



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	11 th September 2014		Bunhill

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
MARKET CAFÉ, 132 WHITECROSS STREET, LONDON EC1Y 8QJ

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The new application is to:
- Supply alcohol for consumption on the premises from 12:00 to 23:30 on Monday to Sunday;
 - Late Night Refreshment both on and off of the premises from 23:00 to midnight Monday to Sunday.
 - Opening hours of the premises from 07:00 to 00:00 Monday to Sunday.

2. Relevant Representations

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

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

3. Background

3.1 Papers are attached as follows:-

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

3.2 History of the premises

- i. The premises is currently unlicensed.
- ii. On 25 June 2014 the Licensing Sub Committee refused an application by Mr Mehmet Ali Kaya (business partner for the current applicant) for a premises licence to supply alcohol for consumption on the premises from 12:00 to 23:30 on Monday to Saturday and from 12:00 to 22:30 on Sunday.
- iii. On 17 July 2014 the Licensing Authority sent Mr Ahmet Kabayel a warning letter for selling alcohol either from the premises or in breach of the conditions of the two licensed premises across the street that he is the licensee.

4. Planning Implications

- 4.1 The property was granted a certificate of lawfulness for existing use of the ground floor as a café (A3) on 16 February 2005. There are no opening hours restrictions. If the sale of alcohol will be associated with the sale of food there is a change of use to A4.

5 Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 To consider that this address is in the Bunhill Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.
- 5.3 If the Committee grants the application it should be subject to:

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 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 1st September 2014 .

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

WK/281452153

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.

I/We MR AHMET KABAYEL

(Insert name(s) of applicant)

apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in Part 1 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003

Part 1 – Premises Details

Postal address of premises or, if none, Ordnance Survey map reference or description MARKET CAFE 132 WHITECROSS STREET			
Post town	LONDON	Postcode	EC1Y 8QJ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£10,750

Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * ☒ please complete section (A)
- b) a person other than an individual *
- i. as a limited company ☐ please complete section (B)
- ii. as a partnership ☐ please complete section (B)
- iii. as an unincorporated association or ☐ please complete section (B)
- iv. other (for example a statutory corporation) ☐ please complete section (B)
- c) a recognised club ☐ please complete section (B)
- d) a charity ☐ please complete section (B)
- e) the proprietor of an educational establishment ☐ please complete section (B)
- f) a health service body ☐ please complete section (B)

ISLINGTON COUNCIL LICENSING	
Date	8/7/14
Fee Paid	190
Signature	
Stamp Number (please circle)	000010
Receipt Number	0671935
Received By	JW

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

* If you are applying as a person described in (a) or (b) please confirm:

Please tick yes

I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or ☒

I am making the application pursuant to a

statutory function or ☐

a function discharged by virtue of Her Majesty's prerogative ☐

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

Mr <input checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname KABAYEL			First names AHMET		
I am 18 years old or over			<input checked="" type="checkbox"/> Please tick yes		
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr <input type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname			First names		
I am 18 years old or over				<input type="checkbox"/>	Please tick yes
Current postal address if different from premises address					
Post town				Postcode	
Daytime contact telephone number					
E-mail address (optional)					

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD		MM		YYYY			
0	6	0	8	2	0	1	4

If you wish the licence to be valid only for a limited period, when do you want it to end?

DD		MM		YYYY			

Please give a general description of the premises (please read guidance note 1)
COFFEE SHOP, PLEASE REFER TO THE PREMISES PLAN FOR LAYOUT OF THE PREMISE.

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

What licensable activities do you intend to carry on from the premises?

(Please see sections 1 and 14 of the Licensing Act 2003 and Schedules 1 and 2 to the Licensing Act 2003)

Provision of regulated entertainment

Please tick any that apply

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

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

☒

Supply of alcohol (if ticking yes, fill in box J)

☒

In all cases complete boxes K, L and M

A

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

B

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

C

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

D

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

E

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

F

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

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) -		
Mon	23:00	00:00			
Tue	23:00	00:00			
			State any seasonal variations for the provision of late night refreshment (please read guidance note 4) NONE		
Wed	23:00	00:00			
Thur	23:00	00:00			
			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5) NONE		
Fri	23:00	00:00			
Sat	23:00	00:00			
Sun	23:00	00:00			

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) NONE		
Mon	12:00	23:30			
Tue	12:00	23:30			
			Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) NONE		
Wed	12:00	23:30			
Thur	12:00	23:30			
Fri	12:00	23:30			
Sat	12:00	23:30			
Sun	12:00	23:30			

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

Name MR AHMET KABAYEL	
Address	
Postcode	
Personal licence number (if known)	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8).
NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4) NONE
Day	Start	Finish	Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5) NONE
Mon	07:00	00:00	
Tue	07:00	00:00	
Wed	07:00	00:00	
Thur	07:00	00:00	
Fri	07:00	00:00	
Sat	07:00	00:00	
Sun	07:00	00:00	

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 9)

