



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	1 June 2017		Bunhill

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE VARIATION APPLICATION  
TRANSPORT, 70-74 CITY ROAD, LONDON, EC1V 2BJ**

**1. Synopsis**

1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.

1.2 The premises currently holds a licence allowing:

- provision of the regulated entertainment including live music, recorded music and performance of dance: 10:00 to Midnight Sunday to Wednesday, 10:00 to 01:00 Thursday and 10:00 to 04:00 Friday and Saturday;
- the sale of alcohol for consumption on the premises: 10:00 to Midnight Sunday to Wednesday, 10:00 to 01:00 Thursday and 10:00 to 04:00 Friday and Saturday;
- the provision of late night refreshment: 23:00 to Midnight Sunday to Wednesday, 23:00 to 01:00 Thursday and 23:00 to 04:00 Friday and Saturday;
- opening hours of the premises: 10:00 to 00:30 Sunday to Wednesday, 10:00 to 01:30 Thursday and 10:00 to 04:30 Friday and Saturday.

1.3 The variation application is to:

- Change the plan attached to the premises licence;
- reduce the hours for the provision of the regulated entertainment including live music, recorded music and performance of dance: 10:00 to Midnight Sunday to Wednesday, 10:00 to 01:00 Thursday and 10:00 to 02:00 Friday and Saturday;

- reduce the hours for the sale of alcohol for consumption on the premises: 10:00 to Midnight Sunday to Wednesday, 10:00 to 01:00 Thursday and 10:00 to 02:00 Friday and Saturday;
- add the extension of hours for the sale of alcohol on New Year's Eve to be extended from the end of authorised hours to the start of hours on New Year's Day.
- reduce the hours for the provision of late night refreshment: 23:00 to Midnight Sunday to Wednesday, 23:00 to 01:00 Thursday and 23:00 to 02:00 Friday and Saturday;
- reduce the hours opening hours of the premises: 10:00 to 00:30 Sunday to Wednesday, 10:00 to 01:30 Thursday and 10:00 to 02:30 Friday and Saturday.
- Annex 2 Condition 13 to be amended (details in Annex 4 of this report)

## 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
Other bodies	No

## 3. Background

### 3.1 Papers are attached as follows:-

- Appendix 1: application form; and current premises licence
- Appendix 2: representations;
- Appendix 3: letter to residents submitted by the applicant;
- Appendix 4: acoustic survey of premises
- Appendix 5: suggested conditions and map of premises location.

### 3.2 The premises has been licensed since January 2010 and the current licensee has held the licence since March 2017.

**4. Planning Implications**

- 4.1 The Planning Service has not made any adverse comments.

**5 Recommendations**

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

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

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

**6 Conclusion and reasons for recommendations**

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

**Background papers:**

The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

**Final Report Clearance**

**Signed by**

 Service Director – Public Protection

Date 19<sup>th</sup> May 2017

**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 17**

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

System reference  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.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

**Agent Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Section 2 of 17**

**APPLICATION DETAILS**

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

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

\* Premises Licence Number

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

**Premises Contact Details**

Telephone number

Continued from previous page...

Non-domestic rateable  
value of premises (£)

0

### Section 3 of 17

#### VARIATION

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

☒ Yes

☐ No

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

☐ Yes

☒ No

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

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

#### Describe Briefly The Nature Of The Proposed Variation

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

The application for variation is to seek permission as follows:-

- 1) To reduce the hours for licensable activities on Friday and Saturday by 2 hours so that the current terminal hour shall change from 04:00 to 02:00
- 2) To reduce the overall capacity for the premises so that there is a maximum of 350 customers.
- 3) To improve access and egress to and from the premises including a new disabled toilet and lift.
- 4) Improved design changes which include installing noise lobby's to promote the prevention of public nuisance and public safety objectives

### Section 4 of 17

#### PROVISION OF PLAYS

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

☐ Yes

☒ No

### Section 5 of 17

#### PROVISION OF FILMS

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

☐ Yes

☒ No

### Section 6 of 17

Continued from previous page...

### PROVISION OF INDOOR SPORTING EVENTS

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

☐ Yes ☒ No

### Section 7 of 17

### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

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

☐ Yes ☒ No

### Section 8 of 17

### PROVISION OF LIVE MUSIC

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

☒ Yes ☐ No

### Standard Days And Timings

#### MONDAY

Start

End

Start

End

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

#### TUESDAY

Start

End

Start

End

#### WEDNESDAY

Start

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

☒ Indoors ☐ Outdoors ☐ Both

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

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

State any seasonal variations for the performance of live 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 performance of live music at different times from those listed, above below.

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

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

## Section 9 of 17

### PROVISION OF RECORDED MUSIC

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

☒ Yes ☐ No

#### Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

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Continued from previous page...

WEDNESDAY

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THURSDAY

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FRIDAY

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SATURDAY

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SUNDAY

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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 select as appropriate. Indoors may include a tent.

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

State any seasonal variations 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 above, list below.

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

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

Continued from previous page...

**Section 10 of 17**

**PROVISION OF PERFORMANCES OF DANCE**

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

☒ Yes ☐ No

**Standard Days And Timings**

**MONDAY**

Start

End

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

Start

End

**TUESDAY**

Start

End

Start

End

**WEDNESDAY**

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**THURSDAY**

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**FRIDAY**

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**SATURDAY**

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**SUNDAY**

Start

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Start

End

Will the performance of dance take place indoors or outdoors or both?

