete section (B)
 - ii. as a partnership please complete section (B)
 - iii. as an unincorporated association or please complete section (B)
 - iv. other (for example a statutory corporation) please complete section (B)
 - c) a recognised club please complete section (B)
 - d) a charity please complete section (B)
 - e) the proprietor of an educational establishment please complete section (B)
 - f) a health service body please complete section (B)
- AN INDIVIDUAL WHO IS REGISTERED UNDER PART 2 OF THE CARE STANDARDS ACT 2000 (C14) IN RESPECT OF AN INDEPENDENT HOSPITAL** please complete section (B)
- g) 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



APPLICATION TO TRANSFER 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

ABDELWAHID IDRIS HAMED
(Insert name of applicant)

Apply to transfer the premises licence described below under section 42 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number

Part 1 – Premises details

Postal address of premises or, if none, ordnance survey map reference or description

192 SEVEN SISTER ROAD
LONDON

POST TOWN

LONDON

POST CODE

N4 3NX

Telephone number at premises (if any)

07908030691

Please give a brief description of the premises

IT IS a restaurant located at seven sister road name addis ababa. (serving traditional dishes)

Name of current premises licence holder

MR. BINYAM SHIBIRU

Receipt No 47528

£46.00 cash

ISLINGTON COUNCIL LICENSING	
Date	11/9/14
Fee	23.00
Method of payment	CASH
Receipt Number	47528
Received By	AF

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

IDRIS HAMID

First names

ABDUL WAHID

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

192 SEVEN SISTERS ROAD,

POST TOWN

LONDON

POST CODE

N4 3NX

Daytime contact telephone number

079 0803 08691

E-mail address (optional)

—

SECOND INDIVIDUAL APPLICANT (fill in as applicable)

Mr Mrs Miss Ms Other title
(for example, Rev)

Surname

N/A.

First names

I am 18 years old or over

Please tick yes

Current postal address if different from premises address

N/A.

POST TOWN

POST CODE

Daytime contact telephone number

E-mail address (optional)

—

(B). OTHER APPLICANTS

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

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

Part 3

Please tick yes

Are you the holder of the premises licence under an interim authority notice?

Do you wish the transfer to have immediate effect?

If not when would you like the transfer to take effect?

Day	Month	Year
26	08	2014

Please tick yes

I have enclosed the consent form signed by the existing premises licence holder

If you have not enclosed the consent form referred to above please give the reasons why not. What steps have you taken to try and obtain the consent?

ENCLOSED

- LICENCE (PREMISES)
- PREMISES LICENCE SUMMARY

Please tick yes

If this application is granted I would be in a position to use the premises during the application period for the licensable activity or activities authorised by the licence (see section 43 of the Licensing Act 2003)

Please tick yes

I have enclosed the premises licence

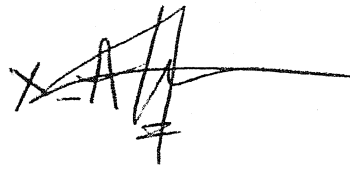
If you have not enclosed premises licence referred to above please give the reasons why not.

- ENCLOSED.


- I have made or enclosed payment of the fee
- I have enclosed the consent form signed by the existing premises licence holder or my statement as to why it is not enclosed
- I have enclosed the premises licence or relevant part of it or explanation
- I have sent a copy of this application to the chief officer of police today
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 4 – Signatures (please read guidance note 2)



Signature of applicant or applicant's solicitor or other duly authorised agent (See guidance note 3). If signing on behalf of the applicant please state in what capacity.

Signature 

Date 26-08-14

CAPACITY OWNER/MANAGER

For joint applicants signature of 2nd applicant, 2nd applicant's solicitor or other authorised agent (please read guidance note 4). If signing on behalf of the applicant please state in what capacity.

Signature N/A.

Date

CAPACITY

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 5)	
ABDULWAHID IDRIS HAMID. 192 SPYBURN STERS R	
Post town	Post Code
LONDON	N4 3NX
Telephone number (if any) 0790 803 0691	
If you would prefer us to correspond with you by e-mail your e-mail address (optional)	
—	



Consent of premises licence holder to transfer

I/we MR BINYAM SHIBRU
[full name of premises licence holder(s)]

the premises licence holder of premises licence number 117760/3156
[insert premises licence number]

relating to

ADDIS ABABA, 192 SEVEN SISTERS RD, LONDON N4 3J
[name and address of premises to which the application relates]

hereby give my consent for the transfer of premises licence number

[insert premises licence number]

to

ABDULWAHID IDRIS HAMID.
[full name of transferee].

signed name

(please print)

BINYAM SHIBIRU

dated

28/8/2014

ISLINGTON COUNCIL LICENSING SUB-COMMITTEE
DECISION FORM

Licensing Sub-Committee D – 23 October 2014

Addis Ababa, 192 Seven Sisters Rd, N4 3NX

DECISION

The Sub-Committee have decided to refuse the application for a premises licence transfer and variation of the designated premises supervisor in respect of **Addis Ababa, 192 Seven Sisters Rd, N4 3NX**

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

Appendix 3

REASONS FOR DECISION

The Sub-Committee heard an application from the applicant for an adjournment of the meeting on the basis that the applicant's legal representative could not be present. When asked, the applicant confirmed that his legal representative was away. The Sub-Committee noted that there was no information from the legal representative and no explanation as to why someone else could not attend in their place. The application for an adjournment was refused and the hearing went ahead.