PLEASE REFER TO COVER LETTER

b) The prevention of crime and disorder

PLEASE REFER TO COVER LETTER

c) Public safety

PLEASE REFER TO COVER LETTER

d) The prevention of public nuisance

PLEASE REFER TO COVER LETTER

e) The protection of children from harm

PLEASE REFER TO COVER LETTER


Checklist:**Please tick to indicate agreement**

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

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

Part 4 – Signatures (please read guidance note 10)

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

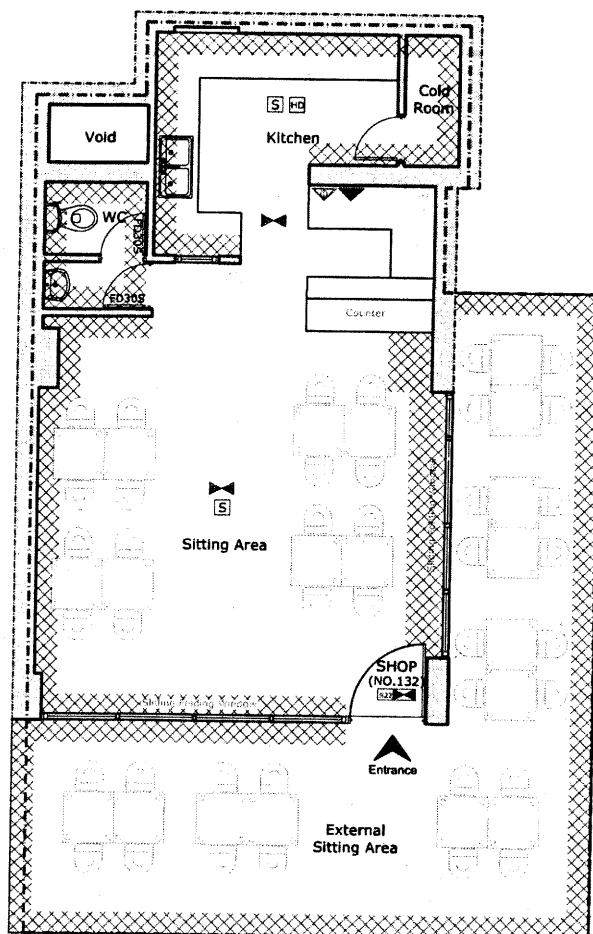
Signature	
Date	8 TH JULY 2014
Capacity	LICENSING AGENT

For joint applications, signature of 2nd applicant or 2nd applicant's solicitor or other authorised agent (please read guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

Signature	
Date	
Capacity	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13)
NARTS, 53 Stoke Newington High Street, London N16 8EL

Post town		Postcode	
Telephone number (if any)	020 7241 3636		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) info@narts.org.uk			



LEGEND

- AMBIT OF PREMISES
- LIQUOR SALES
- KITCHEN
- WC, PASSAGEWAY, ETC
- SAFETY LIGHTING
- SMOKE DETECTOR
- HEAT DETECTOR
- CARBON DIOXIDE FIRE EXTINGUISHER
- 9 LT. WATER FIRE EXTINGUISHER
- INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)
- 30min FIRE RESISTANCE DOOR (FIRE DOOR TO HAVE INTUMESCENT STRIPS AND SELF CLOSER)
- CCTV OPERATING SYSTEM

GROUND FLOOR AREA: 48.00m²

GROUND FLOOR PLAN

SCALE: 1/100

SCALE: 100 0 0.5m 1 1.5 2 2.5 3 3.5 4 4.5 5 5.5 6 6.5 7 7.5 8 8.5 9 9.5 10 m

Drawing Title

Existing Ground Floor Plan
Scale 1:100

Client: Mr. Mehmet Ali Kaya

Address: Market Cafe, 132 Whitecross Street,
London, EC1Y 8QJ

ALL DIMENSIONS TO BE VERIFIED ON SITE

Revision: Apr. 2014

Scale: 1:100 @ A4

Drawing
Number: 14.0235.01



PLANNING
LICENSING
ARCH CONSULTANCY

33b Grand Parade, Green Lanes,
Haringey, London N4 1LG
Telephone: (020) 8809 2320
Mobile: (078) 4241 0527
E-Mail: info@archpl.co.uk
Website: www.archpl.co.uk

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



55 Stoke Newington High Street
Stoke Newington
London N16 8EL

Telephone 020 7241 3636
Facsimile 0871 661 5283

info@narts.org.uk
www.narts.org.uk

Case Name: Mr Ahmet Kabayel /
132 Whitecross Street, London EC1Y 8QJ

Date: 8th July'14

Dear Sir/Madam,

Re: New Premises Licence for 132 Whitecross Street, London EC1Y 8QJ

Please find enclosed copy of application for a Premises Licence for above premises. You will note that this premises made an application recently which was refused by the licensing committee. The application had been made by Mr Mehmet Ali Kaya who is the business partner of Mr Ahmet Kabayel.

Mr Ahmet Kabayel is already a Premises Licence holder right opposite of the premises above.

