

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

Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	26 March 2018		Clerkenwell

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

RE: GROUND CONTROL CAFÉ, 61 AMWELL STREET, LONDON EC1R 1UR

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 the premises from 12:00 until 20:30 Monday to Sunday.
 - ii) Opening hours, from 12:00 until 20:30 Monday to Sunday.
- 1.3 The premises is not currently licensed, but has been operating as a coffee shop to the times listed above since DATE. The application is to allow sales of alcohol with alcohol with meals.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No - Conditions Agreed
Noise	No – Conditions Agreed
Health and Safety	No

Trading Standards	No – Conditions Agreed
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes – Two residents
Other bodies	Yes – A local business owner

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 Clerkenwell 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 three letters of representation in opposition to this application. These were from two local residents and a local business owner.
- 3.4 The applicant has accepted conditions from the Police and Islington's Noise and Trading Standards service. As a result of this acceptant, none of the Responsible Authorities made any representations to the application.
- 3.5 On receipt of the representations, the representors were advised of the terms and conditions which would be in place if a licence was granted. Two of the representors confirmed they still wanted to go ahead with their representation.

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

Date 12/3/18

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

Application for a premises licence to be granted under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

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

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

You	may	wish to keep a copy of the comple	ted form for y	our re	cords.	
appi desc rele	(Insert) ly for cribed vant l	OUND CONTROL CAFES LIMI ert name(s) of applicant) a premises licence under section in Part 1 below (the premises) a licensing authority in accordance Premises details	17 of the Li	makin	g this applicat	ion to you as the
GRO	INUC	lress of premises or, if none, ordna D CONTROL ELL STREET	nce survey m	ap refe	erence or descri	ption
Post	town	LONDON			Postcode	ECIR IUR
Tele	phone	e number at premises (if any)	020 7502 1	201		
Non	-dom	estic rateable value of premises	£6000			
Part	2 - A	pplicant details				
Plea	se stat	te whether you are applying for a p	oremises licen	ce as	Please tick	as appropriate
a)	an i	individual or individuals *			please comple	ete section (A)
b)	a pe	erson other than an individual *				
	i	as a limited company/limited lia partnership	bility	X	please comple	ete section (B)
	ii	as a partnership (other than limit	ed liability)		please comple	ete section (B)
	iii	as an unincorporated association	or		please comple	ete section (B)
	iv	other (for example a statutory co	rporation)		please comple	ete section (B)

please complete section (B)

a recognised club

c)

d)	a charity					please com	plete section (B)
e)	the proprietor of ar	educations	al establis	shment		please complete section (B)		
f)	a health service bo	dy				please com	plete section (B)
g)	a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales							
ga)	a person who is reg Part 1 of the Health					please com	plete section (B)
	(within the meaning independent hospit						*	
h)	the chief officer of police of a police force in □ please complete section (B) England and Wales							
* If y below	ou are applying as a	person desc	cribed in	(a) or (b) pl	ease co	onfirm (by tic	king yes to on	e box
	carrying on or propo ises for licensable ac		y on a bu	siness whic	h invo	ves the use of	f the	x
I am	making the application	on pursuant	t to a					
	statutory function	OF						
				2017 (1987 14 AC)				
	a function discharg		e of Her	Majesty's p	reroga	tive		
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SECOND INDIVIDUAL APPLICANT (if applicable)

M n	Mrs		Miss		N	∕ls □	100000000000000000000000000000000000000	er Title (for mple, Rev)		
Surname				- W. (1991)		First na	mes			1.17
Date of birtl	1			I an	n 18 ye	ars old or	over	□ Pl	ase tick yes	
Nationality										
Current posts different from address										
Post town								Postcode		
Daytime con	tact tel	ephon	e numbe	r						
E-mail addr (optional)	ess									
Name GROUND C						ress of ea	en p	arty concern	ea.	
Address 446A GREE PALMERS O LONDON N13 5XD	NS LAN					_			1.0.4.0	
Registered no	ımber (v	vhere	applicabl	e)						
Description of LIMITED Co	4.4		or exampl	e, part	nership	, compan	y, uni	incorporated	association etc	:.)
Telephone no 020 8807 454		f any)	14 14 1 14 1						Kii I	
E-mail addre			K.COM							