The Sub-Committee noted the police objection at pages 87 and 88 of the agenda. The Sub-Committee heard evidence that the police were concerned that the applicant appeared to know nothing about the licensing act, the councils licensing policy, or, indeed, the terms of the licence. The Sub-Committee noted the police concerns that the applicant had no ability to run a safe, crime free venue.

The Sub-Committee heard evidence from the noise team, who spoke as a witness for the police, that they had written to the applicant regarding an undischarged noise condition and had received no response. The noise team confirmed that a second letter was sent with no response. The noise team gave details of a visit to the premises when pushing and shoving between young men of North African origin was witnessed outside the premises and loud live music was witnessed inside the premises and that it was only after this visit that any contact was made by the applicant. It was noted that there had been no further contact after this.

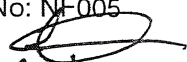
The Sub-Committee heard evidence from the applicant that he believed that after he took over the lease for the premises and changed the Council Tax and Business Rates into his name, the licence would automatically change as well. The applicant stated that he had been doing business in the area for a long time and was familiar with the area. The applicant stated that he made a mistake which he regretted and that a person that he had trusted had left the premises open. Upon questioning by the Sub-Committee the applicant confirmed that the person he had trusted with the keys to the premises was a cleaner and that this person had now been dismissed. The Sub-Committee noted that the CCTV inside the premises was not working and that it was therefore not possible to verify the applicant's version of events. The Sub-Committee noted that the person named in the application as the new designated premises supervisor was not present at the meeting and so could not be questioned. The Sub-Committee noted that the applicant was asked if he could state the licensing objectives and he answered 'keeping me alive'.

The Sub-Committee shared the police concerns that the applicant had not demonstrated any ability to run a safe, crime free venue. The Sub-Committee was concerned with the applicant's lack of knowledge or concern regarding licensing law and the licensing objectives. The Sub-Committee was concerned that the applicant was unable to manage the premises to the required standards and did not seem aware of the responsibilities that come with an alcohol licence. The Sub-Committee noted the breaches of the existing conditions and the trading out of hours. The Sub-Committee formed the view that granting the applications would not promote the licensing objectives.

The Sub-Committee took into account licensing policies 9 and 10 in relation to the standards of management.

Note of the Committee

Exhibit No: NF005

Signed: 

Date: 15 July 2015

**Addis Ababa, 192 Seven Sisters Road, N4 3NX - Transfer of
designated premises supervisor**

- Meeting of Licensing Sub Committee D, Thursday, 23rd October, 2014 6.30 pm (Item 21.)

Minutes:

The applicant requested an adjournment as his legal representative could not be present. The police asked that the matter proceed as the transfer was deemed granted until a decision by the Sub-Committee had been made. The Sub-Committee agreed to proceed with the hearing.

The police outlined their objections to the application as detailed in the agenda and summarised events that had occurred on the 16 August 2014. The noise officer was called as a witness for the police. She reported that she had written to the licensee regarding an undischarged noise condition requiring an acoustic survey. Following a lack of response she sent a second letter and then visited with the licensing officer. At the visit, noise outside the premises by customers was witnessed and loud music was witnessed inside. The noise officer left a card and was contacted once but had heard nothing further. The police reported that the applicant had not met the high standards of management required.

The Sub-Committee noted that the applicant had taken over in April. No prior knowledge of the applicant was known. The noise team was still waiting to be contacted by the applicant.

The applicant reported that he had obtained the lease in April and had opened the premises on the 12 July. He believed if he changed his name on the council tax and business rate document, the licence would also change. He had left a person he trusted in charge on the night in question. His job had now been terminated. The CCTV was not working.

In response to questions he reported that he managed other venues. The designated premises supervisor was not present at the meeting as he was working. The person left in charge on the 16 August was not the temporary manager, but the cleaner. The applicant reported that the cleaner had re-opened the business after he had left. The police informed the Sub-Committee that they were unable to confirm this explanation of events as the CCTV was not working. When asked by the Sub-Committee, he reported that he could run a safe, crime free venue. He stated the music was not very loud and he had tried to do everything requested. When asked about his knowledge of the licensing objectives he stated they were 'keeping me alive'.

The police reported that the applicant lacked knowledge about the licensing laws and the objectives. This meeting had not changed his opinion. The applicant was not suitable and he had not demonstrated anything to allay his fears.

The applicant stated he would follow the regulations. If granted he would be careful and he had enough experience not to spoil his business. If it happened again he would hand the keys over himself.

RESOLVED

That the application for a premises licence transfer and variation of the designated premises supervisor in respect of Addis Ababa, 192 Seven Sisters Rd, N4 3NX be refused.

REASONS FOR DECISION

The Sub-Committee heard an application from the applicant for an adjournment of the meeting on the basis that the applicant's legal representative could not be present. When asked, the applicant confirmed that his legal representative was away. The Sub-Committee noted that there was no information from the legal representative and no explanation as to why someone else could not attend in their place. The application for an adjournment was refused and the hearing went ahead.

