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## **AGENDA FOR THE LICENSING SUB COMMITTEE D**

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Members of Licensing Sub Committee D are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **17 July 2018 at 6.30 pm.**

**Yinka Owa**  
**Director of Law and Governance**

Enquiries to : Jackie Tunstall  
Tel : 020 7527 3068  
E-mail : [democracy@islington.gov.uk](mailto:democracy@islington.gov.uk)  
Despatched : 5 July 2018

### **Membership**

Councillor Nick Wayne (Chair)  
Councillor Marian Spall (Vice-Chair)  
Councillor Kadeema Woodbyrne

### **Substitute**

All other members of the Licensing committee

Quorum: is 3 Councillors

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



A.	Formal matters	Page
1.	Introductions and procedure	
2.	Apologies for absence	
3.	Declarations of substitute members	
4.	Declarations of interest	
	<p>If you have a <b>Disclosable Pecuniary Interest*</b> in an item of business:</p> <ul style="list-style-type: none"> <li>▪ if it is not yet on the council's register, you <b>must</b> declare both the existence and details of it at the start of the meeting or when it becomes apparent;</li> <li>▪ you may <b>choose</b> to declare a Disclosable Pecuniary Interest that is already in the register in the interests of openness and transparency.</li> </ul> <p>In both the above cases, you <b>must</b> leave the room without participating in discussion of the item.</p> <p>If you have a <b>personal</b> interest in an item of business <b>and</b> you intend to speak or vote on the item you <b>must</b> declare both the existence and details of it at the start of the meeting or when it becomes apparent but you <b>may</b> participate in the discussion and vote on the item.</p> <p><b>*(a)Employment, etc</b> - Any employment, office, trade, profession or vocation carried on for profit or gain.</p> <p><b>(b) Sponsorship</b> - 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><b>(c) Contracts</b> - 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><b>(d) Land</b> - Any beneficial interest in land which is within the council's area.</p> <p><b>(e) Licences-</b> Any licence to occupy land in the council's area for a month or longer.</p> <p><b>(f) Corporate tenancies</b> - Any tenancy between the council and a body in which you or your partner have a beneficial interest.</p> <p><b>(g) Securities</b> - 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 <b>all</b> members present at the meeting.</p>	
5.	Order of Business	
6.	Minutes of Previous Meeting	1 - 4
B.	Items for Decision	Page and ward
1.	The Barn, 60 Holloway Road, London, N7 8JL - new premises licence application	5 – 32 Highbury East

**C. Urgent non-exempt items**

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

**D. Exclusion of public and press**

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

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

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

## ISLINGTON LICENSING SUB-COMMITTEES -

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

#### INTRODUCTION

#### TIME GUIDE

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

#### CONSIDERATION OF APPLICATIONS:

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

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

#### CASE SUMMARIES

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

#### DELIBERATION AND DECISION

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

London Borough of Islington

## Licensing Sub Committee D - 24 April 2018

Minutes of the meeting of the Licensing Sub Committee D held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 24 April 2018 at 6.30 pm.

**Present:**           **Councillors:**       Nick Wayne (Chair), Satnam Gill (Vice-Chair) and Marian Spall

### Councillor Nick Wayne in the Chair

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

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

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

None.

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

There were no declarations of substitute members.

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

There were no declarations of interest.

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

The order of business would be as the agenda.

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

**RESOLVED**

That the minutes of the meeting held on the 26 February 2018 be confirmed as a correct record and the Chair be authorised to sign them.

**230       BYRON, 26 COWCROSS STREET, EC1M 6DQ - PREMISES LICENCE VARIATION (Item B1)**

The Sub-Committee noted that this item had been withdrawn by the applicant before the meeting.

**231       GREAT, 98 FARRINGDON ROAD, EC1R 3EA - NEW PREMISES LICENCE (Item B2)**

The Sub-Committee noted that there was a current licence with opening hours until 3am Sunday to Thursday and 4am Friday and Saturday. This was not in the name of the applicant therefore if this application was refused the applicant would need to apply for a transfer of the current licence.

