



Resources Department
Town Hall, Upper Street, London, N1 2UD

AGENDA FOR THE LICENSING SUB COMMITTEE C

Members of Licensing Sub Committee C are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **21 May 2019 at 6.30 pm.**

Enquiries to : Jackie Tunstall
Tel : 020 7527 3068
E-mail : democracy@islington.gov.uk
Despatched : 13 May 2019

Membership

Substitute

To be confirmed at Licensing Committee
21 May 2019.

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	
	<p>If you have a Disclosable Pecuniary Interest* in an item of business:</p> <ul style="list-style-type: none"> ▪ 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. <p>In both the above cases, you must leave the room without participating in discussion of the item.</p> <p>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.</p> <p>*(a)Employment, etc - Any employment, office, trade, profession or vocation carried on for profit or gain.</p> <p>(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.</p> <p>(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.</p> <p>(d) Land - Any beneficial interest in land which is within the council's area.</p> <p>(e) Licences- Any licence to occupy land in the council's area for a month or longer.</p> <p>(f) Corporate tenancies - Any tenancy between the council and a body in which you or your partner have a beneficial interest.</p> <p>(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.</p> <p>This applies to all members present at the meeting.</p>	
5.	Order of Business	
6.	Minutes of Previous Meeting	1 - 10
B.	Items for Decision	Page

- | | | |
|----|--|---------|
| 1. | Shpella, 21 Crouch Hill, N4 4AP - New premises licence | 11 - 50 |
| 2. | Courtauld Institute of Art, Vernon Square, WC1X 9EW - New premises licence | 51 - 88 |

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 C - 21 March 2019

Minutes of the meeting of the Licensing Sub Committee C held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 21 March 2019 at 6.30 pm.

Present: **Councillors:** Rowena Champion (Chair), Vivien Cutler (Vice-Chair)
and Matt Nathan

Councillor Rowena Champion in the Chair

30 INTRODUCTIONS AND PROCEDURE (Item A1)

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

31 APOLOGIES FOR ABSENCE (Item A2)

None.

32 DECLARATIONS OF SUBSTITUTE MEMBERS (Item A3)

None.

33 DECLARATIONS OF INTEREST (Item A4)

There were no declarations of interest.

34 ORDER OF BUSINESS (Item A5)

The order of business would be as the agenda.

35 MINUTES OF PREVIOUS MEETING (Item A6)

RESOLVED:

That the minutes of the meeting held on 13 November 2018 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

36 SCARLETT COFFEE ROASTERS, 30 DUNCAN STREET, LONDON, N1 8BW - NEW PREMISES LICENCE APPLICATION (Item B1)

The applicant reported that this was a coffee roaster shop which would serve pastries, cakes and salads alongside coffee. They were aiming to sell local craft beers and British wines ancillary to food. There were approximately 20 seats in the café, they would not be selling spirits or cocktails and there would be no vertical drinking.

The Sub-Committee raised concerns regarding the primary school opposite the café and that customers would be drinking alcohol on the tables outside the premises. The applicant stated that the café closed at 5pm and agreed to a condition that alcohol would not be served at the outside tables. The applicant stated that his wife was a sommelier and wine was her passion. He did not believe that much wine would be sold at the price point charged.

In summary, the applicant stated that the café closed currently at 5pm but they were looking for hours until 8pm for as a contingency if they were unable to break even. There would be no alcohol served after 8pm.

RESOLVED

- 1) That the application for a new premises licence, in respect of Scarlett Coffee Roasters, 30 Duncan Street, N1 8BW, be granted to allow the sale of alcohol, on and off the premises from 12:00 until 8pm Monday to Sunday.
- 2) That conditions outlined on pages 40 and 42 of the agenda be applied to the licence with the following additional condition:-
 - No alcohol shall be served at the tables and chairs outside the premises.

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 Policies 2 & 3. The premises fall within the Angel and Upper Street cumulative impact area. Licensing policy 3 creates a rebuttable presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

Nine local resident objections had been received. Following a meeting with the applicant the Angel Association withdrew their representation. There had been no representations made by the responsible authorities. It was noted that the premises had a small capacity of under 25 people.

The Sub-Committee noted that the hours sought were within the hours specified in licensing policy 6.

The applicant advised that they would be selling local craft beers and British wines at the premises.

The Sub-Committee raised concerns that alcohol was to be served at tables opposite a primary school. The applicant agreed to a condition that alcohol would not be served to the outside tables.

The Sub-Committee concluded that the premises would not add to the existing cumulative impact in the area, there would be no negative cumulative impact on the licensing objectives and the grant of the licence with the proposed conditions was reasonable and proportionate.

37

THE REAL HELLENIC TASTE, 167-169 FARRINGDON ROAD, EC1R 3AL - NEW PREMISES LICENCE APPLICATION (Item B2)

The interested party noted that there was no application for adult entertainment. The applicant had amended the commencement hour for the sale of alcohol from 7.30 am to 10am following comments received by interested parties. The licensing officer stated that the opening hour of the premises would be 7.30 am. Photographs received from the

interested party regarding deliveries at 10.10pm were not outside the hours allowed for deliveries.

The interested parties raised concerns about noise from deliveries and dispersal and the cumulative impact in the area. There were five shops in the area selling alcohol and waste collection carts late at night. They stated that the hours had been extended from the previous licence and they had considerable problems with beggars in the area. They considered that the noise reduction measures were limited and they needed assurance that the applicant would comply with Challenge 25 and be monitored.

In response to a question regarding the low number of objections the interested party responded that she could not force residents to submit representations and that it made more sense for her to make objections on their behalf. The resident stated that the premises in the area impacted daily on their lives with longer hours and more deliveries. The noise officer reported that there had been no complaints about any restaurant in that terrace in the past year. It was noted that the applicant had proposed most conditions in the operating schedule themselves. This was a small premise, was not alcohol led and there had been no representation from the licensing authority.

The applicant stated that this was to be a small family led bakery and the family owned a greek restaurant across the road which they had been running for one year. They had managed a similar store in Shoreditch for five years. She has agreed to amend the hours originally applied for. It currently closed at 9pm on weekdays and in the summer it was hoped to open until 10pm. Both the applicant and her partner were designated premises supervisors and they lived in the area. They carried out robust training for staff. They operated Challenge 25 in their other premises. They did not usually have late deliveries and were normally very quiet. They had no waste collections after 6pm and it was not their intention to upset neighbours. Alcohol was a small part of their business. They would not be serving inside the premises and alcohol would be sold for 'off sales' and for deliveries.

In response to questions it was noted that groceries would be imported from Greece and cakes and pastries were homemade. There would not usually be more than five customers on the premises. There would be four members of staff and it was hoped that customers who used the restaurant would come to the shop to buy produce.

In summary, the interested parties raised concerns that the conditions would need to be monitored. This would be one more premises adding to the cumulative impact in the area. Residents did not complain but they moved on. The tenants association represented other local residents. Concerns regarding the waste collection were also raised and the interested party stated that the photo evidence showed that deliveries happened at all hours. They would want to know what times deliveries would happen.

The noise officer stated that she had inspected the flues to the applicant's restaurant as requested by the Licensing Sub-Committee prior to the opening and had found nothing wrong. The most recent complaint had been received about a premises at the top of Rosebery Avenue about a year ago. Since the restaurant across the road had opened, there had been no complaints received.

The applicant stated that she was respectful of her neighbours and did not want to cause a nuisance. She was sad to hear that neighbours were upset. She was aware that there had been no complaints and was very careful to monitor and comply with regulations.

RESOLVED

- 1) That the application for a new premises licence, in respect of The Real Hellenic Taste, 167-169 Farringdon Road, EC1R 3AL be granted to allow:-

- a) The sale by retail of alcohol, off supplies only, from 10 am to 10pm Monday to Sunday.
 - b) The premises to be open to the public from 7.30am to 10pm Monday to Sunday.
- 2) That conditions outlined on pages 78-81 of the agenda be applied to the licence.

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 Policies 2 & 3. The premises fall within the Clerkenwell cumulative impact area. Licensing policy 3 creates a rebuttable presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

Two local resident objections had been received. There had been no representations made by the responsible authorities.

The interested parties raised concerns regarding the cumulative impact policy and stated that there were a large number of outlets in the area which impacted on the local area and considered that the area had reached saturation point. Concerns were also raised regarding late deliveries and waste collection.

The applicant stated that this was a small family led deli/bakery. The family owned a restaurant across the road which they had been running for the past year with no complaints. The applicant was the designated premises supervisor and lived in the area. Alcohol would be a small part of the business and was to be sold off sales only. Groceries and alcohol would be imported from Greece.

The Sub-Committee noted that the hours sought were within the hours specified in licensing policy 6. The applicant had reduced the hours applied for following representations made by residents. There were conditions regarding delivery and waste collection times. The operating schedule was very robust for a small premises which was not alcohol led. The Sub-Committee noted that the application for the provision of recorded music was not necessary as music was to be background only and this was conditioned.

The Sub-Committee concluded that granting the application with the conditions outlined in the papers would not adversely impact on the cumulative impact area or otherwise impact adversely on the promotion of the licensing objectives and that the grant of the licence with the proposed conditions was reasonable and proportionate.

The Sub-Committee also took into account licensing policy 8 regarding standards of management and licensing policy 23 regarding deliveries and collections.

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2 NORTHDOWN STREET, LONDON, N1 9BG - PREMISES LICENCE VARIATION APPLICATION (Item B3)

The licensing officer advised that planning officers had confirmed that an application had been made to resolve the planning situation.

The applicant advised that this was a theatre/comedy club. Tickets were purchased in advance and the venue did not attract customers off the street. There had been one noise complaint and this had been dealt with immediately and no complaints had been made since. The extension of hours was requested to fall in line with other venues in the city and as there were some comedians that performed later in the evening whom they have had to turn down. One representation had been made which was not relevant to this particular venue. Security was employed if considered necessary.

In response to questions it was noted that guests were dispersed towards Pentonville Road and residents could not hear any noise from within the venue. They were a member of Pubwatch and they had no bag thefts or phone thefts or any reported incidents of drug use. Names and contact details of patrons was held.