177 Whitecross Street is licenced to sell alcohol until 23:00

And also

179 Whitecross Street is licensed to sell alcohol until 23:30 Monday to Sunday as well as later night refreshment until midnight. We have enclosed copy of the Premises Licence to this application for your attention.

He has been trading from above premises since 2006. He has a good knowledge of the area. He is able to demonstrate a track of good record of compliance with his licensing conditions at both premises. He is been working with local neighbourhood team to ensure the best practice are met by his premise. Over the years there has been no crime and disorder associated to the licensed premises above.

Mr Kabayel wishes to sell alcohol served with food at above premise. We offer conditions that are listed on his Premises Licence enclosed at Annex 2, conditions 1 to 15 and also 8 conditions on Annex 3 to promote the licensing objectives at 132 Whitecross Street.

We have attached copy of the premises plan and fee of £190 for this application.
Please do not hesitate to contact us at above address.

Yours Sincerely,

A stylized, handwritten signature in black ink, appearing to be a cursive 'N' followed by a flourish.

NARTS

**ISLINGTON****PREMISES LICENCE
LICENSING ACT 2003**

Premises licence number	09522-141010		
Postal address of premises, or if none, ordnance survey map reference or description			
179 - 181 WHITECROSS STREET			
Post town	London	Post code	EC1Y 3QP
Telephone number			

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor only

- The provision of late night refreshment
- The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities

- The provision of late night refreshment:

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

- The sale by retail of alcohol:

Monday	12:00	to	23:30
Tuesday	12:00	to	23:30
Wednesday	12:00	to	23:30
Thursday	12:00	to	23:30
Friday	12:00	to	23:30
Saturday	12:00	to	23:30
Sunday	12:00	to	23:30

The opening hours of the premises:

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

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

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

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

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

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


Assistant Director - Public Protection

3/11/10
Date of Issue

Annex 1 - Mandatory conditions

1. No supply of alcohol may be made under the premises licence-
 - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
 - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003
5. The responsible person shall take all reasonable steps to ensure that staff on relevant premises do not carry out, arrange or participate in any irresponsible promotions in relation to the premises.
6. The responsible person shall ensure that no alcohol is dispensed directly by one person into the mouth of another (other than where that other person is unable to drink without the assistance by reason of a disability)
7. The responsible person shall ensure that free tap water is provided on request to customers where it is reasonably available.
8. The responsible person shall ensure that a proof of age policy is in place.
9. The responsible person shall ensure that the following measures are available, and advertised:
 - a) beer or cider ½ pints;
 - b) gin, rum, vodka or whisky 25ml or 35ml; and
 - c) still wine in a glass 125ml.

Annex 2 - Conditions consistent with the Operating Schedule

1. CCTV monitoring system shall be installed and maintained. Recording shall be kept securely for a minimum of 31 days and shall be made available to the Police on request.
2. Clear and legible notices shall be displayed informing customers that CCTV is in operation.
3. Alcohol shall only be served as ancillary to a meal.
4. All emergency exits shall be kept free from obstruction at all times.
5. Clear and legible signs shall be displayed to remind customers to leave the premises quietly.
6. Ventilation and extract system shall install and maintained so as to prevent noxious smells causing a nuisance to nearby properties.
7. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
8. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.

9. The licensee and staff should note any refusals to sell to young people in a refusals log
10. The premises shall not be used under the licence until the means of escape and general arrangements at the premises are suitable and sufficient for health and public safety and have been approved in writing by the responsible authority for health and public safety.
11. The premises shall not be used under the licence until copies of the inspection and test certificates specified below, properly certified by approved competent persons, have been submitted to the council and have been approved in writing by the responsible authority for health and public safety.
Electrical installation, Emergency lighting, Fire alarm, Fire fighting appliances & Gas installation and appliances
12. No tables and chairs to be placed in Banner Street.
13. No deliveries will take place on Sundays or Bank Holidays and between the hours of 9pm and 8am other days of the week.
14. No rubbish including bottles will be moved, removed or placed in outside areas on Sundays or Bank/Public Holidays and between the hours of 9pm and 8am other days of the week.
15. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the area quietly.

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

1. CCTV monitoring system shall be installed to monitor the inside and outside dining areas and maintained. Recording shall be kept securely for a minimum of 31 days and shall be made available to the Police on request.
2. Staff shall patrol the area regularly and make sure that customers are not too noisy.
3. 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.
4. 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.
5. No drinks shall be taken outside after 10:00 pm and notices shall be prominently displayed at exits to that effect.
6. The outside tables and chairs shall be cleared away, or rendered unusable by 22:00.
7. No deliveries will take place on Sundays or Bank Holidays and between the hours of 21:00 and 08:00 other days of the week.
8. No rubbish, including bottles will be moved, removed or placed in outside areas on Sundays or Bank Holidays and between the hours of 21:00 and 08:00 other days of the week.