☒ Indoors ☐ Outdoors ☐ Both

Where taking place in a building or other structure select 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.

Continued from previous page...

State any seasonal variations for the performance of dance.

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 performance of dance at different times from those listed above, list below.

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

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

#### Section 11 of 17

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

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

☐ Yes ☒ No

#### Section 12 of 17

#### PROVISION OF LATE NIGHT REFRESHMENT

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

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

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

##### TUESDAY

Start

End

Start

End

##### WEDNESDAY

Start

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Start

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Continued from previous page...

THURSDAY

Start

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FRIDAY

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SATURDAY

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SUNDAY

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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 select as appropriate. Indoors may include a tent.

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

State any seasonal variations.

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 provision of late night refreshment at different times from those listed above, list below.

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

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

Continued from previous page...

## SUPPLY OF ALCOHOL

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

☒ Yes ☐ No

### Standard Days And Timings

#### MONDAY

Start

End

Start

End

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

#### TUESDAY

Start

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Start

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#### WEDNESDAY

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#### THURSDAY

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#### FRIDAY

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#### SATURDAY

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End

#### SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption?

☒ On the premises ☐ Off the premises ☐ Both

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

State any seasonal variations.

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

Continued from previous page...

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

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

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

#### Section 14 of 17

##### ADULT ENTERTAINMENT

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

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

N/A

#### Section 15 of 17

##### HOURS PREMISES ARE OPEN TO THE PUBLIC

###### Standard Days And Timings

###### MONDAY

Start

End

Start

End

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

###### TUESDAY

Start

End

Start

End

###### WEDNESDAY

Start

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Start

End

###### THURSDAY

Start

End

Start

End

Continued from previous page...

FRIDAY

Start  End

Start  End

SATURDAY

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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 above, list below.

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

The hours for licensable activities and opening times shall be extended from the end of authorised hours on New Year's Eve until the start of hours on New Year's Day.

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

Condition 13 is to be amended as follows to show the reduction in overall capacity by 50 persons:-

The maximum number of persons accommodated at any one time in the premises shall not exceed 350 customers with a maximum capacity for each floor as follows:

Ground Floor: 200

Basement: 200

☐ I have enclosed the premises licence

☐ I have enclosed the relevant part of the premises licence

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

An application for transfer has been submitted and we are currently awaiting for the transferred licence to be issued.

Continued from previous page...

## Section 16 of 17

### LICENSING OBJECTIVES

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

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

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

The applicant has met with the police, noise team and licensing team to discuss this application and the ways to promote the licensable activities. The current licence already has strict conditions to control the operation, however the applicant will consider any further reasonable conditions that may be proposed by any person interested in the application. The applicant is reducing the capacity, hours and improving the design so the four licensing objectives will be promoted.

b) The prevention of crime and disorder

As above

c) Public safety

As above

d) The prevention of public nuisance

As above

e) The protection of children from harm

As above

## Section 17 of 17

### PAYMENT DETAILS

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

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

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

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

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

Continued from previous page...

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

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

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

\* Fee amount (£)

#### DECLARATION

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

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

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

\* Full name

\* Capacity

\* Date  /  /   
dd mm yyyy

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/change-1> to upload this file and continue with your application.

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

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

**OFFICE USE ONLY**

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

Date and time submitted

Approval deadline

Error message

Is Digitally signed

☐

&lt; Previous 1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 Next &gt;

project	long 979	client no.	088
zone	Circuit Court Plaza	date	15 Oct 91
location	on Highway No. 1, Luchow	area	150 sq m
city	Luchow	country	China
	151		Province Liaoning P.R.C. & P.E.R. ① approved by local government
drawing no.		number	A1



1. **Protein synthesis** by eukaryotic mRNAs is **coupled** to **translation**

2. **Not** observed by a **distinctly** **light** **chain**

3. **Protein** **is** **not** **bound** **with** **the** **5' end**

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2000

After my 20th birthday in a 1967-68 letter and young husband he says for 40 years you say to 20 years from the past you are married. After married again for 20 years. I was the first woman of my age, and the first woman to be married again. (1967-68)

[illegible]1 Proposed Whisky Bar GA  
Score 150



## PREMISES LICENCE LICENSING ACT 2003

Premises licence number	LN/11976-160317	Date of original grant*	6 January 2010
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*\*An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description <b>TRANSPORT 70 - 74 CITY ROAD</b>			
Post town	London	Post code	EC1V 2BJ
Telephone number			

Where the licence is time limited the dates Not Applicable
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<b>Licensable activities authorised by the licence</b> <b>Ground Floor and basement</b> <ul style="list-style-type: none"><li>• The provision of regulated entertainment by way of: The performance of live music The playing of recorded music The performance of dance</li><li>• The provision of late night refreshment</li><li>• The sale by retail of alcohol</li></ul>
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<b>The times the licence authorises the carrying out of licensable activities</b>				
• The provision of regulated entertainment for the performance of live music:				
Monday	10:00	to	00:00	
Tuesday	10:00	to	00:00	
Wednesday	10:00	to	00:00	
Thursday	10:00	to	01:00	the following day
Friday	10:00	to	04:00	the following day
Saturday	10:00	to	04:00	the following day
Sunday	10:00	to	00:00	
• The provision of regulated entertainment for the playing of recorded music:				
Monday	10:00	to	00:00	
Tuesday	10:00	to	00:00	
Wednesday	10:00	to	00:00	
Thursday	10:00	to	01:00	the following day
Friday	10:00	to	04:00	the following day
Saturday	10:00	to	04:00	the following day
Sunday	10:00	to	00:00	