RESOLVED

- 1) That the application for a premises licence variation, in respect of 2 Northdown Street, N1 9B, be granted to:-
 - a) Extend the hours for the sale of alcohol on the premises, on Wednesday and Thursday until midnight and for Friday and Saturday until 1am.
 - b) The premises to be open to the public from 12:00 noon until 23:30 Sunday to Tuesday, from 12 noon until half past midnight on Wednesday and Thursday and from 12:00 noon until 01:30 Friday and Saturday.
- 2) That conditions outlined on pages 112-114 of the agenda be applied to the licence.

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 Policies 2 & 3. The premises fall within the Kings Cross cumulative impact area. Licensing policy 3 creates a rebuttable presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

One local resident objections had been received. There had been no representations made by the responsible authorities.

The Sub-Committee noted conditions had been proposed following discussions from the police and the noise team.

The Sub-Committee heard evidence from the applicant that this was a small theatre/comedy club. Tickets were purchased in advance and the premises would not attract customers from the street. They had demand from comedians who performed later shows and had applied for an extension of hours for this reason. They dispersed guests towards Pentonville Road away from residential buildings. The venue was fully sound proofed and residents could not hear any noise from inside the venue.

The Sub-Committee concluded that the premises would not add to the existing cumulative impact in the area, there would be no negative cumulative impact on the licensing

objectives and that the grant of the licence with the proposed conditions was reasonable and proportionate.

**39 ISLINGTON SPORTS BAR AND GRILL, 274 HOLLOWAY ROAD, LONDON, N7 7NE -
PREMISES LICENCE VARIATION APPLICATION (Item B4)**

The licensing officer reported that an addendum to the noise representation and an email from the applicant containing supportive references of the licence holder had been circulated separately and would be interleaved with the agenda papers.

The noise officer reported that music noise could be controlled relatively easily but not customer noise. She had visited a resident on 10 March during an Arsenal and Manchester United football match and witnessed the transmission of customer noise. She considered that more robust sound insulation work would be necessary to contain customer noise. A squeaky swinging sign outside also needed to be maintained.

The police stated that they were in support of the concerns expressed by the licensing authority over the management of the premises. The premises had been a public house and then chicken bar. The conditions were currently tailored to a restaurant. The police supported the move for the premises to move back to being a public house but had stressed to the owners that the premises should be operated in accordance with the current licence. The applicant had not been abiding by the conditions and had not done so for some time. They would not have reason to reject the new licence holder.

The licensing authority stated that despite a meeting with the licence holder they had not complied with the conditions of the licence and had opened until 6am without a temporary event notice. The solicitor had stated that the previous designated premises supervisor had left on the 8 March although he was the only Director registered with Companies House as of 20 March 2019. The licensing authority would like the venue to become a well-managed public house but the applicant had so far not demonstrated high management standards.

The interested party stated that when the premises was a restaurant there were no issues. The premises currently operated late at night and caused a noise nuisance. He had been threatened by the Head of Security when complaining. They were offering cheap drink deals. Fights had been witnessed outside the bar and one of the windows was smashed. There were issues regarding crime and disorder, public safety and public nuisance. The premises already contributed to the cumulative impact policy and could not credibly demonstrate good management. The applicant had reneged on the promise that it would act as a restaurant. It was actually a sports bar and created disturbance even during the consultation period. An abatement notice had been served. There had been a history of threatening behaviour and there had been blatant disregard for the conditions.

In response to questions it was noted that even on non-match days the music was still loud. On busy days the premises were packed inside and there were crowds of people outside. The premises impacted on their sleep as noise continued until 1am. The interested party would want acoustic work carried out in order that both music and sound from crowds could not be heard. He could not speak for the other interested parties in this regard.

The applicant stated that they would repair the squeaky sign. He acknowledged that management had not been sound. The owners had seen the closure of pubs in the area and realised the need for a well-run pub. They had spent £300 000 on a total refit of the premises. The food condition that they wanted to be removed was difficult to enforce with the style of operation they were running. However, this did not excuse management for failing to abide by the condition. There would still be a food offering at the premises. He stated that the previous manager had not passed on all the problems that had arisen.

Amplified music could be remedied and he was happy to accept that there would be no amplified sound (except from televisions) until there was an acoustic scheme in place. The chicken shop went out of business as it was difficult to sustain. They had brought a new manager in to run the premises. There was one food condition that was difficult to enforce. There was an abatement notice in place. A large number of pubs had closed and this could be a vital community asset if the sound was managed. The new licence holder had thirty years' experience and would be a full-time manager. Threatening customers was unacceptable, staff were aware of the conditions, CCTV was top quality and would be automatically available. It would be useful in this part of Holloway Road. There was no crime and disorder associated with the premises. There was no TEN in place for the boxing match but this was an unintentional breach. There had been previous TENs that had been used properly. He asked that the Sub-Committee modify the conditions.

In response to questions the new designated premises supervisor advised that he had dealt with large crowds in horse racing venues and was comfortable with the customers in this pub. He had held previous licences in London. It was noted that the company was bought off the shelf. There had been a change of management 10 or 12 days ago and the notice of hearing had escalated matters. The previous manager had now left the premises. There had been management issues but the new manager had a long standing track record and a large amount of investment had been made. This was a modest application with no increase in hours and the premises was still offering food. If this had been an application for a new premises licence it would not include this condition. Previous management were aware of the conditions and it was accepted they were being breached. This was a harsh condition and people managing the business had to be trusted to comply. It was noted that the walls had been stripped when the premise was a chicken shop. The licence was not appropriate to this style of venue and would be a much weaker licence if not varied. The premises were capable of being well managed. There had been no serious incidents.

The resident stated that the applicant was trying to portray this condition as a modest condition. The premises should only operate as a restaurant. It did not have a public house licence.

In response to questions from the licensing authority it was noted that the door supervisor who had threatened the resident was still worked at the premises however he had given a different version of events and stated that the resident had entered the public house shouting. The applicant could not answer which security company was being used. It was noted that the previous designated premises supervisor had left on the 8 March and no TEN application had been made for the event on the 10 March.

In summary, the police officer stated that the food condition was on the licence and there was an on-going breach of this condition. It was a restaurant and not an alcohol led venue and the condition had been put on the licence for good reason. He was not reassured by what he had heard this evening. The previous manager had now left. The police officer would be happy to have a well run public house in the area. He had spoken to the owners of the premises and he considered that their priorities were different.

The noise officer reported that the acoustic report was dated 22 January and no sound limiter had yet been installed. On a visit on the 10 March she was able to hear customer voices. She considered that there should be a considerable increase in sound insulation. She would wish to be informed of any works and would expect there to be no further delay.

The applicant was concerned that the premises would not open again if it stayed as a restaurant. He proposed a condition that there be an acoustic report, which took into account crowd noise, and that all reasonable works as recommended be undertaken. He considered that a further acoustic report could give residents a good night's sleep. There

were physical remedies to an obvious problem. There were a small number of residents who had objected. The premises could be and would be well run. There should be safeguards. The Sub-Committee could consider the previous track record of the DPS. It was considered that a new application may have been a better option to a variation. There had been a high level of investment.

RESOLVED

That the application for a premises licence variation, in respect of Islington Sports Bar and Grill be refused.

REASONS FOR DECISION

The Licensing Sub-Committee considered all the written submissions and the oral submissions at the hearing made by the Applicants representative, the interested party (a resident), the solicitor for the applicant and the Licensing Authority, the Noise Team representative and the Police representative.

The following facts were not in dispute, namely that:-

The current licence holders transferred the licence in November 2018.

The Police and Licensing Authority informed the licensee that until the variation applied for was granted the premises must operate under the terms of the current licence,

They could operate on occasions as a public house by applying for temporary event notices and when they didn't have these the premises had to operate as a restaurant, not a pub.

The licensee applied for 16 TENs in 2019,

The premises were found to be operating without a temporary events notice until 6am on 2nd December 2018 when they were open to the public serving alcohol and were also operating without a notice on 10th March 2019 in breach of the licensing conditions, this being after the licensee had submitted a TEN application that was rejected.

The licensee had not been complying with the condition in respect of meals on dates when there was no TEN in force.

The Licensing Sub-Committee noted the submission by the interested party, that he had been threatened by a security guard at the premises when he went to complain about the noise levels. The Applicant confirmed that the employee was still employed by the applicant and an explanation from him had only been obtained on the day of the hearing.

The Licensing Sub-Committee further noted that the applicant apportioned all responsibility for the applicant's failures referred to above as due to the actions or inactions of the previous manager (DPS) a Mr. O'Brien. It was stated that Mr. O'Brien had left the employ of the applicant on 8th March 2019 and it was noted that he ceased to be a director of the company on the day of the hearing.

The Licensing Sub-Committee further took into consideration the fact that the applicant was appointing a new manager, Mr. Oliver Taggart, with 30 years- experience in public house management who the applicant hoped would turn matters around.

The Licensing Sub-Committee noted that the 10th March 2019 breach of conditions took place after Mr. O'Brien had left the employ of the applicant. The Applicant was specifically asked who was in control of the premises on 10th March 2019 and the question could not be answered.

The Licensing Sub-Committee took into consideration that the premises fall into the Holloway and Finsbury Park Cumulative Impact Area and Licensing Policy 3 is applicable which states that there is a presumption of refusal unless the committee is satisfied that there will be no adverse cumulative impact on the licensing objectives.

Licensing Sub Committee C - 21 March 2019

The Licensing Sub-Committee concluded that the applicant had not demonstrated a high standard of management since taking over the premises and that the proposed application if granted would add to the cumulative impact. The Applicant had not complied with licensing conditions and after full consideration of all representations made in writing and on the night verbally, the Sub-Committee was not satisfied that the granting of the application would not contribute to the existing impact of the licensed premises in that area.

The Licensing Sub-Committee concluded that refusal of the application was the reasonable and proportionate decision in light of all the submissions received.

40 THE SEKFORDE, 34 SEKFORDE STREET, LONDON - PREMISES LICENCE DESIGNATED PREMISES SUPERVISOR APPLICATION (Item B5)

The Sub-Committee noted that this item had been removed from the list of applications.

