



AGENDA FOR THE LICENSING SUB COMMITTEE A

Members of Licensing Sub Committee A are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on **27 November 2017 at 6.30 pm.**

Yinka Owa
Director of Law and Governance

Enquiries to : Jackie Tunstall
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Despatched : 17 November 2017

Membership

Councillor Gary Poole (Chair)
Councillor Michelline Safi Ngongo (Vice-Chair)
Councillor Rakhia Ismail

Substitute

All other members of the Licensing committee

Quorum: is 3 Councillors

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



A. Formal matters **Page**

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

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

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

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

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

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

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

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

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

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

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

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

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

5. Order of Business
6. Minutes of Previous Meeting 1 - 14

B. Items for Decision **Page**

1. House of Burger Bear, Magic Roundabout, Old Street Station, Unit 16 St Agnes Well, EC1Y 1BE 15 - 92

C. Urgent non-exempt items

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

D. Exclusion of public and press

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

E. Urgent Exempt Items (if any)

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

ISLINGTON LICENSING SUB-COMMITTEES -

PROCEDURE FOR HEARING LICENSING APPLICATIONS UNDER THE LICENSING ACT 2003

INTRODUCTION

TIME GUIDE

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

CONSIDERATION OF APPLICATIONS:

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

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

CASE SUMMARIES

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

DELIBERATION AND DECISION

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

London Borough of Islington

Licensing Sub Committee A - 28 September 2017

Minutes of the meeting of the Licensing Sub Committee A held at the Town Hall, Upper Street, N1 2UD on 28 September 2017 at 6.30 pm.

Present: **Councillors:** Gary Poole (Chair for items B3 and B4), Michelline Safi-Ngongo (Vice-Chair), Rakhia Ismail and Nick Wayne (Chair for items B1 and B2)

Councillor Nick Wayne in the Chair

183 **INTRODUCTIONS AND PROCEDURE (Item A1)**

Councillor Nick Wayne welcomed everyone to the meeting and officers and members introduced themselves. The procedure for the conduct of the meeting was outlined.

184 **APOLOGIES FOR ABSENCE (Item A2)**

None.

185 **DECLARATIONS OF SUBSTITUTE MEMBERS (Item A3)**

Councillor Nick Wayne substituted for Councillor Gary Poole for agenda items B1 and B2 only.

186 **DECLARATIONS OF INTEREST (Item A4)**

None.

187 **ORDER OF BUSINESS (Item A5)**

The Chair advised all present that agenda item B5, an application for a variation to a premises licence for San Daniele Del Fruili, had been adjourned.

188 **MINUTES OF PREVIOUS MEETING (Item A6)**

RESOLVED

That the minutes of the meeting held on 1 August 2017 be confirmed as a correct record and the Chair be authorised to sign them.

189 **UNIT G7A, 6G ESTHER PLACE, LONDON, N1 1WL - PROVISIONAL STATEMENT APPLICATION (Item B1)**

The Licensing Officer pointed out that an amendment was required to page 10 of the agenda to reflect the fact that no representations had been received from local Ward councillors, rather than "Three local ward Councillors" as stated in the report. An amendment was also required to the final line of condition 2c on page 97 of the agenda by the deletion of the final sentence "Notwithstanding.....meal". Conditions 16 – 18, detailed on page 98 of the agenda, and proposed by the Metropolitan Police, had been agreed by

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the applicant. However, condition 19 had not been agreed. He referred to the fact that a previous provisional statement application dating back to June 2017 had been withdrawn by the applicant prior to the Sub-Committee where it was to be determined.

The Police representative added that the question mark in condition 18 should be replaced with "15% of the floor area" and that this had been agreed by the applicant. In addition, referring to condition 19 relating to a full half hour drinking up time, which the applicant had not agreed, a condition relating to drinking up time would be relevant and was a well established procedure. Drinking up time allowed a gradual exodus from a premises and prevented numbers of people leaving en masse. The premises was in a cumulative impact area, though no crime figures were available.

The applicant's representative noted that no written submission had been made by the Council's Noise Team.

The Licensing Authority's representative highlighted the fact that the premises was situated in a cumulative impact area and that this had not been addressed in the application. There had been no attempt to address the Licensing Authority's representations until this afternoon. Furthermore, the Licensing Authority did not think the application should be granted outside of planning consent hours ie 23:00 hours. The Licensing Authority supported the condition proposed by the Police for a drinking up time.

The applicant's representative noted that Councillor Poole had been due to chair this meeting. He had not submitted a written representation and, if he was at this meeting to represent a resident, advance notice should have been given. The Licensing Officer replied by saying that the Licensing Team had been made aware on the previous day that Councillor Poole would be speaking on behalf of local residents. In response to a question from the Chair, the Legal Officer confirmed that there was no obstacle to Councillor Poole putting forward the representations of residents, but he could not make representations in a personal capacity. In response to a question from the Chair, Councillor Poole confirmed that he was present to represent the views of residents. In response to a question from the applicant's representative as to whether Sub-Committee members had discussed the matter with Councillor Poole, the Chair confirmed that there had been no such discussions and the only matter he had discussed with Councillor Poole was about the arrangements for chairing of the meeting.

Councillor Poole, representing residents, stated that there was almost unprecedented community representation at this evening's meeting, with around 30 local residents present. This spoke volumes for the fear of residents. There was likely to be a significant increase in the impact on the community, if this application was granted. The applicant appeared to be riding roughshod over the cumulative impact area provision in the Council's Licensing Policy.

One of the residents stated that there was likely to be more noise and anti-social behaviour on Friday and Saturday nights if the application was granted. The area was already saturated. Licensing applications for this area were coming in frequently, including one for a premises called Humble Grape, which came through for consultation during the holiday period. Under the Council's Licensing Policy, applicants had to demonstrate why their application would not impact on the cumulative impact area and he could not see anything in the papers supplied to the Sub-Committee to this effect. The area had reached saturation. Another resident said that this was a speculative appeal and that the area was already saturated with off licences. Another resident added that there was no justification for a new licence and that there would be added noise in the area and issues associated with dispersal of patrons from licensed premises. The hours being sought should be reduced as there could be considerable noise in the mornings, with deliveries etc,

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if the premises were permitted to open at 8.00am. It appeared that, as the application had progressed, it had changed to a bar by stealth.

In response to a question from a member of the Sub-Committee, the Licensing Officer confirmed that off sales of alcohol had been removed from this application.

The applicant's representative stated that he had not replied to the Licensing Authority or the Police's representations as he had been attending hospital appointments over the past month. However, addressing the representations received, the cumulative impact area issue had not been addressed in this application as it had been addressed in two previous applications. The reason for the withdrawal of the application from a previous Sub-Committee agenda was simply because they had overlooked the need to advertise their intention to apply for a licence in a local newspaper. The capacity of the premises would be under 100 persons. The hours of operation were within the framework hours. If a condition was added to the licence for the sale of alcohol to cease half an hour before closing time to allow for drinking up, this would mean that the premises would have to close at 10.30pm. He maintained that the licence holder was bound by the hours granted by planning consent.

He suggested that the addition of a condition for a 30 minute drinking up time, meaning the premises would close at 10.30pm, was artificially early for a restaurant, noting that a previous Sub-Committee had not imposed a condition to this effect. He suggested that the premises was an exception to the Cumulative Impact Area as it was within operating hours and was a restaurant. The conditions proposed by the applicant had been submitted with the application. An additional condition had been offered by the applicant "Entrance or exit from the premises after 20:00 hours on any day shall be from Upper Street only". He could provide details of the potential users, but the conditions were more important. It was expected that the end user of the premises would be an Italian restaurant. The premises would open for coffee and croissants at 8.00am. Most of the other representations received related to planning issues and were not relevant for this meeting.

A Member of the Sub-Committee asked the applicant's representative what the premises operators would be bringing to the area. The applicant's representative said that the site was a former Post Office sorting office and that £400m had been spent by the developers on this mixed use scheme. There would be three restaurants in a small footprint. Drinks would be served with meals in the restaurants and the opening hours were all within the Council's framework hours. He added that these matters had been addressed at a previous meeting of the Sub-Committee.

Another Member of the Sub-Committee asked about the applicant's communication with residents, especially over possible noise nuisance. The applicant's representative said that, during the planning process, there had been consultation with residents and extensive correspondence. This was a massive mixed use development and the addition of one small restaurant was unlikely to add to noise in the vicinity. In response to a question as to how they would respond to complaints from residents about noise, the applicant's representative said that the applicant would be happy to have lines of communication open and that the manager's telephone number would be made available to residents and/or s/he could attend bi-annual meetings etc. The applicant added that he had been involved in the planning of the development. There had been regular communications with residents and newsletters and this would continue to completion of the development. There was a very small percentage of restaurants in this development compared to elsewhere, less than 10% in this development, compared to 30% in other developments. This was a managed development, with 24 hour security and CCTV.

A member of the Sub-Committee pointed out that, on the first occasion when an application from this premises had been considered by the Sub-Committee, only two restaurants had

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been expected in the development. This application would bring the total up to three restaurants. Planning consent had been granted for operational hours up to 23:00 hours, seven days a week, and the new proposed terminal hour in this latest application was for midnight on Fridays and Saturdays, taking it outside the permitted hours under Planning consent. The Sub-Committee member queried why extended hours were being sought now. The applicant's representative replied that, if it was thought appropriate at a future date, the applicant could apply to vary the planning consent to match framework hours. The Sub-Committee member asked why this had not already been done, since they had already agreed a terminal hour of 23:00 hours with Planning. The applicant's representative said that it was something they were considering and they could apply at a future date. The applicant pointed out that the operator of the premises was not actually in the premises yet and may not want extended hours. The applicant's representative said that they might consider applying for planning consent for later hours to match the licensing hours. The previous Sub-Committee had found the circumstances exceptional (to the Licensing Policy) and the applicant would not have applied now, if the previous application had not been granted.

A member of the Sub-Committee noted that there was no tenant in the premises yet. He asked the applicant's representative to address the cumulative impact area issues raised in the Licensing Authority's representation and asked why he maintained that there would be no adverse impact by virtue of an additional premises having an alcohol licence in this development.

The applicant's representative said that most Licensing Policies disregarded the quality of a premises operator, since they could change. This was a small premises, where patrons would be seated, it would be food lead, with alcohol ancillary, was already controlled through CCTV and was unlikely to add to the cumulative impact area. They were not applying to run a bar.

A member of the Sub-Committee referred to the Police's representation relating to the proposed addition of a drinking up time and asked the applicant's representative whether he considered the ordering of last drinks by a certain time to allow for the closing of the premises at the terminal hour a good idea? The applicant's representative agreed that this would be a good idea for the bar. He would press for a 15 minute drinking up time if necessary. The Licensing Officer had asked him why they had not applied for a terminal licensing hour of 23:30, if they wanted to close at 23:00 hours, but the applicant's representative said that they it would not be possible to do this since the terminal hour under Planning consent was 23:00 hours.

The Police representative suggested a compromise of a 20 minute drinking up time. The Licensing Officer suggested that, if no more than 100 people were permitted on the premises, condition 6 could be amended to permit no more than 10 smokers outside the premises at any one time.

A residents' representative noted that the access on Studd and Moon Streets would not be physically closed and queried who would stop people going into the restaurant. It was not workable. The cumulative impact area issues were not retrospective. This premises were in the Angel and Upper Street Cumulative Impact Area and there had been no attempt by the applicant to state why this application could be considered exceptional. Neither was it appropriate to consider the decision of the Sub-Committee which had last considered this. There had been nothing from the licensee about the possible impact on residents' lives.

The applicant's representative asked the Sub-Committee to consider this application on its merits. A restaurant operating within framework hours would not add to the cumulative

impact on the area. The premises were not alcohol lead and he maintained that there would be zero impact on the community if the application was granted.

RESOLVED:

That the application for a provisional statement in respect of Unit G7A, 6G Esther Anne Place, London, N1 1WL be granted to allow:

- 1) The on- sale of alcohol, from 10 am until 10.40pm, Monday to Sunday.
- 2) Opening hours to be from 8am until 11pm from Monday to Sunday

Conditions detailed on pages 97 and 98 of the agenda shall be applied to the licence, subject to the following:

Condition 2b – add “non-alcoholic” before the word “drink”

Condition 2c – delete words in final sentence “Notwithstanding.....their meal”

Delete condition 3

Condition 6 – amend to read “ No more than 10 people shall be permitted to smoke,,,,,”

Condition 18 - amend line 2 after the word “of” to read “ up to a maximum at any one time of 15% of the approved capacity, or a maximum of 15 people.

Condition 19 – amend to read “The sale of alcohol will cease 20 minutes before closing time to allow for drinking up”

Plus two new conditions – add:

-Clear signage to be displayed on the outside and inside of the premises, providing telephone contact details (land line and mobile telephone numbers) and email addresses of the manager of the development and the operator of the premises

-The capacity of the premises to be limited to a maximum of 100 people

REASONS FOR DECISION

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

The Sub-Committee took into consideration Licensing Policy 2. The premises fall within the Angel and Upper Street cumulative impact area. Licensing policy 2 creates a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

The Sub-Committee took into consideration Licensing Policy 6 which states that the Licensing Authority expects applicants to ensure that they have planning consent for the intended hours of operation before making an application for a premises licence. The Licensing Authority will only grant licences for premises without planning consent in exceptional circumstances. The Sub-Committee noted that the applicant had approved A3 use for the premises which shall not operate under the conditions of the planning authorisation except between the hours of 08:00 and 23:00 on any day.

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The Sub-Committee noted that the application was for on sales only and the representation from the Licensing Authority that drinking up time should be within the hours authorised by the Planning authority.

The Sub-Committee noted the representations from the interested parties and their concerns about the proximity of the premises to residential dwellings.

The Sub-Committee noted the indication from the applicant that the capacity of the premises would be up to 100 patrons and that the premises would not be alcohol –led. The Sub-Committee noted that the applicant was willing to accept a condition limiting the capacity of the premises.

The Sub-Committee noted that there had been discussions between the Police and the applicant and that the Police were willing to accept a 20 minutes drinking up time for the whole restaurant.

The Sub-Committee concluded that the premises were not likely to add to the existing cumulative impact on the basis that the terminal hour for the operation of the premises would be 23:00 hours. By imposing a condition restricting the capacity of the premises and on the basis that the premises would be food led, the Sub-Committee decided to make an exception in accordance with Licensing Policy 2.