A local resident reported that on one occasion he had rung the manageress about the problems with noise associated with the extract system but had not received a positive response. He stated that he had called the noise team on the 17 April as the extractor was making noise. He did not consider that the management was suitable as they had no regard for local residents. The Chair of the TRA raised concerns as the premises would be a noise nuisance to neighbours, would affect their quality of life and would be an alcohol

nuisance. This was a conservation area and this should be taken into consideration. This was a residential area and there were tenants living above the premises.

Councillor Andrews, speaking in support of the objectors, stated that serving alcohol in a cumulative impact area would be unfair to residents. Hours needed to be taken into consideration. Alcohol would attract anti-social behaviour. The cumulative impact policy had led to improvements in the area and he would not want to see this trend reversed. Farringdon was an area where people wanted to stay and drink late into the evening.

In response to a question about why this licence would cause more disruption than the previous licence, the residents stated that the new premises would serve kebabs and not fish and chips. This premises did not have a modern extraction system as other premises did. The previous licensee closed at 10 or 11 pm. Councillor Andrews stated that the previous business operated mainly during the day and would generally close at 9pm and mainly operated a take away in the evening. This business would be very different and a public nuisance in terms of smell and people coming and going. It was noted that there was a possibility that customers could bring their own alcohol to the restaurant if not licensed. Off sales would apply to the delivery service only. One resident stated that when customers consumed alcohol they did things that they wouldn't normally do and this would add to the cumulative impact. It was noted that other premises had modernised their extract systems and had higher flues. This premises had a shorter flue which was causing a problem for residents.

The applicant challenged the versions of events given by the resident in response to a complaint about the noise. She stated that they had a modernised extractor system which had been tested. They did not use deep fat fryers but cooked with charcoal, this was a family business and they would not want to upset the neighbours. She did not think that the extractor could be improved further as it had been checked by the surveyor. Alcohol would not be served after 11pm, opening hours would be until 1am and cookers would not be on after midnight.

In response to questions regarding condition 36 the applicant stated that to prevent food smells causing a nuisance to residents she had installed a modern extractor, had air conditioning so doors and windows remained shut. All windows were double glazed and lightbulbs had been sealed. Some staff had personal licences and were trained. They would bottle out during the day. The previous owners had been open late and she had not had any noise complaints and would be respectful to residents/customers. It was noted that the onus was on the applicant to demonstrate why a premises would not add to the cumulative impact.

In summary, the resident stated that the flue was much shorter than the other flues in the area and pointed directly into the car park whilst others pointed to Farringdon Road. A compressor had been left on for 24 hours and the noise patrol had visited.

The licensing officer reported that once an application had been made the noise team would look at the history of complaints and sometimes met with the applicant. In this case they had proposed 11 conditions but not made a representation. The Environmental Protection Act gave residents protection from noise nuisance or smell.

In summary, the applicant stated that she had not heard from the noise team about any complaints made. She stated she would be happy to look at the flue to see if any improvements could be made. Improvements on the system had been made internally. Alcohol would only be served until 11pm and to those customers in the premises eating a meal. Staff had been trained. Opening hours were until 1am which had been reduced as they did not want to be a nuisance to neighbours.

**RESOLVED**

- 1) That the application for a new premises licence, in respect of Great, 98 Farringdon Road, EC1R 3EA be granted to allow:-
  - a) The sale of alcohol for consumption on and off the premises from 10am until 11pm hours Monday to Sunday.
  - b) Late night refreshment from 11pm to 1am Monday to Sunday.
  - c) The premises to be open to the public from 12:00 until 01:00 Monday to Sunday.
- 2) That conditions detailed on pages 60-62 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.

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

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

The Sub-Committee heard evidence from residents who were concerned about noise and smell attributed to the extractor flue which they stated was discharging into the car park behind their flats. One of the residents said that he had called the public protection team recently during the day. Although the applicant said that the extractor had been entirely modernised since she had taken over the lease, the residents expressed worries that the extractor flue was too short. However, the Sub-Committee was advised by the licensing officer that the responsible authorities had been notified of the application and although additional conditions had been suggested they had made no representations.