The meeting ended at 9.40 pm

CHAIR

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

Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - C	21/05/2019	Tollington

	Exempt	Non-exempt
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SUBJECT: PREMISES LICENCE NEW APPLICATION RE: SHPELLA, 21 CROUCH HILL, LONDON, N4 4AP

1. Synopsis

- 1.1 This is an application for a variation of the premise licence under the Licensing Act 2003.
- 1.2 The premises currently holds a licence allowing:
 - The sale by retail of alcohol, On and Off supplies, from 10:00 until 18:00, Monday to Sunday.
 - The premises are open to the public from 07:00 until 18:00, Monday to Sunday
- 1.3 The variation application is to allow:
 - The sale by retail of alcohol, On and Off supplies, from 10:00 until 23:00 Monday to Sunday: and
 - The premises to be open to the public from 07:00 until 23:00, Monday to Sunday

2. Relevant Representations

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

Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes 4 local residents
Other bodies	No

3. Background

- 3.1 The premises licence was granted in May 2015 to Rodrigo's Coffee House Ltd
- 3.2 On 9 November 2018 the premises licence was transferred to Toni Melengu
- 3.3 On 4 January 2019 a vary DPS application was made and Toni Melengu became the DPS.

4. Planning Implications

- 4.1 The Planning team have indicated that planning permission for Class A3 usage may be required.

5. Recommendations

- 5.1 To determine the application for a variation of a premises licence under Section 17 of the Licensing Act 2003.
- 5.2 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 4); and
 - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives. (see appendix 4)

6. 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.

Appendices:

- Appendix 1: application form;
- Appendix 2: current premises licence;
- Appendix 3: representations.
- Appendix 4: suggested conditions and map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



Service Director – Public Protection

7/5/19

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



ISLINGTON

Application to vary a premises licence under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

I/We TONI MELENGU

(Insert name(s) of applicant)

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

Premises licence number LN/15497-040119

Part 1 – Premises Details

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

21 CROUCH HILL

Post town

LONDON

Postcode

N4 4AP

Telephone number at premises (if any)

[REDACTED]

Non-domestic rateable value of premises

£ 11,250

Part 2 – Applicant details

Daytime contact
telephone number

[REDACTED]

E-mail address (optional)

[REDACTED]

Current postal address if different
from premises address

[REDACTED]

Post town

[REDACTED]

Postcode

[REDACTED]

Part 3 - Variation

Please tick as appropriate

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

☒ Yes

☐
No

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

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

TO EXTEND THE HOURS FOR THE SALE OF
ALCOHOL AND THE OPENING HOURS UNTILL 11⁰⁰PM
~~DAYS~~ DAILY

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

Part 4 Operating Schedule

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

Provision of regulated entertainment

Please tick all that apply

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

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

☐

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

☒

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

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

H

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

I

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

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4)		
Mon	10 ⁰⁰	23 ⁰⁰			
Tue	10 ⁰⁰	23 ⁰⁰			
Wed	10 ⁰⁰	23 ⁰⁰	Non-standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Thur	10 ⁰⁰	23 ⁰⁰			
Fri	10 ⁰⁰	23 ⁰⁰			
Sat	10 ⁰⁰	23 ⁰⁰			
Sun	10 ⁰⁰	23 ⁰⁰			

K

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

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	07 ⁰⁰	23 ⁰⁰	
Tue	07 ⁰⁰	23 ⁰⁰	
Wed	07 ⁰⁰	23 ⁰⁰	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Thur	07 ⁰⁰	23 ⁰⁰	
Fri	07 ⁰⁰	23 ⁰⁰	
Sat	07 ⁰⁰	23 ⁰⁰	
Sun	07 ⁰⁰	23 ⁰⁰	

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

Please tick as appropriate

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

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

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

M

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

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

- All instances of crime and disorder shall be reported to the police and full cooperation will be given.
- Not selling of alcohol to drunk or intoxicated customers.
- Clear "Challenge 25" information to prevent the supply of alcohol to under-age drinkers.
- Vigilance in preventing the use and sale of illegal drugs at the retail area.

b) The prevention of crime and disorder

- CCTV is installed, operated and maintained in agreement with the Police. The cameras cover all internal areas accessible to the public and areas immediately outside the shop.
- Alcoholic drinks may be consumed only within the premises.
- All instances of crime and disorder will be reported to the police and an incident book shall be used to record all instances of public disorder.

c) Public safety

- All exit routes are kept clear and clearly identified at all times.
- Emergency lighting batteries are fully charged before the admission of the public at all times.
- A log book shall be kept upon the premises in which all safety checks such as the well-function of our equipment and other fittings in the premises shall be entered and kept available for inspection.

d) The prevention of public nuisance

- Clear, legible and prominent notices will be displayed at all exits requesting the public to respect the needs of nearby residents and to leave the premises and the area quietly.
- Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise regulated entertainment is taking place i.e. recorded music.

e) The protection of children from harm

- The licensee shall adopt the Challenge 25 and the B11 National Standards Proof of Age Scheme.
- Well trained staff about requirement for persons' identification or age establishment.
- Regularly monitoring staff to check how they are dealing with young people who ask for alcohol and other age restricted products.

Checklist:

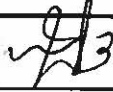
Please tick to indicate agreement

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


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

Part 5 – Signatures (please read guidance note 10)

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

Signature	
Date	28/03/2019
Capacity	Licence Holder Holder

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

Signature	
Date	
Capacity	

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

Post town		Post code	
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

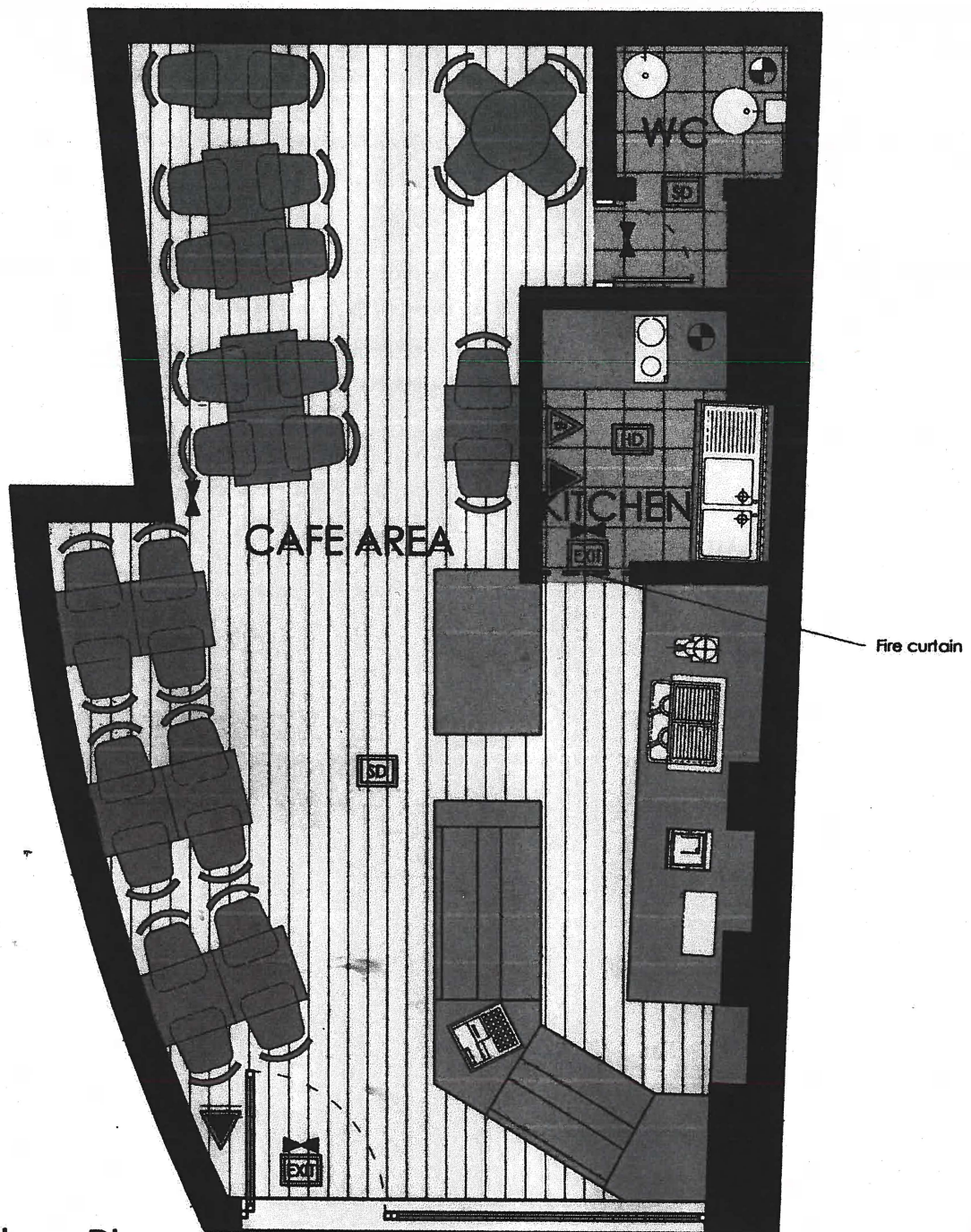
Notes for Guidance

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

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

Carol. Jones @ Islington. gov. uk.

020 7527 3014.



Floor Plan
1:50@A4 (Proposed Plan)

- FIRE SYMBOLS:**
- 1 hour fire compartment (E20/60FR)
 - all fire doors to be 30/30 with self closers and intumescent strips
 - fire blanket
 - 9 litre water fire extinguisher
 - 5kg CO2 extinguisher
 - fire door keep locked (5mm letters)
 - smoke detector (TO BS5839)
 - heat detector (TO BS5839)
 - mechanical extract
 - FF fridge freezer
 - FG fridge
 - FZ freezer
 - OV ovens
 - emergency light with exit sign
 - emergency lighting

0 0.5 1 2 5 m

Mr./Ms.