Part 3 Operating Schedule

** 114	in do you want the premises needed to start:	01/03/2018
	ou wish the licence to be valid only for a limited period, when ou want it to end?	DD MM YYYY
THI SEA SOF MEI	se give a general description of the premises (please read guidants is a SMALL CAFÉ SITUATED AT STREET LEVEL ON ALTING FOR 12 INSIDE AND FOR 8 OUTSIDE. WE CURREN T DRINKS, SOUPS AND SANDWICHES AND ARE LOOKING AND TO INCLUDE THE SERVING OF ALCOHOL WITH MISES DAILY FROM 12:00 – 20:30.	MWELL STREET WITH TLY SERVE COFFEE, NG TO EXPAND OUR
	000 or more people are expected to attend the premises at any time, please state the number expected to attend.	N/A
Wha	t licensable activities do you intend to carry on from the premise	s?
(plea	se see sections 1 and 14 and Schedules 1 and 2 to the Licensing	Act 2003)
Prov	ision of regulated entertainment (please read guidance note 2)	Please tick all that apply
a)	plays (if ticking yes, fill in box A)	
b)	films (if ticking yes, fill in box B)	
c)	indoor sporting events (if ticking yes, fill in box C)	
d)	boxing or wrestling entertainment (if ticking yes, fill in box D)	
e)	live music (if ticking yes, fill in box E)	
f)	recorded music (if ticking yes, fill in box F)	
g)	performances of dance (if ticking yes, fill in box G)	
h)	anything of a similar description to that falling within (e), (f) or	(g)

Provision of late night refreshment (if ticking yes, fill in box I)	
Supply of alcohol (if ticking yes, fill in box J)	X
In all cases complete boxes K, L and M	

Standa	y of alcoh ard days ar	nd	Will the supply of alcohol be for consumption please tick (please read guidance note 8)	On the premises	x
-	s (please r ice note 7)			Off the premises	
Day	Start	Finish		Both	
Mon	12:00	20:30	State any seasonal variations for the supply of a guidance note 5) N/A	lcohol (please	read
Tue	12:00	20:30	NA		
Wed	12:00	20:30			
Thur	12:00	20:30	Non standard timings. Where you intend to use the supply of alcohol at different times to those l	isted in the	for
Fri	12:00	20:30	column on the left, please list (please read guidant N/A	ce note o)	
Sat	12:00	20:30			
Sun	12:00	20:30			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name POLLY HA	MILTON
Date of birt	h 21/04/1944
Address 10 ST. HEL LONDON	EN'S GARDENS
Postcode	W10 6LR
Personal lice 14-145152-1	nce number (if known)
Issuing licen RBKC	sing authority (if known)
RBRC	

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

THIS IS A CAFÉ RESTAURANT APPLICATION FOR AN ALCOHOL LICENSE AND NO OTHER ACTIVITIES, OTHER THAN DINING, ARE PLANNED.

L

open t Standa timing	premises o the pub ard days ar s (please r ce note 7)	olic nd read	State any seasonal variations (please read guidance note 5) N/A
Day	Start	Finish	
Mon	12:00	20:30	
Tue	12:00	20:30	
Wed	12:00	20:30	Non standard timings. Where you intend the premises to be open
Thur	12:00	20:30	to the public at different times from those listed in the column on the left, please list (please read guidance note 6) N/A
Fri	12:00	20:30	IVA
Sat	12:00	20:30	
Sun	12:00	20:30	