The Sub-Committee took into consideration Licensing Policy 3. The premises fall within the Clerkenwell cumulative impact area. Licensing policy 3 creates a rebuttable presumption that applications for new premises licences that are likely to add to the existing cumulative impact will normally be refused, unless an applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives. Not only noise but smell also could amount to a public nuisance.

The Sub-Committee considered that condition 36 was sufficiently robust to promote the licensing objective for the prevention of public nuisance. The Sub-Committee concluded that with the addition of the proposed conditions from the noise team and the conditions agreed with the police, granting the premises licence would not result in a negative cumulative impact on one or more of the licensing objectives.

The Sub-Committee concluded that it was appropriate to the licensing objectives and in the public interest and proportionate to grant the premises licence with the addition of the proposed conditions.

**Note of the Sub-Committee**

The Sub-Committee requests that the noise team inspect the flue within fourteen days to ensure that condition 36 is being complied with.

The meeting ended at 7.40 pm

**CHAIR**





Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	17 July 2018		Highbury East

Delete as appropriate		Non-exempt
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**Subject: NEW PREMISES LICENCE APPLICATION**

**RE: THE BARN, 60 HOLLOWAY ROAD, LONDON N7 8JL**

### 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 sale by retail of alcohol for consumption on and off the premises from 10:00 until 23:00 Monday to Sunday.
  - ii) Opening hours, from 08:00 until 23:30 Monday to Sunday.
- 1.3 The premises is not currently licensed, but has been operating as a coffee shop selling hot and cold food to the times listed above for the last four years.

### 2. Relevant Representations

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

Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes – Two residents
Other bodies	No

### **3. Background**

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

Appendix 1: application form;

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

#### **3.2 The premises are located in the Finsbury Park/Holloway Road Cumulative Impact Area. However, the terminal hour of the premises complies with those recommended within the policy. Similarly, the Policy's 4, 5 and 6 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 four letters of representation in opposition to this application. These were from two local residents, Islington's Noise Service and the Police Licensing Team. At the time this report was written, the applicant was in contact with the Noise Service and Police discussing the proposed conditions.**

### **4. Planning Implications**

#### **4.1 The Planning Service has reported that there is no outstanding planning issues in relation to this premises, or 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:**

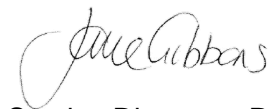
The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

Final Report Clearance

**Signed by**



Service Director – Public Protection

5/7/18

Date

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

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

\* required information

**Section 1 of 21**

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

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

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

Are you an agent acting on behalf of the applicant?

☒ Yes ☐ No

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

**Applicant Details**

\* First name

\* Family name

\* E-mail

Main telephone number  Include country code.

Other telephone number

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

Is the applicant:

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

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

**Applicant Business**

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

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

Registration number

Business name

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

VAT number

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

Legal status

**Continued from previous page...**

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

☒ An agent that is a business or organisation, including a sole trader

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

☐ A private individual acting as an agent

**Agent Business**

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

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

Is your business registered outside the UK? ☐ Yes ☒ No

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

**Continued from previous page...**

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

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

### Confirm The Following

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

## Section 4 of 21

### NON INDIVIDUAL APPLICANTS

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

#### Non Individual Applicant's Name

Name

#### Details

Registered number (where applicable)

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

Continued from previous page...