Rodrigos's Coffee House
London

Cafe
Preliminary
Proposed Plan

Jose Manuel Rocha
Unit 35 Battersea Business Centre 99-109 Lavender Hill London SW11 3QL
t. +44 (0) 7868 697 778 - email. manuetrocha01@hotmail.com

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2015.05.13

1:50

Ref: WK/ 201585859



ISLINGTON

PREMISES LICENCE LICENSING ACT 2003

Premises licence number	LN/15497-040119	Date of original grant*	17 June 2015
--------------------------------	------------------------	--------------------------------	---------------------

**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			
RODRIGO'S COFFEE HOUSE 21 CROUCH HILL			
Post town	London	Post code	N4 4AP
Telephone number			

Where the licence is time limited the dates
Not Applicable

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

The times the licence authorises the carrying out of licensable activities																												
<ul style="list-style-type: none"> The sale by retail of alcohol: <table> <tr><td>Monday</td><td>10:00</td><td>to</td><td>18:00</td></tr> <tr><td>Tuesday</td><td>10:00</td><td>to</td><td>18:00</td></tr> <tr><td>Wednesday</td><td>10:00</td><td>to</td><td>18:00</td></tr> <tr><td>Thursday</td><td>10:00</td><td>to</td><td>18:00</td></tr> <tr><td>Friday</td><td>10:00</td><td>to</td><td>18:00</td></tr> <tr><td>Saturday</td><td>10:00</td><td>to</td><td>18:00</td></tr> <tr><td>Sunday</td><td>10:00</td><td>to</td><td>18:00</td></tr> </table> 	Monday	10:00	to	18:00	Tuesday	10:00	to	18:00	Wednesday	10:00	to	18:00	Thursday	10:00	to	18:00	Friday	10:00	to	18:00	Saturday	10:00	to	18:00	Sunday	10:00	to	18:00
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Friday	10:00	to	18:00																									
Saturday	10:00	to	18:00																									
Sunday	10:00	to	18:00																									

Gaming Machine Provision:
N/A

The opening hours of the premises:																												
<table> <tr><td>Monday</td><td>07:00</td><td>to</td><td>18:00</td></tr> <tr><td>Tuesday</td><td>07:00</td><td>to</td><td>18:00</td></tr> <tr><td>Wednesday</td><td>07:00</td><td>to</td><td>18:00</td></tr> <tr><td>Thursday</td><td>07:00</td><td>to</td><td>18:00</td></tr> <tr><td>Friday</td><td>07:00</td><td>to</td><td>18:00</td></tr> <tr><td>Saturday</td><td>07:00</td><td>to</td><td>18:00</td></tr> <tr><td>Sunday</td><td>07:00</td><td>to</td><td>18:00</td></tr> </table>	Monday	07:00	to	18:00	Tuesday	07:00	to	18:00	Wednesday	07:00	to	18:00	Thursday	07:00	to	18:00	Friday	07:00	to	18:00	Saturday	07:00	to	18:00	Sunday	07:00	to	18:00
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Friday	07:00	to	18:00																									
Saturday	07:00	to	18:00																									
Sunday	07:00	to	18:00																									

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

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

Toni Melengu

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

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

Mr Toni Melengu,

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)

23rd January 2019
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. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a supervisor to this effect. The system will provide identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised officer or a police officer (subject to the Data protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.
2. The premises shall operate as a coffee shop with seating to be provided to all customers.
3. All sales of alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
4. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
5. A record shall be kept detailing all refused sales of alcohol. The record shall include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the council at all times whilst the premises is open.
6. Alcohol must be served by waiter/waitress service.
7. The premises shall be used primarily as a coffee shop and the sale of alcohol shall be ancillary to this use.
8. The capacity of the premises shall be limited to 22 persons (excluding staff).

9. The number of customers allowed to smoke outside the premises shall be limited to x persons.
10. No alcoholic drinks shall be taken outside of the premises.
11. There shall be not vertical drinking.
12. The supply of alcohol at the premises shall only be to a person seated, taking a table meal there and for consumption by such a person as ancillary to their meal.
13. A telephone number will be displayed so it can be read from the outside of the premises. This telephone number will be for the person in charge of the premises.
14. Off sales shall be made in sealed containers.
15. Any music played at the premises should be at a background volume.
16. Prominent, clear and legible notices must be displayed at exit requesting customers to respect the needs of local residents and leave the premises and the area quietly.
17. There shall be no deliveries made to the premises between the hours of 21:00 and 07:00.
18. Grease filters in extract ventilation hoods in kitchen and serveries shall be cleaned weekly or at other intervals as required.
19. Doors and windows to the premises shall be kept closed, so far as practicable, at times when recorded music is being played and during the premises opening hours so as not to cause disturbance to adjoining premises.
20. A fire and health and safety risk assessment shall be carried out and available for inspection by authorised officers.
21. The holder of the premises licence or DPS shall subscribe to and participate fully in the local pub/club/shop watch scheme.
22. Alcohol shall be stored away from children.
23. Staff shall be trained in how to deal with drunk and violent customers and Challenge 25.
24. A staff member shall regularly clean any rubbish from outside the premises.

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

Annex 4 – Plans

Reference Number: WK/201585859 Date: 13 May 2015



Premises Licence Summary

Licensing Act 2003

Premises licence number	LN/15497-040119	Date of original grant*	17 June 2015
--------------------------------	------------------------	--------------------------------	---------------------

**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 RODRIGO'S COFFEE HOUSE 21 CROUCH HILL			
Post town	London	Post code	N4 4AP
Telephone number			

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

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

The times the licence authorises the carrying out of licensable activities				
<ul style="list-style-type: none">The sale by retail of alcohol:				
Monday	10:00	to	18:00	
Tuesday	10:00	to	18:00	
Wednesday	10:00	to	18:00	
Thursday	10:00	to	18:00	
Friday	10:00	to	18:00	
Saturday	10:00	to	18:00	
Sunday	10:00	to	18:00	

Gaming Machine Provision: N/A

The opening hours of the premises:				
Monday	07:00	to	18:00	
Tuesday	07:00	to	18:00	
Wednesday	07:00	to	18:00	
Thursday	07:00	to	18:00	
Friday	07:00	to	18:00	
Saturday	07:00	to	18:00	
Sunday	07:00	to	18:00	

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

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

Toni Melengu

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

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

Mr Toni Melengu

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

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

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

O'Donoghue, Natasha

From: [REDACTED]
Sent: 17 April 2019 18:56
To: Licensing
Subject: WK/190008658

To whom it may concern,

I am writing to inform you of my concerns in regard to the licence application of Shpella Coffee House, Crouch Hill, Islington, London, N4 4AP.

I believe that the extension of an alcohol licence in this area would cause nothing but negativity in an area that is already surrounded by late night drinking establishments.

It would add to the current nuisance from the establishment next door of people spilling onto the street and drinking as the inside is not very big. This therefore means that the paths are full causing nuisance to the many pedestrians who use this footpath- this is a child friendly area and often children have to step into the road to get around people hanging outside of these establishments, putting them in danger of being run over by the continuous stream of traffic that passes. I believe that it would add to the noise in this area too. Luckily The Brave Sir Robin are responsible and ensure all customers are inside the premises after 10pm. This I imagine would not be a priority to Shpella.

There are already acts of crime and disorder in the area. People vomiting and kicking rubbish in the street, large amounts of smashed glasses and bottles. We have had incidents where drunks have rung our door buzzer in the night and run away. The window of the Pizza X Drink establishment was smashed in the middle of the night. Probably all alcohol induced disorder, which does not need adding to.

Thank you for taking the time to read my concerns. I wish to remain anonymous as I do not want to cause or be faced with conflict from this establishment.

Yours Sincerely

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: Shpella Coffee House, Ground Floor Shop, 21 Crouch Hill, Islington, London, N4 4AP

Your Name: [REDACTED]

Interest: RESIDENT

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

Your Address:

[REDACTED]

Email: [REDACTED]

Telephone: [REDACTED]

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

Public Nuisance

I can't comment specifically on a change to food or alcohol license. However, the coffee shop can become very noisy during opening hours and, as [REDACTED] I would be concerned that this requested change in licence could result in this noise level until 23:00 daily. This would be problematic for me due to the potential for noise

Crime and Disorder

disturbing rest, I need due to [REDACTED] If this change in licence will not affect noise levels in the evening then I have no concerns regarding this request for a change in license.

LBI Licensing

17 APR 2019

Protection of Children from Harm

Public Safety

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

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

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

Signature:  Date: 14-4-19

Please ensure name and address details completed above

Return to:

Licensing Service

Licensing Team, Islington Council, 3rd Floor, 222 Upper St, London, N1 1XR.

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

O'Donoghue, Natasha

From: [REDACTED]
Sent: 19 April 2019 14:27
To: Licensing
Subject: Licensing Objection - Case reference WL/190008658
Attachments: ATT00001.htm; VideoEvidence_referenceWL190008658.mov

Dear Licensing Service,

I have received a letter from you (**reference WL/190008658 - dated 28th March**) regarding one of the businesses local to us who are looking to gain an extended liquor licence.

I am a local resident and live at [REDACTED] Shpella Coffee House, Ground Floor Shop, 21 Crouch Hill, N4 4AB, who are the applicants for the licence.

We have been having problems for a while, with their very noisy, and recently (arguably poorly) refurbished, extractor fan. In the attached video you will note the droning noise and the unprofessional expanding foam method. My partner and I have been putting up with the loud noise and vibrations, which is [REDACTED], for some time trying to be accommodating and understanding. We know we live in central London and don't expect it to be idyllically silent!

However, this licensing request, and the risk of the increased use of the fan in particular amongst other concerns outlined below, has now tipped us over the edge to a point where we need to say something. We understand our neighbours at [REDACTED] have been having regular contact with the council regarding their objections to the noise outside [REDACTED], which we would now like to support.

Whilst we are very positive about the development of businesses, including that of Shpellas, and the growth of the community in the area, we have some concerns that we wish to highlight, for consideration whilst you are assessing the case.

Below I have outlined our comments, which give us cause for concern under the appropriate licensing objectives. Where possible, we have tried to suggest constructive ways in which we would be much more comfortable should you feel the licence should be approved;

The prevention of crime and disorder:

- The fan is on the back of the building, on top of the ground floor flats' flat roof and directly outside [REDACTED] and can only be accessed by that [REDACTED]. On the day the fan was being repaired (in a very amateur fashion with expanding foam which continues to wear away and deteriorate) I looked out [REDACTED] to find 2 of the men, who I now understand to be from the cafe, on the flat roof [REDACTED]. To my knowledge, as residents of [REDACTED], we were not made aware of any access requests, nor permission. This gives us cause for concern when considering an extended licence; what else will be accessed/ treated with this unprofessional and potentially un-permitted access approach. It doesn't feel safe to have strangers climbing the building. *Should you need to seek advice on access permissions, please contact our [REDACTED]:*
[REDACTED]
- We have concerns about the waste disposal from Shpellas cafe, whereby they don't seem to use commercial waste bags. They only appear to put residential black backs by the post box directly outside the front [REDACTED] on the main road. This has on occasion caused problems with foxes.