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

Monday	10:00	to	00:00	
Tuesday	10:00	to	00:00	
Wednesday	10:00	to	00:00	
Thursday	10:00	to	01:00	the following day
Friday	10:00	to	04:00	the following day
Saturday	10:00	to	04:00	the following day
Sunday	10:00	to	00:00	

- The provision of late night refreshment:

Monday	23:00	to	00:00	the following day
Tuesday	23:00	to	00:00	the following day
Wednesday	23:00	to	00:00	the following day
Thursday	23:00	to	01:00	the following day
Friday	23:00	to	04:00	the following day
Saturday	23:00	to	04:00	the following day
Sunday	23:00	to	00:00	the following day

- The sale by retail of alcohol:

Monday	10:00	to	00:00	the following day
Tuesday	10:00	to	00:00	the following day
Wednesday	10:00	to	00:00	the following day
Thursday	10:00	to	01:00	the following day
Friday	10:00	to	04:00	the following day
Saturday	10:00	to	04:00	the following day
Sunday	10:00	to	00:00	the following day

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

#### The opening hours of the premises:

Monday	10:00	to	00:30	the following day
Tuesday	10:00	to	00:30	the following day
Wednesday	10:00	to	00:30	the following day
Thursday	10:00	to	01:30	the following day
Friday	10:00	to	04:30	the following day
Saturday	10:00	to	04:30	the following day
Sunday	10:00	to	00:30	the following day

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

On supplies

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

NTS Restaurants Ltd  
60 Kingsland Wharves  
305 Kingsland Road  
London  
E8 4EG

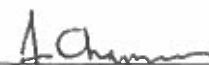
**Registered number of holder, for example company number, charity number (where applicable)**

09730051

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

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

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

  
Service Manager (Commercial)

13<sup>th</sup> April 2017  
Date of Issue

## **Annex 1 - Mandatory conditions**

1. No supply of alcohol may be made under the premises licence:
  - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.

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](http://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. All staff shall receive training on the promotion of the four licensing objectives.
2. The licensee, or their representative, shall actively participate in the local Pubwatch scheme.
3. External lighting shall be provided.
4. Risk management assessments shall be checked on a weekly basis.
5. All safety equipment and procedures at the premises shall be regularly tested and certified as appropriate.
6. Deliveries and "bottling out" shall be controlled to prevent causing a public nuisance.
7. Patrons entering and leaving the premises shall be managed to prevent causing a public nuisance.
8. Notices stating "please leave quietly" shall be put up at exits.
9. Sufficient staff shall be employed to secure the protection of children from harm.
10. Individuals under 18 years are only permitted on the premises between 11:00 and 20:00 and must be accompanied by an adult at all times.
11. A proof of age scheme shall be implemented at the premises.
12. The premises shall be maintained in accordance with the Technical Standards for Places of Entertainment.
13. The maximum number of persons accommodated at any one time in the premises shall not exceed the following:  
Ground Floor: 200  
Basement: 200
14. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures to prevent persons in the neighbourhood from being unreasonably disturbed by regulated entertainment from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment. The acoustic report shall demonstrate that all new or existing fixed plant, will comply with BS4142.
15. All amplified music played within the premises shall be subject to the control of an entertainment noise control system. All pre-recorded music played through the in-

- house music system shall be controlled by an automatic electronic noise limiting device which restricts the sound system output to below pre-set threshold levels. The device shall be installed and calibrated to the Council's satisfaction and the calibration certificate forwarded to the Licensing Team, before the variation is granted. If there are any changes in the distribution and type of loudspeakers or amplification equipment serving the sound system, then the noise control system shall be re-calibrated to ensure the music levels given above are not exceeded.
16. Doors and windows to the premises will be kept closed, except for entry and exit, at all times when noise generating regulated entertainment is taking place.
  17. Notices will be prominently displayed at exits requesting customers to respect the needs of local residents and to leave the premises and the area quietly.
  18. No rubbish including bottles will be moved, removed or placed in outside areas on Sundays or Bank/Public Holidays and between the hours of 11pm and 7am other days of the week.
  19. No deliveries on Sundays or Bank/Public Holidays and between the hours of 11pm and 7am other days of the week.
  20. The licensee shall employ a dedicated cab company and devise a system for collection of customers that will minimise disturbance to local residents.
  21. A digital CCTV shall be installed, operated and maintained on the ground floor, basement and both inside and outside in consultation with the Police. The system will enable frontal head and shoulder image of every person entering in any light condition. This image will be displayed on a monitor viewable by the patron being recorded. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. A working copy shall be supplied free of charge to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request. It is the responsibility of the premise to download any recording requests.
  22. Notices shall be displayed both outside and inside the premises informing patrons that there is CCTV in operation.
  23. A minimum of one door supervisor for every one hundred customers shall be employed from 21:00 hours until half an hour after closing time.
  24. Door Supervisor Register – A register shall be maintained recording all SIA door supervisors employed at the premises. This shall include their name, badge number, the agency they work for (if any) and the time they start and finish work. At least one female door supervisor must be on duty where practicable.
  25. Management shall take a photocopy of all door staff badges and secure them in a personnel folder.
  26. On any occasion when entertainment is being provided by means of a DJ and/or live music, all patrons visiting the premises will be searched by means of an electronic hand wand. All visiting DJ's will be searched upon arrival. There will be at least two fully functional wands in use at the premises.
  27. Metropolitan Police Risk Assessment form 696 must be completed and submitted to the Metropolitan Police Clubs and Vice Unit and Islington Police Licensing Unit with at least 14 days notice. Form 696A to be submitted within 3 days of the completion of the event.
  28. The premises shall adopt the BII Challenge 25, the National Proof of Age Standards Scheme.