## Address

Building number or name	<div></div>
Street	<div></div>
District	<div></div>
City or town	<div></div>
County or administrative area	<div></div>
Postcode	<div></div>
Country	<div>United Kingdom</div>

## Contact Details

E-mail	<div></div>
Telephone number	<div></div>
Other telephone number	<div></div>
* Date of birth	<div><div></div> / <div></div> / <div></div><div>dd</div> <div>mm</div> <div>yyyy</div></div>
* Nationality	<div>BRITISH CITIZEN</div>

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

Add another applicant

## Section 5 of 21

### OPERATING SCHEDULE

When do you want the premises licence to start?	<div>22</div> / <div>06</div> / <div>2018</div> <div>dd</div> <div>mm</div> <div>yyyy</div>
If you wish the licence to be valid only for a limited period, when do you want it to end	<div></div> / <div></div> / <div></div> <div>dd</div> <div>mm</div> <div>yyyy</div>

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 BARN IS A CAFE SERVING HOT FOOD , LIKE BREAKFAST , PASTAS , SNACKS, PANINIS, SALADS , SOFT DRINKS TEA AND COFFEE. WE HAVE TABLES AND CHAIR FOR OUR COSTUMERS AND ALSO TOILETT FACILITIES.



**Continued from previous page...**

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

## Section 6 of 21

### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

## Section 7 of 21

### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

## Section 8 of 21

### PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

## Section 9 of 21

### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

## Section 10 of 21

### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

## Section 11 of 21

### PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☐ Yes ☒ No

## Section 12 of 21

### PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

### Section 13 of 21

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

[See guidance on regulated entertainment](#)

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

☐ Yes ☒ No

### Section 14 of 21

#### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes ☒ No

### Section 15 of 21

#### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

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

##### 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.

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  /  /

*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.

NOT APPLICABLE

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

End

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

***Continued from previous page...***

**TUESDAY**

Start  End

Start  End

**WEDNESDAY**

Start  End

Start  End

**THURSDAY**

Start  End

Start  End

**FRIDAY**

Start  End

Start  End

**SATURDAY**

Start  End

Start  End

**SUNDAY**

Start  End

Start  End

State any seasonal variations

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

--

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

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

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**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)

***Continued from previous page...***

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

CCTV WILL BE INSTALED WITH 31 DAYS DATA. STAFF TRAINING REGARDING THE FOUR LICENSE OBJECTIVES, UNDER 25 CHALLENGES, SIGNAGE LIKE NO PROOF NO SALE, RESPECT OUR NEIGHBOURS WHEN YOU LEAVE THE PREMISES, REFUSAL BOOK, STAFF TRAINING RECORDS. DRUNK OR VIOLENT CUSTOMERS WILL NOT BE SERVED. WE WILL HAVE A FIRE AND HEALTH SAFETY RISK ASSESSMENT. WE WILL PARTICIPATE IN PUB WATCH AND LOCALS NEIGHBOURS ASSOCIATION MEETINGS

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

CCTV WITH DATA FOR 31 DAYS. THE BUSINESS WILL HAVE ALWAYS A STAFF MEMBER THAT IS FAMILIAR WITH THE CCTV OPERATION. STAFF WILL BE TRAINED TO DON'T SERVE DRUNK AND VIOLENT CUSTOMERS. DPS AND PREMISES LICENSE HOLDER WILL PARTICIPATE IN PUB WATCH AND LOCALS NEIGHBOURS ASSOCIATION MEETINGS. OUR BUSINESS WILL NOT ENGAGE ON IRRESPONSIBLE ALCOHOL PROMOTIONS.

**c) Public safety**

DRUNK AND VIOLENT PEOPLE WILL NOT BE SERVED. CCTV WITH DATA FOR 31 DAYS WILL BE INSTALLED. WE WILL PARTICIPATE IN PUB WATCH MEETINGS AND WITH LOCAL NEIGHBOURS ASSOCIATION. WE WILL HAVE A FIRE RISK ASSESSMENT AND ALSO HEALTH SAFETY RISK ASSESSMENT. ALCOHOL TO BE STORED IN A COOL DRY PLACE AND AWAY OF ANY HEAT SOURCE. NO IRRESPONSIBLE PROMOTIONS. WE WILL IMPLEMENT ANY RECOMMENDATIONS GIVEN BY THE POLICE AND OTHER AUTHORITIES. FIRST AID BOX AT THE FACILITIES