The Licensing Sub-Committee concluded that the premises would not impact adversely on the promotion of the licensing objectives. The arrangements made by the management for the development for exit onto Upper Street after 20:00hours and the introduction of a drinking up time to allow for dispersal from the premises would promote the licensing objectives to prevent public nuisance and crime and disorder.

In accordance with Licensing Policy 6, the applicant failed to demonstrate any exceptional circumstances as to why the Sub-Committee should grant hours of operation beyond the planning consent.

The conditions imposed on the licence were reasonable and proportionate and would ensure that the licensing objectives were promoted.

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DIRTY MARTINI, 74 UPPER STREET, N1 0NY - PREMISES LICENCE VARIATION (Item B2)

The Licensing Officer reported that, since the report had been written, the Noise Officer had withdrawn proposed conditions on pages 162 and 163 of the agenda. The Noise Officer drew attention to the fact that her suggested amendment to condition 4 on page 163 should actually be an amendment to existing noise condition 3 (page 162).

The Sub-Committee noted that no representation had been received from the Police.

The Licensing Authority's representative drew the Sub-Committee's attention to the fact that the premises was located in a cumulative impact area.

A local Ward councillor, representing residents, stated that he had made a written representation, which had been circulated with the agenda, He said that residents were most concerned about this application to extend hours in premises in a sensitive part of St Mary's Ward. Local residents and the community lived precariously. The difficult history of the previous premises had eroded the wellbeing and safety of residents. The attempt made by the applicant to rebut the assumptions associated with the premises being located in a

cumulative impact area was valiant, but did not rebut the concerns about the additional hours being sought.

In response to a question from the applicant's representative, the Licensing Officer confirmed that a resident who had submitted a written representation had authorised his flatmate to speak on his behalf. This resident described the geography of the site, describing it as a unique place, with St Alban's Place forming a tunnel through from Upper Street. He described the area as "already unsafe" and that an extension in operating hours would increase the numbers of people in the vicinity and anti-social behaviour. Another resident said how dismayed she was to see this new application, having spent two years complaining about the activities of the former premises. The proposed change from midnight to 2.00am made this a club. Residents had to listen to a lot of noise at weekends. Even though security staff were present, there appeared to be no change in the volume of anti-social behaviour.

The applicant's representative stated that the premises were an example of how a cumulative impact policy worked and would work into the future. The previous operator had been removed and a sympathetic operator was now in place. The applicant had traded at the premises over the past 17 months, including a number of TENS, without any complaints. When the cumulative impact policy had been introduced into Islington's Licensing Policy, the premises had been open until 2.00am on Thursday, Friday and Saturday without adding to the cumulative impact in the area. He added that the current and proposed operation of the premises would not impact on the local area. There were no Police representations, which was remarkable, given the previous history of the premises and crime statistics for the area. In response to representations from residents about the likelihood of more people being drawn to the area, he said that entry to the premises would be restricted after midnight. People would be able to stay in Dirty Martini and would not have to migrate to other premises, keeping them in this safe environment. A dispersal policy was in action. The applicant had also agreed additional conditions to restrict capacity after 1.00am and to employ additional SIA supervisors on Fridays and Saturday nights. An existing condition on the licence, condition 3 on page 154 of the agenda, made it the sole responsibility of one of the SIA supervisors to control the entrance to St Alban's Place and to ensure the prohibition of smoking in the entrance to St Alban's Place.

The applicant stated that he took on board residents' complaints. On taking over the premises, he had contacted the Police and local residents. The rear lane was patrolled by SIA supervisors attached to the premises and had improved and impacted on crime reduction. More people would not be attracted to the premises or area as it would be clear that there would be no entry after midnight. Security staff remained until all patrons had left the premises.

The applicant's representative reiterated that the Police had not submitted a representation and that the Noise Team had withdrawn their representation. He noted that the Licensing Authority's representation on page 160 of the agenda included some positive comments about the lack of complaints about the premises. He noted that the Chief Executive Officer at the premises had written to Councillor Poole in response to his representations about the premises and to the residents but had received no response. The concerns expressed by residents were understandable given the historical problems with the previous premises. However, there had been no complaints under the new operators. He noted that one of the resident representations claimed that it would be unlawful for the Council to agree this variation and that the verbal representations by another resident related to the historical operation of the premises. Other residents who had made representations lived further away. He asked the Sub-Committee to make their decision based on the evidence of the track record of the applicant. He highlighted the independent reports from Adrian Studd, an independent licensing consultant, and RBA Acoustics, in relation to the proposed variation,

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both of which had based their reports on the misunderstanding that the variation to extend hours to 2.00am was for Thursday to Saturdays, when in fact the variation was actually for Friday and Saturday only. Nevertheless, both reports suggested that the new operation of the premises was unlikely to impact on the cumulative impact and Adrian Studd had stated that "...there are features of the operation of this premises that do make it exceptional". The conditions applied to the licence would address any concerns about noise and the control of people in the area.

A member of the Sub-Committee asked about the applicant's social corporate responsibility. The applicant stated that they worked with the Police and had attempted to work with the neighbours to these premises. They ran a bar in Covent Garden, with residents living above, with whom they discussed concerns. They made themselves available 24/7 and aimed to do the same here. Regular communication was key.

A member of the Sub-Committee asked for an example of how the operators worked with local residents. The applicant cited an example of their premises in Covent Garden, which had six apartments above, valued from £2m to £6m. One of the residents of one of the apartments had complained about noise and, in response, the operators had employed a sound technician to identify the source of the noise. It transpired that the noise emanated from another apartment.

A member of the Sub-Committee commented that Islington residents tended to live side-by-side. She noted that Covent Garden was an affluent area. She asked whether local people were employed by the operators. The applicant replied that they operated premises in areas such as Cardiff and Clapham and worked with neighbours, with no regard for monetary wealth of local residents. The important thing was how everyone could live together. The applicant confirmed that locals were employed in their premises.

A member of the Sub-Committee asked if the premises was a bar, not exclusively table service, and with some vertical drinking? He also asked if there was a condition attached to the licence which precluded vertical drinking after midnight. The applicant confirmed that there was not such a condition. The applicant was asked the purpose of the TEN on 3 June 2017. The applicant said that it was not for a particular event, but just to extend hours. The member of the Sub-Committee queried whether that event had been for the pre-publicised event and the applicant's representative confirmed that it had not. A further question was asked of the applicant about how events involving extended hours were publicised. The applicant said that these types of events were held over Christmas, birthday parties and other special occasions. They never worked with promoters.

A member of the Sub-Committee queried whether a different clientele might come to Dirty Martini after midnight from other premises, especially if they knew that the premises would be open until 2.00am. The applicant's representative said that there had been no complaints on the occasions when TENs had operated at the premises and the applicant was not seeking to attract people to the premises after midnight. The applicant's representative replied that those types of people were seeking out later-licensed premises and reiterated that there had been no complaints during the times when TENs had operated at the premises. The Sub-Committee member suggested that if an area had a cluster of late night premises, people would be more likely to go there. The applicant's representative said that the operator was not seeking additional customers but to allow them to stay on after 1.00am. The applicant added that they operated a strict door policy and there would be no guarantee that people arriving up to midnight would be allowed in.

In summary, one of the residents maintained that there had been no outreach to neighbours of the premises and that she had received a letter from them only in the previous week. They were not sympathetic to the needs of their neighbours and promoted events at the

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premises widely. She was on their mailing list. She maintained that there would be an increase in crime and anti-social behaviour if hours were extended.

The applicant's representative congratulated the Council on its Cumulative Impact Policy. However, to move forward, it was important to recognise that, if this variation was agreed, it would encourage improvement in the local area and for local residents. If the variation application was agreed under the Council's Licensing Policy and with the evidence submitted, it was "not likely" to add to the cumulative impact in the area. There had been no complaints when TENs had operated in the premises and the noise report from RBA Acoustics and Adrian Studd, the independent licensing consultant, confirmed this.

RESOLVED:

That the application for a premises licence variation in respect of Dirty Martini, 74 Upper Street, London, N1 0NY, be refused.

REASONS FOR DECISION

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

The Sub-Committee took into consideration Licensing Policy 2. The premises fall within the Angel and Upper Street cumulative impact area. Licensing policy 2 created a rebuttable presumption that applications for new premises licences that were likely to add to the existing cumulative impact would normally be refused, unless an applicant can demonstrate why the operation of the premises involved would not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

The Sub-Committee noted the supporting evidence set out in the Licensing Policy for the Angel and Upper Street area. The Sub-Committee noted that the area still featured as a late night alcohol related crime and disorder hotspot. The Sub-Committee further noted that it was recorded that the area had reached saturation and any further expansion in the night time economy should not adversely affect the quality of life for residents.

The Sub-Committee heard evidence from the interested parties how licensable activities in the area of the premises eroded safety and quality of life for residents. The Sub-Committee noted representations that there would be a huge difference on the impact to residents if licensable activities were extended to 02:00 hours.

The Sub-Committee noted the reports of Adrian Studd, independent licensing consultant, and RBA Acoustics. The Sub-Committee also noted that the Police had not made a representation and that the applicant had offered up a number of additional conditions.

The Sub-Committee noted the evidence of the applicant that there would be vertical drinking at the premises after midnight and continuing until 02:00 hours. The Sub-Committee were particularly concerned that this would lead to more intensive drinking in the cumulative impact area and that this would undermine the promotion of the licensing objectives.

The Sub-Committee noted that an extension of the hours of operation would lead to a cluster of late night venues in this part of the cumulative impact area. The Sub-Committee noted the proposed condition from the applicant that there would be no entry, or re-entry, to

the premises after midnight and the submission from the applicant that they were not looking to attract new customers into the cumulative impact area after midnight.

However, the Sub-Committee were concerned that patrons would arrive at the premises shortly before midnight and that there would therefore be increased footfall and an additional impact in the cumulative impact area.

The Sub-Committee concluded that an extension of the hours of operation and the extended availability of alcohol for sale within the cumulative impact area would see an increase in public nuisance and impact on the promotion of the crime and disorder objective.

The Sub-Committee noted that no complaints had been received when the premises operated TENS, but the Sub-Committee were of the view that the proposed extended hours would add to the existing cumulative impact and would impact adversely on the promotion of the licensing objectives. The applicant failed to rebut the assumption that applications will normally be refused unless the applicant can demonstrate that there will be no adverse cumulative impact on the licensing objectives.

Councillor Gary Poole was in the chair for consideration of the following two items.

191 RUNWAY EAST, GROUND FLOOR, 19-23 FEATHERSTONE STREET, EC1Y 8SL - NEW PREMISES LICENCE (Item B3)

The Licensing Officer reported that the roof area had been removed from the premises licence application and that the Noise and Planning Teams had consequently withdrawn their representations.

A resident said that there were no licensed premises opening onto Featherstone Street and that it should be kept that way. The premises were serviced offices, though he recognised that they had alcohol at events in the building. Given that the premises were situated in a licence free zone in a Cumulative Impact Area, with no other licensed premises in the street, it should stay that way and he could see no reason for them to have a licence. If, however, the application was granted, he hoped that an amendment to condition 16 could be considered to clarify that alcoholic drinks should not be taken away from the common area in the members' lounge on the ground floor. Another resident said that, if the licence was granted, she would agree with the proposed conditions which would help to ensure less noise nuisance from the back of the premises and that driveways were not blocked by delivery vans. Another resident said that the application was more like one for a private club and it should therefore be for members only. The proposed hours were excessive and would have an adverse impact on the local school and on her flat in particular. There would be problems with noise, odour control and safety. The proposed opening hours were excessive. She added that the hours on the original premises licence were 08:00 to 22:00 hours on Monday to Friday, 08:00 to 12:00 noon on Saturdays and closure on Sundays and bank holidays. Regarding the proposed conditions, there should be no use of vehicle bays, or the rear yard, other than for logistics. There should be no smoking in those areas either. ASB and drug dealing was taking place on the private curtilage of the premises and there should therefore be more CCTV.

A member of the Committee asked residents whether there had been any outreach by the applicant. One of the residents said that they had been contacted by the applicant only three to four days ago and had met with the applicant on the previous day.

The applicant stated that the premises would be a female founders club, aiming to support women to build companies. The licence was needed for seven days, to support a wide

range of women, some of whom had work commitments and/or mothers taking children to and from school. The applicant agreed with the proposed change to condition 16 but pointed out that the back of the driveway was owned by the landlord and not within their control. She was aware of the congestion caused by deliveries to the premises, but building work would be coming to an end in the forthcoming month and vehicles would then be able to turn left into Mallow Street. There was good security of the premises and security staff had been instructed to move drug dealers away from the premises. The applicant did not propose to run a bar at any hour on the premises, merely when there was a networking event taking place. These events would be occasional and ancillary to the business. There had been no issues since February. Approximately 100 businesses were being supported, generating 300 extra jobs. Their aim was to foster business relations.

A member of the Committee asked for clarification on the applicant's business model, with the aim being the establishment of a female founders club, which would be for members only. He queried whether access to the bar would be for members only, whether members could invite guests and whether external parties could rent space in the building. He asked whether the applicants were surprised at the number (21) of resident representations to the licence application. The applicant said that members could host an event at the premises but would have to provide a guest list, which could be checked off as guests arrived. She added that she was not surprised about the number of representations, though many were about the roof. She understood residents' concerns and would be happy to show them around the premises and explain the business plan.

A member of the Sub-Committee noted that the applicant had only very recently contacted local residents about their proposals and pointed out that this should have happened much sooner. The applicant stated that a letter had been sent to residents on the previous Monday. In response to a question from another member of the Sub-Committee about the possible vulnerability of women using the premises, with anti-social behaviour in the vicinity, the applicant said that women were using the premises already and there was no issue. She added that the 300 extra jobs generated from business supported at these premises were across London and not just in Islington. In response to a further question about possible nuisance caused by taxis arriving at the premises to transport patrons, the applicant pointed out that not everyone would be leaving at once and patrons would be advised of the best pick up points.

One of the residents said that he was surprised to learn of the focus on women's events at the premises, since this had not been specified in the application or on the applicant's website. He would prefer not to see extended hours and could not see a necessity for networking events to go on later than 22:00 hours.