Annex 4 - Plans

Reference Number: E01072000

Williams, John

From:
Sent: 10 July 2014 10:15
To: Licensing
Subject: Market Cafe 132 Whitecross Street EC1Y 8QJ

Dear Sir/Madam
I am a local Resident

My Objection to the Licence are as follows.

Like my last representation I still object to people being allowed to eat and drink outside the premises after 21:00 hours. The Cafe opens at 06:30 hours with tables being put outside. I think the least we deserve as residents with Children and myself working shifts is a minimum of nine hours without tables and people outside the premises making noise. If the licence is Granted until 00:00 hours it means that we will only have six hours without people being allowed to sit outside which I find unacceptable.

I Have no problem with the licence being issued as long as a condition is put in stating that the outside area must be cleared after 21:00 hours all nights of the week.

Kind Regards



This email is free from viruses and malware because avast! Antivirus protection is active.

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address MARKET CAFE
132 WHITECROSS ST. LONDON EC1Y 8QJ

Your Name: _____

Interest: TENANT

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

Your Address: _____

Email: _____

Telephone _____

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

Public Nuisance MY REASONS FOR OBJECTING TO AN APPLICATION FOR A NEW LICENCE REGARDING THE MARKET CAFE, 132 WHITECROSS STREET, EC1Y 8QJ REMAIN EXACTLY THE SAME AS THE OBJECTIONS RAISED BY MYSELF IN MY LAST COMMUNICATION WITH THE ISLINGTON LICENSING SERVICE TEAM. I.E. THAT ALL TABLES AND CHAIRS OUTSIDE THE SAID PREMISES, TOGETHER WITH THOSE CONTINUING DOWN INTO BANNER STREET BE TAKEN INSIDE BY 9.00P.M MONDAY TO SATURDAY, INCLUDING SUNDAYS. THEREBY GIVING THE TENANTS OF GEORGE GILLET COURT A LITTLE RESPIRE FROM THE NOISE THAT IS GENERATED FROM SO MANY TABLES SERVING DINERS. I CONFIRM ONCE AGAIN I DO NOT OPPOSE THE CAFE HAVING AN ALCOHOL LICENCE BUT WOULD STRONGLY OBJECT TO THE PLAYING OF LOUD MUSIC, TAKING INTO ACCOUNT THE VERY CLOSE PROXIMITY TO GEORGE GILLET COURT.

Crime and Disorder I WAS GIVEN TO UNDERSTAND, THAT THE METROPOLITAN POLICE, HAVE STRONGLY OPPOSED TO THE NEW LICENCE BEING GRANTED TO THE MARKET CAFE, ON THE GROUNDS THAT WHITECROSS STREET HAS NOW BECOME SATURATED WITH PREMISES SERVING FOOD AND ALCOHOLIC DRINKS. I WAS ALSO GIVEN TO UNDERSTAND THAT AT THE LAST LICENSING MEETING AT THE ISLINGTON TOWN HALL, THAT A POLICE STATEMENT WAS MADE THAT WITHIN THE LAST SIX MONTHS, OVER 20 REPORTED CASES OF CRIME HAD OCCURRED IN WHITECROSS ST ALONE, SOME (I BELIEVE) 10 OF THOSE CRIMES WERE OF A VIOLENT NATURE, AND ALSO IN MANY CASES ALCOHOL WAS INVOLVED. THIS IS OF COURSE VERY WORRYING TO ALL TENANTS IN THE AREA, WHEN LEARNING YET MORE PREMISES WANT TO OPEN AS RESTAURANTES.

Protection of Children from Harm

4 OF THE FLATS IN GEORGE GILLET COURT, ARE DIRECTLY ABOVE THE MARKET CAFE. 3 OF THE FLATS HAVE SCHOOL AGE CHILDREN. TO EXPECT PARENTS TO PUT CHILDREN TO BED AT A REASONABLE HOUR, BUT HAVE TABLES AND DINERS DIRECTLY BELOW THEM BEING SERVED MONDAY TO SATURDAY BETWEEN THE HOURS OF 12.00 UNTIL 23.30 HOURS, INCLUDING SUNDAYS SHOWS NO CONSIDERATION WHATSOEVER TO THEIR NEIGHBOURS, THEIR CHILDREN, OR THEIR HOMES. THESE HOURS WOULD MAKE PEOPLES LIVES UNBEARABLE.

Public Safety

WITH SO MANY RESTAURANTS NOW SERVING FOOD AND ALCOHOL OUTSIDE THEIR PREMISES, THIS ENCOURAGES BEGGERS TO APPROACH DINERS. THE POLICE HAVE CONFIRMED THIS CAN SOMETIMES LEAD TO VIOLENCE, OFTEN DUE TO PEOPLE BEING DRUNK. THE TENANTS OF GEORGE GILLET COURT ALREADY HAVE TO ENDURE A LOT OF NOISE FROM THE SURROUNDING AREA, AND WOULD THEREFORE NOT WANT TO SEE THIS INCREASED.