The Sub-Committee noted the police objection at pages 87 and 88 of the agenda. The Sub-Committee heard evidence that the police were concerned that the applicant appeared to know nothing about the licensing act, the councils licensing policy, or, indeed, the terms of the licence. The Sub-Committee noted the police concerns that the applicant had no ability to run a safe, crime free venue.

The Sub-Committee heard evidence from the noise team, who spoke as a witness for the police, that they had written to the applicant regarding an undischarged noise condition and had received no response. The noise team confirmed that a second letter was sent with no response. The noise team gave details of a visit to the premises when pushing and shoving between young men of North African origin was witnessed outside the premises and loud live music was witnessed inside the premises and that it was only after this visit that any contact was made by the applicant. It was noted that there had been no further contact after this.

The Sub-Committee heard evidence from the applicant that he believed that after he took over the lease for the premises and changed the Council Tax and Business Rates into his name, the

licence would automatically change as well. The applicant stated that he had been doing business in the area for a long time and was familiar with the area. The applicant stated that he made a mistake which he regretted and that a person that he had trusted had left the premises open. Upon questioning by the Sub-Committee the applicant confirmed that the person he had trusted with the keys to the premises was a cleaner and that this person had now been dismissed. The Sub-Committee noted that the CCTV inside the premises was not working and that it was therefore not possible to verify the applicant's version of events. The Sub-Committee noted that the person named in the application as the new designated premises supervisor was not present at the meeting and so could not be questioned. The Sub-Committee noted that the applicant was asked if he could state the licensing objectives and he answered 'keeping me alive'.

The Sub-Committee shared the police concerns that the applicant had not demonstrated any ability to run a safe, crime free venue. The Sub-Committee was concerned with the applicant's lack of knowledge or concern regarding licensing law and the licensing objectives. The Sub-Committee was concerned that the applicant was unable to manage the premises to the required standards and did not seem aware of the responsibilities that come with an alcohol licence. The Sub-Committee noted the breaches of the existing conditions and the trading out of hours. The Sub-Committee formed the view that granting the applications would not promote the licensing objectives.

The Sub-Committee took into account licensing policies 9 and 10 in relation to the standards of management.

Conditions suggested by Metropolitan Police Service:

1. If a customer is found to be in possession of what you or your staff consider to be personal use drugs. The drugs are confiscated and sealed in a police evidence bag, timed, dated and signed by the staff member seizing. Request details of the person you are seizing the drugs from, and for your security and evidential purposes make a CCTV capture of the seizure. The customer is ejected/banned from the venue. The seized drugs are then placed in the safe. An entry is placed in the 'drug seizure log', which is also kept in the safe. This entry will detail, the time, date, person seizing and the number of the police evidence bag.

B. If a customer is found to be in possession of what you or your staff believe to be a quantity of drugs for more than just personal possession/suspected of dealing. The customer is detained and police are called. The drugs are confiscated and sealed in a police evidence bag. For your security and evidential purposes make a CCTV capture of the seizure. Make available any CCTV footage of the incident to police, as per licence conditions

It is the responsibility of the venue to inform the police when they have drugs to be collected. They will need to contact officers from the local neighbourhood team in order for the drugs to be collected.

Officers collecting the drugs will sign the 'drug seizure log' to state they have been removed from the safe at the venue.

2. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record the following:

- a. All crimes reported to the venue
- b. Any complaints received
- c. Any incidents of disorder
- d. Any faults in the CCTV system
- e. Any visit by a relevant authority or emergency service

3. There shall be a personal licence holder on duty on the premises at all times when the premises are authorised to sell alcohol.

Annex 2 Condition 4 be removed and replaced with;

4. At least 1 SIA licensed door supervisor shall be on duty at the entrance of the premises at all times whilst it is open for business after 2100 hours on any day that the venue is open, until 30 minutes after the venue has closed.

5. Door Supervisors to display their SIA licence by means of a luminous arm band.

6. Door supervisors to have no prior association with the venue or management of the venue

7. All staff engaged outside the entrance to the premises, or supervising or controlling queues, shall wear high visibility yellow jackets or vests.

8. Door Supervisors Register – A register shall be maintained recording all SIA door supervisors employed at the premises. This shall include their name, badge number, the agency they work for (if any) and the time they start and finish work.

9. Management shall take a photocopy of all door staff SIA badges and secure them in a personnel folder and place this in the safe.

10. All persons visiting or re-entering the premises after 2100 hours will be subject to a search by means of an electronic hand held wand. If the search wand is activated or at the discretion of staff, then physically searched, which will include a 'pat down search' and a full bag search. There will be at least 2 fully functional wands in use at the premises.

11. All drinking vessels used in the venue shall be polycarbonate. All alcohol in glass bottles are to be decanted into polycarbonate containers or polycarbonate carafes prior to being served.

12. Customers shall enter or leave the premises by the main front door to the premises, except in the event of an emergency.

13. Notices shall be displayed reminding patrons to use the toilets before exiting the premises.

14. Notices shall be prominently displayed at all exits requesting patrons to respect the needs of local residents and businesses and leave the area quietly.

Annex 2 Condition 12 be removed and replaced with;

15. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.