We would request that if a licence is approved they are monitored closely to ensure professional legal rubbish disposal.

The prevention of public nuisance

- Further to the comments about the fan, with regard to public nuisance, it is very loud; in the mornings, when they have most customers it is on constantly. It is not clear from your form, or my understanding of opening times vs licensing times, when they are technically allowed to be open. At present their opening times are from 7.30am/8am through to around 7pm. The duration of which the fan is in regular use.
- We understand from our neighbours that it has various settings, and that they have been advised by the council to have it on its lowest setting. This is advice from you that they have in our opinion so far ignored. It regularly wakes me up and drones on throughout day. It really concerns me that we would need to put up with this for the extended licence period and potentially through the night.
- Having done some research we are aware that quieter or even silent fans are available on the market, but they require a little more up front investment. An investment we don't trust they would be willing to make without incentive. We would request that if a licence is approved it is done so with a caveat that they must replace the fan with a silent one, prior to the licence being granted. We would also request that all residents are given prior warning of the works to replace the fan, so we can be aware of who is in around the property.
- We would have concerns about late night loitering outside the front of the property, with regards to noise. The fan on the back, and people drinking on the street out the front give us great concern.

Public Safety

- They, and their customers, are relatively pleasant people, but there are regularly groups of men hanging around outside their cafe which can be quite intimidating when getting in [REDACTED]. I personally have felt quite uncomfortable on occasion. I would request that if a licence is approved the staff of Shpellas are more conscious of the impact of their customers and ask them to keep access to the flats [REDACTED]. It there a way of the council policing this?

The protection of Children from Harm

- As noted above, there are regularly large groups of men smoking outside the door, causing a smoke around the doorway as well as it coming up in [REDACTED]. It's not nice to think that the children who visit us, nor [REDACTED], should be subjected to this on such regular occasion. We would request that if a licence is approved it is done so with a caveat that before they are allowed to open late, they install a better larger awning, similar to that of the restaurant next door, to capture more of the smoke and stop it rising. I'd also request that their staff are more conscious of the impact of themselves and their customers on the local residents, moving aside in plenty of time to allow smoke free access [REDACTED]

I hope the above reads as intended, in that we have tried to raise our concerns constructively and we hope that a solution can be achieved by the council that is both respectful and realistic to the developments, wants and needs, collectively and fairly, of the local residents, community and local businesses.

As outlined above, we would be very concerned about the extension of a liquor licence late in to the evening, without the above concerns being guaranteed to be addressed.

My contact details, should you need them, are;

[REDACTED]

Please advise receipt of this list of comments once received, and please do let me know if you require any further information in order to put them forward when considering the application in question.

Kind regards and I look forward to hearing from you.

Kind regards

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

O'Donoghue, Natasha

From: [REDACTED]
Sent: 22 April 2019 22:00
To: Licensing
Cc: [REDACTED]
Subject: PREMISES LICENSE APPLICATION ref: WK/190008658

Dear Licensing Service Team,

I am writing in reference to an application by **SHPELLA COFFEE HOUSE, GROUND FLOOR SHOP, 21 CROUCH HILL, ISLINGTON, LONDON, N4 4AP** for a **LICENSING ACT 2003 -PREMISES LICENCE APPLICATION VARIATION** to sell alcohol between the hours 10:00 - 23:00. (Ref: WK/190008658)

We would like to comment on the application with the objections listed below. Our details are as follows:

[REDACTED]

[REDACTED]

[REDACTED]

We live [REDACTED] Shpella Coffee House with our [REDACTED] and since the current proprietors took over the business we have had several issues. Extending their license hours to 23:00 will only exacerbate the current problems. Shpella have shown little consideration to us and the other residents of the building.

PREVENTION OF PUBLIC NUISANCE

The primary issue is noise and vibration from a ventilation unit they have installed themselves (without professional help). Islington Council's Anti-Social Behaviour Compliance Team have been making regular visits to Shpella to remind them to keep it on a low setting and limit its use, however they are not often receptive.

The customers of the coffee shop smoke in groups outside our doorway and behave in an intimidating manner when we come and go from the building. This also blocks the pavement and creates an unpleasant environment.

As the smokers are [REDACTED] during Shpella's opening hours. Being a victorian terrace the building gets very hot in summer and we rely on having our windows open to make our home liveable.

The planning permission given for the ground floor of 21 Crouch Hill to be converted from A1 from A3 use is on the condition that "The use shall not operate except between the hours of 08.00 hours and 18.00 hours on any day". (Application No: P052672) The proprietors of Shpella are already violating this condition by opening at 07.00 hours Mon-Sat and granting this new license application would further violate this condition by allowing them to open after 18.00 hours.

PROTECTION OF CHILDREN

Our [REDACTED] Shpella. The noise and vibration from the ventilation (even on the lowest setting) and general noise from the business disrupt his daytime sleep and already threatens his mental and physical wellbeing. Allowing them to open and sell alcohol till 23:00 will also disturb his evening sleep.

[REDACTED] breathes in the cigarette smoke that enters our home [REDACTED], extending the hours will increase the impact of this.

We have also had problems with Shpella's customers smoking outside the door when leaving the building, on several occasions smoke has been blown directly into [REDACTED] as we leave.

 If we can provide any further information please do not hesitate to contact us by any of the above means. Please confirm receipt of this email, we look forward to hearing from you.

Kind Regards,
 [REDACTED]

Suggested conditions of approval consistent with the operating schedule

1. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record the following:
 - a) All crimes reported to the venue
 - b) Any incidents of disorder.
 - c) Pre-opening safety equipment checks
2. The premises licence holder will provide strong management controls and effective training of all staff so that they are aware of the licensing act, premises license and the requirements to meet all licensing objectives with particular attention to;
 - a) No selling of alcohol to drunk or intoxicated customers
 - b) No selling of alcohol to underage people
 - c) No drunk or disorderly behaviour on the premises area
 - d) The prevention and vigilance in illegal drug use on the premises
 - e) Challenge 25 requirements and the implementation of underage i.d checks and age verification.
3. All exit routes will be maintained to ensure that they are not obstructed and clearly identified.

Existing Conditions on the Premises Licence

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 identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised officer or a police officer (subject to the Data protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.
5. The premises shall operate as a coffee shop with seating to be provided to all customers.
6. All sales off alcohol for consumption off the premises shall be in sealed containers only, and shall not be consumed on the premises.
7. A Challenge 25 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving licence, passport or proof of age card with the PASS Hologram.
8. A record shall be kept detailing all refused sales of alcohol. The record shall include the date and time of the refused sale and the name of the member of staff who refused the sale. The record shall be available for inspection at the premises by the police or an authorised officer of the council at all times whilst the premises is open.
9. Alcohol must be served by waiter/waitress service.
10. The premises shall be used primarily as a coffee shop and the sale of alcohol shall be ancillary to this use.
11. The capacity of the premises shall be limited to 22 persons (excluding staff).
12. The number of customers allowed to smoke outside the premises shall be limited to x persons.
13. No alcoholic drinks shall be taken outside of the premises.

14. There shall be not vertical drinking.
15. The supply of alcohol at the premises shall only be to a person seated, taking a table meal there and for consumption by such a person as ancillary to their meal.
16. A telephone number will be displayed so it can be read from the outside of the premises. This telephone number will be for the person in charge of the premises.
17. Off sales shall be made in sealed containers.
18. Any music played at the premises should be at a background volume.
19. Prominent, clear and legible notices must be displayed at exit requesting customers to respect the needs of local residents and leave the premises and the area quietly.
20. There shall be no deliveries made to the premises between the hours of 21:00 and 07:00.
21. Grease filters in extract ventilation hoods in kitchen and serveries shall be cleaned weekly or at other intervals as required.
22. Doors and windows to the premises shall be kept closed, so far as practicable, at times when recorded music is being played and during the premises opening hours so as not to cause disturbance to adjoining premises.
23. A fire and health and safety risk assessment shall be carried out and available for inspection by authorised officers.
24. The holder of the premises licence or DPS shall subscribe to and participate fully in the local pub/club/shop watch scheme.
25. Alcohol shall be stored away from children.
26. Staff shall be trained in how to deal with drunk and violent customers and Challenge 25.
27. A staff member shall regularly clean any rubbish from outside the premises

Conditions proposed by the Council's Noise Service

Suggested amendments to existing conditions. Annex2

26. Condition 9 amend to: The number of customers allowed to smoke outside the premises at any one time shall be limited to 3 persons.
27. Condition 11 amend to: No vertical drinking
28. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
29. In the event of a noise/nuisance complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
30. There shall be no seating outside the premises unless authorised by the issue of a tables and chairs licence from Street Trading.
31. Any speakers attached to the structure shall be fixed by flexible mountings.
32. Any speakers shall be positioned away from the ceiling.
33. No bottling out or movement of empty bottles outside after 23:00
34. The shutters to the front of the premises shall be maintained so as not to cause a noise nuisance when in operation to residential properties in close vicinity.
35. The last sale of alcohol shall be 30 minutes before the stated closing time.
36. The outside frontage shall be swept and cleared of any smoking litter at the end of trade each evening



SHOW LAYERS

Base Mapping

☐ MASTERMAP +

☐ VECTORMAP LOCAL +

☐ Islington and surrounding Borough Boundaries

☒ Islington Borough Boundary

☒ LLPG Points (Postal)