**d) The prevention of public nuisance**

DELIVERIES DONE BY OUR SUPPLIERS WILL TAKE PLACE WITHIN THE RECOMMENDED TIMES BY THE AUTHORITIES. RUBBISH BIN COLLECTION WILL TAKE PLACE WITHIN THE RECOMMENDED HOUR BY THE AUTHORITIES. SIGNAGE WILL BE IN PLACE. STAFF TRAINING. THE OFF LICENSE SALES IS FOR HOME DELIVERIES ONLY (UBER OR DELIVEROO) OR BY OUR STAFF

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

STAFF WILL BE TRAINED REGARDING THE PROTECTION OF CHILDREN FROM HARM. OUR BUSINESS WILL HAVE A UNDER 25 CHALLENGE POLICY. NO PROOF, NO SALE. SIGNAGE AND POSTERS WILL GO UP. STAFF TRAINING RECORDS. REFUSAL BOOK. REFRESHER TRAINING EVERY 6 MONTHS TO ALL STAFF

**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	<input type="text" value="MANUEL"/>										
* Capacity	<input type="text" value="ROCHA"/>										
* Date	<table><tr><td><input type="text" value="23"/></td><td>/</td><td><input type="text" value="05"/></td><td>/</td><td><input type="text" value="2018"/></td></tr><tr><td>dd</td><td></td><td>mm</td><td></td><td>yyyy</td></tr></table>	<input type="text" value="23"/>	/	<input type="text" value="05"/>	/	<input type="text" value="2018"/>	dd		mm		yyyy
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dd		mm		yyyy							

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

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

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

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

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 1S 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**

## Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: The Barn, 60 Holloway Road, Islington, London, N7 8JL

Your Name: [REDACTED]

Interest: Local 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** The granting of this licensing application is likely to cause a significant additional disturbance in an area with an already high concentration of bars and pubs. I am already often disturbed <sup>awakened</sup> on morning I am in my flat post 8am by noise from the Barn's conservatory and kitchen. Adding alcohol to the mix and extending the opening hours until 11pm or 11.30pm with clean up in the kitchen inevitably going on later.

**Crime and Disorder**

An additional establishment selling alcohol both on and off site is likely to contribute to antisocial behaviour, mess, and noise in the area.

\* will cause significant extra noise + nuisance and impact my ability to sleep at night. This is especially true as both the kitchen and conservatory are overlooked by my [REDACTED]. In addition, along at the time is likely to exacerbate problems felt already exist in the area with a large number of pubs & restaurants closed, along at the time.



**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:

[Redacted]

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: [Redacted]

Date: [Redacted]

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

Return to:

Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR

or send by email to: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

Jones, Carol

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**From:** [REDACTED]  
**Sent:** 05 June 2018 21:04  
**To:** Licensing  
**Subject:** Licensing - The Barn, 60 Holloway Road

Dear Whom it may concern,

Pursuant to the recent licensing application by The Barn, 60 Holloway Road, I wanted to raise comments as a local resident. I live at [REDACTED]

In general, I am happy for The Barn to be granted their license but I wanted to share my concerns.

These relate primarily to the following:

- Outside drinkers blocking pavement
- Noise from customers leaving or drinking outside

Given the vicinity in which I live to The Barn, I have concerns over the possibility of customers using my [REDACTED] to sit, drink, smoke and cause noise/litter/disturbance/blockage of [REDACTED] my property. As the entranceway to my property is [REDACTED] The Barn, I would like to see measures in place to prevent such a disturbance / blockage / litter being present.

As there is no outdoor space at The Barn this would only leave the pavement immediately outside and my [REDACTED] as areas for smokers or outside drinkers.

To reiterate, in general I am happy for The Barn to be granted their license on condition that there are measures to be put in place to prevent the issues I highlight above.

Please could you confirm receipt of this email.