Annex 3 Condition 13 be removed and replaced with;

16. There shall be no unaccompanied children under 18 years on the premises at any time and no children after 23.00.

17. A record shall be kept detailing all refused sales of alcohol. The record should include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the City Council at all times whilst the premises is open.

18. Patrons permitted to temporarily leave and then re-enter the premises, e.g. to smoke, shall not be permitted to take any drinks in any vessel with them.

19. The premises licence holder shall ensure that any patrons smoking outside the premises do so in an orderly manner and are supervised by staff so as to ensure that there is no public nuisance or obstruction of the public highway.

20. In the event that an assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:

- (a) The police (and, where appropriate, the London Ambulance Service) are called without delay;
- (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
- (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
- (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

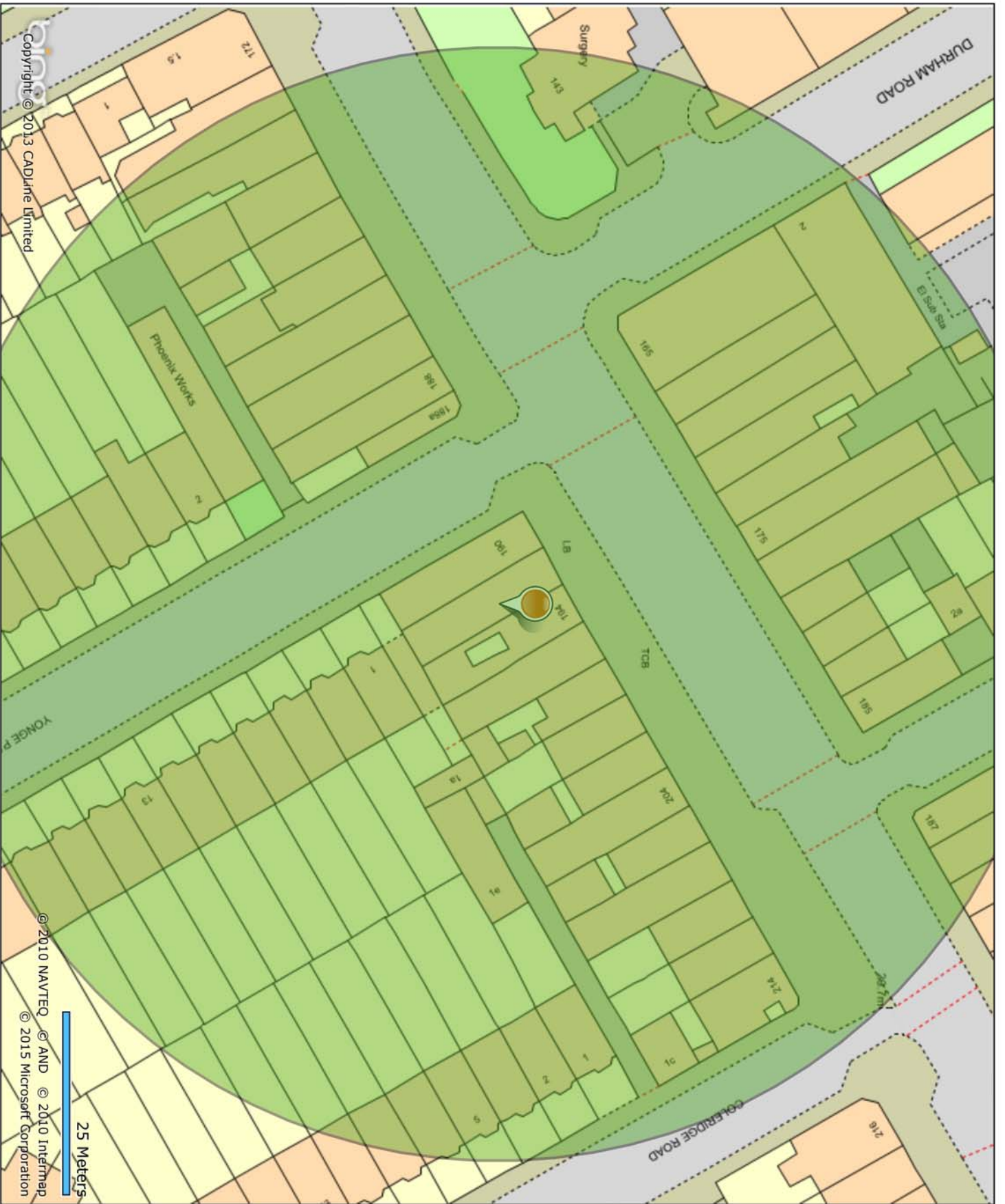
Annex 2 Condition 11 be removed and replaced with;

21. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system 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. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

Conditions suggested by the Licensing Authority

22. The sale of alcohol shall be ancillary to a table meal.

23. No vertical drinking shall be permitted.



**Title : Adidas Ababa,
192 Seven Sisters
Road**

Islington Borough
Boundary

Printed by :
RO RO

Printed at :
18-08-2015

ISLINGTON



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	10 th September 2015		Clerkenwell

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
Dirty Burger, Unit 2, 15-17 Exmouth Market, London EC1R 4QD

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
 - The sale of alcohol for consumption on the premises: 10:00 to 00:00 on Sunday to Saturday. To extend the permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.
 - The sale of alcohol for consumption off the premises: 10:00 to 23:00 on Sunday to Saturday.
 - The provision of Late Night Refreshment: 23:00 to 00:00 on Sunday to Saturday.
 - The following opening hours: 08:00 to 00:30 on Sunday to Saturday.
 - An extension of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	No
Noise	No
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: one
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 The Licensing Authority and one local resident have submitted representations to the application. The Metropolitan Police have withdrawn their representation on the basis of agreed conditions. The applicants have agreed two additional conditions with the Noise Service.