In response to a question about the necessity for licensed hours from Monday to Sunday, the applicant acknowledged that they could manage Monday to Friday and, in response to residents' concerns about the late licensing hours being sought, conceded a revision of midday to 22:00 hours for the supply of alcohol at the premises. Outside bookings were limited to persons known by the applicants.

RESOLVED:

That the application for a new premises licence in respect of Runway East, Ground Floor, 19-23 Featherstone Street, London, EC1Y 8SL, be granted:

- 1) To supply alcohol for consumption on the premises from 12 noon until 10pm, Monday to Friday.
- 2) Opening hours to be:- 8am to midnight, Monday to Sunday.

Conditions detailed on pages 257 and 258 of the agenda shall be applied to the licence, subject to the following amendments:

Condition 2 – add “and the licensee will not accept any outside bookings, external to the membership”

Condition 16 – amend to read “Alcoholic and other drinks purchased from the premises shall not be taken away from the licensed area of the ground floor”

REASONS FOR DECISION

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

The Sub-Committee took into consideration Licensing Policy 2. The premises fall within the Bunhill cumulative impact area. Licensing policy 2 creates a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

The Sub-Committee noted the representations from residents, in particular their concern that the premises would operate seven days a week and that there would be an opportunity for the public to purchase alcohol from the premises.

The Sub-Committee noted the amended conditions that the applicant was willing to accept in relation to the hours of operation, that licensable activity would only take place on Monday to Friday, that drinks purchased would not be taken outside the licensed area and that there would be no outside bookings.

The Sub-Committee decided that in view of the concessions made at the hearing, there would be no adverse cumulative impact on the licensing objectives and that the licence would be granted, subject to the agreed conditions.

192 BREWHOUSE AND KITCHEN, 2A CORSICA STREET, N5 1JD - LICENCE VARIATION (Item B4)

The Licensing Officer stated that two further conditions had been agreed by the applicant. These related to the windows which were closest to residential properties being sealed and no installation of speakers in the corridor. In addition, he noted that planning consent permitted opening until 24:00 hours and this application, seeking the proposed sale of alcohol up to 01:00 hours, exceeded this consent.

The applicant's representative said that the planning consent had been inherited. He noted that there had been no representations from the Responsible Authorities. He stated that he and the applicant had met with two local resident objectors and had written to them. The applicant had agreed concessions, confirmed in an email to the Licensing Authority, confirming that the windows of the premises which were nearest to residents, and currently only open to provide access to plant as and when it needed servicing, would be closed and sealed. In addition, he said that no speakers had been installed in the corridor, so there would be no requirement for any control measures to be put in place with regard to music in this area.

In addition, he conceded that the operating hours on the first floor of the premises would be restricted to midnight to comply with planning consent.

RESOLVED:

That the application for a premises licence variation in respect of Brewhouse and Kitchen, 2A Corsica Street, N5 1JD, be granted:

- 1) To vary the layout of the premises to add the area specified on the first floor of the premises.
- 2) To vary the layout of the premises to include creating a bar, meeting and events space on the first floor.
- 3) To vary the premises licence so that the hours of operation on the first floor are restricted to 9am to midnight every day

Conditions detailed on page 295 to be amended as set out below and applied to the licence:

1. As per current licence
2. The two windows that are closest to residential property to be sealed
- 3 No installation of speakers in the corridor to ensure that there is no noise from music in this area.

REASONS FOR DECISION

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

The Sub-Committee noted the applicant's response to issues raised by the interested parties and that they had indicated that the two windows closest to the residential property would be sealed and that there would be no speakers positioned in the corridor. The Sub-Committee noted that the applicant accepted that the hours of operation on the first floor should be restricted to be in line with the planning permission.

The Sub-Committee decided that, in accordance with Licensing Policy 18, the applicant had proposed appropriate restrictions to prevent undue noise disturbance and it was therefore reasonable and proportionate to grant the variation with the proposed conditions.

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SAN DANIELE DEL FRUILI, 72 Highbury Park, N5 2XE - PREMISES LICENCE VARIATION (Item B5)

The Sub-Committee noted that this application had been withdrawn.

The meeting ended at 10.05 pm

CHAIR

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	27 November 2017		Bunhill

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION
HOUSE OF BURGER BEAR, MAGIC ROUNDABOUT, OLD STREET STATION,
UNIT 16 ST AGNES WELL, LONDON EC1Y 1BE**

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
 - I. Supply alcohol for consumption on the premises from 12:00 until 23:00 Monday to Saturday and from 21:00 to 22:00 on Sunday;
 - II. Opening hours of the premises from 09:00 to 23:30 Monday to Saturday and 09:00 to 22:30 on Sunday.
 - III. The premises licence will be time limited and laps on 1 January 2019.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No
Noise	Yes – Conditions proposed and accepted
Health and Safety	No

Trading Standards	No
Public Health	No
Planning	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes – 2 Local residents against the grant and 23 supporting representations
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form and supporting documents;
- Appendix 2: current licence that lapses on 31 December 2017
- Appendix 3 representations;
- Appendix 4 letter to local residents making representations against the grant;
- Appendix 5: suggested conditions and map of premises location.

3.2 The premises is currently licensed for:

- i. The sale of alcohol for consumption on the premises 12:00 to 23:00 Monday to Sunday;
- ii. Live music 17:00 to 21:00 Monday to Sunday and;
- iii. Recorded music 12:00 to 23:00
- iv. The licence is time limited and will lapse on 31 December 2017

3.3 The new application will rely on the exemptions of the Live Music Act 2012 which allows a venue with a premises licence for the sale of alcohol for consumption on the premises to play recorded and live music from 08:00 to 23:00.

3.4 The applicant's agent supplied a letter to the licensing officer for the two local residents who made representations against the grant of the licence. This was forwarded to the two residents by the licensing officer on 13 November.

4. Planning Implications

4.1 The planning decision (Ref.: P2017/3243/FUL) dated 9 November 2017 extended the temporary planning use of the premises till 31 December 2018.

5 Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 To consider that this address is in the Bunhill Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to

the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

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

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

6 Conclusion and reasons for recommendations

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

Background papers:

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

Final Report Clearance

Signed by

Service Director – Public Protection



Date

15/11/17

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

WR/170030495

Appendix: 1



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 21

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
 Note: completing the Applicant Business section is optional in this form.

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

OLC
29 Sept 17
19WA

IP2/0240525
\$450-00 29/9/17

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

A private individual acting as an agent

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

Section 2 of 21

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	Old St Station Terrace
Street	St Mary's Well
District	Bunhill
City or town	London
County or administrative area	Islington
Postcode	EC1Y 1BE
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	103,000

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company / limited liability partnership
- A partnership (other than limited liability)
- An unincorporated association
- Other (for example a statutory corporation)
- 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

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 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

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

Continued from previous page...

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

* Date of birth / /
dd mm yyyy

* Nationality Documents that demonstrate entitlement to work in the UK

Section 5 of 21

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.

Set inside Old St Tube station in the central reservation of Old St roundabout accessible only from the Tube Station, House of Burger Bear wish to apply for a one year time limited license to continue trading on the once derelict site known presently as Magic Roundabout. In this space we currently host a coffee shop and pastry hut selling a large range of hot and cold drinks from 09:00-23:00 Monday- Sunday as well as three food trader kitchens and two bars. Burger Bear offer a wide range of classic burgers affordable to every pocket and the style of food will be based on our successful 2 year

Continued from previous page...

residency in the current premises trading since 2015.

House of Burger Bear trading as The Magic Roundabout will operate Monday - Saturday 12:00 - 23:00 and Sunday 12:00-22:00. As well as Burger Bear and another permanent food trader we will also host guest food trader every few months that will keep the food offering vibrant and exciting for our guests. Ancillary to our core offerings Burger Bear will operate a bar service selling craft beers, and a limited range of cocktails from Monday - Saturday 12:00- 23:00 and Sunday 12:00-22:00 on sales only, which will allow late guests a full hour to finish drinks and meal before closing time . Burger Bear will use the time limited license to also host local arts, tech and corporate events maintaining the close links with the tech community forged over 2 years trading in the Old St Station Premises. This is in line with TFL's commitment to enhance the tube users experience by bringing some of the above ground facilities of Old St to the station terrace users . We aim to open 09:00 for coffee and 12:00 for food and drinks and will be closed at least 45 minutes before the last train each night, seven days a week.

House of Burger Bear has successfully ran the Old St Station premises on a 2 year time limited license and want to take advantage of the delay to the development of the station to continue trading for a further year. House of Burger Bear would like to continue trading as previously except to open later in the morning and not host live music events, House of Burger Bear will also cease trading an hour earlier on Sundays. Extended Planning Permission has been applied for and a detailed pre application was carried out earlier this year. House of Burger Bear have this year invested in a new Islington approved Security firm, extended their CCTV coverage to include fixed cameras and body cams and installed a new smaller sound system with a limiter device fixed in agreement with Islington Council guidelines by our acoustician. We are committed to providing a safe and secure premises in the area for the duration of the new license which will promote the 4 key licensing objectives at all times.

House of Burger bear will, if granted a license to continue trading, Immediately undertake an new acoustic report and submit the sound system to further limiter calibrating using an Islington Council approved Acoustician. House of Burger Bear will have this system inspected six months after the new certificate is released.

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

Section 6 of 21

PROVISION OF PLAYS

See guidance on regulated entertainment

Will you be providing plays?

Yes No

Section 7 of 21

PROVISION OF FILMS

See guidance on regulated entertainment

Will you be providing films?

Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

See guidance on regulated entertainment

Will you be providing indoor sporting events?

Yes No

Section 9 of 21

Continued from previous page...

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

See guidance on regulated entertainment

Will you be providing live music?

Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

See guidance on regulated entertainment

Will you be providing recorded music?

Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

Yes No

Section 13 of 21

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

See guidance on regulated entertainment

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

Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

Continued from previous page...

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.

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.

For any non-standard timings we would liaise with the Police and apply via a Temporary Events Notice.

Continued from previous page...

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

Name

First name

Family name

Date of birth / /
dd mm yyyy

Enter the contact's address

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Personal Licence number (if known)

Issuing licensing authority (if known)

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

Section 16 of 21

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

Continued from previous page...

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

Continued from previous page...

Non standard timings. Where 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.

For any non-standard timings we would liaise with the Police and apply via a Temporary Events Notice.

Section 18 of 21

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.

House of Burger Bear will take across all existing conditions attached to this application for the Magic Roundabout Premise license Number LN/15333-060515 safe for conditions 38, 39 and 40 which are duplicates of 27, 28 & 29.

b) The prevention of crime and disorder

House of Burger Bear will take across all existing conditions attached to this application for the Magic Roundabout Premise license Number LN/15333-060515 safe for conditions 38, 39 and 40 which are duplicates of 27, 28 & 29.

c) Public safety

House of Burger Bear will take across all existing conditions attached to this application for the Magic Roundabout Premise license Number LN/15333-060515 safe for conditions 38, 39 and 40 which are duplicates of 27, 28 & 29.

d) The prevention of public nuisance

House of Burger Bear will take across all existing conditions attached to this application for the Magic Roundabout Premise license Number LN/15333-060515 safe for conditions 38, 39 and 40 which are duplicates of 27, 28 & 29.

If a license is granted House of Burger Bear will commission a new acoustic report from a London Borough of Islington approved contractor and agree to be fixed onto the sound limiter device in agreement with London Borough of Islington. House of Burger Bear will also conduct another inspection and calibration certificate six months after the new commission.

e) The protection of children from harm

House of Burger Bear will take across all existing conditions attached to this application for the Magic Roundabout Premise license Number LN/15333-060515 safe for conditions 38, 39 and 40 which are duplicates of 27, 28 & 29.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I

* understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

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.

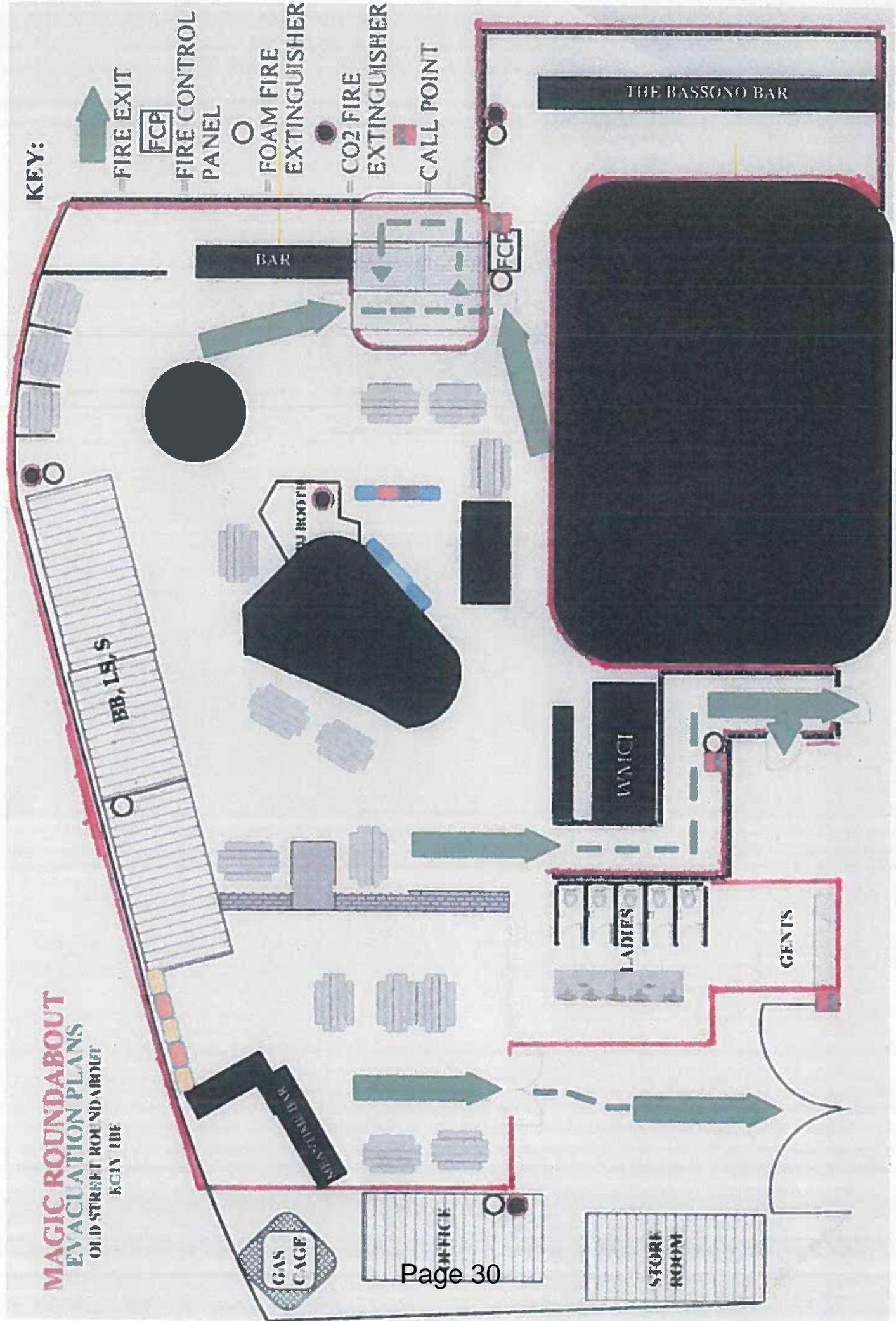
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED

MAGIC ROUNDABOUT
EVACUATION PLANS
 OLD STREET ROUNDABOUT
 EC1A 1DE

KEY:

-  FIRE EXIT
-  FIRE CONTROL PANEL
-  FOAM FIRE EXTINGUISHER
-  CO2 FIRE EXTINGUISHER
-  CALL POINT



HOUSE OF BURGER BEAR DISPERSAL POLICY

Set inside the Old St London Underground and national Rail stations and trading well within the Northern Line opening and closing times House of Burger Burger Bear is uniquely placed to offer a very simple and elegant solution to the safe dispersal of our customers who will overwhelmingly be comprised of station users of both the Tube and network rail of which we can count over 23,250,000 users per year and growing who are currently not served in any meaningful way inside the station at present.