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

a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)
WE ARE AN ESTABLISHED CAFÉ AND MEMBER OF THE LOCAL COMMUNITY. WE BELIEVE THAT PROVIDING AN INCREASED MENU AND ALCOHOL WILL CONTRIBUTE POSITIVELY TO THE LICENSING POLICY GOALS OF ENCOURAGING SOCIALISING OPPORTUNITIES, PARTICULARLY FOR THOSE LIVING IN THE NEIGHBOURHOOD.
b) The prevention of crime and disorder
THE STAFF ARE CONSCIOUS OF THE LOCAL ENVIRONMENT AND ARE FULLY
TRAINED TO DEAL WITH ANY OBJECTIONABLE BEHAVIOUR. ALCOHOL WILL ONLY BE SERVED TO PATRONS WHO ARE SEATED AND EATING.
c) Public safety
WE WILL ENCOURAGE OUR PATRONS TO LEAVE THE PREMISES IN AN ORDERLY
MANNER AND BE RESPECTFUL OF OUR NEIGHBOURS. CCTV IS BEING INSTALLED ON THE PREMISES.
d) The prevention of public nuisance
SIGNAGE TO LEAVE QUIETLY; THE LIMITED SIZE OF THE PREMISES WILL MEAN THAT CROWDS WILL NOT GATHER THERE.
e) The protection of children from harm
CHILDREN WILL NOT BE SERVED ALCOHOL AND THERE ARE NO OTHER
ACTIVITIES HAPPENING ON THE PREMISES OTHER THAN THE SERVING OF FOOD.
Checklist:
Please tick to indicate agreement

6	I have made or enclosed payment of the fee.	X
•	I have enclosed the plan of the premises.	X
	I have sent copies of this application and the plan to responsible authorities and others where applicable.	X
•	I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.	
•	I understand that I must now advertise my application.	X
	I understand that if I do not comply with the above requirements my application will be rejected.	X
=		
	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15)	

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

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

Part 4 - Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	• [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 licesable activity) and I have seen a copy of his or her

	proof of entitlement to work, if appropriate (please see note 15)				
Signature					
Date					
Capacity	COMPANY DIRECTOR				

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.

Signature			
Date			
Capacity			
Contact name (where not protein this application (please reaction)		ostal address for correspondence asso	ociated with
Post town		Postcode	
Telephone number (if any)			
If you would prefer us to co	prrespond with you by	e-mail, your e-mail address (optional)

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout
 and any other information which could be relevant to the licensing objectives. Where
 your application includes off-supplies of alcohol and you intend to provide a place for
 consumption of these off-supplies, you must include a description of where the place will
 be and its proximity to the premises.
- 2. In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
 - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.

w	I understand that I must now advertise my application.	
•	I understand that if I do not comply with the above requirements my application will be rejected.	
•	[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).	