29. An incident/refusals book shall be completed.
30. Where installed, AWP machines will be emptied nightly, or fitted with an appropriate recommended security device (e.g. a 'boot' or 'metal roller shutter'.
31. Premises must be represented at any local pub/club watch meetings.

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

35. The name and telephone number of the duty manager shall be displayed on the premises in a prominent position so that it can be seen from outside of the premises.
36. The take away food operation on Featherstone Street shall be closed at 23:00 hours all days of the week.
37. The entrance on Featherstone Street Shall only be used for entry or exit in emergencies.
38. There shall be no outside promoters or promotions.
39. There shall be no queuing in Featherstone Street after 22:00.

**Annex 4 – Plans**

Reference Number: Ground Floor 02/003 Rev: B Dated: 5 February 2013

Reference Number: Basement 02/004 Rev: A Dated 5 February 2013

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 26 April 2017 13:51  
**To:** Licensing  
**Cc:** Tomashevski, Katie  
**Subject:** Comments on Licence application Ref WK/170009361

Comments on Licence application Ref WK/170009361 - variation Transport, Basement and Ground Floors  
70-74 City Road, Islington EC1Y 2BJ

from [REDACTED]  
  
[REDACTED]

My comments should be mainly considered under the heading of Public Nuisance.

70-74 City Road is on the corner of City Road and Featherstone St. Featherstone St is a predominantly residential street. My own flat, and the other eleven flats in [REDACTED] all have a frontage on Featherstone St.

Featherstone St and Mallow St are generally less subject to night-time disturbance than the streets on the opposite side of Old St roundabout, although they are not immune from it, and currently seem to be a location for drug dealing and consumption.

Past experience shows that what happens at this corner location - 70 -74 City Road - is crucial as to whether the levels of disturbance in nearby areas are exported to Featherstone St.

In previous incarnations, before the redevelopment work of the last few years, 70-74 City Road was the source of much nuisance to and many complaints from the residents of Hill House and other nearby residential premises. The nuisance generally consisted of noise directly from the venue and from its clientele spilling out onto the street. It sometimes extended to crime and disorder.

The licence variation applied for appears to propose a restaurant on the ground floor with an entrance on the corner of City Road and Featherstone St, and a Whisky Bar in the basement with an entrance on City Road. Both of these could be positive assets to the neighbourhood and create no nuisance - so long as they were properly managed and properly licensed for their purpose. However if that was not the case both could effectively turn into the sort of club or late late-night pit-stop which have created so much disturbance to residents in the past.

Whatever licensing arrangements are approved should be appropriate to the former ( restaurant and whisky bar) and prevent the latter. They should also contain provision for proper sound insulation to prevent leakage of sound from inside.

From this overall standpoint I would raise the following issues ( which can be taken as objections to the licence application as at present formulated)

1) Does the ground floor restaurant really need the same licensing arrangements as the basement whisky bar? In particular if it is a restaurant does it really need facilities for making music, live music, showing films and performance of dancing? And are all these really necessary for a whisky bar in the basement if it is indeed to remain a whisky bar?

2) Why is the area of the previous licence being proposed to be extended to the lobby of the restaurant ( on the corner of Featherstone St) and to an apparently inaccessible ground floor area bordering on Featherstone St?

3) How is the late night refreshment provision going to be managed to prevent the surrounding street noise and disturbance likely to result from a late night pit- stop in this area? And is it necessary for the ground floor be opening beyond 12.30 on any night?

4) Is the overall capacity of 350 ( with a max of 200 on each floor) excessive for the planned restaurant and whisky bar? 200 is double the apparent number of covers ( including seated bar covers) in the restaurant, and more than three times the apparent seating in the whisky bar?

5) There appear to be no toilets on the ground floor and no internal access to the basement where there are toilets.

Should you want any clarification or amplification do not hesitate to contact me.

Sent from my iPad



REP 2.

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 26 April 2017 14:59  
**To:** Licensing  
**Subject:** License Application Ref: WK/170009361  
**Attachments:** Islington Licence Application - Feedback - 70-74 City Road.pdf

To Whom it May Concern: please find below my comments and feedback with respect to the proposed plans at 70-74 City Road. Also, I have attached the same comments in the form provided and signed and dated, should this be easier for you to process. Please do not hesitate to contact me should you need further clarification.