Source
http://en.wikipedia.org/wiki/Old_Street_station#cite_note-infobox_stats_ref_tube_2007-1
Transport

TRANSPORT

These services are promoted on our web site and all publicity materials.

Tube

Housed inside Old St Tube station we are 1 minute from the ticket foyer with the Northern line serving this station frequently all day from 05:50 – 00:34 Mon- Sat. Guests using the Northern Line Northbound can, in one stop reach Angel station and connect to many bus services using the Upper St Route, in two stops, reach the Kings Cross transportation hub and three stops to Euston offering 5 alternative tube lines within minutes of leaving us as well as the Network Rail transport hubs of the above mentioned stations.

Guests taking the Northern Line Southbound can connect to the Circle, Metropolitan & Hammersmith & City in one stop and the District & Circle, Central Line and DLR in two stops at Bank station. The next stop would take guests over the river and into London Bridge transportation hub.

Several Dot matrix screens around the premises will inform guests of when trains will be arriving as well as inform them of any delays that are occurring on the network which may be particularly useful to guests later in the evening when trains are a less frequent. A tannoy will also be installed giving customers up to the minute travel advise for their ongoing journeys.

Source <http://www.tfl.gov.uk/modes/tube/first-and-last-tube>

National Rail

We are one minute from the ticket booth of the national rail entry point for the great Northern Line we are between Moorgate and Essex Road stations serving London up to Barnet and Enfield and beyond up to Peterborough and Kings Lynn. Services are Northbound and southbound every 10 minutes. First Train departing 06:30 and last train 23:30 Mon- Friday First and last trains Sat- 08:00-00:00 Sunday 08:00- 20:45

Buses

For any guests not using the trains to their next destination there are four subways offering eight alternative ways of dispersal into the locality where they are served by the following busses, which are frequent all day and reasonably frequent in the early evening when we trade.

Towards Liverpool St Station – Bus Stop B – 135
Towards Liverpool St or Moorgate- Bust stop C – 43-205-214-N205
Towards Angel – Bus Stop E – 43- 135- 205- 214- N205
Towards Hackney Bus Stop F – 55 – 243 – N35- N55
Towards Holborn or Islington- Bus Stop L – 55-135-205-243-N35-N55-N205
Towards Hoxton or Angel Islington- Bus Stop N- 21-43-76-142-214-271

Source <http://www.tfl.gov.uk/bus/stop/HUBOLD/old-street-station>

Other Tube stations

Shoreditch High St Overground is a ten-minute walk from Old St station. Hoxton Overground station is an 15 minute walk from the Station.

Network rail

London Liverpool Street is an eight-minute walk from the Market

Taxis

House of Burger Bear is housed inside Old St Station and not accessible to any vehicles of any kind at any time of the day.

Customers arriving by Car

As part of our commitment to low carbon output we will be encouraging customer to come via public transport. It is inconceivable that anyone would come into the Old St area by car to visit us.

Road safety

Our customers are exiting onto private land via the station entrance ticket office. For those with ongoing journeys not requiring the tube or national Rail guest will have a choice to leave via four subways leading out to 8 separate exits before reaching the public highway we are able to stagger exit this measure allows us to facilitate safe exit into the public domain. At the end of trading Stewards encourage the staggered dispersal of customers from the immediate area. The dispersal of guests into the tube network or 8 separate exits benefitting from the ergonomics of London Undergrounds facilities will ensure guest experience little risk in leaving our premises.

Operational

Staffing

During the course of the evening and certainly towards the end of service, the service points in each bar area are reduced and staff are relocated to collect beakers and clear the floor and tables This will assist customer departure and reduces the potential for people to carry any alcohol out of the premises.

Cloakroom

The cloakroom is set up with the purpose of swift return of coats and bags, all staffing levels and control systems are increased prior to closing with this goal in mind.

Music & Lighting

Music will be turned off an hour before close, in the case of live music 3 hours. Lighting will gradually go up so when the bars are closed customers re left in no doubt its time to go home.

Minimising Noise on Exit

Being a Restaurant in a tube station we expect noise upon exit to be diffused across many separate areas and as such minimal impact should occur.

Bottles or Glasses

All bottle and glass on the premises will be kept to an absolute minimum. Glass will be kept behind the bars and service areas and removed the following day by council services.

Litter

Rubbish patrols are carried out during the night and at the very end of the night. They collect all cups, beakers, fliers, food wrappings etc in the immediate vicinity of the premises. As well as clearing rubbish, the patrol acts as another set of eyes and ears identifying potential disorder. The very activity of sweeping the premises along with the security moving things along encourages the customers to vacate the area in a measured and staggered way.

Front of house Staff

The Front of house team play a key role in the implementation of several aspects of our dispersal policy:

1. The bar will stop serving alcohol one hour before closing.
2. The restaurant will accept last orders one hour before closing
3. Encourage customers to drink-up and progress to the exit within the venue throughout the latter part of the drinking up time.

4. Drawing customer attention to notices in the reception and asking them to leave the area in a responsible manner.
5. Ensuring the removal of all open beakers and cups from customers exiting the venue.
6. Actively encouraging customers not to congregate around the premises after exiting using security and front of house management.

7. Directing customers towards local transport. This includes maintaining crowd control in the station entrance.

Their aim is to create a highly visible presence and to communicate our policy across to our customers in an effective manner.

Our dispersal policy is reviewed regularly and as a result is streamlined and effective. New and innovative approaches to problem solving are always considered.



1 Old Street Yard, London EC1Y 8AF

To whom this may concern,

I am writing a letter to support the extension of The Magic Roundabout's license in Old Street and to make sure this fantastic venue will not be shut down due to a few noise complaints.

The Magic Roundabout is not only a fantastic business resource from an events perspective which caters for a lot of our corporate events, a great place to have an off-site meeting or to grab a drink with your colleagues following work and it would be such a shame for this site to come to a close. I have worked closely with the Magic Roundabout for a number of years and they always do their utmost to keep local resident and local corporates content and make clients very aware to keep noise to a minimum.

The Magic Roundabout really is a unique venue and there is nothing like it in the whole of London and I fully support the extension of the license and fully back it as a fantastic, fun and inventive space that we would be very sad to see it go.

Kindest regards,

Lifestyle Manager



**PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	LN/15333-091216	Date of original grant*	6 May 2015
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**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
OLD STREET STATION TERRACE ST AGNES WELL			
Post town	London	Post code	
Telephone number	07494 029420		

Where the licence is time limited the dates
31 December 2017

Licensable activities authorised by the licence
Terrace
<ul style="list-style-type: none"> The provision of regulated entertainment by way of: The performance of live music The playing of recorded music The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities																																																								
<ul style="list-style-type: none"> The provision of regulated entertainment for the performance of live music: <table border="0"> <tr><td>Monday</td><td>17:00</td><td>to</td><td>21:00</td></tr> <tr><td>Tuesday</td><td>17:00</td><td>to</td><td>21:00</td></tr> <tr><td>Wednesday</td><td>17:00</td><td>to</td><td>21:00</td></tr> <tr><td>Thursday</td><td>17:00</td><td>to</td><td>21:00</td></tr> <tr><td>Friday</td><td>17:00</td><td>to</td><td>21:00</td></tr> <tr><td>Saturday</td><td>17:00</td><td>to</td><td>21:00</td></tr> <tr><td>Sunday</td><td>17:00</td><td>to</td><td>21:00</td></tr> </table> The provision of regulated entertainment for the playing of recorded music: <table border="0"> <tr><td>Monday</td><td>12:00</td><td>to</td><td>23:00</td></tr> <tr><td>Tuesday</td><td>12:00</td><td>to</td><td>23:00</td></tr> <tr><td>Wednesday</td><td>12:00</td><td>to</td><td>23:00</td></tr> <tr><td>Thursday</td><td>12:00</td><td>to</td><td>23:00</td></tr> <tr><td>Friday</td><td>12:00</td><td>to</td><td>23:00</td></tr> <tr><td>Saturday</td><td>12:00</td><td>to</td><td>23:00</td></tr> <tr><td>Sunday</td><td>12:00</td><td>to</td><td>23:00</td></tr> </table> 	Monday	17:00	to	21:00	Tuesday	17:00	to	21:00	Wednesday	17:00	to	21:00	Thursday	17:00	to	21:00	Friday	17:00	to	21:00	Saturday	17:00	to	21:00	Sunday	17:00	to	21:00	Monday	12:00	to	23:00	Tuesday	12:00	to	23:00	Wednesday	12:00	to	23:00	Thursday	12:00	to	23:00	Friday	12:00	to	23:00	Saturday	12:00	to	23:00	Sunday	12:00	to	23:00
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• The sale by retail of alcohol:

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

Gaming Machine Provision:

None

The opening hours of the premises:

Monday	06:00	to	00:00
Tuesday	06:00	to	00:00
Wednesday	06:00	to	00:00
Thursday	06:00	to	00:00
Friday	06:00	to	00:00
Saturday	06:00	to	00:00
Sunday	06:00	to	00:00

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

House of Burger Bear Ltd
320 City Road
London
EC1V 2NZ

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

09357373

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

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

T: 020 7527 3031

E: licensing@islington.gov.uk


Service Manager (Commercial)

13th January 2017
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. An incident book shall be used to record all instances of public disorder.
2. The holder of the premises licence shall subscribe to and participate fully in the local pub/club/shop watch scheme.
3. The licensee shall provide a sufficient number of door supervisors to prevent the admission of, and ensure the departure from the premises of drunk and disorderly people or other people displaying signs of other substance abuse, without causing further disorder.
4. 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.
5. The use of regular glass cups will not be permitted on the premises. All drinks must be served in plastic or paper cups, or cups made from toughened glass.
6. Alcoholic and other drinks purchased from the premises may not be taken away from the immediate curtilage of the premises in open containers such as glasses or opened bottles.
7. No customers carrying open or sealed bottles shall be allowed to enter the premises at any time that the premises are open to the public.
8. Alcoholic drinks may only be consumed within the premises. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time.

9. 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.
10. Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a Log-book on the premises. The Log-book shall be made available for inspection by authorised officers.
11. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
12. Where chairs and tables are provided, internal gangways shall be kept unobstructed.
13. All exits doors shall be maintained easily operable without the use of a key, card, code or similar means.
14. Exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
15. Any removable security fastenings must be removed whenever the premises are open to the public or occupied by staff.
16. The edges of the treads of steps and stairways must be maintained so as to be in good condition and be conspicuous.
17. When disabled people are present, there must be sufficient numbers of staff and adequate arrangements must be in place to enable their safe evacuation in the event of an emergency. Disabled people on the premises must be made aware of such arrangements by staff and by the use of appropriate signage.
18. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.
19. Emergency lighting batteries are fully charged before the admission of the public.
20. Access for emergency vehicles must be kept clear and free from obstruction.
21. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times.
22. There must be at least one suitably trained first-aider on duty when the public are present, and if more than one suitably trained first-aider is available, their respective duties must be clearly defined.
23. Special effects must not be used without the prior consent of the licensing authority.
24. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
25. Regulated entertainment shall not be provided in outside areas after 21:00 for live music and 23:00 for recorded music.
26. 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.
27. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, which may include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
28. If a noise limiting device or devices are installed then the entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council, are not exceeded.

29. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
30. Bottling out from the premises is prohibited between 21:00 hours and 09:00 hours.
31. Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
32. 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.
33. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme
34. 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.
35. The licensee should regularly monitor staff to check how they are dealing with young people who ask for alcohol and other age restricted products.
36. 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.
37. 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.
38. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, to include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise from the premises. The scheme shall be submitted for approval by the Council and the approved scheme fully implemented to the satisfaction of the Council prior to regulated entertainments at the premises.
39. A noise limiting device shall be installed and the entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the levels approved by the Council are not exceeded.
40. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
41. All deliveries and disposal/collections of refuse shall be prohibited between the hours of 23:00 – 07:00.
42. There shall be no bottling out between the hours of 23:00 – 07:00.

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

Annex 4 – Plans

Reference Number: WK/160035202 dated 8 November 2016

Williams, John

From: [REDACTED]
Sent: 18 October 2017 18:42
To: Licensing
Subject: House of Burger Bear, Magic roundabout, Old Street Station Terrace, EC1Y 1BE

Dear Sir/Madam,

I am writing regarding the above licensing application.

I am a resident in the Bezier building, which is opposite the roundabout. We are already subjected to public nuisance issues, largely at present I believe from people going to the XOYO club; we are also subjected to regular very loud and late night noise from the "Magic roundabout" bar in the middle of Old Street roundabout. This sound is further amplified since the completion of the White Collar Factory as sound is reflecting off that building. The application from Burger Bear includes live or recorded music up to 23.00. Presumably this will be in competition to the existing bar? Not only will the noise level increase, but no doubt we hear the discordant clash of different music systems.