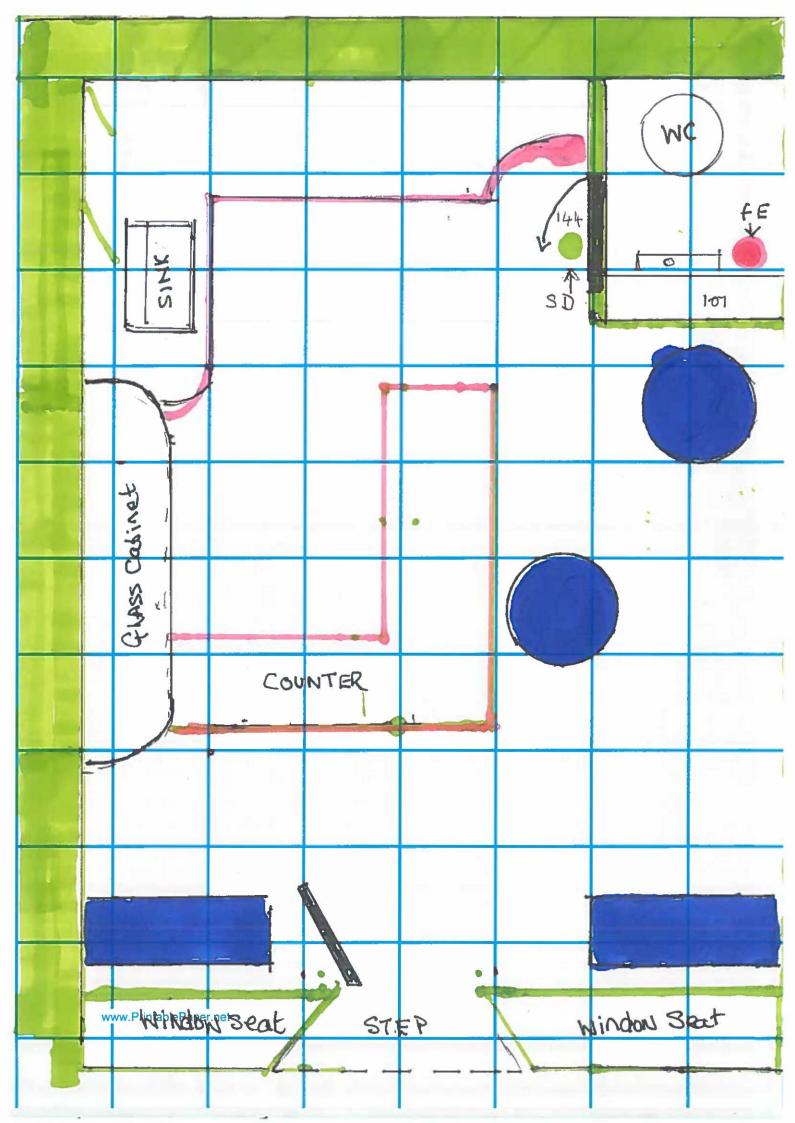
IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

Part 4 - Signatures (please read guidance note 11)

Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.

Declaration	 [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 licesable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	Poly Harult
Date	31/01/18
Capacity	aniano di Roda



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Floor Plan 3 PAGES

The Red



FE in the toilet area is the Fire Extinguisher

The Green



SD Dot is the smoke Detector (On wall above toilet door)

Appendix 2

Williams, John

From:

Sent:

27 February 2018 19:43

To:

Licensing

Subject:

Re; Ground Control application, 61 Amwell Street, EC1R 1UR

Dear Sir/Madam,

i am writing to object to the application at 61 Amwell Street for an alcohol license on the grounds of:

- 1 The amount of drugs in the area has dropped considerably since the pub (Amwell Arms) has ceased to operate, this new venue will attract a new source of revenue for the old dealers, we are terrified at them returning to our streets
- 2 The sale of alcohol will encourage anti social behaviour as the premises is very small & would spill on to the streets causing nuisance to local neighbours & public alike
- 3 We believe that public safety would be compromised as a coffee shop they have 2 tables directly outside & a further 4 on the public footpath (especially in the warmer times of the year), with the terms allowing from 12-8-30 pm drinking with no additional support re supervision we believe it would be a total tinder box ready to explode, people will be smoking & drinking along the pavements outside our homes
- 4 At the moment the shopfront at 61 is a coffee shop with the introduction of alcohol it would change the complete feel of the area, we are primarily a residential & a conservation area

5 unsuitability of premises

Kind regards,

Williams, John	
From:	
Sent:	13 February 2018 14:05
To:	Licensing
Subject:	Complaining for Ground Control Cafes shop
Hi	
Dear Sir / Madam	
My name is	
I am complaining abou	t - Ground Control Cafes-(61 Amwell Street, Islington, EC1R 1UR, London)
You are trying to give a	Alcohol Licenses to Ground Control Cafes Shop. This Coffee Shop is
We don't want it. Beca	ause
-This is Residents Area	. And,
-They will making of N	loisy for environment.
And then,	
-Drunk people's will as make problems to will making again.	sking more Alcohol from shop. If we are not selling to drunk people, they will Next to had Pub, So We had experience before), So, the same Problems
Kind Regards,	

Thank you so much

Williams, John

From:

Sent:

22 February 2018 16:59

To:

Subject:

Licensing

Re: Objection to Alcohol Cons. On Premises Application - GROUND CONTROL EC1R

John

Apologies, it is:



Thanks,

Sent from my iPhone

On 22 Feb 2018, at 16:56, Licensing < Licensing@islington.gov.uk > wrote:

Pease provide your full residential address if you wish us to accept your email as a representation against this application.