**Premises Name and Address:** Transport, Basement and Ground Floors, 70-74 City Road, Islington, London, EC1Y 2BJ

[REDACTED]

[REDACTED]

**Public Nuisance:** As a resident of Mallow Street I strongly object to the licences applied for relating to "Performance of Dancing" and "Late Night Refreshments" as I am certain they will amplify an already existing problem. In the year I have lived at this address, I have witnessed loud activity in street, usually late at night and associated with people coming out of clubs or bars (e.g., shouting, smashing bottles, getting ill, loitering on steps of my building or others), mainly Thursday, Friday and Saturday evenings. This is extremely disruptive already, and I would not want to see it compounded through yet another establishment that attracts this type of clientele. I know from other building owners that there was a club open in the space in the past with absolutely horrific noise effects from people loitering outside, discarding food in the street, fighting, etc. I am concerned that opening another club or establishment that qualifies for the licenses above would create a new problem, or rather revive an old one.

That said, I do think that an upscale establishment (e.g., restaurant or bar), with reasonable opening hours and a kitchen that closes at 11pm, consistent with other nicer restaurants and gastro pubs, would be lovely on the street and perhaps help change some of the elements that currently exist. As it relates to all the other categories of license applications, I would like to see them reduced to more reasonable hours, perhaps closing at 1am on the weekends.

**Crime and Disorder:** There is currently an extensive amount of drug dealing activity down Mallow Street and Featherstone Street. Drug dealers drive down the street to meet their clients, who often congregate on the corner of Mallow and Featherstone. Those that loiter the most, appear to be homeless although this is hard to tell. They do however, "hang-out" on the corner long after the drug dealers have left (with their loud music and tires screeching) and often fight and shout at each other. I am concerned that late night club or restaurant activity would attract this drug crowd even more (dealers for clients and junkies for begging/thieving).

**Public Safety:** Related to the above, I sometimes do not feel safe when I come home alone in the evening and have to walk by groups of people who are visibly drunk or high or in the middle of a confrontation. I would really appreciate for the problem not to be compounded by a venue that would further encourage this type of behaviour.

Best regards,

REP 3

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 26 April 2017 17:24  
**To:** Licensing  
**Subject:** WK/170009361 - Transport, basement & Ground Floors, 70-74 City Road EC1Y 2BJ

Dear Sir/Madam,

I am writing regarding the above licensing application.

I am a resident in the Bezier building, which is opposite 70-74 City Road. We are already subjected to public nuisance issues, largely at present I believe from people going to the XOYO club; we are also subjected to regular very loud and late night noise from the "Magic roundabout" bar in the middle of Old Street roundabout. This sound is further amplified since the completion of the White Collar Factory as sound is reflecting off that building.

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

The application from Transport for more late night noise and drinking will inevitably lead to even more scenes of drunken people and late night noise in the immediate vicinity of Bezier, and near the other residential buildings surrounding 79-74 City Road. It is as if Islington is determined to make the area one that isn't suitable for residential buildings. Surely this should all be reviewed under the Cumulative Impact Policy?

Yours faithfully

[REDACTED]

[REDACTED]

REF 4

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 26 April 2017 17:43  
**To:** Licensing  
**Subject:** WK/170009361 - Transport, basement & Ground Floors, 70-74 City Road EC1Y 2BJ

Dear Sir/Madam,

I am writing regarding the above licensing application.

I am a resident in the [REDACTED], which is opposite 70-74 City Road. I am writing to object to the application above.

The area around Old Street and City Road is frequently subjected to public nuisance issues. I believe this is often from people going to the XOYO club and in addition we are also subjected to regular very loud and late night noise from the "Magic roundabout" bar in the middle of Old Street roundabout. This sound seems to have become worse since the completion of the White Collar Factory as sound is reflecting off that building.

This often results in an threatening and intimidating atmosphere even at relatively early times of the evening. As a female I often feel vulnerable when approaching the area immediately around Old Street roundabout.


Furthermore the behaviour of some people, clearly under the influence of either alcohol or drugs (I have seen evidence of materials on the ground) has resulted in problems around the entrance to the Bezier building. People destroy the foliage in the tubs (these have been replanted on numerous occasions at great expense); people urinating close to the building including in the Planters, against the door to the rear of the property and the underground garage entrance (which was captured on CCTV). All this happens regularly despite the XOYO stewards who patrol in front of the building entrance. There are regular confrontations involving the building concierge, and it is only a matter of time before an incident occurs affecting public safety.

The application from Transport for more late night noise and drinking will undoubtedly further compound the quite considerable issues we already face from inebriated people and late night noise in the immediate vicinity of Bezier, and near the other residential buildings surrounding 70-74 City Road. The environment will be further impacted by agreeing to this licence (which such late hours) and make it even more difficult for residents of the area. Please consider reviewing this under the Cumulative Impact Policy?

Yours sincerely

[REDACTED]

[REDACTED]

 Think B4U print - do you really need to print this e-mail?  
1 ream of paper = 6% of a tree and 5.4Kg CO2  
3 sheets of A4 paper = 1 litre of water

# N U A L A

70-74 City Road  
London, EC1

16 May 2017

Hi [REDACTED]

Thank you for raising your concerns in your letter of representation to the licensing application for my new proposed premises "Nuala" at 70-74 City Road.

I would like to take this opportunity to explain what we are trying to achieve and directly address the potential issues raised by the four residential representations, including your own.

I know you already appreciate that this application within the Bunhill cumulative impact area does not seek to extend hours or capacity or introduce a new premises licence into the area.