The problems around the entrance to the Bezier building include people ripping up plants from the planters; people urinating close to the building including in the Planters and the underground garage entrance – we have it on video; and a threatening atmosphere created by people who have been drinking excessively. All this happens regularly despite the XOYO stewards who patrol in front of the building entrance. I suspect there is considerable use of drugs, but I am not in a position to confirm that. There are regular confrontations involving the building concierge, and it is only a matter of time before an incident occurs affecting public safety.

The application from Burger Bear will generate yet more late night noise in the immediate vicinity of Bezier and other residential buildings nearby. It is as if Islington is determined to make the area one that isn't suitable for residential buildings. Surely this should all be reviewed under the Cumulative Impact Policy?

Yours faithfully

[REDACTED]

[REDACTED]

**Islington Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

Your Name	Anne Brothers	
Job Title	Noise Liaison Officer	
Postal and email address	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
Contact telephone number	020 7527 3047	
Name of the premises you are making a representation about	House of Burger Bear (Magic Roundabout)	
Address of the premises you are making a representation about	Unit 16, St Agnes Well, London EC1Y 1BE	
Which of the four licensing Objectives does your representation relate to?	Yes Or No	Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary
To prevent public nuisance	Yes	This is an addendum to my previous representation dated 19 October subsequent to telephone conversations with the applicant.
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	See attached sheet	

Signed: Anne Brothers Date: 8 November 2017 _____

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

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

Addendum to Pollution Team representation. Magic Roundabout, Unit 16, St Agnes Well

I have been contacted by the applicant, Liam O'Hare.

He has informed me of a number of additional measures being taken in order to reduce the likelihood of noise nuisance from the premises should a premises licence be granted:

- There will be no live music.
- The sound system is being /has been reduced to a smaller, less powerful system.
- They will recalibrate the sound system as soon as any new licence is granted and they will recalibrate again halfway through their extended tenure.

The geography of the Old Street junction has changed over the past couple of years with a new large block, the White Collar Factory being completed on the south west side.

I have discussed this with Mr O'Hare and suggested that a new sound assessment could be carried out if residents in the Bezier Blocks would give access to an accredited acoustic consultant approved by the Council to carry out the assessment.



**Islington Licensing Authority
Licensing Act 2003**

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority Environmental Protection

Your Name	Anne Brothers	
Job Title	Noise Liaison Officer	
Postal and email address	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
Contact telephone number	020 7527 3047	
Name of the premises you are making a representation about	House of Burger Bear (Magic Roundabout)	
Address of the premises you are making a representation about	Unit 16, St Agnes Well, London EC1Y 1BE	
Which of the four licensing Objectives does your representation relate to?	Yes Or No	<i>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</i>
To prevent public nuisance	Yes	The premises has been subject of numerous calls to the out of hours service. See attached for the history of calls.
Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.	See attached.	

Signed: Anne Brothers Date: 19 October 2017

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

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

Report to Committee in relation to the application to extend the premises licence for House of Burger Bear (Magic Roundabout), Unit 16, St Agnes Well

This premises licence was originally granted in 2015 with an expiry of 31 December 2017. There were noise conditions requiring the installation of a noise limiter and installation of a sound system under the guidance of an accredited acoustic consultant. Maximum sound levels were agreed following an assessment that involved visiting a resident in the Bezier block and access to the top of the Inmarstat building on Old Street Roundabout.

The following sound levels were agreed:

Location	LAeq (db)	LZeq (dB)	63 Hz (dB)	125 Hz (dB)
Seating area	84	96	95	80
Middle area in front of DJ	83	94	94	84
Relax Bar	77	83	78	75
Prawnography	79	86	82	79
Proposed seating area (currently used for parking)	84	89	82	79

The premises layout and the food offerings have changed since the assessment was carried out. The monitoring points need to be updated and specified in any new calibration certificates so they can be easily identified by any visiting officer.

A new calibration certificate should be provided and should include a plan drawing with the locations of speakers and monitoring points clearly marked out.

History of calls to the Out of Hours Team (and see attached redacted table of calls)

There have been numerous calls to the out of hours service in relation to alleged noise nuisance from amplified sound and customer noise from the Magic Roundabout. Please see attached log of all calls received. At one stage a petition was received but this was rejected as no address details of the signatories were included. The resident was advised they could make a review application in their own right and that we did not have sufficient evidence to make a review application on grounds of public nuisance. Calls have lessened in recent months. I am concerned that may be because residents are of the understanding that the licence is temporary and will cease to be on 31/12/17.

The potential for nuisance has been witnessed on a handful of occasions as a result of visits carried out. Residents appear to be reluctant to continue to allow officers to visit them at home in order to witness the noise they are reporting from their perspective. The problem with this is that when visiting, if officers cannot gain access to resident's homes it is not possible to witness noise that could be defined as a nuisance from ground floor level. Old Street roundabout is very busy with constant traffic flow and heavy pedestrian footfall and associated noise. When you are at ground floor level, that is what you will hear. If we gained access to the resident's homes (most calls have been from residents in the Bezier Blocks that tower over the roundabout) we would be more likely to hear the noise they are reporting as from a flat at above ground floor level, the traffic and pedestrian noise fades away and the music noise from the Magic Roundabout could amplify and be more obvious.

The premises listed closing time is midnight, the sale of alcohol and playing of recorded music ends at 23:00. This is not a late night premises. Careful control of the volume of sound is necessary as it is an open-air venue (although temporary roof coverings are in place). The operators realise this and in my opinion, they do control the outbreak of sound. I have visited

in the daytime and measured sound levels and found them to be within the maximum levels quoted above.

The way sound travels can be dependent on weather conditions and sometimes the wind direction.

I have to reserve any further opinions on this premises and leave this application for Committee taking into account any representations received from residents. I believe a late consultation has been carried out in both the Bezier Blocks and Imperial Hall where we have received calls from residents while Magic Roundabout has been present.

Recommendations for noise conditions for a new licence if granted.

1. The maximum permitted volume of amplified sound (see above) should be stated on the premises licence along with the revised locations for monitoring points.
2. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
3. Regulated entertainment shall not be provided in outside areas after 21:00 for live music and 23:00 for recorded music.
4. 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.
5. The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council, are not exceeded.
6. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
7. Bottling out from the premises is prohibited between 21:00 hours and 09:00 hours.
8. Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
9. All deliveries and disposal/collections of refuse shall be prohibited between the hours of 23:00 – 07:00.
10. In the event of any changes to the position of the speakers and distribution of sound, the limiter shall be recalibrated and the new calibration certificate shall be sent to the Licensing team for file
11. In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.

The existing noise conditions may be removed from the premises licence if substituted with the above (some are duplicated or edited from the existing licence)

Noise issues reported at Magic Roundabout, St Agnes Well, Old Street Station (REDACTED)

	Date/Time	Noise reported	Outcome
1.	28/8/15, 23:14.	Excessive late night (11:10pm) music and noise from Burger Bear, Old Street Roundabout, EC1Y Type of ASB: Noise Location of incident: Burger Bear, Old Street Roundabout, EC1Y	Visited at 0045hrs, no noise. CM12
2	1/8/15 20:29	Burger bear in the middle of Old street Round about playing very loud music.	Called back @ 2151hrs noise stopped CM12
3	15/8/15, 20:38	Complaint of very loud music from a pub which is in the middle of the Old Street Roundabout. Not a conventional pub but tables where drink is being served. Happens every evening from about 7pm and goes on till about midnight.	VST - 15th August 2015 - 22:57 - Raes Watson Ttdc 22.09. Comp gave her address as REDACTED and said that the Controller had told her that they did not need to record it. I explained about nuisance assessment and she was fully willing to be visited. Visit 22.57. Listened in comp's lounge. TV volume off on arrival, put on low when asked to be put on as normal. French door to balcony slightly open, room warm. Door closed at my request, negligible difference in sound profile. Music audible at low but noticeable level, along with occasional cheering hubbub. Comp said this has been an issue for c. Two months. 3/4 times per week weds at. She spoke to the manager c. two weeks ago, volume reduced but has crept back up again. Music stopped at 23.08. Advised comp of licensing team's role. Left 23.17. CM07

4	1/9/15, 21:06	Report about very loud music coming from a club on Old Street roundabout. Comp does not know the name of the club.	Tel 21:27 comp said we could hear it from outside. Vste 21:46 parked the vehicle and proceeded to check the area around Old Street roundabout. We arrived at the south side of the roundabout and could hear bassy dance music over the traffic we could also feel the bass slightly. We traced the music to a venue inside the under pass called The Magic Roundabout we approached and found the licence on the wall and the dps details (pictures attached) we first spoke with the door supervisor and he called the duty manager after a couple of minutes the manager arrived Eddie we informed him about the complaint he apologised we advised him that the level be reduced which he agreed to do. We left the venue and returned to the vehicle. Called the comp with the outcome he said he could still hear it but it has lowered. CM07 left 23:17
5	5/9/15, 20:12	Complaint of ongoing problem with very loud music from a pub in the centre of Old Street roundabout. Very loud music to at least 11pm most nights	Called back @ 2226hrs reporter declined visited as he is going out will phone tomorrow is the noise is continue. Ar-Dc
6	5/9/15, 21:46	Loud music coming from a terrace in Old street. please call concierge REDACTED	Called back @ 2231hrs Reporter said no need to attend music has gone lower and the party is going finish in 30 mins Cm12
7	25/10/15, 20:54	I am one of the owners at the Bezier Development on City Road facing the roundabout. There is a bar/restaurant which is now located on the roundabout with access from the tube station. I am writing as the level of noise coming from the bar is unacceptable. There is loud music coming from the roundabout everyday from evening to 23.00. It is disturbing, annoying, and in poor taste. I would urge the Council to impose a strict noise level limit, or	Tcic 21.25. Comp said that he was not complaining about being unreasonably disturbed by noise at time of composing e mail or at time of call, but rather was complaining about the situation with this bar being permitted by the Council to operate at this location in the way mentioned in his e mail. I asked if this premises is the one known as the Magic Roundabout. Answer yes. I advised that he needed to engage

	<p>remove the permit for an open-air bar on the roundabout. There is strong support for such action amongst the owners and tenants at the Bezier Development--I can collect signatures if the council so desires.</p>	<p>with the Licensing Team about his representation and that I would ask for his report to be sent to Licensing. He requested to be provided with the LT's contact details. CM12 (referred to Licensing via e mail 25/10/15)</p>
<p>8 29/11/15, 18:19</p>	<p>Loud music from a type of night market in the round about in city road. The rep claim the music is really loud and this is happening now every week nigh</p>	<p>Called complainant at 18:58. Arranged visit. Vst 20:23. The complainant lives in 10th floor flat overlooking the roundabout. We could hear the music from within the flat with the windows closed. However there was no background noise such as TV and we did not need to raise our voices at all in order to communicate. Complainant said that this has been an issue for a few months now and that he had become disillusioned with it today. Said it sometimes goes on until midnight. Said we would speak to the person running the event to find out what they are able to do and until what time. Advised him to call again if he is being disturbed after 23:00. Approached the venue and spoke to Stacey, the manager. The company involved is 'House of Burger Bear Ltd'. She said that said that she has regularly been in touch with residents in order to find out if the music produced is too loud as she cannot assess it herself at altitude. Would like to liaise with residents' groups. She said that they are licenced to play live music until 9pm (this correct - we saw copy of the licence on our approach to the venue) It will close completely after 11pm. We advised her to turn the music down and the bass in particular. She said that she would. She said that they have a sound limiter and were already within the prescribed limits. Advised her of possible consequences of noise nuisance after 23:00. Called</p>

			complainant again at 21:15 to provide feedback. CM07 Departed 21:18
9	28/11/15, 20:49	It is unacceptable for "live bands" to be playing on top of old st. roundabout. It's an open venue, and there is no noise control or insulation. You have residential properties all around the roundabout on both sides, and even with sound proof windows whi	Called C at 21:27. No answer but a voice message was left. C was informed of our visit to the venue that is the same noise source. He was informed of the outcome that resulted in the music being lowered. PLS see FI-1613349 for full outcome. CM07
10	30/1/16, 20:18	I've complained before, and as I understand it so have other neighbours in and around my building - about the noise pollution coming from the new bar/club on top of Old St. roundabout.	Vsle @ 21 :13 - checked and monitored the noise from outside and from the surrounding. No noise witnessed. Cm12.
11	4/2/16, 20:24	Loud event at the old street round about bar. At least 200 people in attendance and the music is very loud. Caller questions why the bar was given a licence. The venue has no roof.	Arrived 21:51. No music could be heard at ground level over the sound of the traffic. CM12 Departed 21:59 Called complainant at 22:57. Voicemail message left. Called comp again as we neared the location, but the phone went straight to voicemail. Vsle 23:15. Again no noise could be heard from outside above the traffic noise. CM12 Departed 23:25
12	28/2/16, 18:27	The magic roundabout making noise loud noise, rubbish is also being left on the pavement. Annoying neighbours.	C/b @ 22:49 Loud left message on voicemail. vsle area @ 22:55 no noise witnessed. CM12.
13	5/3/16, 20:47	Music is very loud on the 6th floor in rep's daughter's bedroom from the Magic Roundabout club	Tel 21:35 noise stopped CM12