I wish my identity to be kept anonymous Yes/No -

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

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

Signature _____

Date 10TH JULY 2014 _____

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
licensing@islington.gov.uk

or send by email to:

Licensing Act 2003 representation pro-forma

14 JUL 2014

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

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

Premises Name and address _____

Your Name: _____

Interest: Neighbour

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

Your Address: VICE CHAIR TRA.

Email: _____

Telephone _____

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

Public Nuisance We were told that your Committee voted against this only 2 weeks ago I am shocked that they can reapply so soon. This property is under flats and its bad enough having 2 Restaurants opposite and I think it very selfish to have another licence property where people try to live. We put up with enough noise so I object 100%.

Crime and Disorder

We have lots of incidents in Whitecross St and surrounding areas mostly with people having too much drink from where we live there are at least 7 Restaurants in this area please No More.

Protection of Children from Harm

If children who live above these premises are affected with their sleep then yes I think that's harmful.

Public Safety

I wish my identity to be kept anonymous Yes/No –

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

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

Signature_____

Date_____

10/7/14

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
licensing@islington.gov.uk

or send by email to:

Licensing Authority Representation

Licensing Act 2003

Application: 132 Whitecross St London EC1

I am submitting a representation on behalf of the Licensing Authority with respect to the new application to permit

Alcohol sales	11am to 23.30pm Mon to Sun,
Late Night Refreshment	11pm to Midnight Mon to Sun,

The grounds for the representation are:

- Public nuisance
- Crime and disorder

Licensing Policy Considerations

<i>Licensing Policies 1 & 2</i>	<i>Location, cumulative impact and saturation</i>
<i>Licensing Policy 7 & 8</i>	<i>Licensing Hours</i>
<i>Licensing Policies 9, 10, 11, 12</i>	<i>Operating Schedules</i>
<i>Licensing Policy 20</i>	<i>Smoking, drinking etc outside</i>
<i>Licensing Policy 21</i>	<i>Dispersal Policies</i>

Issues of Concerns

1. The Licensing Committee refused an application in respect of this premises on 24/6/14
2. This new application has been submitted by Mr Kabayl, the business partner of the previous applicant. Mr Kabayl is also the licence holder two other premises in Whitecross St.
3. The applications are very similar with the current application being for a coffee shop.
4. The premises are located in a cumulative impact area
5. The applicant has indicated that the licence conditions attached to his other licences will form his operating schedule for 132 Whitecross St.
6. The operating schedule does not contain sufficient information to demonstrate that the premises will not add to the cumulative impact.
7. The proposed measures are typical of any licenced premises and there hasn't really been any attempt to acknowledge the sensitive nature of operating a coffee bar selling alcohol in cumulative impact area and to suggest bespoke mitigation measures.
8. The applicant was sent a warning letter for selling alcohol without a licence on 17 July 2014 – see attached

Summary and recommendations

There is insufficient information provided in the operating schedule to satisfy the Licensing

Authority that granting this application will promote the licensing objectives.

In order to promote the licensing objectives it is recommended that this application is refused.

Janice Gibbons
Service Manager
Islington Council
Janice.gibbons@islington.gov.uk
02 7527 3212

25 July 2014



ISLINGTON

Licensing Team
Public Protection Division
222 Upper Street
London N1 1XR

Mr Ahmet Kabavel

T 020 7527 3882
F 020 7527 3057
E katie.tomashevski@islington.gov.uk
W www.islington.gov.uk

This matter is being dealt with by:
Katie Tomashevski

Our ref: WK/201453152
Your ref:

Date: 17 July 2014

Dear Ms Kabayel,

WARNING LETTER – LICENSING ACT 2003

MARKET CAFE, 132 WHITECROSS STREET, LONDON EC1Y 8PU

ISKELE, 179-181 WHITECROSS STREET, LONDON EC1Y 3PQ

COZZO CAFÉ, 177 WHITECROSS STREET, LONDON EC1Y 8PQ

On 17 July 2014 at 14:07 a Licensing Officer visited the premises and observed three adults with a baby sat outside of the premises with a wine cooler and an upside down empty wine bottle. Whilst the Officer was observing a waiter went to the table, spoke to the adults and removed the cooler and wine bottle.

I identified myself to the waiter as a Licensing Officer and asked to see the bottle which had the words "pinot grigio blush" on the label. I said that the premises was not licensed to sell alcohol and asked to speak to a manager. When the waiter returned he said that the people had originally been eating at the restaurant across the street but because of the baby they had asked to move.

I have checked the premises licence for 179-181 Whitecross Street, which you are the licensee and the premises licence only allows for on sales of alcohol. I have also checked the premises licence for 177 Whitecross Street, which you are also the licensee and the premises licence only allows for on sales of alcohol. The Licensing Authority considers what they witnessed today to be an unauthorised supply of alcohol as defined by s.14 of the Licensing Act 2003.

It is a requirement of the Licensing Act 2003 that premises which sells alcohol for retail consumption must hold a premises licence. A breach of this requirement is an offence, for which there is a maximum penalty of 6 months imprisonment and/or a £20,000 fine.