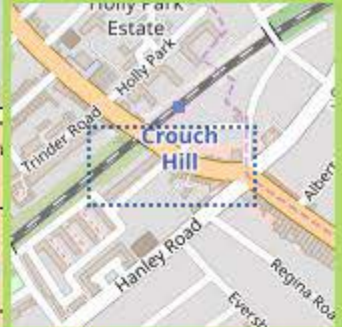
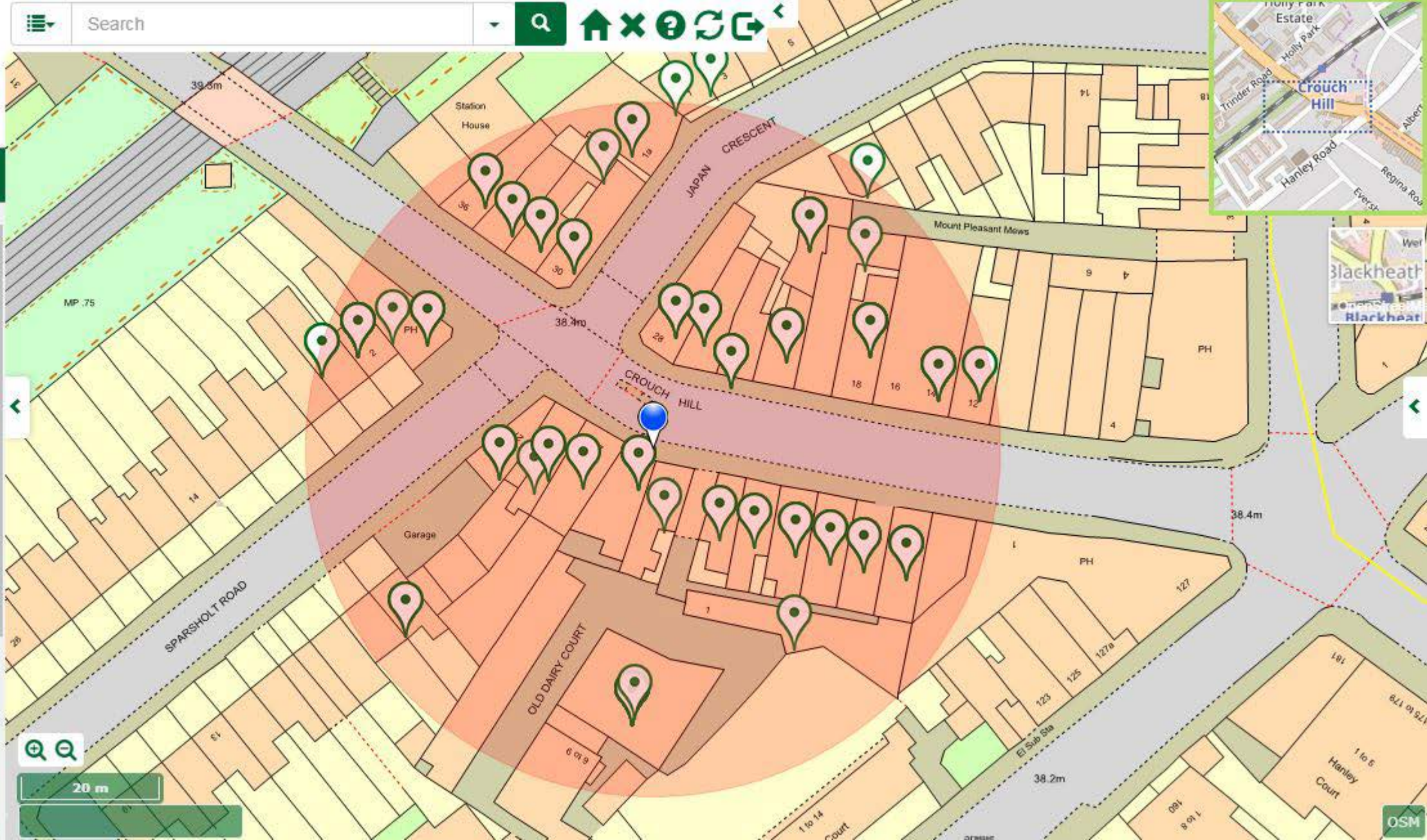
☐ LLPG Search

☐ NLPG Points 100m Buffer to Islington (Postal)

☐ LLPG Points (Non-postal and Postal)

Borough Wide +

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Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	21 May 2019		Clerkenwell

Delete as appropriate		Non-exempt
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Subject: NEW PREMISES LICENCE APPLICATION
RE: COURTAULD INTITUTE OF ART, VERNON SQUARE, LONDON WC1X 9EW

1. Synopsis

- 1.1 This is an application for a new premises licence under the Licensing Act 2003.
- 1.2 The application is to allow:
 - i) The provision of films from 18:00 until 22:00 Monday to Friday and from 10:00 until 22:00 Saturday and Sunday.
 - ii) The provision of live music from 18:00 until 22:00 Monday to Sunday.
 - iii) The provision of recorded music from 10:00 until 22:00 Monday to Sunday.
 - iv) The on sale and supply of alcohol from 18:00 until 22:00 Monday to Friday and from 12:00 until 22:00 Saturday and Sunday.
 - v) Opening hours, from 09:30 until 22:00 Monday to Sunday.

2. Relevant Representations

Licensing Authority	Yes In discussions surrounding conditions
Metropolitan Police	No
Noise	Conditions Agreed
Health and Safety	No
Trading Standards	Conditions Agreed
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	No
Other bodies	Yes – Six local residents

3. Background

3.1 Papers are attached as follows:-

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 These premises are located in the Kings Cross Cumulative Impact Area therefore the Licensing Committee will need to consider Licensing Policy 2, which states that there is a presumption of refusal unless the Committee is satisfied that there will be no adverse cumulative impact on the licensing objectives. However, Members will also need to consider Policy's 4, 5 and 6 which look at the merits of an application, and whether they are justified in departing from the policy, especially where premises which are not alcohol-led.

3.3 The Licensing Authority received six letters of representation in opposition to this application from local residents. One of the representors was broadly in support of the premises, but only if certain conditions are accepted. The Licensing Authority also made representations in relation to this application. The representation requested that a number of conditions be accepted by the premises. At the time of writing the report, the conditions were still being considered by the applicant.

4. Planning Implications

4.1 The Planning Service has reported that there is no planning conflict in terms of established use or conditions.

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

5. Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (See appendix 3);
 - ii. conditions recommended by Responsible Authorities deemed appropriate by the Committee (see appendix 3); and
 - iii. any additional conditions deemed appropriate by the Committee to promote the four licensing objectives.

6. Conclusion and reasons for recommendations

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

Background papers:

The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

7/5/19

Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

* required information

Section 1 of 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 you would prefer not to be contacted by telephone

Are you:

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

☐ Applying as an individual

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

Applicant Business

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

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

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 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

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

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

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...

Address

Building number or name	<input type="text" value="The Courtauld Institute of Art"/>
Street	<input type="text" value="Vernon Square"/>
District	<input type="text" value="Penton Rise"/>
City or town	<input type="text" value="King's Cross"/>
County or administrative area	<input type="text" value="Islington"/>
Postcode	<input type="text" value="WC1X 9EW"/>
Country	<input type="text" value="United Kingdom"/>

Contact Details

E-mail	<input type="text" value="REDACTED"/>
Telephone number	<input type="text" value="REDACTED"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value="REDACTED"/> / <input type="text" value="REDACTED"/> / <input type="text" value="REDACTED"/> dd mm yyyy
* Nationality	<input type="text" value="British"/>

[Documents that demonstrate entitlement to work in the UK](#)

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?	<input type="text" value="24"/> / <input type="text" value="04"/> / <input type="text" value="2019"/>
	dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end	<input type="text" value="31"/> / <input type="text" value="07"/> / <input type="text" value="2022"/>
	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.

The premises forms the temporary campus of The Courtauld Institute of Art (which is a Higher Education Institute, (University)), whilst its main premises at Somerset House (Strand, London) undergo major refurbishment. The Courtauld's Vernon Square premises, are primarily used for the purposes of undergraduate and postgraduate teaching, including conservation work. In addition The Courtauld, delivers an extensive reasearch programme of lectures, conferences, workshops and seminars supporting advanced inquiry in the history of art, conversation and museum studies. In addition The Courtauld runs a successful Spring, Summer and Autumn Short Courses study programme. All research and public programme events are open to the public to attend some of which are free and are paid. These events can be scheduled

Continued from previous page...

during the day, evening and weekends. The premises is located in a residential area, but has always operated as an educational premises.

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

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

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the exhibition of films take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Films maybe shown in one of two lectures or one of nine seminar rooms within the premises. Sound from these films will be unamplified and will not be heard outside of the premises. Films shown will be linked directly to conference and or seminars and or arranged via one the Students' Union societies.

State any seasonal variations for the exhibition of film

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

No films will be shown externally within the grounds of the premises.

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

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

Section 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

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?

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Will the performance of live music take place indoors or outdoors or both?

☐ Indoors ☐ Outdoors ☒ Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Live Music may occasional be arranged to compliment an event for example ResFest which is an annual Courtauld event comprising pop-up talks, performances and activities that explore art and its history. Sound from 'Live Music' provided at such events will be unamplified.

State any seasonal variations for the performance of live music

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

Continued from previous page...

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

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

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the playing of recorded music take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

Record Music maybe played in one of two lecture theatres or nine seminar room, to compliment the delivery of seminars and conferences. Any music played in these rooms will be unamplified and will not be heard outside of the premises.

State any seasonal variations for playing recorded music

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 playing of recorded music at different times from those listed in the column on the left, list below

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

Section 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?

Continued from previous page...

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

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

☐ Indoors ☐ Outdoors ☒ Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

On certain occasions for example the annual ResFest event and or occasional special internal celebratory events, pop-up bars, food trucks and food stalls may be sourced to provide food and beverages to event attendees. Where such activities are arranged these functions would stop serving at 22:00 and be cleared from the premises and or grounds by 22:30 hours.

State any seasonal variations

Continued from previous page...

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

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

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

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.

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

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

☒ On the premises ☐ Off the premises ☐ Both

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

State any seasonal variations

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

Depending on the type of event i.e. seminar or conference, complimentary alcohol may be provided. For one off events for example, ResFest or other internal celebratory event, alcohol maybe sold for consumption on the premises or within the grounds to registered event attendees only.

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

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

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

Name

First name

Family name

Date of birth
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

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.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

Continued from previous page...

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.

The premises are staffed 24/7 but for the purposes of this application the events and activities to which this application refer will not operate after 22:00 hours.