4. Planning Implications

4.1 Planning have reported that, "The application concerns the use of the land as a restaurant, under use class A3. Planning records confirm this to be the lawful use of the land and there are no ongoing enforcement investigations. As such, the planning department has no objections to the application."

5 Recommendations

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

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

- 5.3 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
 - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 3)

6 Conclusion and reasons for recommendations


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

Background papers:

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

Final Report Clearance

Signed by


Service Director – Public Protection

27-8-15

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

Appendix 1

2015 92130

LW1

Application for a premises licence to be granted

Due: 07/08/15

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 **Quentin Limited**

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Dirty Burger Unit 2 17 Exmouth Market			
Post town	LONDON	Postcode	EC1R 4QD
Telephone number at premises (if any)			
Non-domestic rateable value of premises		£35,250	

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

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

COMMERCIAL LICENSING
10 JUL 2015
Received by Reception
PUBLIC PROTECTION DIVISION
222 UPPER ST, LONDON N1 1XR

49062
£215.00/003087
13/07/15

- 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)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name Quentin Limited
Address 44 Esplanade St Helier Jersey JE4 9WG c/ LT Law 18 Soho Square London W1D 3QL
Registered number (where applicable) 117757
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any) c/o 020 3755 5138
E-mail address (optional) lana@ltlaw.co.uk

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
01	09	2015

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)
'Dirty Burger' branded restaurant, within the Soho House Group

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

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

Live music Standard days and timings (please read guidance note 6)			Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) For example, but not exclusively, live bands and artistes.	
Mon				
Tue				
Wed				
Thur				
Fri				
Sat				
			State any seasonal variations for the performance of live music (please read guidance note 4)	
			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)	
Sun				

F

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

G

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

H

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





I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish			
Mon	23.00	00.00	Please give further details here (please read guidance note 3) Hot food and drink will be sold and available at all times		
Tue	23.00	00.00			
Wed	23.00	00.00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Thur	23.00	00.00			
Fri	23.00	00.00	Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		
Sat	23.00	00.00	On NYE- from 11pm on NYE to 5am NYD		
Sun	23.00	00.00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – <u>please tick</u> (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) Off Sales shall cease at 11pm, 7 days (see proposed conditions)		
Mon	10.00	00.00			
Tue	10.00	00.00			
Wed	10.00	00.00			
Thur	10.00	00.00			
Fri	10.00	00.00			
Sat	10.00	00.00			
Sun	10.00	00.00			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) NYE- from end of hours permitted on New Year's Eve to the start of trade on New Year's Day		

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

Name Sienna Hildemar Pulati	
Address 	
Postcode	
Personal licence number (if known) 	
Issuing licensing authority (if known) 	

K

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

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	08.00	00.30	<p>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)</p> <p>NYE- from end of hours permitted on New Year's Eve to the start of trade on New Year's Day</p>
Tue	08.00	00.30	
Wed	08.00	00.30	
Thur	08.00	00.30	
Fri	08.00	00.30	
Sat	08.00	00.30	
Sun	08.00	00.30	

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

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

Alcohol shall not be sold or supplied otherwise than to persons who are purchasing a meal from the menu.

Off Sales shall cease at 11pm, 7 days

All instances of crime and disorder shall be reported to the police.

An incident book shall be used to record all instances of public disorder.

The holder of the premises licence shall subscribe to and participate fully in the local pub/club/shop watch scheme.

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

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

All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified

Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.

Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly

Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly

The highway and public spaces in the vicinity of the premises shall be kept free of litter from the premises at all material times. All litter and sweepings shall be collected and stored in accordance with the approved refuse storage arrangements

Refuse must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties

The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme

The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff

The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer

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

b) The prevention of crime and disorder

See above

c) Public safety

See above

d) The prevention of public nuisance

See above

e) The protection of children from harm

See above

Checklist:

- I have made or enclosed payment of the fee.

Please tick to indicate agreement

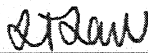


- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must 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	9 July 2015
Capacity	Solicitor for applicant

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

Signature	
Date	
Capacity	

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

Lana Tricker
 LT Law
 18 Soho Square

Post town	London	Postcode	W1D 3QL
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Telephone number (if any)	020 3755 5138
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)
 lana@ltlaw.co.uk