Any breach of the law is viewed as being very serious and consideration has been given to prosecuting you, and others concerned in the conduct and management of the premises. On this occasion however, it has been decided not to prosecute, but to warn you in the strongest possible terms as to future conduct.

The same leniency cannot be expected if further licence offences are reported. Furthermore, the recent incident, and any others that may be reported, shall be included in the committee report for your current licence application.

If you have any questions about this matter, please phone me on the number given above. If you want to visit the office, it is advisable to phone me to make an appointment.

Yours sincerely

A handwritten signature in black ink, reading "K. Tomashevski". The signature is written in a cursive, flowing style with a large initial 'K'.

Katie Tomashevski
Licensing Officer

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address Market Cafe 132 Whitecross
Street EC1Y 8QJ

Your Name: _____

Interest: _____

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

Your Address: _____

Email: _____

Telephone _____

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

Public Nuisance The Market Cafe has extended its seating to include Whitecross St - Banner St. There seats - over 50+ cause a noise when put out 630 am and taken in late at night. People drinking round the corner from the entrance to the cafe - will disturb residents including my son - who has a severe illness and lives at the ground floor. Already the new fan installed in the wall in the courtyard - is disturbing tenants at night as it vibrates through the building. The back of the pub also backs on to George Gifford Court - and is noisy in the summer - A drinks licence in the cafe should be restricted to indoors only - as to allow drinks to be served round the corner out of sight is

Crime and Disorder There have been an increase in unsafe! drunk related crimes in the area. People urinating in the street, abusive language - Mugging - Gang fights. Smashing bottles - Noise nuisance. The level of Premises selling Alcohol has reached saturation level. Enough is enough! The whole area has changed and is a tourist spot. Men - magnet for young people out to enjoy themselves - but Residents right to enjoy their homes

Protection of Children from Harm

The Cafe is positioned directly under Council flats - George Gillette Court - young children and families with teenage children live directly above. The seating outdoors is over 50 which extends round the canal from Whitecross Street into Banner St which will affect tenants in this low use block. Again young families who se went away night because of the

Public Safety

There have been a number's drunk related incidents I have witnessed - threaten behaviour outside the Market Cafe - witnessed by Father David from St Clements Church - *Drunk related - people sitting and getting drinks from 18 holes but sitting outside the Market Cafe because 18 holes was full. (Should there seats be outside the Cafe

* There have been incidents of teenagers buying drinks for I wish my identity to be kept anonymous Yes/No - after 6 PM? sitting in a public place getting drunk + fighting. We will treat representations as anonymous where there is a genuine reason to do so; if you wish your name and address details to be withheld then please explain the reason:

I wish my sons name and my name to be withheld as he has a severe mental illness and it will affect his peace of mind because he knows the owner of the Market Cafe which he

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

Signature _____

Date 17/7/2014

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
licensing@islington.gov.uk

or send by email to:

COMMERCIAL/LICENSING

24 JUL 2014

PUBLIC PROTECTION DIVISION
222 UPPER ST, LONDON N1 1XR

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address MARKET CAFE
132 WHITECROSS ST EC1Y 8QJ

Your Name: _____

Interest: _____

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

Your Address: _____

Email: _____

Telephone: _____

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

Public Nuisance

See sheet

Crime and Disorder

Protection of Children from Harm

see sheet

Public Safety

I wish my identity to be kept anonymous Yes/No –

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

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

Signature_____

Date 31 July 2014

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR
licensing@islington.gov.uk

or send by email to:

Public Nuisance

There are children living above these premises and this raises the question as to whether it is appropriate that the noise and tobacco smoke, especially in the summer with their bedroom windows open, would have a detrimental effect on their health.

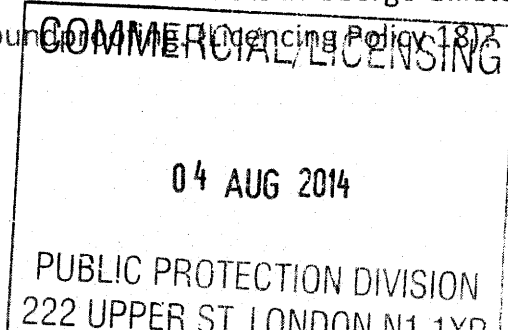
Saturation Zone

Islington council has made this a saturation zone and seeks to limit the cumulative impact on this area. However, although this application is exempt it will still add to the cumulative impact as it is so close to residential properties which surround this venue and this venue is, in fact, within the same block as social housing. It is also within an area of several other housing estates. The street layout also has the effect of amplifying any noise especially at night and has a detrimental impact on the lives of residents.

Children, Vulnerable Adults and Shift workers

There are concerns that if this licence application is approved, this venue will cause a public nuisance and fail to protect children from harm as it is within the same block as social housing: George Gillette Court where shift workers, vulnerable adults and children reside on the floor above. For this reason there are concerns about the tables and chairs outside and a few feet beneath people's homes and particularly their bedrooms.