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.

Continued from previous page...

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.

b) The prevention of crime and disorder

Visible CCTV and associated appropriate signage will be displayed both externally and within the reception of the premises. Trained SIA Door Licenced security officers are deployed to work in the premises 24/7 for the purposes or ensuring the security of the premises and safety of those those studying and attending events.

c) Public safety

Visible CCTV and associated appropriate signage will be displayed both externally and within the reception of the premises. Trained SIA Door Licensed security officers, are deployed to work in the premises 24/7 all of whom are either 1 or 3 day First Aid trained. These officers are supplemented by other staff who are first aid trained and it is The Courtauld's policy to have a minimum of 1 First Aider present for every 100 persons attending an event. Security staff also assist with monitoring numbers on the premises in accordance with the Fire Safety Strategy, which determines the overall maximum number of persons that can be permitted to occupy the premises at given time which is a maximum of 800.

d) The prevention of public nuisance

Visible CCTV and associated appropriate signage will be displayed both externally and within the reception of the premises. Trained SIA Door Licensed security officers, are deployed to work in the premises 24/7. For certain events, Challenge 25 age verification, will be followed and for some events attendees will be require to per-register.

e) The protection of children from harm

The Courtauld has a Protection of Children and Vulnerable Adults Policy which is accessible on The Courtauld's website.

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 / /

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

Jones, Carol

From: [REDACTED]
Sent: 19 April 2019 09:40
To: Licensing
Subject: Courtauld Institute of Art, Vernon Square, Islington, London WC1X 9EW

I am writing with regard to the application by the Courtauld Institute of Art, Vernon Square, Islington, London WC1X 9EW for a new licence under the Licensing Act 2003.

As someone living in a residential block, [REDACTED] **Vernon Rise, London** [REDACTED] immediately [REDACTED] to the Courtauld Institute premises, I am concerned that this might have implications for **Public Nuisance** and **Crime and Disorder**.

As residents in this area, we already have enough disturbance from music coming from live music events in the pub on the corner in **King's Cross Road** and people passing through the area. People using Vernon Square and the area immediately next to the bin store of [REDACTED] **Vernon Rise**, the entrance to the car park area of the **Percy Circus properties** adjoining [REDACTED] **Vernon Rise**, and the car park space next to [REDACTED] **Vernon Rise**, as makeshift areas for alcohol and drug consumption, including late at night and well into the early hours of the morning, has been a frequent problem.

I would, therefore, request that these factors be taken into consideration when considering the above licensing application, and that the Courtauld Institute provides robust and detailed assurances as to how it will ensure it does not contribute to these problems through the sale of alcohol, showing of films, playing of music, and so on.

Regards

[REDACTED]

[REDACTED]

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: Courtauld Institute of Art, Vernon Square, Islington, London, WC1X 9EW

Your Name: _____

Interest: RESIDENT

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

Email: _____

Telephone: _____

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

Public Nuisance

our flats are directly opposite, sound travels up & already having tables outside, if a loud conversation is being held noise comes up & is annoying and can be heard. Having a house and functions in the evening will mean people having a drink and getting louder outside and disturbing residents.

Crime and Disorder

Protection of Children from Harm

Public Safety

I wish my identity to be kept anonymous:

☒ Yes

☐ No

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

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

Signature: _____

Date: _____

21/4/19

Please ensure name and address details completed above

Return to:

Licensing Service

Licensing Team, Islington Council, 3rd Floor, 222 Upper St, London, N1 1XR.

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

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: Courtauld Institute of Art, Vernon Square, Islington, London, WC1X 9EW

Your Name: _____

Interest: LOCAL RESIDENT

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

Your Address: _____

Email: _____

Telephone: _____

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

Public Nuisance I WISH TO OBJECT TO THE ISSUING OF LICENCE AS THIS IS A RESIDENTIAL AREA WITH A DENSE POPULATION. MY BLOCK IS METRES AWAY FROM THE LOCATION IN QUESTION. THERE WILL BE NOISE, DISRUPTION AND PUBLIC NUISANCE.

Crime and Disorder

A LICENCED PREMISES ATTRACTS CRIME. THERE IS ALREADY A SEVERE PROBLEM IN THIS AREA WITH DRUG DEALING AND ANTI-SOCIAL BEHAVIOUR. THE AREA DOES NOT NEED ANOTHER FOCAL POINT FOR ANTISOCIAL BEHAVIOUR WHICH AFFECTS RESIDENTS.

Protection of Children from Harm

LOCAL CHILDREN ARE ALREADY EXPOSED TO UNSAVOURY BEHAVIOUR. THE AREA NEEDS MORE FACILITIES FOR RESIDENTS RATHER THAN THOSE JUST VISITING. ~~THE~~

Public Safety

THE COMBINATION OF ~~SEE~~ STUDENTS AND ALCOHOL IS NOT CONDUCTIVE TO SAFETY. THE LICENSED PREMISES WILL ATTRACT FURTHER CRIMINAL ACTIVITY VIZ DRUG DEALING.

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

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

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

Signature:  Date: 10/4/2019

Please ensure name and address details completed above

Return to:

Licensing Service

Licensing Team, Islington Council, 3rd Floor, 222 Upper St, London, N1 1XR.

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

Jones, Carol

From: [REDACTED]
Sent: 25 April 2019 10:25
To: Licensing
Subject: RE: Licensing Service - Courtauld Institute of Art, Vernon Square, WC1X 9EW

John,
Please see below

[REDACTED]

Thank you

Regards,
[REDACTED]

Sent from my Samsung Galaxy smartphone.

----- Original message -----

From: Licensing <Licensing@islington.gov.uk>
Date: 25/04/2019 10:12 (GMT+00:00)
To: [REDACTED]
Subject: RE: Licensing Service - Courtauld Institute of Art, Vernon Square, WC1X 9EW

[REDACTED]

Please confirm your full residential address (Flat no) so that we can accept your email as a representation re this licence application.

Regards

John Williams

Licensing Support Officer

Public Protection

222 Upper Street

London

N1 1XR

Tel: 020 7527 3803

Fax: 020 7527 3430

Email: john.williams@islington.gov.uk

Website: www.islington.gov.uk

From: [REDACTED]
Sent: 19 April 2019 12:54
To: Licensing <Licensing@islington.gov.uk>
Cc: [REDACTED]
Subject: Licensing Service - Courtauld Institute of Art, Vernon Square, WC1X 9EW

Dear Sirs,

I trust this email finds you well.

I am writing you in regards the subject line's licensing application.

We are tenants in [REDACTED] Vernon Rise, and our flat just oversees the outside area of the institution.

We would like to ask whether this licensing will allow Courtauld Institute of Art to play live/recorded music outside as well to allow its customers to consume the alcohol in this outside area?

Allowing to play music and selling alcohol Monday-Sunday until 10pm in their courtyard will definitely make huge negative impact in the living condition in this house.

Looking forward to your reply.

Regards,

[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.

Jones, Carol

From: [REDACTED]
Sent: 09 April 2019 10:23
To: Licensing
Subject: PREMISES LICENCE APPLICATION YOUR REF WK/190007948 COURTAULD
INSTITUTE OF ART , VERNON SQ, WC1X 9EW

Good Morning

PUBLIC NUISANCE

I am writing to put in an objection to granting an Alcohol Licence to the above premises. My Flat is situated [REDACTED] to the above premises and the main entrance is practically [REDACTED] my living room, we already suffer from light pollution and noise from the building. In January they had a bagpipe player with lots of people coming in and out of the building we had all our windows and doors closed but could still hear significant noise. As the concerts and some events are likely to be held in the summer months when we have to have our windows and balcony doors open there will be considerable noise as people will be gathering outside , it is bad enough when there are just a handful of students outside smoking and talking but to have large gatherings coming and going the the noise and disturbance are going to be intolerable and add alcohol to the equation we are going to suffer a lot of disturbance. Although they have advised there is security it is still not going to address the noise that will be generated and as they are advising that events can go on until 2200hrs we are not getting any respite because people will still be leaving later than this as they do tend to loiter talking and smoking waiting for taxis etc. We already have an issue with light pollution from the building 24/7 . When the previous occupants Soas were resident they had a concert about twice a year which was very noisy but that was sufferable as it only generally happened at the end of a term, but the new occupants they are planning to have events continually all year round 7 days a week it is going to be unbearable and if alcohol is going to be consumed I should imagine the noise levels with rise as we all know with alcohol spirits are raised . Due to the positioning of the residential areas the acoustics of the buildings echoes around so noises are heightened, I really must object to the premises being given an alcohol licence we already have noise when the pub on Kings Cross Road have music and they are further away than the Courtauld Building so we are going to have noise and nuisance on a regular basis.

Regards

[REDACTED]

Jones, Carol

From: [REDACTED]
Sent: 11 April 2019 16:14
To: Licensing
Subject: WK/190007948 Courtauld Institute, Vernon Square, WC1X 9EW

Dear Sir or Madam,

I write to support this application, subject to the qualifications stated below.

I am a resident of the building next door to the Institute. The location of the two buildings forms a triangular space between them and, at the northern end, the two buildings are only metres apart. The two buildings therefore act as a funnel for noise with the result that even conversation at moderate levels in the yard outside the Institute can be heard quite clearly within my flat and the other flats in our building. I therefore support this application provided conditions are imposed which will prevent the public nuisance of noise pollution to the residents of our building.

The Activities

1. Sale of alcohol

I have no objection to the sale of alcohol on the premises or to the hours requested, provided no alcohol is sold or consumed outside the Institute building.

2. Showing of films, live music and recorded music

I have no objection to these activities being carried out on the premises at the hours requested, provided no amplification is used and that these activities cannot be heard outside the Institute building.

Your faithfully,

[REDACTED]

From: Lane, Terrie

Sent: 26 April 2019 14:37

To: Tyrrell, Anthony

Cc: Jones, Carol; LicensingPolice

Subject: LA Rep - Courtauld Institute of Art, Vernon Square - new premises licence application.