In fact, the existing premises licence is far more expansive than the licence I am now applying for (by way of a variation to the existing licence, not a new application). Exceptionally, if granted, the varied licence I have applied for will:

- 1) Reduce the current 04:30hrs closing time on Friday and Saturdays to 02:30hrs (with licensable activities, including the sale of alcohol and regulated entertainment, ending at 02:00hrs), i.e. two hours earlier than the existing licence).
- 2) Effect no change to the existing hours from Sunday – Thursday.
- 3) Reduce the existing capacity of 400 to 350 customers (and this may be further reduced depending on a fire risk assessment).
- 4) Reduce the existing licensable and trading areas.
- 5) Transform a previously alcohol-led bar/club premises (with bar food) into a heavily food-led premises, which also serves alcohol. If this variation is

granted, the reduced hours will ensure that this venue cannot operate as a nightclub.

- 6) Noise insulate the premises to ensure that no noise-escape disturbs residents.

All of these changes are far more likely to *reduce* the impact of the existing premises licence on the Bunhill cumulative impact area rather than add to them. That is certainly my intention in asking for a reduced licence (rather than just using the much later existing hours). I have taken this unusual approach because I want to work in harmony with, and enhance, the community in which I will work full-time as the Chef Proprietor of Nuala.

In preparing this application I have worked very closely with the responsible authorities at Islington Council, including the police and noise-pollution teams. I have taken on board all their constructive suggestions. As a result, and once again exceptionally, none of the responsible authorities (including the police, noise-pollution team and licensing officers) have objected to this application in its current form. Those professional officers, with good reason, believe that this application will improve the existing situation if it is granted.

However, it is very important for me to address your proper concerns and answer your questions, which is the intention of this letter. If you still have any queries I will of course be delighted to hear from you.

The reason that I still require the late, albeit reduced, hours I have now applied for is to ensure that the premises is viable as a business. Any further reduction in hours will jeopardise the whole project.

### My background

My background is as a Chef. My team and I have worked in a series of Michelin-starred restaurants both in the UK and Europe including The Ledbury, Heston Blumenthal's Fat Duck, Clove Club, Chiltern Firehouse, Noma and St John. I have worked in hospitality for over 10 years and for the last 2 have been searching for a place to call home to open our first restaurant, bakery and whisky lounge. We all

have vast operational experience in the world's best restaurants and bars and think that this is the right time to branch out on our own.

Philippa Davies from Derwent, the freeholders, approached me one year ago to look at the space inside the White Collar Factory, an office led development. Having lived in and around Old Street for the majority of my 9 years in London, I immediately fell in love with the location, its architecture and 'proper' London charm.

All of my own personal savings have been invested into this project, together with much of the savings of my family ("Nuala" is the name of my younger sister who will be working with me). This is motivation enough for me to ensure this project works. However in order to make it work I know I must operate this venue harmoniously with the expectations of my neighbours whose custom and goodwill I must retain for the business to be a success. I expect the vast majority of my customer-base to be local residents and local workers.

### The Nuala concept

Since our initial talks with Derwent, it has been a driving ambition of mine to evolve the concept so that it fits perfectly with its surroundings, proves itself to be a real asset to the community and uniquely fits the needs of the residents and the day to day transitional demands of the area.

From opening up in the morning to bake bread in our wood fired oven, to our 'to go' counter outside where we will make delicious sandwiches from our freshly baked sourdough bread, to lunch in the restaurant where we will offer a large and very reasonably priced *a la carte* offering. A substantial dinner menu will be available in the premises until well after midnight on the nights that we open past that hour.

Throughout the venue we will showcase the best of British ingredients including our dedicated supply of Highland beef. Our relaxed service will offer an enjoyable environment that transitions into a controlled late night experience offering the best whisky selection in the world and fine wines. This is not a venue where people who wish to get drunk would either wish to attend or be welcomed.

Creating such a multi faceted business that operates from the morning to 2am (on Fridays and Saturdays) is not out of a personal desire, as it puts a massive strain on the staff and myself. Instead it comes from a commercial necessity to create a sustainable business that simply does not fail in the initial years in the toughest economic climate for hospitality start ups, with increasing food and staff costs, rents and business rates and uncertainties with European labour.

I also started this project to make a stand against the current restaurant model where the sustainability of the chef and staff is a complete afterthought. I really have the desire and intention to pay every one of my employees, from kitchen porter to the runners to the waiters a good wage and pension that goes beyond the London living wage. Ultimately this means creating a business with loyal and happy staff who exceed customer expectations and therefore ensure a solid revenue stream.

During the process of purchasing the existing licence, the shortcomings of the previous owners and their flawed operational procedures were brought to my attention. As a first time owner, but seasoned operator, in London, it is my duty and professional desire to operate this business as properly as possible in order to promote the interests of the community I will be a part of. Attracting the right clientele is essential. It will be very bad for both the local community and for my business to attract clientele who are badly behaved and create a public nuisance. Those type of clients will drive away my target audience.

My objective is to create a space that you and your neighbours can hopefully enjoy on a daily basis throughout the day and take advantage of the residents' discounts at dinner time. I hope that the manner of Nuala's operation will be a beacon for operational excellence in the eyes of residents, Islington Council, Islington Police and Derwent to ensure a well managed estate.

I do not do things by half-measures and I stand by my promises.

Please let me now explain how I will do this and reply to the issues outlined in your letter.