There are concerns about the noise inside the venue as noise may seep up through the ceiling and affect the neighbour's above causing nuisance. Indeed, during the summer when windows are open the impact of this nuisance will increase from people leaving, standing outside smoking and dining alfresco. In fact, as windows above are left open during the summer months there is also the risk of secondary smoking as the smoke filters into bedrooms. For these reasons this will increase the impact on the health and well being of residents. On the previous application for the same premises it was argued that there was sound insulation. Has this insulation been tested following Defra Guidelines to ensure that it does what it is meant to (Defra Neighbourhood: Noise Policies and Practice for Local Authorities – a Management Guide Section 2.5 ? It is well-known that the flats in George Gillette Court – the block most effected – has bad sound insulation.



Furthermore, there have already been drinks served at this venue as witnessed by me and others which demonstrates the management culture and the attitude towards those living above and around this venue.

Because of increased foot traffic and the noise of revelers leaving the venue and the noise of taxis pulling up. The TRA would oppose drinks being served until 11.30 pm. There is already an enormous impact from other venues on the street and the impact of granting this licence would make it much worse.

There is also concern about the other premises in this row of shops. As shops are vacated the granting of this licence may set a precedent making the lives of those living above unlivable.

Regards

Tomashevski, Katie

From:
Sent: 08 August 2014 14:37
To: Tomashevski, Katie
Subject: Fwd: Beer drinker
Attachments: 20140713_135034_ts.jpg

Dear Katie

It was really good to talk to you. I attach the photograph at the Market Cafe with a beer glass which seems to have had beer in it. Could you please add this to my representation.

Best Wishes

----- Forwarded message -----

From
Date: 8 August 2014 13:36
Subject: Beer drinker



13 Jul 2014 13:50:34

Tomashevski, Katie

From: Bancroft, Eryka
Sent: 29 July 2014 09:52
To: Licensing
Subject: WK/201452841 Licensing Act 2003: New Premises Licence Application - Market Cafe
132 Whitecross Street Islington EC1Y

Dear Licensing Team,

We write further to the above Application with our possible Objection and our Representation in the event that the Objection can be withdrawn.

We note that the premises is situated in a Cumulative Impact Area (CIA) however an exception can be made to an objection if the number of capacity of 50 or less customers, the premises is not alcohol led and only operate within the hours of Licensing Policy 8. If the Application can fall into this bracket which will only mean a slight reduction in hours we wouldn't object on the basis of it being in a CIA.

We were concerned on our visit to the premises however on the number of tables and chairs outside – we counted over 50 chairs outside alone including inside the capacity of the premises would be well over 50.

In the event that that the above hurdle can be overcome then we would ask that following conditions are placed on the Licence:

A. Dispersal

1. The Premises Licence Holder will prepare and implement a dispersal policy to the written approval and satisfaction of the Council's Noise Service.

B. Deliveries

1. Deliveries shall not take place on Sundays or Bank Holidays.
2. Deliveries should only be made between the hours of 10:00 and 17:00 on other days.

C. Bottling Out and Refuse

1. Bottling out and refuse disposal shall not take place Sundays or Bank Holidays.
2. Bottling out and refuse disposal shall only take place between the hours of 10:00 and 17:00 other days.

D. Outside Areas

1. The outside area shall not be used after 22:00
2. No consumption of alcohol shall take place outside the after 22:00 and drinks will not be taken out of the premises except for consumption at tables with food at all other times.
3. The outside tables and chairs to the front and side of the premises shall be cleared of patrons and rendered unusable by 22:00.
4. adequate notices shall be displayed to inform patrons of the requirement in 1.; and,

5. any moveable furniture will be fitted with rubber (or equivalent) feet.

E. Smoking

1. Smoking shall be restricted to the front of the premises after 22:00 and kept to reasonable numbers at all times.
2. A suitable container shall be provided for smoking litter for the smoking area at all times in use.

F. Noise and Vibration

1. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

We're content to withdraw our representation if the above conditions can be agreed.

Kind regards

Eryka Bancroft Senior Environmental Health Officer (Noise)
Public Protection Division
Islington Council
Zone A 3rd Floor 222 Upper Street N1 1XR

Tel 020 7527 3846
Fax 020 7527 3057

email eryka.bancroft@islington.gov.uk
www.islington.gov.uk

Alternative Contact
Paul Clift Pollution Projects Team Manager 020 7527 3199

<http://www.islington.gov.uk/>

<http://www.islington.gov.uk/contact/visitingoffices/municipaloffices.asp>

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The information in this message is confidential and may be legally privileged. It is intended solely for the addressee. Access to this message by any other person is not permitted. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful.