Yours sincerely



**Islington Licensing Authority  
Licensing Act 2003**

**REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES**

Responsible Authority Environmental Protection

<b>Your Name</b>	Anne Brothers	
<b>Job Title</b>	Noise Liaison Officer	
<b>Postal and email address</b>	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
<b>Contact telephone number</b>	020 7527 3047	
<b>Name of the premises you are making a representation about</b>	The Barn	
<b>Address of the premises you are making a representation about</b>	60 Holloway Road, N7 8JL	
<b>Which of the four licensing Objectives does your representation relate to?</b>	<b>Yes Or No</b>	<b>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</b>
<b>To prevent public nuisance</b>	<b>Yes</b>	In order to prevent the premises from becoming a bar.

<p><b>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</b></p>	<ul style="list-style-type: none"> <li>• Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.</li> <li>• The sound insulation properties of the premises must be maintained and kept in good order.</li> <li>• No vertical drinking</li> <li>• Alcohol shall not be sold or supplied on the premises otherwise than to persons purchasing food there and for consumption by such a person as an ancillary to his/her meal</li> <li>• Any music shall be restricted to ambient background levels of sound.</li> <li>• There shall be no bottling out after 23:00</li> <li>• Refuse must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.</li> <li>• Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause nuisance to the occupants of any properties in the vicinity</li> <li>• In the event of a noise complaint substantiated by an authorised officer, the</li> </ul>
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	licensee shall take appropriate measures in order to prevent any recurrence.

Signed: Anne Barnes

Date: 14 June 2018

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

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

**From:** LicensingPolice

**Sent:** 31 May 2018 10:11

**To:** MANUELROCHA01@HOTMAIL.COM; Jones, Carol <Carol.Jones@islington.gov.uk>

**Cc:** Lane, Terrie <Teresa.Lane@islington.gov.uk>; LicensingPolice

<LicensingPolice@islington.gov.uk>; James, Kamarl <Kamarl.James2@islington.gov.uk>

**Subject:** RE: Premises Licence Application: The Barn, 60 Holloway Road, Islington, London, N7 8JL.

Dear Manuel.

Many thanks for your application regarding the above premises.

**Please accept this e-mail as my initial representation.**

As you will be aware, police hold responsibility for ensuring that with any application the local authorities licensing objectives are adhered to, and that proposals do not invite any heightened risk or likelihood of crime, disorder or anti-social behaviour.

To that end we have 4 standard conditions which we expect to see added to new applications.

These conditions should not affect your intended use or operating policy in any way and should be considered as good practice.

You have already entered all of them in your proposal, please just note and accept our wording as per below:

**1) 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;
- (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours..

**2) An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:**

- (a) Any and all allegations of crime or disorder reported at the venue
- (b) Any and all complaints received by any party

- (c) Any faults in the CCTV system
- (d) Any visit by a relevant authority or emergency service
- (e) Any and all ejections of patrons
- (f) Any and all seizures of drugs or offensive weapons
- (g) Any refusal of the sale of alcohol

**3) 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) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
- (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request

**4) The premises will operate a proof of age scheme, such as challenge  
25**

- (a) All staff will be fully trained in its operation.
- (b) Only suitable forms of photographic identification, such as passport or UK driving licence, or holographically marked PASS scheme cards, will be accepted.

In addition to these 4 points can you also clarify your intended use? The application states that this premises is intended to be a café/bistro type venue, laid out with seating throughout. I would encourage you to consider the following condition, designed to avoid any future misinterpretation or change of use:

**5) No vertical drinking in the premises at any time. Alcohol sales only to be permitted to seated customers.**

Finally, can you confirm why you wish to include off sales? Is this to allow for delivery of food and drink? If so we would stipulate the following final condition:

**6) Regarding all off sales by way of delivery from telephone/internet orders, the following will be adhered to.**

- a) No alcohol delivery unless accompanying the purchase of hot food.
- b) No more than four beers/ciders or a 750ml bottle of wine per meal.
- c) Couriers will be trained on relevant aspects of the Licensing Act 2003 including underage sales, sales to a person who is drunk, obtaining alcohol for a child or a person who is drunk and delivering alcohol to someone under that age of 18.
- d) Any person taking an order for the supply of alcohol on behalf of the premises licence holder will inform all customers that proof of age by way of photographic driving licence, passport or a form of identification with the PASS hologram will be required before alcohol is supplied.