### Design and Noise Pollution

I have worked closely with Derwent on the finalised construction plans to not only make the space more fire safe with full disabled compliance but also to address all noise leakage that I hear has been a major problem with previous operators of this site. We have done this by;

- Removing direct access from basement to Featherstone Street and redirecting fire escape via internal redeveloped areas.
- Replacing all old light wells with extra thick glass with concrete poured on site to perfectly seal the basement.
- Put in soundproof glazing and noise lobbies to pavement.
- Built an extra block wall on basement level to further sound insulate the space.

As a testament to this and on recommendation of Islington Noise Pollution team I have employed an independent acoustic expert, Torben Andersen from RBA to carry out an acoustic survey of the space. This was carried out on Thursday 11 May 2017 at 01:00hrs. We found that the maximum noise limits that we could play internally without impacting the immediate background noise level externally was 100 decibels. This is a much higher level than I would ever dream to play in a restaurant or whisky lounge. We also carried out tests on the corner of Mallow Street and Featherstone Street, and in front of your house, and at a higher sound level (106 decibels) and found no recorded increase in noise levels. These tests demonstrate that the sound-proofing I have installed will prevent the type of noise-leakage problems residents have experienced in the past. Please see RBA's survey and dispersal procedures which I have attached.

### Public Nuisance, Drug Usage, Crime and Disorder

In order to reduce the risk of noise or other issues from customers arriving and dispersing at night I will introduce a number of measures.

From 6pm on Thursday, Friday and Saturday a senior member of management will stand outside the premises until 02.30hrs with a doorman on both exits and an extra member of security.

One staff member will be positioned at the corner of Featherstone Street and City Road and the other at the City Road entrance. Security will patrol the area

around Featherstone Street and Mallow Street to ensure that customers walking near to residential premises do not create a disturbance.

Additionally, at closure time the premises will be managed to ensure a gradual dispersal of customers. Customers will be chaperoned into waiting taxis.

Internally we will aim to stagger our closure times on each floor, but there needs to be operational flexibility to achieve the optimum outcome.

A professionally-advised dispersal policy is being drawn up and will be employed to minimise the risk of departing customers causing a nuisance to residents.

I have a zero tolerance to all drug usage by customers and also by staff. As mentioned, on the busiest nights my doormen will police the area, including Featherstone Street and Mallow Street to discourage drug usage and disperse all public nuisance offenders (whether they are my customers or, more likely, customers of other late night premises in the area). I think the presence of my employees at this time of night at these junctions will ultimately be a positive influence to the surrounding areas and bring some added security to the area.

#### Ground and lower-ground floors

The ground floor needs the same licensing arrangements as the lower ground 'whisky' lounge. The permitted hours for the sale of alcohol and regulated entertainment have been reduced on both floors in this variation application.

As we are a food-led concept with an open staircase and a very fluid design between downstairs and upstairs it is impractical to enact different and inflexible licensing arrangements over each floor without incurring an extra construction spend which is money I just don't have. The only non-emergency exit from the lower-ground floor is via the ground floor. Also with one central kitchen, the extra walls and doors needed to enact two different closing times will make it near impossible to serve hot food to all customers and ultimately decreases another revenue stream and will make the business unviable.

In relation to the licensing terms mentioned. As a first time operator with a lot of high class office tenants moving into the White Collar Factory that will have demands for office events. I need to keep my licensed operational capabilities as

open-ended as possible so that I am able to accommodate all forms of private hire that will prove a very needed revenue stream in the opening months of the business over Christmas.

### Licensable Area

The licensable area I am applying for is considerably small than the existing one. I can confirm that there will be no loud-speakers or sale of alcohol in the two new noise lobby areas at both entrances.

The previous licensable area was 361m<sup>2</sup>. The new licensable area is 280m<sup>2</sup>, making a total reduction in licensable area of 81m<sup>2</sup>.

### Capacity

There will be a reduction in the existing capacity. The existing capacity is 400. I am reducing this to no more than 350 customers (and this may be further reduced followed a fire risk assessment). However, it will be a very rare occasion when we operated at anywhere near full capacity. The seating count at tables is 175 though to accommodate standing canapé receptions, which will no doubt be a major demand of the 3,500 incoming office tenants in White Collar Factory, I need flexibility on table numbers depending on the particular night.

### Next steps

I am sorry for the length of this letter, but I really hope it explains my position and answers all the queries raised in your letters. As one of my neighbours to-be, I very much want to start our relationship on the best footing, so I would be very happy if you would like to meet me on site to walk through the space and look at all the measures I have already taken to make sure this a place we both can be proud of. Please find my direct number below and do not hesitate to call me at anytime if you have any more concerns.

Yours Sincerely

Niall Davidson

Owner of NUALA, EC1

## ACOUSTIC CONSULTANT NOTE



By:	Pritham D'Souza
Date:	18 May 2017
Subject:	Initial Noise Breakout Assessment
Premises:	70-74 City Road, London

## 1. Introduction

NTD Restaurants propose to open a restaurant/bar venue, which will operate till 2am at 70-74 City Road, Islington, London.

RBA Acoustics has been appointed to determine suitable noise levels within the premises to ensure negligible noise breakout from the venue to the neighbouring residential properties.

The results of the noise measurements and associated assessment are presented herein.

## 2. Local Authority Liaison

Following our exchange with the London Borough of Islington it was agreed that, as with similar premises, to issue the license, the local authority would require that the noise breakout from the premises does not in any way affect the residents of the surrounding area.