From: Williams, John

Sent: 08 July 2014 18:42

To: LicensingPolice; 'islingtongroup@london-fire.gov.uk'; Issues, Noise; Standards, Trading; Control, Building; Sumpter, Colin; Gibbons, Janice; CSpU Team; Eden, Laura; Neil, Rebecca

Cc: Lane, Terrie; Rolls, Emma; Nash, Rosemary; Envh, Commercial; Montanez-Dodson, Monty; Gallagher, Troy; Khan, Robert; Webbe, Claudia

Subject: Premises Licence Application: Market Cafe

Dear Sir/Madam,

We have received the following attached application for a **Premises Licence (New)**:

Proposed licence holder:Ahmet Kabayel, 11 Maple Avenue, London. E4 8RR

Premises name: Market Cafe

Address: 132 Whitecross Street, London. EC1Y 8QJ

Application received: 8/07/14

Last date for representations: 5/08/14

Worksheet number: WK/201452153

Licensable activities and timings applied for:the sale of alcohol, for consumption on the premises, from 12:00 until 23:30 Monday to Sunday and the provision of late night refreshment from 23:00 until 00:00 Monday to Sunday.

Please confirm by email, **within 5 days**, if the application has/hasn't been received by yourselves.

You then have **28 days** from the date of receipt of application to make any representations. Please confirm to us within this time if you do/don't wish to make representation.

Regards

John Williams

Technical Support Officer
Licensing Team
Public Protection Division
Environment & Regeneration
Islington Council
3rd Floor, 222 Upper Street, London, N1 1XR
Tel: 020 7527 3031

e-mail: licensing@islington.gov.uk

website: www.islington.gov.uk

Email: licensing@islington.gov.uk

Website: www.islington.gov.uk

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The information in this message is confidential and may be legally privileged. It is intended solely for the addressee. Access to this message by any other person is not permitted. If you are not the intended recipient, any disclosure, copying, distribution or any action taken or omitted to be taken in reliance on it, is prohibited and may be unlawful.

Please help save resources by not printing this e-mail if you can avoid it, and by using recycled paper.

Suggested conditions of approval consistent with the operating schedule

1. CCTV monitoring system shall be installed and maintained. Recording shall be kept securely for a minimum of 31 days and shall be made available to the Police on request.
2. Clear and legible notices shall be displayed informing customers that CCTV is in operation.
3. Alcohol shall only be served as ancillary to a meal.
4. All emergency exits shall be kept free from obstruction at all times.
5. Clear and legible signs shall be displayed to remind customers to leave the premises quietly.
6. Ventilation and extract system shall install and maintained so as to prevent noxious smells causing a nuisance to nearby properties.
7. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
8. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
9. The licensee and staff should note any refusals to sell to young people in a refusals log.
10. The premises shall not be used under the licence until the means of escape and general arrangements at the premises are suitable and sufficient for health and public safety and have been approved in writing by the responsible authority for health and public safety.
11. The premises shall not be used under the licence until copies of the inspection and test certificates, specified below, properly certified by approved competent persons have been submitted and approved in writing by the responsible authority for health and public safety: Electrical installation, Emergency lighting, Fire alarm, Fire-fighting appliances & Gas installation and appliances.
12. No tables and chairs to be placed in Banner Street.
13. No rubbish including bottles will be moved, removed or placed in outside areas on Sundays or Bank/Public Holidays and between the hours of 9pm and 8am other days of the week.
14. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents and to leave the area quietly.
15. Emergency lighting, smoke detectors and fire extinguishers shall be regularly checked to ensure that they function satisfactorily and a record of the check shall be kept.
16. Staff shall patrol the area regularly and make sure that customers are not too noisy.
17. 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.
18. 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.
19. No drinks shall be taken outside after 10:00 pm and notices shall be prominently displayed at exits to that effect.
20. The outside tables and chairs shall be cleared away, or rendered unusable by 22:00.

Please note: Where there has been duplication in the Operating Schedule and the suggested conditions from the Noise Service (below) the wording of the conditions put forward by the Noise Service appear below.

Conditions proposed by the Noise Service

21. The Premises Licence Holder will prepare and implement a dispersal policy to the written approval and satisfaction of the Council's Noise Service.
22. Deliveries shall not take place on Sundays or Bank Holidays.
23. Deliveries should only be made between the hours of 10:00 and 17:00 on other days.
24. Bottling out and refuse disposal shall not take place Sundays or Bank Holidays.
25. Bottling out and refuse disposal shall only take place between the hours of 10:00 and 17:00 other days.
26. The outside area shall not be used after 22:00.
27. No consumption of alcohol shall take place outside the after 22:00 and drinks will not be taken out of the premises except for consumption at tables with food at all other times.
28. The outside tables and chairs to the front and side of the premises shall be cleared of patrons and rendered unusable by 22:00.
29. Adequate notices shall be displayed to inform patrons of the requirement to close the outside area by 22:00
30. Any moveable furniture will be fitted with rubber (or equivalent) feet.
31. Smoking shall be restricted to the front of the premises after 22:00 and kept to reasonable numbers at all times.
32. A suitable container shall be provided for smoking litter for the smoking area at all times in use.
33. Noise or vibration shall not emanate from the premises so as to cause a nuisance to nearby properties.

Title :

Islington Borough
Boundary

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06-05-2014