Regards

John Williams
Licensing Support Officer
Public Protection
222 Upper Street
London
N1 1XR

Tel: 020 7527 3803 Fax: 020 7527 3430

Email: john.williams@islington.gov.uk Website: www.islington.gov.uk

From:

Sent: 19 February 2018 11:27

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

Subject: Objection to Alcohol Cons. On Premises Application - GROUND CONTROL EC1R

To Whom it may concern,

I am a neighbour of Ground Control – I live at

and

object to their application for an alcohol license -

http://planning.islington.gov.uk/Northgate/Online/EGov/License Registers/StdDetails.aspx?PT=&TY PE=LicenceRegistersFullDetailsPK&PARAM0=%27WK/180003066%27&PARAM1=0&XSLT=/Northgat

Suggested conditions of approval consistent with the operating schedule

- 1. The premises licence holder shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
- 2. 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.
- 3. The premises licence holder will encourage our patrons to leave the premises in an orderly manner and to be respectful of local residents.

Suggested conditions from Trading Standards - Agreed

- 4. The licensee shall adopt 'Challenge 25', the Retail of Alcohol Standards Group's advice for off-licences, and promote it through the prominent display of posters.
- 5. Age-restricted products training shall cover the following steps: the assessment of age; how and when to challenge for proof of age; acceptable proof of age and how to check it; and recording refusals.
- 6. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.

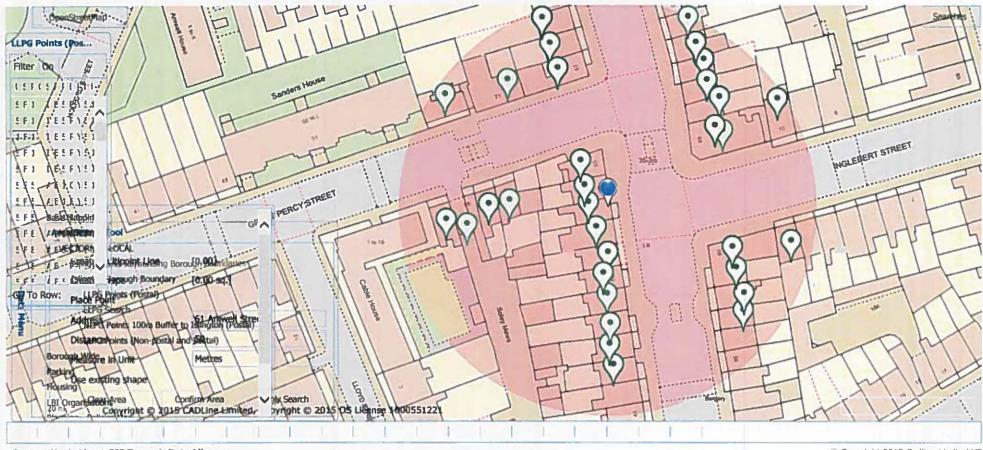
Suggested conditions from the Police – Agreed

7. CCTV shall be installed, operated and maintained in agreement with the Police. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hours of any request.

Suggested conditions from Islington's Noise Service - Agreed

- 8. There shall be no vertical drinking.
- 9. Alcohol shall not be sold or supplied on the premises other than to persons purchasing food there and for consumption as ancillary to his/her meal.
- 10. The last sale of alcohol shall be 30 minutes before the stated closing time.
- 11. All outside furniture shall be fitted with rubber pads to the bottom of the legs to minimise noise when moved.
- 12. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.

Islington iviapping



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