14	6/5/16, 17:18	magic roundabout - playing loud music - did visit & ask to turn down - turn down for a while then turn it back up again	<p>Called C at 17:25. C stated that the music from the roundabout is intermittently loud. C also stated that the music has gone up and down in volume at least 4 times today. C was informed that officers would attend the location to investigate. Arrived at 18:06. On arrival a large cue approximately 80 patrons were seen outside the magic round about. From outside of the entrance bass noise was heard of the 'dance' music type. This was just about audible over the background noise from the patrons waiting in line and passers by. An assessment was made in REDACTED shop which is located opposite the entrance to the magic-round about. The bass heard from outside was also audible in the gift shop but was distorted by the background noise of people in line outside and passers by. Another assessment was made in REDACTED shop which is located next to the magic round about. Bass was audible but not intrusive enough. A conversation between myself and REDACTED who works at the shop was neither interrupted nor did we have to raise our voices due to the music coming from the magic roundabout. It is of the opinion of the attending officers that a SNN had not been witnessed on this occasion. Please be advised, a frequent occurrence of the noise witnessed is likely to cause a nuisance. More so, it was later brought to our attention that there is an office above the gift shop that is used everyday. Spoke with Eddie the DPS at the magic roundabout. He was informed of my findings and advised to lower his music which he agreed to do so. He was also advised that better management of his waiting patrons were needed as only one security guard was observed managing this and this was also making it difficult for passers by to freely use the underpass. CM12</p>
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15	8/5/16, 20:29	Loud music from the magic roundabout venue on old street roundabout.	Tel 20:43 arranged a visit. Vst 21:20 we entered the comps flat on the 6th floor and the comps balcony doors were open as the weather was hot and we could hear the beat of dance music over the traffic on old street roundabout. We then closed the doors and there was no music heard the music was a annoyance as it was a continuous sound in the background but not a statutory noise nuisance at this time. I've taken pictures of the venue from the comp balcony. as we entered the station we could hear the loud bassy dance music we approached and identified ourselves and asked for the manager after a couple of minutes the manager eddy and approached us we explained that we had received complaints regarding loud music the manager gave us a tour around the venue and the speakers and DJ booth is in one area no speakers placed anywhere else in the venue while we were walking around the manager got the DJ to turn down the music and it lowered. The manager gave us the details of the license holder Tom. Eddy the manager said that the music will be turned off around 10pm and the venue will be closing at 11pm. he also checks around the perimeter and he talks with the concierge and if he receives complaints then to contact him. Called comp with the outcome. CM12 left 21:59
16	23/5/16, 22:02	Loud music coming from the magic roundabout. Drumming can be heard.	Tel 22:09 comp said that the music has stopped. The comp said that they have had someone playing the drums but it's stopped as well advised to call if it restarts. CM12 MS-WB

	31/5/16	Further sound testing carried out by FSA and JEL in company of AC for premises	
17	3/6/16, 22:05	Loud music coming from the magic round about. caller is 6 six floors up and she can still hear it. callers baby cant sleep because of the noise.	C/b @ 22: 21 caller requested that we patrol the area near the club before a visit. Arrived @ 23:02 monitored area no noise. contacted caller @ 23:18 noise Stopped. CM12
18	4/6/16, 19:08	There is very loud music coming from the Magic Round about, on Old Street. On-going problem. Please call the neighbour regarding this matter.	Called C at 19:30. C stated that she is at present being disturbed by loud music. A visit was agreed. Arrived at 19:50. An assessment was made in the living room. Music was audible in the living room with the windows closed and no background noise within property i.e. tv. The window was then opened and the music was more prominent. During the assessment a SNN had not been witnessed. C stated that a sound limiter had been installed recently at the magic roundabout and when testing was conducted no music was audible from within her flat. As music was audible from the 6th floor officers were of the opinion that the music was being played at an unreasonable level. Spoke with Eddie the manager. He was asked to show us the sound limiter. The limiter was connected. However, the box was left open allowing the altering of the limiter. Eddie also stated that he could turn down the bass from the limiter. Eddie lowered the volume. CM10
19	19/6/16, 21:29	The magic roundabout Bar. loud music.	Tel call at 2135hrs. visited at 2150hrs, no noise, she said that it just stopped. Customer frustrated that nothing has been done despite that she has been complaining for two years now. Explained the procedure for dealing with statutory nuisance and left her flat at 2315hrs. CM12

20	9/7/16. 17:14	5k people at the Magic round about. Capacity is only 500. people are causing too much noise. some music.	Tel 18:00 no answer left a message. Vste 18:17 we checked the venue and outside there was a approximately 200 people outside waiting to enter there was a number of security and the manager on the door we approached and spoke with the manager and enquired about the capacity and he showed us the in and out clickers and there was 430 and they also have a guest list so they were doing 1 in and 1 out as their capacity was 489 in total. CM12 left 18:36
21	22/7/16. 18:48	reporting loud music coming from an establishment called magic roundabout in city road. this is an on-going problem	C/b @ 19:15 left message on voicemail. Vste @ 1929 witnessed music playing from the source whilst waiting close to caller's block of flats. Not very loud taking into consideration traffic movement and noise. Left @ 19:35
22	22/7/16, 20:02	Magic round about pub playing loud music	Called back @ 20:53 noise stopped . CM12
23	22/7/16, 20:37	magic round about pub - loud music on going	Called back @ 20:53 noise stopped . CM12
24	23/7/16. 15:42	Noisy people and music coming from magic roundabout	Tel 17:49 number incorrect contacted controller no other number for comp. Vste 20:18 we checked the venue magic roundabout the comps shop was closed so no assessment could be made and the music and people noise was not unreasonable. CM12 left 20:25
25	23/7/16, 20:34	Loud music and people from the magic roundabout in Old street	Called 2215 female very upset about the bar however the bar has now turned off the music and has gone quiet cm12

26	4/8/16, 22:05	Exceptionally loud music from the "Magic Roundabout" on Old Street roundabout, the bass is audible through closed double glazed windows.	Visit location @ 22.54hrs no noise audible. Cm12 Left location @ 23.08hrs
27	17/12/16, 00:23	Music from the "Magic Roundabout" venue on top of Old Street roundabout has continued past 00.00 and is clearly audible through our closed double glazing. I strongly suspect they are breaching the noise limits for their venue and the licensing hours.	Visit location @ 01.09hrs only noise audible is people and traffic noise. No music audible. Cm12 Ar-DC Left location @ 01.24hrs NOTE: TEN granted for this night. Resident subsequently informed of this, TEN was granted as there had been no recent complaints.
28	17/12/16, 00:54	Loud music coming from the magic roundabout. unwilling to leave details.	As above
29	28/1/17, 22:31	Loud music coming from the magic round about	Called 2253 no answer called again 2302 noise has now stopped advised comp to call back if the noise restarts cm12
30	25/2/17, 22:22	Comp states loud music coming from the above pub. States that does not want anyone to attend just log only. Doesn't want anyone to attend as i cannot guarantee comp asb officers will arrive before 11pm.	No visit carried out as per customer request.
31	6/3/17, 13:22	EMR from resident in Bezler Block, fed up with continuing unwanted noise from music. ".....The bass from their music is clearly audible through our closed double glazed windows. Most nights we just put up with it and wait until 11pm when it finally goes quiet. But it is a constant annoyance....."	Advice given on use of out of hours service and reviews. ".....I'm sorry that you are considering moving to get away from this and you feel the Council has not been supportive, but I have consistently advised residents to call the out of hours team and allow access. I would also add I understand the premises licence is temporary and it expires on 31/12/17."

	<p>".....If I kept a diary for the noise disturbance it would literally have a note to say that the music was audible and causing a disturbance from 8pm-11pm every Thurs, Friday, Sat and sometimes Sunday for the last six months. I think it is precisely because it is so frequent that nobody has kept a diary, or called frequently. It is a daily recurring intrusion that we have to deal with. Most nights you just turn the telly up really loud, and wait for the 11pm cut off. And given then initial failure to get the music to cease I wouldn't be surprised if most residents just gave up!"</p>	
<p>32 24/3/17, 19:17</p>	<p>comp states that the bar the magic roundabout is blasting clubbing music which is disturbing the comp</p>	<p>Called @ 19:24 arranged a visit. Arrived @ 20:31 on approaching the comps block we could hear a faint sound of a bassy beat but the traffic was the majority noise in the area. We entered the comps flat on the 6th floor and assessed in the livingroom with no back ground noise all windows were closed we could hear the same bassy beat continuously but again the traffic was loud and masking it in our opinion the level was a annoyance rather than a statutory noise nuisance we explained this to the comp and she said that it happens every day till 23:00 when they close and on Saturday it is a lot louder we asked her to contact us when this is happening we also said that we will approach the venue magic roundabout. As we approached the venue in the station we could clearly hear the dance type bassy music coming from the entrance of the magic roundabout we spoke with the security and identified ourselves and asked for the management. While waiting the bass level seemed to lower then the manager came and spoke with us We explained about the complaint and he was happy</p>

			to lower the level. Before leaving the station the level dropped to were we couldn't hear it at Street level. CM16 left @ 21:11
33	24/3/17, 20:37	comp states that loud music is coming from the above property	Same outcome as above.
34	24/3/17, 22:28	comp states that he called before to report the music from the above premises however the volume has increased again	Officers missed the job because mobile phones were not working. Realised at 03:00 that job has been missed. Drive by at 05:25 but couldn't gain access to the block. Assessed noise outside but no noise witnessed. Left location at 05:30. CM12
35	23/9/17, 20:48	There has been loud music from about 7pm on Sat 23 Sept 2017 which appears to be coming from The Magic Roundabout venue in the middle of Old St roundabout. My flat is 300 metres distance from this venue and I am on the 20th floor. Along with this there are a number of office blocks and other residential properties between the two sites, but we can still hear the music and DJ's cleary from all rooms in our property. The venue has an 'All Dayer' event today so I anticipate this noise will end by 11pm, however it is unacceptable that a presumably licensed music venue is creating so much noise that it can be heard this far from it's premises. This is not the first time I have complained about this venue.	Called back @ 21.09hrs report said the noise has stopped. Cm12

Key to Outcomes:

CM12 Investigation – no action required

CM07 Noise witnessed, potential statutory nuisance, lowered

CM10 ASB witnessed, referred to case officer

CM16 Investigation – advice given

CM08 Noise witnessed, potential SN ref to CO

CM06 Nuisance witnessed, refer to CO

The Magic Roundabout has a premises licence which they specifically requested that it expired on 31st December 2017, I assume this may be because their lease or planning permission expired on that date.

They now have to apply for a new premises licence if they wish to have a licence after 31st December 2017 which they have recently done.

As set by the legislation, anyone can make a representation for or against the licence application.

If you do wish to make a representation, you have until 27/10/17 to make one. We will require your address details to consider it valid.

If you wish for the below to be your rep, you can state and provide your address.

Kind Regards

Christopher Montanez
Licensing

From: [REDACTED]
Sent: 26 October 2017 12:24
To: Licensing <Licensing@islington.gov.uk>
Subject: Save Magic Roundabout

To whom it may concern,

It is with a sad heart I send this email, on hearing my beloved magic roundabout has been threatened with closure. Having been part of the DJ team since the day it opened, it's been such a great space for the local and international communities, always looking to innovate and create safe, fun and open spaces for all ages (they've even run a children's activity day!)

They take their responsibilities extremely seriously – believe me I know, they are very strict with their volume policy – I've been kicked off the decks many times, they tell me because of the license but maybe not...

It's such a positive, great space for everyone in the local area and beyond and would be such a loss to Old Street and Shoreditch to see it go. The staff work so hard at re-inventing it every season and it really is like a large family. Please consider extending their license and allowing such a unique and exciting arts space to operate in the heart East London.

Yours,
[REDACTED]

[REDACTED]

REP 4

Williams, John

From: [REDACTED]
Sent: 26 October 2017 13:30
To: Licensing
Subject: RE: Magic Roundabout licensing support

Not a problem Christopher, thank you for letting me know.

[REDACTED]

Kind regards,

[REDACTED]

On Thu, 26 Oct 2017 at 13:25, Licensing
<Licensing@islington.gov.uk> wrote:

Dear [REDACTED]

In order for it to be considered as a representation we require your address.

Kind Regards

Christopher Montanez

From: [REDACTED]
Sent: 26 October 2017 13:10
To: Licensing <Licensing@islington.gov.uk>
Subject: Magic Roundabout licensing support

Dear Islington Council,

This is my personal letter of support to help ensure the Magic Roundabout will stay open throughout 2018, at least.

I have been at the venue as a visitor and also as an artist, and both experiences were truly unique. This is a gem of London, a place I have recommended to numerous visitors to the city, and quite simply an integral meeting point for the area. Everyone that has been there loved the atmosphere and always comments on its unique location as well.

I appreciate that the noise might be of concern at times, but I assure you all of the staff members constantly keep an eye out for potential moments where the decibel limit might be pushed, and they always double check that all of the djs respect that and make sure they don't mistakenly go over that limit.

It would be a terrible shame to see this venue shut down, it has brought so much to London's evenings...

Thank you for your time,

Kind regards,

[REDACTED]

[REDACTED]

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REP 5

Williams, John

From: [REDACTED]
Sent: 26 October 2017 13:55
To: Licensing
Subject: Magic Roundabout

Hi,

I just wanted to let you know that I deeply support the license extension throughout 2018 for the Magic Roundabout in Old Street. This place has become a true London landmark and really feels like a second home to me. So many people love this place and the parties and events they put on are just magical. Closing down the Roundabout would mean a true loss for the area and London as a whole.

Kind regards,

[REDACTED]

[REDACTED]

REP 6

Williams, John

From: [REDACTED]
Sent: 26 October 2017 14:52
To: Licensing
Subject: Supporting The Magic Roundabout

To whomever it may concern,

I am writing to support the application for the licence extension for The Magic Roundabout venue on Old St roundabout. It's been a fantastic addition to the nightlife scene in the area and employs several people, especially young people finding their way in the entertainment and hospitality sectors.

As a local resident I support their application for a licence extension and I urge you to make that happen.
Thank you

[REDACTED]
[REDACTED]

REP 7

Williams, John

From: [REDACTED]
Sent: 26 October 2017 15:56
To: Licensing
Subject: Supporting the Magic roundabout

To whomever it may concern,

I am writing to support the application for the licence extension for The Magic Roundabout venue on Old St roundabout. It's been a fantastic addition to the nightlife scene in the area and employs several people, especially young people finding their way in the entertainment and hospitality sectors.

As a local resident, I support their application for a licence extension and I urge you to make that happen.

Thank you

[REDACTED]

[REDACTED]

If you do wish to make a representation, you have until 27/10/17 to make one.

We will require your address details to consider it valid.

If you wish for the below to be your rep, you can state and provide your address.

Kind Regards

Christopher Montanez

Licensing

From: [REDACTED]
Sent: 26 October 2017 12:20
To: Licensing <Licensing@islington.gov.uk>
Subject: The Magic Roundabout License, Old Street

To Whom It May Concern,

I'm writing in support of the music venue The Magic Roundabout in Old Street after hearing the terrible, but all too familiar story that their license is under threat.