Notes for Guidance

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

Consent of individual to being specified as premises supervisor

Sienna Hildemar Pulati

.....
[full name of prospective premises supervisor]

of

165a Priory Avenue
London
N8 8NB

c/ LT Law
18 Soho Square
London
W1D 3QL

.....
[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

Quentin Limited

.....
[name of applicant]

relating to a premises licence

.....
[number of existing licence, if any]

for

Dirty Burger
UNIT 2, 17 EXMOUTH MARKET, LONDON EC1R 4QD

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

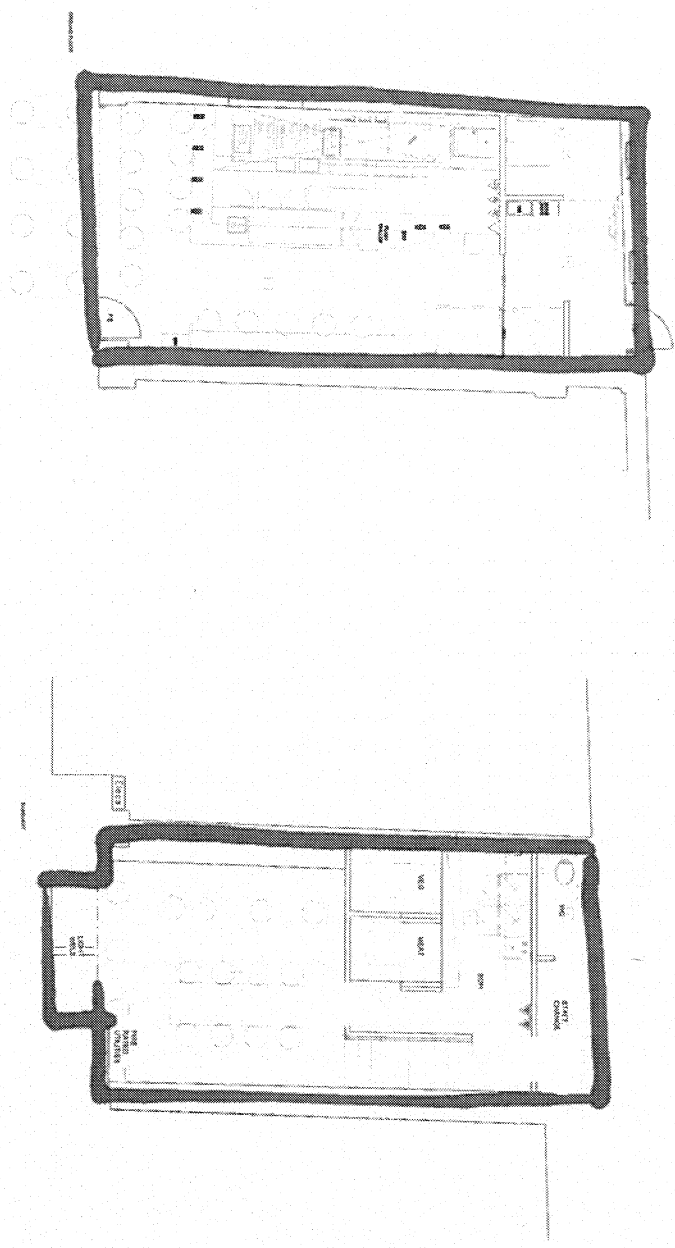
DO NOT use drawing for construction
 Based for Design Intent purposes only
 2018/10/16 10:00 AM

SOHO HOUSE TO APPROVE ALL FINISHES
 SAMPLES & DIMENSIONS PRIOR TO
 MANUFACTURE.

ALL DIMENSIONS DISCREPANCIES TO BE
 REPORTED
 TO SOHO HOUSE PRIOR TO MANUFACTURE

1	SMOKE DETECTOR	
2	FIRE ALARM BELL	
3	KEY SWITCHES	
4	ILLUMINATED EMERGENCY EXIT	
5	ALARM, U.F.C. 52 OPERATING BOTTLE LIGHTS	
6	NET OPERATIONAL EXTINGUISHER	
7	CO2 EXTINGUISHER	
8	FOAM EXTINGUISHER	
9	FIRE BLANKET	

All removable
 activities occur
 within the red
 line
 Loose furniture is
 indicative only



SOHO HOUSE GROUP

DIRTY BURGER,
 EXMOUTH MARKET,
 LICENSING GAS

Scale	Drawn By	Issue/Revised By	Date
1:500A1	CS	2018/10/16	2018
2018/10/16	CS	2018/10/16	2018
2018/10/16	CS	2018/10/16	2018

213 SHG GA, LLC



18 Soho Square, London W1D 3QL

9 July 2015

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

Our ref: LT/1458

By Courier

Dear Sirs

RE: DIRTY BURGER, UNIT 2, 17 EXMOUTH MARKET, LONDON EC1R 4QD – APPLICATION FOR NEW GRANT OF A PREMISES LICENCE

I act for Quentin Limited and have been instructed to make an application for new grant of a premises licence for the above premises. The premises is currently licensed as Gulshan Tandoori, but that premises has closed and it has now been split into two units and accordingly a new licence is required for this site. As the premises was previously operating as a licensed premises this application/operation will not add to any cumulative impact in the area.

The Dirty Burger brand forms part of the Soho House Group. There is a simple food menu with a limited selection of alcohol on offer. The venue brand offers around 4 varieties of either beer and/or lager and/or ale for sale, along with some alcoholic milkshake drinks. The menu features burgers, accompaniments and drinks. The premises will operate for breakfast, lunch and dinner, with food provision being the primary purpose.

In support of the application please find enclosed the following:-

1. Application for new grant;
2. Cheque in the sum of £315 being the application fee;
3. Consent of DPS;
4. Licensing plan of the premises
5. Certificate of service;
6. Copy of notice of advertisement for information;

Please note that the last date to receive valid representations is 6 August 2015.