## 3. Assessment Approach

### a) Date of Assessment and Site Conditions

Pritham D'Souza of RBA Acoustics carried out the initial assessment to determine the existing noise breakout levels between 12am and 3:30am on 11<sup>th</sup> May 2017, when background levels were the lowest.

Both basement and ground floor levels had acoustically 'hard' surfaces with no furnishings. As a part of the testing, the ground floor doors were blocked up to be similar to future situations, once lobbies are installed.

### b) Measurement Track

The assessment was carried out with two different test signals/tracks. The first assessment was undertaken using Pink noise. Additional tests were conducted using "Phat Planet" by Leftfield as a worst-case, high-bass test track.

### c) Assessment Procedure

For the first instance of the assessment, pink noise was played within the venue at both Basement and Ground floor levels. Further assessments were undertaken using the track "Phat Planet" by Leftfield. Assessments of noise breakout in all instances were conducted along City Road, Featherstone Street and Mallow Street, near the closest residential premises along each street.

All the test signals/tracks were played within the venue in the basement and ground floor levels and the volume of this adjusted incrementally until it was at a point where music was only just discernible on the pavement along City Road and Featherstone Street and not audible at the nearest

residential receptors along City Road and Mallow Street. At this noise level, it was considered that music noise intrusion would not be sufficient to cause a noise disturbance or noise nuisance to residents of the property.

A 1-minute  $L_{eq}$  measurement was then carried out at the measurement position within the premises to determine the 'threshold value' of audibility at the nearest residential receptors.

#### d) Assessment Locations

Assessments were undertaken at five locations around the premises. Please see Site Plan 8016/SP1 for details of the assessment positions.

#### e) Instrumentation

The equipment detailed in the Table 8016/T3 below was used for the noise level measurements.

Table 8016/T3 – Measurement Equipment Used

Manufacturer	Model Type	Serial No.	Calibration	
			Certificate No.	Valid Until
01dB A&V Type 1 Sound Level Meter	Black Solo 01	65678	U20636 / U20637(RT's)	3 February 2018
01dB A&V Pre Amplifier	PRE 21 S	16316		
01dB A&V ½" Microphone	MCE 212	166503	21953	24 June 2018
01dB-Stell Calibrator	Cal 21	35242481	U20634	2 February 2018
NTI Minirator	MR1	GTR748F1D0	N/A	N/A
JBL Loudspeaker	515XT	15005551394	N/A	N/A
JBL Loudspeaker	515XT	VTP1124-18980	N/A	N/A
Opera Loudspeaker	510DX	L503003892	N/A	N/A

The equipment was calibrated prior to and on completion of the site visit. No significant calibration drifts were found to have occurred.

#### 4. Accreditation

The author of this report, Pritham D'Souza is an Associate Member of the Institute of Acoustics (AMIOA). RBA Acoustics Ltd are registered with both the Association of Noise Consultants and the Institute of Acoustics.

## 5. Results

From the tests conducted at 70-74 City Road, it was found that for the basement level, a limiter of 100dB (A) would ensure that noise from the venue would be inaudible at the nearest residential receptors along City Road, Featherstone Street and Mallow Street. At the ground floor level, music levels of 85dB (A) were considered to be inaudible at the nearest residential receptors.

The reviewed 'threshold of audibility' levels are shown in Tables 8016/T4 for the basement and ground floor levels at 70-74 City Road.

Table 8016/T4 – Required Noise Limiter Settings

Level	$L_{eq,1min}$ (dBA)
Basement	100
Ground Floor	85

The proposed limiter level for the basement is comparable with typical noise levels in a bar/music venue. The limiter level proposed for the ground floor are comparable with that of a busy restaurant with no loud music.

The detailed design of the loudspeaker locations will be developed in order to minimise the degree of noise break-out.

In addition, an electrical contactor will be installed to the fire exit such that opening of the fire exit doors automatically lowers the music noise level.

## 6. Dispersal Policy

As part of the considerate management policy for the venue, we have advised the operators the following, which they will implement and undertake at the end of each evenings trade.

- The ground floor area will be closed and patrons will be asked to leave approximately 30 minutes prior to the basement area.
- Music noise levels will be reduced gradually over the final 30 minute period for each area.
- All patrons leaving the venue will be encouraged to do so in a quiet manner.

## 7. Conclusion

An initial test to determine noise breakout and recommended limiter levels was carried out at 70-74 City Road, London by RBA Acoustics. As per the requirements of the London Borough of Islington with regards to similar premises, a limiter/threshold of audibility level was determined for the basement and ground floor levels of the venue.

Following this assessment, some control on music levels will need to be given (such as a noise limiter) at both levels. To further control noise-breakout from the ground floor level, it is understood that lobbied door sets will be implemented.

Once the restaurant has been fitted out we will undertake a formal limiter setting exercise and submit a detailed report.



**Remove and replace the following condition from the current premises licence**

**Annex 2 Condition 13**

The maximum number of persons accommodated at any one time in the premises shall not exceed the following:

Ground Floor: 200

Basement: 200.

**Conditions consisted with the operating schedule (to replace the above condition)**

The maximum number of persons accommodated at any one time in the premises shall not exceed 350 customers with a maximum capacity for each floor as follows:

Ground Floor: 200

Basement: 200



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