As has been well documented the building of luxury apartment blocks in areas of East London that are famous for their colourful and vibrant multi cultural arts and music venues (presumably the reason why luxury apartment dwellers want to live in such an area in the first place?!) often results in venues getting undue restrictions and threat.

It takes a whole community to build a venue as colourful, joyous and rich in culture as the Magic Roundabout. It often takes just one miserable or mentally unstable local to bring them down.

I don't know the reason why The Magic Roundabout is under threat but I would like my name counted as someone who would greatly miss the venue's events and unique vibe. It brings some joy and happiness so a roundabout that is grey and increasingly commercial and soulless.

Please do not let another vibrant venue be brought down under your watch. It venues like this that makes London nightlife famous and special for tourists and locals alike.

Sincerely

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

REP 9.

Williams, John

From: [REDACTED]
Sent: 26 October 2017 16:19
To: Licensing
Subject: The Magic Roundabout

Dear Sir/Madam,

My name is [REDACTED] and I'm writing to you with regards to showing my support to The Magic Roundabout, located on Old Street Roundabout.

I've visited that venue from time to time and feel like it is a jewel for Islington council's area. The people that frequent it, the staff that work there, there some of the nicest people I've met while socialising.

Its such a beautiful spot, bringing much needed colour to the area. It is a must it remains open for 2018.

In case you would like further information from me please do not hesitate to email me or reach me at my home address by post :

[REDACTED]

Thank you for taking time to read this email !

Kind regards,

[REDACTED]

REP 10

Williams, John

From: [REDACTED]
Sent: 26 October 2017 13:22
To: Licensing
Subject: Magic Roundabout

To whom it may concern,

I support the license extension of Magic Roundabout.

Many thanks,

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

REP 11

Williams, John

From: [REDACTED]
Sent: 26 October 2017 16:42
To: Licensing
Cc: [REDACTED]
Subject: Support for The Magic Roundabout - Old Street..

Hi,

Just wanted to send an email in full support of keeping our beloved Magic Roundabout at the Old Street Location.

As a regular customer, a promoter and a performer, I have never held dear a venue such as The Magic Roundabout and all of its staff. In my personal and professional view, the Roundabout is such a unique and openly inviting space, which welcomes everyone to join and be part of the close knit 'family' culture. From what have seen over the past 2 years or so, it has brought light, vibrancy and great joy to so many people who have passed through it doors. They have always shown me and my team around me, the utmost respect and decency - which I hold in high regard.

Professionally, we have always worked together to ensure all noise levels are met to the standard required, with no exceptions, and have succeeded with minimum effort.

I have and always will fully support The Magic Roundabout and all of it's Staff who always give 110% to it's patrons, associates and neighbours alike. They are very caring towards there environment and to all people and businesses around. Making it - in my view - a very viable and fresh, forward thinking establishment, which is a great great thing for the local economy.

I know I speak for a majority, if not all of the venue goer's and associates involved, that It would be an absolute shame if the Venue had to close, and would implore you to extend this unique, vibrant and conscientious 'Second Home' the licence extension they so deservedly need.

Yours Sincerely

Kind Regards



REP 12

Williams, John

From: [REDACTED]
Sent: 26 October 2017 17:29
To: Licensing
Subject: RE: The Magic Roundabout License Extension Application

I have two address [REDACTED] that I live between. I do not wish to represent for the license but to merely give support to it.

Best Regards,

From: Licensing [mailto:Licensing@islington.gov.uk]
Sent: 26 October 2017 17:26
To: [REDACTED]
Subject: RE: The Magic Roundabout License Extension Application

Dear [REDACTED]

If you wish for this to be considered as a representation for the New Premises Licence application, we require your address.

Kind Regards

Chris

From: [REDACTED]
Sent: 26 October 2017 16:57
To: Licensing <Licensing@islington.gov.uk>
Subject: The Magic Roundabout License Extension Application
Importance: High

To Whom This May Concern,

I reside in the Lexington Apartments [REDACTED] so very close to the venue and I have never noticed the noise from this venue. There is a shortage of late night venues in the capital and given how noisy and busy Old Street Roundabout is already and the relative lack of residential compared to commercial buildings nearby plus easy access to the night tube, there can few better places for a late night venue.

With the decision earlier this year to reinstate Fabric's license, Islington Council has the opportunity to become an even more forward thinking council and become a bastion of the capital's night life which creates and supports many jobs. The capital's night life is crucial in bolstering the music scene which is one of the biggest and best in the world and is responsible for creating and promoting some of the most successful artist in the world and we do not wish to lose this reputation in the post-Brexit world as the city's nightlife is also a great drive for tourism.

I hope that this helps with the application to extend the Magic Roundabouts License.

Best Regards

REP 13

Williams, John

From: [REDACTED]
Sent: 26 October 2017 17:56
To: Licensing
Subject: The Magic Roundabout

To whom it may concern,

I am writing to express my huge support for venue the Magic Roundabout in Old Street station, and to request that its licence is extended so that it can remain a beacon in the area.

As someone who previously worked in Shoreditch at another venue, I have witnessed the dramatic efforts the entire team at the Roundabout has put in to making a unique, well-respected and respectful, compliant and incredibly fun venue. They have strived to ensure they have considered the residents and local interest in every aspect of their programming, marketing and sales.

Although I am now freelance and live South of the river, I still use the Magic Roundabout daily as my office space, as it feels so vibrant and homely, making it an excellent work space as well as party venue.

I would hope that the team who have worked so hard and used every last effort to make the Roundabout so loved in the area (and outside, driving in crowds to the space and surrounding area most days/nights of the week), will be able to benefit and take pride in their professional baby for much longer.

I hope that you will consider the petition that so many have signed and the many emails/letters of support you will have received from a vast array of respected and hard-working people.

Thanks for your time in reading this.

Sincere regards,



REP 16

Williams, John

From: [REDACTED]
Sent: 26 October 2017 18:06
To: Licensing
Subject: Re: The Magic Roundabout

[REDACTED]
On 26 Oct 2017, at 15:37, Licensing <Licensing@islington.gov.uk> wrote:

Dear [REDACTED]

For us to consider your representation for the New Premises Licence Application. We require your addresss.

Kind Regards

Chris

From: [REDACTED]
Sent: 26 October 2017 14:44
To: Licensing <Licensing@islington.gov.uk>
Subject: The Magic Roundabout

Hi,

Hope you're well.

I'd like to express my interest in The Magic Roundabout staying open. It's become a landmark in London and especially a nightlife accessory where people from all sorts of background can come and enjoy themselves.

As a DJ and promoter, I've hosted many events there and always found the staff and customers to be the best in London. They're polite, courteous and respectful. I have never experience any problems there and would like to continue going there as a customer but also as an event promoter.

I hope this shows you the love and support The Magic Roundabout continues to receive.

Sincerely,
[REDACTED]

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

REF 15

To whom it may concern.

I have worked with [REDACTED] and her team at The Magic Roundabout, Old Street, in my capacity as a DJ and club promoter for just under two years.

During this time, I have found that the venue and its staff are the most professional, helpful and considerate I have worked with. Their attention to detail is second to none. Maximum permitted sound levels are clearly on show in the DJ booth and are regularly policed and enforced by the venue managers to ensure that sound restrictions are not breached.

I have seen first hand, the professionalism of the security team and the safety of everyone on the site is clearly a priority. I've been to the site many times, as a guest and as a performer, and I have never witnessed any trouble, violence or anti-social behaviour.

I fully support Magic Roundabout and I think they are an asset to London as a unique venue, an art space and as a platform for new talent and creativity. After winning so many awards and legions of fans in its first few years of operation it seems very unfair if it should be not allowed to continue doing such great work for our capital's night time economy.

Yours sincerely

[REDACTED]

[REDACTED]

My home address is:

[REDACTED]

REF 16

Williams, John

From: [REDACTED]
Sent: 26 October 2017 22:17
To: Licensing
Subject: Magic Roundabout Licensing Application

To Whom it may concern,

I'll like to register my support for the Magic Roundabout to have their license renewed. It's one of my favourite spots in London. I hold meetings here with clients during the day over a coffee and on some weekend is a hangout to party with friends and meet new people.

It's a great venue and the staff are awesome. It will be unfathomable to me that a space that has a huge positive impact for many Londoners and local businesses should not be granted license to continue their good work.

I hope that you'll view their application favourably.

Thanks,

[REDACTED]

[REDACTED]

REF 17

Williams, John

From: [REDACTED]
Sent: 27 October 2017 02:16
To: Licensing
Subject: MAGIC ROUNDABOUT SUPPORT

Hello,

I just wanted to write to you to show my support to The Magic Roundabout. I imagine you are now inundated with different emails from different individuals and business that have some vested interested or just a general concern.

I've lived in London for 9 years now, and remember one of my main reasons for wanting to move here. Apart from studying, it was its multi-cultural and amazing social life it offered – during the day but also during the night. I was 21 at the time and one of my first jobs was to work at Ministry of Sound – which has also been threatened by the Southwark Council when the developers just in front of [REDACTED] wanted to build extra flats – I think extra housing in the capital is needed but that can be discussed another time.

It is for the benefit of the city that we must strive for business like this to exist and be supported by all. I'm not aware if there's any breach of licensing rules by the boys and girls working at this venue (I don't even know them personally) but it would be a shame to see it go. We are a city that strives on being always on the go... different places to go. Brunches with funny items on the menu, cocktails being invented every single hour with the hope of being immortalized forever, party venues where we spent more of our youth. This is what our city is known for and this night time economy can only be beneficial, when operating under all the rules we are obliged to follow.

I don't want to paint this negative picture that if you revoke the license it will all be doom and gloom but we are talking about one less business, one less employer... buying less toilet rolls from business B, among other things.

We need councils to help business and closing them down is not the way forward. If the closing down is because new building is going up – make sure the buildings are sound proofed and whoever moves into them is aware of where they moving to and this shouldn't be at the expense of a business already established there. This is the problem with gentrification. Venues and business like this rejuvenated east London, and to see councils and developers kicking them out is truly a shame. The decent thing is to come to some sort of arrangement so no one loses, including punters.

More should be done to protect venues that genuinely help the rejuvenate an area and work hard to get people into the area.

Looking forward to your answer.

Thanks and best regards,
[REDACTED]

[REDACTED]

c: [REDACTED]
a: [REDACTED]
t: [REDACTED]
w: [REDACTED]

REP 18

Williams, John

From: [REDACTED]
Sent: 27 October 2017 12:33
To: Licensing
Subject: Re: The Magic Roundabout

[REDACTED]

Thank you

Sent from my iPhone

> On 27 Oct 2017, at 09:42, Licensing <Licensing@islington.gov.uk> wrote:

>

> Dear [REDACTED]

>

> For it to be considered as a representation for the New Licence Application, we need your full address.

>

> Kind Regards

>

> Christopher Montanez

>

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

> From: [REDACTED]

> Sent: 26 October 2017 19:45

> To: Licensing <Licensing@islington.gov.uk>

> Subject: The Magic Roundabout

>

> Hello,

>

> I am a friend of the Magic roundabout and have used this venue in the past to bring many different groups and corporate parties for east London companies

>

> This is a creative, fun and unique venue and should be allowed to stay open. Venues like this give east London companies like mine unique places to bring corporate groups for drinks and entertaining.

>

> My postcode is [REDACTED]

>

> Thank you

> [REDACTED]

>

>

> Sent from my iPhone

>

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

>

REF 19

Williams, John

From: [REDACTED]
Sent: 27 October 2017 12:47
To: Licensing
Cc: [REDACTED]
Subject: Letter of support - Magic Roundabout

Good evening,

Hope you are well.

I would like to submit my letter of support for Magic Roundabout (16 St. Agnes Well, EC1Y 1BE). My home address is - [REDACTED]

I have been employed and working at Magic Roundabout almost since the beginning and I believe this venue contributed massively towards the development of the area - area otherwise not used for any other purposes provides dozens of people with jobs. I remember using Old Street Tube station and subway 8 years ago when first came to London being scared for my life, this area was not safe late in night, whereas now you have constant flow of people, professional security and CCTV there.

I might be biased as I am an employee, but it is one of the best outdoor/indoor venues that London has to offer - not pretentious, down to Earth, funky design and best DJs!

I would be heartbroken if it closes next year.

Thank you for your time!

Best regards,
[REDACTED]

To whom it May Concern

I have been employed by Magic Roundabout for almost two years and would like to express my support for the venue and its activity.

It seems that the venue face the threat of closure due to noise complaint, but as a member of staff I can assure you that the team makes everything possible to stay in touch with local residents and monitor sound level daily. The venue is a great addition to the area, friendly atmosphere, we have lots of regulars who usually pop in for a lunch or a drink after work. It is pity that some people seem to do anything to shut us down.

It would be a massive loss if Magic Roundabout stops existing next year.

Look forward to your decision.

Williams, John

From: [Redacted]
Sent: 27 October 2017 16:32
To: Licensing
Subject: Your ref: WK/170030495 - House of Berger Bear, Magic Roundabout, Out Street Station Terrace, EC1Y 1BE

Comment Against the application

My Name: [Redacted]
Interest: [Redacted]
Address: [Redacted]
[Redacted]

Public Nuisance:

At present there are an excess of establishments having licenses to serve alcoholic beverages in the immediate area of Old Street Roundabout and Bezier Apartments - the same area occupied by the current applicant. The number of licensees increases annually based on observances around the area. Late night drinking has created a public nuisance as patrons of these establishments are often belligerent, discourteous, messy, disorderly, dangerous (to themselves and others) and cause damage to property both public and private. Public urination into planters, against buildings and on passers-by is a nuisance. Those patrons who have over-consumed alcohol vomit in similar fashion. Additional licenses do nothing to reduce the nuisance forcing those who reside in the neighborhood to be forced to pay for the clean up or quietly ignore this behavior.

Crime and Disorder:

The excessive consumption of alcohol in the Old Street Roundabout area has attracted other less desirable persons who engage in the illegal sale and distribution of drugs. More recently, gangs of drug dealers have begun to set up "territories" for their commerce. These individuals have threatened the night concierge at Bezier and harassed residents of Bezier (this activity has been reported previously to the authorities). Additionally, the drunken and disorderly individuals leaving the establishment of licensees have broken windows, kicked in doors and uprooted plants from the planters in front of Bezier (when the aren't urinated on them), to cite only a few issues. Drunken individuals have attempted to illegal enter Bezier property from various points of egress. The management of Bezier has found the need to upgrade CCTV to deal with this situation. Additionally, the situation makes retaining night concierge staff very difficult.