1. Only the signposted designated area will be used for smoking and will be limited to 20 people. The smoking area will be closed by 2200.
2. Alcohol will not be consumed in the grounds of the premises. Except, for one off events that may occasionally be arranged at the premises, for example the annual ResFest event and or an occasional special internal celebratory event, alcohol may be consumed within the grounds up to 21.00. Such events will be ticketed and not freely accessible to passing public to attend.
3. Alcohol will not be permitted to be taken outside of the premises grounds.
4. All events and lectures will conclude by 2100 and attendees will vacate the premises by 21.30. Except, for one off events that may occasionally be arranged at the premises, as in 2. above, licensable activities will cease by 2200 and all attendees would be expected to be clear of the premises by no later than 22:30 hours.
5. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:
 - (a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct;
 - (b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - (c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;
 - (d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - (e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - (f) The system will record in real time and recordings will be date and time stamped;
 - (g) The system will be specified so as to operate satisfactorily regardless of lighting conditions;
 - (h) During opening hours, at least 1 member of staff on duty will be able to operate the system sufficiently to allow Police or authorised Council officers to view footage on request;
 - (i) Recordings will be kept for a minimum of 31 days;
 - (j) Footage will be provided free of charge to the police or other authorised officers upon request (subject to the Data Protection Act 1998) within 24 hours of any request.
6. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
 - (a) The police and, where appropriate, the London Ambulance Service, are called immediately;
 - (b) As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police;
 - (c) As far as is safe and reasonable practicable, all measures will be taken to preserve any

identified crime scene pending the arrival of the police.

I have added condition 5. And 6. which are conditions normally suggested by Police and recommended for licensed premises. If you would like to speak to a police licensing officer regarding these conditions please give them a call on 07799 133204. Alternatively email them on LicensingPolice@islington.gov.uk

Please let me know if you agree to the above conditions being placed on the licence and if you are agreeable, I will withdraw the Licensing Authority representation.

Kind regards,

Terrie Lane

**Licensing Manager
Public Protection Division
222 Upper Street
London N1 2XR**

**0207 527 3233
or 0207 527 3031
www.islington.gov.uk**

From: Tyrrell, Anthony [mailto:Anthony.Tyrrell@courtauld.ac.uk]
Sent: 23 April 2019 11:13
To: Lane, Terrie; McGinn, Caireen
Cc: Licensing; Jones, Carol; Williams, John
Subject: RE: LA Rep - Courtauld Institute of Art, Vernon Square - new premises licence application.

Dear Terrie

Thank you for the e-mail below.

I note you have not acknowledged my e-mail response of 17 April 2019, copy re-attached, in case it was not received.

Within my initial response I believe I have addressed the point about the premises being in the Clerkenwell Cumulative Impact Area. I note the Licencing sub-committee has granted premises licenses to similar organisations within the area, notably City and Islington College, The Guildhall School of Musis, Cancer Research UK, Museum of the Order of St. John, Islington Centre Library. Whilst acknowledging every application must be considered independently, precedents are of course useful to note.

LP7 The Operating Schedule

The Courtauld is a University and thus, operates standard university hours and these will not be significantly different to the previous occupants of the premises, the School of Oriental and African Studies.

LP 21 Nuisance

As previously advised, there will no Student Bar facilities on the premises. The Courtauld has not nor will it be applying for a late night licence and or will it seek any variation to alter any times stipulated on any licence should it be granted. Furthermore, the demographic community that is associated with and likely to be invited to attend events at The Courtauld are not of the sort that one might associate with causing disturbance and or nuisance when departing the premises, and thus, such persons would not in our opinion add to the cumulative impact in terms of crime, disorder and public nuisance that already exists in the borough.

LP 24 – Smoking, Drinking and eating outside –

Whilst The Courtauld is considering making Vernon Square a smoke free campus, this has to date not been discussed by The Courtauld's Health and Safety Committee. In the meantime, smoking is restricted to one section of the grounds of the premises only, this being the area immediately to the left as you enter the grounds from Vernon Square. It is the further point away from surrounding residential premises.

The Courtauld's business and the use of the premises are not alcohol led. The Courtauld is only when applicable depending on the type of event, supplying alcohol to be consumed on the premises for the purposes of social interaction of event attendees. For one off events that may occasionally be arranged at the premises for example the annual ResFest event and or an occasional special internal celebratory event, alcohol may be consumed within the grounds. However, such events will be ticketed and are not freely accessible to passing public to attend. The Courtauld is not supplying alcohol for consumption off the premises.

The Courtauld has provided a small seating area outside of the front door of the premises, for students and staff to sit and socialise and thus, they may on occasions use this space to eat. For one off events that may occasionally be arranged at the premises for example the annual ResFest event and or an occasional special internal celebratory event, food trucks may be arranged to be positioned within the grounds of the premises. When arranged, food would stop being served at 22:00 hours with vehicles clear of the grounds by 22:30 hours. Such events will be ticketed and will not be freely accessible to passing public to attend.

LP 25 – Dispersal

The Courtauld normal internal events and evening lectures conclude at 21:00 hours, and attendees would normally be expected to depart the premises and grounds by ca. 21:30 / 22:00 hours. For one off events that may occasionally be arranged at the premises for example the annual ResFest event and or an occasional special internal celebratory event, all attendees would be expected to be clear of the premises by no later than 22:30 hours.

I trust this additional commentary is helpful.

Regards

Anthony Tyrrell BSc (Hons), MCIOB
Head of Estates and Facilities

From: Lane, Terrie [<mailto:Teresa.Lane@islington.gov.uk>]

Sent: 18 April 2019 16:38

To: Tyrrell, Anthony; McGinn, Caireen <Caireen.McGinn@courtauld.ac.uk>

Cc: Licensing; Jones, Carol; Williams, John

Subject: LA Rep - Courtauld Institute of Art, Vernon Square - new premises licence application.

Importance: High

Dear Mr Tyrrell,

I refer you to queries raised on my email below, and submit this email as the representation from the Licensing Authority to your application for a new premises licence at the above named premises. The grounds are that the premises is in a Cumulative Impact Area and the licensing sub committee must be satisfied that the granting of a licence would not add to the issues already affecting the area.

Licensing Policy considerations are:

- LP 3 – Clerkenwell Cumulative Impact Area
- LP 7 – The Operating Schedule
- LP 21- Public Nuisance
- LP 24 – Smoking, Drinking and eating outside
- LP 25 – Dispersal

Please contact me if you have any query regarding this email.

Regards,

Terrie Lane

**Licensing Manager
Public Protection Division
222 Upper Street
London N1 2XR**

**0207 527 3233
or 0207 527 3031
www.islington.gov.uk**

From: Lane, Terrie

Sent: 17 April 2019 11:38

To: Tyrrell, Anthony; McGinn, Caireen

Cc: Jones, Carol

Subject: FW: Courtauld Institute of Art, Vernon Square - new premises licence application.

Importance: High

Dear Anthony,

I see on the application you stated there would be 800 persons on the premises. Is this the total for the building or the total for the rooms highlighted in pink.
How often do you reach capacity and how many security would you employ.

Please can you explain how you will prevent people from causing a nuisance outside when leaving the premises or going out to smoke.

We regularly receive complaints of students/hostel guests and street drinkers from the area using Vernon Square in the evening/night time.

As the Licensing Authority we are minded to make a representation against the application, on the grounds that the premises is in a Cumulative Impact Area and must be satisfied that the granting of a licence would not add to the issues already affecting the area.

Thank you,

Terrie Lane

**Licensing Manager
Public Protection Division
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Suggested conditions of approval consistent with the operating schedule

1. Security Industry Authority registered Door Supervisors employed at the premises shall be available for the safety of those attending events. Each event shall be risk assessed to ensure suitable numbers of door staff are working.
2. The premises shall employ at least one first aid trained person per 10 persons attending events.

Conditions suggested by the Licensing Authority – Not agreed at the time of writing the report

3. Only the signposted designated area will be used for smoking and will be limited to 20 people. The smoking area will be closed by 22:00.
4. Alcohol will not be consumed in the grounds of the premises. Except, for one off events that may occasionally be arranged at the premises, for example the annual ResFest event and or an occasional special internal celebratory event, alcohol may be consumed within the grounds up to 21.00. Such events will be ticketed and not freely accessible to passing public to attend.
5. Alcohol will not be permitted to be taken outside of the premises grounds.
6. All events and lectures will conclude by 2100 and attendees will vacate the premises by 21.30. Except, for one off events that may occasionally be arranged at the premises, as in 2. above, licensable activities will cease by 2200 and all attendees would be expected to be clear of the premises by no later than 22:30 hours.
7. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:
 - (a) The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct;
 - (b) A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - (c) The Police will be informed if the system will not be operating for longer than one day of business for any reason;
 - (d) One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - (e) The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - (f) The system will record in real time and recordings will be date and time stamped;
 - (g) The system will be specified so as to operate satisfactorily regardless of lighting conditions;
 - (h) During opening hours, at least 1 member of staff on duty will be able to operate the system sufficiently to allow Police or authorised Council officers to view footage on request;
 - (i) Recordings will be kept for a minimum of 31 days;
 - (j) Footage will be provided free of charge to the police or other authorised officers upon request (subject to the Data Protection Act 1998) within 24 hours of any request.
8. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
 - (a) The police and, where appropriate, the London Ambulance Service, are called immediately;
 - (b) As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police;
 - (c) As far as is safe and reasonable practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police.

Conditions suggested by the Noise Team – Agreed

9. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
10. There shall be no entertainment outside after 21:00 at any time.
11. Any music and any other sound generated outside shall not be amplified. This includes music and voices.
12. In the event of amplification being necessary for outside performances, a noise control plan shall be implemented to the satisfaction of the Pollution Team. Proposals for the event shall be submitted at least 28 days prior to the event for approval.
13. No amplification shall be used at any outside events unless the noise control plan has been implemented to the reasonable satisfaction of the Pollution Team.
14. In the event of noise nuisance from outside events being established, the licensee shall appoint an acoustic consultant accredited by the Institute of Acoustics or the Association of Noise Consultants to produce a scheme of noise control measures for future events.

Conditions suggested by Trading Standards - Agreed

15. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters.
16. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
17. 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 instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
18. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.

Conditions suggested by a local resident – No agreed at the time of writing the report

19. No alcohol is sold or consumed outside the Institute building.
20. No amplification is used and that these activities cannot be heard outside the Institute building.

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