Should you have any questions please do not hesitate to contact Lana Tricker on 020 3755 5138.

Yours faithfully

A handwritten signature in black ink, appearing to be 'Lana Tricker'.

LT LAW

Licensing Authority Representation: Licensing Act 2003

Application: Dirty Burger, 17 Exmouth Market, London EC1R 4QD

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application for the above premises.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

<i>Licensing Policies 1 & 2</i>	<i>Location, cumulative impact and saturation</i>
<i>Licensing Policies 4 & 5</i>	<i>Off sales</i>
<i>Licensing Policy 7 & 8</i>	<i>Licensing Hours</i>
<i>Licensing Policies 9, 10 & 11</i>	<i>Operating Schedules</i>
<i>Licensing Policy 18</i>	<i>Noise control</i>
<i>Licensing Policy 20</i>	<i>Smoking, drinking, eating outside</i>
<i>Licensing Policy 21</i>	<i>Dispersal Policy</i>

Issues of Concern

1. The premises are located within the Clerkenwell Cumulative Impact policy area. The onus is on the applicant to demonstrate that these premises will not add to the cumulative impact. It is my opinion that these premises will add to the cumulative impact and I am concerned that the applicant has failed to adequately address cumulative impact in their application.
2. The premises was previously a licensed restaurant, with alcohol sales permitted to 00:00, Mondays to Saturdays, and 23:30 on Sundays. The licence did not permit off sales. The licence was granted prior to the introduction of the Cumulative Impact Policy.
3. The licensing authority receives regular complaints from local residents and businesses about the impact of licensed businesses in Exmouth Market. Licensing officers regularly visit the area and have worked with local licensed operators to minimise the impact their businesses have on the local environment. Business have been encouraged to provide door supervisors, reduce music noise levels, implement dedicated smoking areas, use staff patrols to monitor customer behaviour, reduce vertical drinking and stop selling high strength alcohol products.. The applicants have not addressed these points and have failed to demonstrate an appreciation of local issues.
4. This application will undermine the licensing objectives and added to the cumulative impact because:
 - o The plan includes reference to outside areas however there is no mention of how this area will be used, monitored or controlled.

- o Off sales will be permitted but the operating schedule proposes no control measures to prevent the premises becoming another source for drinking in the street.
- o There is no dispersal policy to explain how customers will be encouraged to leave the area without causing a nuisance to neighbouring residents.

Recommendation

I recommend that the application is refused as it does not adequately demonstrate why the operation of the premises will not add to the cumulative impact and therefore granting the application will undermine the licensing objectives.

If the Licensing Committee is minded to grant the licence, I recommend that the licence be granted in accordance with the Council's preferred hours policy, specifically with a terminal hour of 23:00hrs, Sunday to Thursday, and 00:00 midnight, Friday and Saturday, and the following additional conditions:

1. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his meal.
2. All sales of alcohol for consumption off the premises shall be in sealed containers only and shall not be consumed on the premises, these shall be limited as ancillary to take away meals and shall be limited to 1 bottle of wine per take away meal or 2 bottles of beer per take away meal.
3. Smokers outside the premises shall be limited to a maximum of 8 persons.
4. Staff shall carry out routine patrols to monitor customer behaviour and ensure all customer litter is removed. A member of staff shall be tasked with monitoring customer dispersal at closing time to encourage customers to leave quietly and not to loiter in the vicinity.
5. Any outside furniture shall be rendered unusable from 23:00 hours until the commencement of the next day's trading.

Janice Gibbons
Service Manager (Commercial and Licensing)
Janice.gibbons@islington.gov.uk
02 7527 3212

5 August 2015

Rep 2

Sender, Yesim

From: [REDACTED]
Sent: 01 August 2015 19:40
To: Licensing
Subject: Dirty Burger, 17 Exmouth Market, EC1R 4QD

As a local resident(details below), I wish to object to the venues request to serve alcohol beyond Islington's core hours on and off the premises.

Clerkenwell has been designated a Cumulative Impact Area. This application would add to the cumulative impact.

To prevent crime and disorder and a public nuisance, I request that this license be rejected.

Sincerely,

[REDACTED]
[REDACTED]

Appendix 3

1. The holder of the premises licence shall subscribe to and participate fully in the local pub/club/shop watch scheme.
2. Clear and prominent notices shall be displayed on the premises warning customers of the need to guard their property and to be aware of the operation of pickpockets, bag snatchers, etc. The notices shall advise customers to report concerns to the designated premises supervisor or the person in charge of the licensed premises.
3. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
4. Noise or vibration must not emanate from the premises so as to cause to nearby properties.
5. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
6. Notices shall be prominently displayed at any area used for smoking requesting patrons to respect the needs of local residents and use the area quietly.
7. The highway and public spaces in the vicinity of the premises shall be kept free of litter from the premises at all material times. All litter and sweepings shall be collected and stored in accordance with the approved refuse storage arrangements.
8. Refuse must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
9. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme.
10. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
11. 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, eg. Citizencard, a passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
12. 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 of approval agreed by the Metropolitan Police and the applicants:

13. The premises shall only operate as a restaurant which provides food in the form of substantial meals that are prepared on the premises
14. Alcohol shall not be sold or supplied otherwise than to persons who are purchasing a meal from the advertised menu displayed at the premises and the consumption of alcohol by such persons is ancillary to taking such meals.
15. Off Sales shall cease at 23.00, 7 days
16. Sales of alcohol for consumption off the premises shall only be supplied with, and ancillary to a take away meal. In respect of this, off-sales will be limited to either two bottles of beer or two alcoholic shakes per take away meal
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 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. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

18. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record the following:
 - a. All crimes reported to the venue
 - b. Any complaints received
 - c. Any incidents of disorder
 - d. Any faults in the CCTV system
 - e. Any visit by a relevant authority or emergency service
 - f. All ejections of patrons
 - g. All seizures of drugs or offensive weapons
 - h. Any refusal of the sale of alcohol
19. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
 - (a) The police (and, where appropriate, the London Ambulance Service) are called without delay;
 - (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
 - (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
 - (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

Conditions of approval agreed by the Noise Service and the applicants:

20. No collections of waste or recycling materials (including bottles) from the premises shall take place between (23.00) and (08.00) on the following day.
21. No deliveries to the premises shall take place between (23.00) and (08.00) on the following day.

Title : Dirty Burger,
15-17 Exmouth
Market

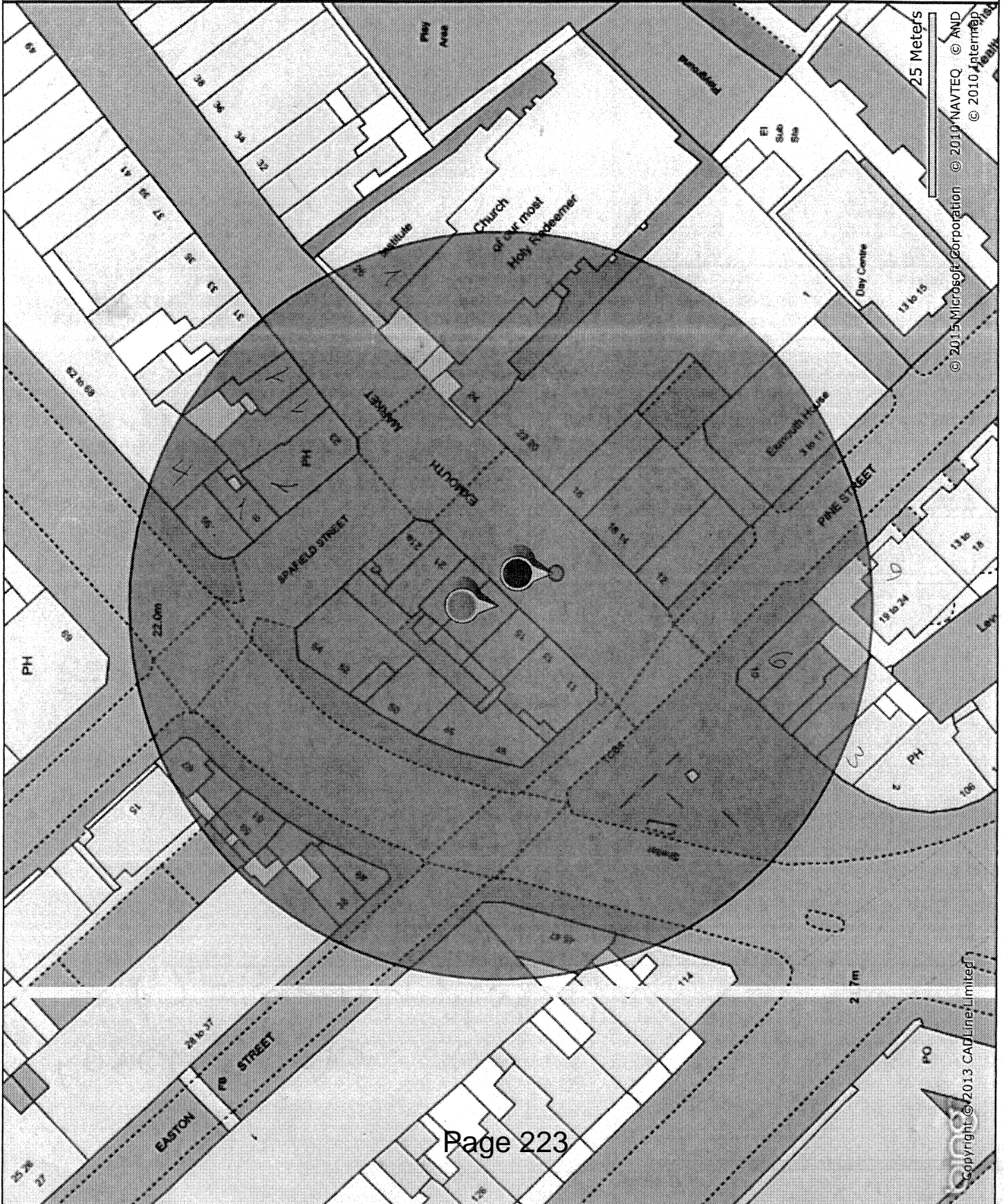
Islington Borough
Boundary

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