Protection of Children from Harm:

Bezier is home to small children as well as very young Asian students in London attending the many fine universities here. In the early morning, children are met with broken bottles, rubbish, vomit and on occasion unconscious and inebriated individuals upon exiting the building. Many suffer from interrupted sleep due to the noise, fighting or general tom-foolery of drunken patrons in the early hours of the morning. Interrupted sleep is detrimental to the well-fare of growing children. Studies have shown the children who do not have adequate sleep do not perform as well in school and can suffer emotional issue and deterioration of mental health. While the license under application ends the sale of liquor at

23:00 (22:00 on Sunday), it does not prevent the continued consumption of alcohol or use of drugs on offer elsewhere in the area. One often feeds the other and residents of Bezier are often awoken at 3am to the sounds of drunken shouts, loud talking and occasional breaking glass. As for the Asian students, I fear they have come to believe that this behavior is perfectly normal and acceptable for this area which is rather shameful and contributes to misbehaviors we have noted from them.

Public Safety:

The location of the licensee is above Old Street Tube Station. The only entrance or exit point for the licensee is via the Underground. I have already listed multiple concerns above, but the safety of those persons commuting in the late hours is of chief concern regarding public safety. Persons leaving the Northern Line after the hours of 21:00 or 22:00 are often very tired and not as alert as they could be. Violent behaviors that often can break out between drunken individuals (particularly after football or rugby matches) can spill over and cause harm to the late commuters. Additionally, the noise emanating from the establishment is a distraction for tired commuters who are less likely to notice pickpockets or other thieves. There has been an increase of thefts in the area committed by youngsters on bikes and mopeds to those who are distracted or unaware. Furthermore, there is an increased likelihood of drunken persons to inappropriately cross the street at the roundabout, causing themselves or others harm by walking to or pushing others into traffic.

To summarize, I feel it is time to reduce the number of licenses currently outstanding in the area. While licenses for local restaurants who contribute to the security, cleanliness and maintenance of Old Street Roundabout, I feel that the open-air facility occupied by the "Magic Roundabout" at the Old Street Terrace does nothing to benefit the neighborhood and should be shut down.

Respectfully submitted,

██████████

Sent from Outlook



26th October 2017

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

Dear Licensing Service:

I'm writing to you to support the license extension for The Magic Roundabout.

I book many employee events throughout the year. We are constantly looking for innovative and creative venues with parallel values and culture that excite our employees. The Magic Roundabout absolutely fits the bill.

The Magic Roundabout is a unique venue with an organic feel that offers something different and exciting for London. The team and venue support local artists, whether they be involved with food, drinks or music and I feel this is important as it helps to break the mold of same old run of mill corporate venues that seem to cloud our streets.

I have a fantastic working relationship with the Team and our employees thoroughly enjoy the unique and cutting edge cultural experience they receive at The Magic Roundabout.

I hope that you will consider my support and extend the license for this fantastic and important London venue.

Yours sincerely,



REF 23

Williams, John

From: [REDACTED]
Sent: 27 October 2017 17:55
To: Licensing
Subject: Re: Extending Magic Roundabout licence

Please add this full address as addition to the email below

[REDACTED]

On Fri, 27 Oct 2017 at 11:27, Licensing <Licensing@islington.gov.uk> wrote:

Dear [REDACTED]

Please provide your full address for it to be considered as a representation on the New premises Licence application

Kind Regards

Chris

From: [REDACTED]
Sent: 27 October 2017 11:24
To: Licensing <Licensing@islington.gov.uk>
Subject: Extending Magic Roundabout licence

Hi . I have dj'd At the magic roundabout for over 2 years since it began. We always keep in mind the shops below with our volume early in the evening and at the last hours. I have been playing music whilst the council have been there inspecting and playing with sound levels. They turned us up way louder then we would play and set a limiter . That volume of said limiter (which we can't go above) never gets up to maximum when we play. Even the maximum is within council set levels. It would be a shame to lose such a unique little venue l t alone put all of the staff, both that rely on full time and those that come in from outside to dj or create diverse shopping or eating outlets, many of which are small self run start up businesses that rely on these types of venue .

I hope that these emails are considered and that the complaints of a few doesn't ruin the enjoyment and livyhood of hundreds

Regards

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REP 24

Williams, John

From: [REDACTED]
Sent: 27 October 2017 19:25
To: Licensing
Subject: Re: Magic Roundabout Old Street

[REDACTED]

2017-10-27 19:24 GMT+01:00 [REDACTED]
Sorry I forgot to add my address:

[REDACTED]

2017-10-27 19:23 GMT+01:00 [REDACTED]
I'm supporting the license extension and don't want to the Magic Roundabout at Old Street go.

[REDACTED]

Williams, John

From: [REDACTED]
Sent: 27 October 2017 22:35
To: Licensing
Subject: Magic roundabout !!

Hi

I'm [REDACTED]

Personal trainer And semi Professional Brazilian Jiu jitsu fighter

I've been attending Magic Roundabout since the launch party 3 years ago.

I actually was invited up prior to the launch and have first hand witnessed the transformation of what I would have described as a dump or junkies playground into a vibrant hub for locals , office workers And creatives to intertwine .

Outdoors space . Sunny in the summer .
Spicy magic for Winter And Christmas

The effort the management have put in to make this place work and the creative flair that resulted from that has really had an impact on the community.

Three great food choices. Three bars and a dancefloor make this a hot choice for partygoers but the artwork , the live music and the poetry and fashion shows make it for hot for everyone .

Man! I brought My daughter to an Easter egg hunt there .

It would be a crying shame for this place to close. . It's an asset to the community and area.

I believe it fits in PERFECTLY with the feel of Old St .

I see friends who live in Essex drinking cocktails in the bar . I see clients who work in Hedge Funds dancing like chickens on the dance floor see famous musicians eating a burger . IT SO DIVERSE !

Can you tell me anywhere in Shoreditch/old st or even LDN that offers this?

SAVE MAGIC ROUNDABOUT.... SAVE COMMUNITY HUB .. SAVE JOBS



Sent from my iPhone

REF 26

Williams, John

From: [REDACTED]
Sent: 27 October 2017 22:44
To: Licensing
Subject: Local residents letter

Regarding The Magic Roundabout Old Street

Living 5 minutes from old street station I literally love this place. Magic Roundabout is without a doubt 10/10.

Great place to visit any night of the week wether it be for food or a drink. Definitely one of the best burgers in London and great other choices of food.

Always changing up the design of the place and always playing great tunes.

[REDACTED]

[REDACTED]

Dear Sir or Madam,

I write to you as the part of the Magic Roundabout team responsible for the application to extend our tenure at the site for a further year. We understand you have written to the council objecting to our application on a number of grounds. We hope that in explaining how we have run and how we intend to run the premises may offer you some assurance that our business will run professionally, sensitively, to the letter and in the spirit of the law during the extra year we are applying for.

We have always worked on the premise that we are not perfect and subject to human error but have sought to be responsible operators by submitting rigorous risk assessments, noise management plans, dispersal and anti-crime policies and accepting additional conditions which we must strictly adhere to or risk losing our license and the jobs of some 40 people who rely on us for a living. Late last year we also reduced the size of our sound system, the number of speakers and we adjusted the direction in which they were pointing. This greatly reduced the volume of complaints received.

We have used this new application to review our operation and in doing so we have removed completely our ability to host live music events. We are also closing earlier on a Sunday evening. We have had discussions with the noise pollution team regarding the new application and have accepted 11 additional conditions designed to further reduce the impact our business has on the area. Below the additional conditions we have agreed with the noise pollution team (although we will not be exploiting our ability to host live music events as provided for on the license).

Recommendations for noise conditions for a new license if granted.

1. *The maximum permitted volume of amplified sound (see above) should be stated on the premises license along with the revised locations for monitoring points.*
2. *Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.*
3. *Regulated entertainment shall not be provided in outside areas after 21:00 for live music and 23:00 for recorded music.*
4. *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.*
5. *The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council are not exceeded.*
6. *The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the Licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.*
7. *Bottling out from the premises is prohibited between 21:00 hours and 09:00*

hours.

8. *Refuse such as bottles must be placed into receptacles outside the premises at times that will minimize the disturbance to nearby properties.*
9. *All deliveries and disposal/collections of refuse shall be prohibited between the hours of 23:00 - 07:00.*
10. *In the event of any changes to the position of the speakers and distribution of sound, the limiter shall be recalibrated and the new calibration certificate shall be sent to the Licensing Team for file*
11. *In the event of a noise complaint substantiated by an authorized officer, the Licensee shall take appropriate measures in order to prevent any recurrence.*

We have subsequently gone back to the noise pollution team with further suggestions to make our business accountable for any noise we make and are happy to accept our suggestion in the form of additional conditions.

1. *We will conduct a new sound assessment to study the impact of the competition of the new White Collar building. We will use an accredited acoustic consultant known to Islington Council for this purpose.*
2. *We will recalibrate the sound system as soon as any new license is granted and again half-way through our extended tenure. We will use an accredited acoustic consultant known to Islington Council for this purpose.*

We want to extend the offer of direct contact with the premises manager to residents of the Bezier Building. We have an established relationship with the building concierge to address issues of noise and promise to investigate them immediately and act where the complaint is related to our business. We propose to take this open dialogue a step further: If agreeable to you we would like to meet you with the concierge at the Bezier Building – providing an opportunity to meet the management team and establish systems towards complaints. We hope in doing so you witness a pro active response from us to any problems we may cause you. We cannot guarantee we will remove all the problems relating to the area in general but do hope we can show you we care by our actions and deeds.

Yours Sincerely

Liam O'Hare

Suggested conditions of approval consistent with the operating schedule

1. An incident book shall be used to record all instances of public disorder.
2. The holder of the premises licence shall subscribe to and participate fully in the local pub/club/shop watch scheme.
3. The licensee shall provide a sufficient number of door supervisors to prevent the admission of, and ensure the departure from the premises of drunk and disorderly people or other people displaying signs of other substance abuse, without causing further disorder.
4. 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.
5. The use of regular glass cups will not be permitted on the premises. All drinks must be served in plastic or paper cups, or cups made from toughened glass.
6. Alcoholic and other drinks purchased from the premises may not be taken away from the immediate curtilage of the premises in open containers such as glasses or opened bottles.
7. No customers carrying open or sealed bottles shall be allowed to enter the premises at any time that the premises are open to the public.
8. Alcoholic drinks may only be consumed within the premises. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time.
9. 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.
10. Safety checks shall be carried out before the admission of the public. Details of safety checks shall be kept in a Log-book on the premises. The Log-book shall be made available for inspection by authorised officers.
11. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly identified.
12. Where chairs and tables are provided, internal gangways shall be kept unobstructed.
13. All exits doors shall be maintained easily operable without the use of a key, card, code or similar means.
14. Exit doors shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
15. Any removable security fastenings must be removed whenever the premises are open to the public or occupied by staff.
16. The edges of the treads of steps and stairways must be maintained so as to be in good condition and be conspicuous.

17. When disabled people are present, there must be sufficient numbers of staff and adequate arrangements must be in place to enable their safe evacuation in the event of an emergency. Disabled people on the premises must be made aware of such arrangements by staff and by the use of appropriate signage.
18. In the absence of adequate daylight, the lighting in any area accessible to the public shall be fully in operation when they are present.
19. Emergency lighting batteries are fully charged before the admission of the public.
20. Access for emergency vehicles must be kept clear and free from obstruction.
21. Adequate and appropriate supply of first aid equipment and materials must be available on the premises at all times.
22. There must be at least one suitably trained first-aider on duty when the public are present, and if more than one suitably trained first-aider is available, their respective duties must be clearly defined.
23. Special effects must not be used without the prior consent of the licensing authority.
24. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
25. Regulated entertainment shall not be provided in outside areas after 21:00 for live music and 23:00 for recorded music.
26. 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.
27. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, which may include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
28. If a noise limiting device or devices are installed then the entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council, are not exceeded.
29. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
30. Bottling out from the premises is prohibited between 21:00 hours and 09:00 hours.
31. Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
32. 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.
33. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme
34. 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.
35. The licensee should regularly monitor staff to check how they are dealing with young people who ask for alcohol and other age restricted products.
36. 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.

37. 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.
38. All deliveries and disposal/collections of refuse shall be prohibited between the hours of 23:00 – 07:00.
39. There shall be no bottling out between the hours of 23:00 – 07:00.
40. If a license is granted House of Burger Bear will commission a new acoustic report from a London Borough of Islington approved contractor and agree to be fixed onto the sound limiter device in agreement with London Borough of Islington. House of Burger Bear will also conduct another inspection and calibration certificate six months after the new commission.

Conditions suggested by the Pollution Team (agreed)

41. The maximum permitted volume of amplified sound should be stated on the premises licence along with the revised locations for monitoring points.
42. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
43. Regulated entertainment shall not be provided in outside areas after 21:00 for live music and 23:00 for recorded music.
44. 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.
45. The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the approved levels by the Council, are not exceeded.
46. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
47. Bottling out from the premises is prohibited between 21:00 hours and 09:00 hours.
48. Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
49. All deliveries and disposal/collections of refuse shall be prohibited between the hours of 23:00 – 07:00.
50. In the event of any changes to the position of the speakers and distribution of sound, the limiter shall be recalibrated and the new calibration certificate shall be sent to the Licensing team for file
51. In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.

LLPG Points (Postal) Base Mapping [Total no of records: 119]

Filter	SAON	PRON	ORCA	STREET	POST	PARC
10091...		207B		OLD S	ECIV	
10093...		13	Pop U	ST AG	ECIV	
10093...		14	Fruit	ST AG	ECIV	
10093...		15		ST AG	ECIV	
10093...		16	Magic	ST AG	ECIV	
10093...		2A	Amert	ST AG	ECIV	
10093...		2B	Koosk	ST AG	ECIV	
10093...	Seven	99		CTV	ECIV	53000
0093...	Eight	99		CTV	ECIV	53000
51000		213		OLD S	ECIV	
10023...		93		CTV	ECIV	
10001		7A	Lorrens	ST AG	FCIV	

Go To Row: Go

Light Boundaries
 Islington (Postal)
 1 Postal)

[0,00]
 [0,00 sq.]

80
 Metres

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