Please reply by return e-mail with your agreement to these 6 conditions. I would of course be very happy to discuss or clarify any queries or reservations you have.

This application is obviously time sensitive so a prompt response would be appreciated.

Best Regards,

Adam.

PC Adam Peace

Islington Police Licensing Officer

Environment & Regeneration

Islington Council

222 Upper Street, London, N1 1XR

Email: [adam.peace@islington.gov.uk](mailto:adam.peace@islington.gov.uk) / [licensingpolice@islington.gov.uk](mailto:licensingpolice@islington.gov.uk)

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

1. The licensee shall ensure that all staff receive adequate training and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff. Refresher training shall be given every 6 months to staff.
2. The premises shall have a current Fire Risk Assessment and Health and Safety Risk Assessment kept at the premises. The Risk Assessments shall be made available for inspection by an Authorised Officer.
3. Customers suspected of being under the influence of alcohol or drugs shall not be served at the premises.
4. The premises shall not engage in any irresponsible drinks promotions.
5. The premises licence holder shall implement all recommendations made by the Police or an authorised Officer.
6. A First Aid box will be kept at the premises. All staff shall know where the First Aid box is kept.
7. The licensee and staff should note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by an Authorised Officer.
8. The premises license holder and designated premises supervisor shall participate in pub watch and local Neighbour Association meetings.
9. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

**Suggested conditions from the Police – Not agreed at the time of writing this report**

10. 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;
  - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.
11. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
  - (a) Any and all allegations of crime or disorder reported at the venue
  - (b) Any and all complaints received by any party
  - (c) Any faults in the CCTV system
  - (d) Any visit by a relevant authority or emergency service
  - (e) Any and all ejections of patrons
  - (f) Any and all seizures of drugs or offensive weapons
  - (g) Any refusal of the sale of alcohol



12. 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) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
  - (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request
13. The premises will operate a proof of age scheme, such as challenge 25
  - (a) All staff will be fully trained in its operation.
  - (b) Only suitable forms of photographic identification, such as passport or UK driving licence, or holographically marked PASS scheme cards, will be accepted.
14. No vertical drinking in the premises at any time. Alcohol sales only to be permitted to seated customers.
15. Regarding all off sales by way of delivery from telephone/internet orders, the following will be adhered to.
  - a) No alcohol delivery unless accompanying the purchase of hot food.
  - b) No more than four beers/ciders or a 750ml bottle of wine per meal.
  - c) Couriers will be trained on relevant aspects of the Licensing Act 2003 including underage sales, sales to a person who is drunk, obtaining alcohol for a child or a person who is drunk and delivering alcohol to someone under that age of 18.
  - d) Any person taking an order for the supply of alcohol on behalf of the premises licence holder will inform all customers that proof of age by way of photographic driving licence, passport or a form of identification with the PASS hologram will be required before alcohol is supplied.

**Suggested conditions from the Noise Team – Not agreed at the time of writing the report**

16. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
17. The sound insulation properties of the premises must be maintained and kept in good order.
18. No vertical drinking
19. Alcohol shall not be sold or supplied on the premises otherwise than to persons purchasing food there and for consumption by such a person as an ancillary to his/her meal
20. Any music shall be restricted to ambient background levels of sound.
21. There shall be no bottling out after 23:00
22. Refuse must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.

23. Noise and/or odour from any flue used for the dispersal of cooking smells serving the building shall not cause nuisance to the occupants of any properties in the vicinity
24. In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.

LLPG Points (Postal)\_Base Mapping [Total no of records: 32]

## Area Search Tool

☐ Create Multipoint Line [0.00]☐ Create Shape [0.00 sq.]☐ Place Point☒ Address Distance Measure in Unit ☐ Use existing shape

Clear Area

Confirm Area

Apply Search

OS License 1000551221

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