



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	25 th August 2015		Highbury East

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
RE: RESTAURANT, 88 Highbury Park, London, N5 2XE

1. Synopsis

- 1.1 This is an application for a new premises licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
 - The sale of alcohol for consumption on the premises: 12:00 to 23:00 on Mondays to Sundays.
 - The following opening hours: 10:00 to 23:30 on Mondays to Sundays.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	Yes (Conditions agreed)
Noise	No
Health and Safety	No
Trading Standards	No

Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: 2
Other bodies	No

3. **Background**

3.1 Papers are attached as follows:-

Appendix 1: application form; and copies of correspondence sent to representations.

Appendix 2: representations;

Appendix 3: suggested conditions and map of premises location.

3.2 Two local residents have submitted representations, in addition is a representation from the Police which has been agreed and comments from the Planning team.

4. **Planning Implications**

4.1 The Planning & Development section have stated the current planning consent states that premises shall not operate except between the hours of 0800 and 1800 on any weekday and between 0800 and 1400 on Saturdays, and shall not operate at all on Sundays or Bank Holidays.

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 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)

6 Conclusion and reasons for recommendations

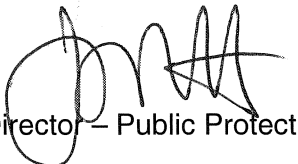
- 6.1 The Council is required to consider this application in the light of all relevant information, and if approval is given, it may attach such conditions as appropriate to promote the licensing objectives.

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

13.8.15

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

wk/201589442



ISLINGTON

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 Asrat Abebe

(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			
88 88 HIGHBURY PARK, LONDON			
Post town	LONDON	Postcode	N5 2XE

Telephone number at premises (if any)	0207 359 7814
Non-domestic rateable value of premises	£ Band B. £9,100.00

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)

190.00
37
227.00

YSE/73
£190.00/PARIS
18/06/15

- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete 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 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 ABEBE			First names ASRAT		
I am 18 years old or over				<input checked="" type="checkbox"/> Please tick yes	
Current postal address if different from premises address		95 Gardner Court Kelvin Road London			
Post town		Postcode	NS 2PH		
Daytime contact telephone number		079 49 853 653			
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
06	07	2015

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)

THE PREMISES IS GOING TO BE USED AS A RESTAURANT. WE WILL BE SERVING ALCOHOL TO BE CONSUMED WITHIN THE RESTAURANT.

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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
Mon			Please give further details here (please read guidance note 3)	Both	<input type="checkbox"/>
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)			<u>Will the exhibition of films take place indoors or outdoors or both – please tick</u> (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)			
Mon						
Tue						
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 4)			
Thur						
Fri			<u>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</u> (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			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 4)
Tue			
Wed			
Thur			<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)
Fri			
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"/>
				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 boxing or wrestling entertainment</u> (please read guidance note 4)		
Wed					
Thur			<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)		
Fri					
Sat					
Sun					

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						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)		
Sat								
Sun								

F

Recorded music Standard days and timings (please read guidance note 6)			Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			State any seasonal variations for the playing of recorded music (please read guidance note 4)		
			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)		

G

Performances of dance Standard days and timings (please read guidance note 6)			<u>Will the performance of dance take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
			<u>State any seasonal variations for the performance of dance</u> (please read guidance note 4)		
Sun					
			<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)		

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					
Thur			<u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u> (please read guidance note 4)		
Fri					
Sat			<u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u> (please read guidance note 5)		
Sun					



I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)		Indoors	<input type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3)			
Mon						
Tue						
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 4)			
Thur						
Fri			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)			
Sat						
Sun						

J

Supply of alcohol Standard days and timings (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	<input 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)					
Mon	08:00	23:00						
Tue	08:00	23:00						
Wed	08:00	23:00						
Thur	08:00	23:00				Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5)		
Fri	09:00	23:00						
Sat	08:00	23:00						
Sun	08:00	23:00						

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

Name	MAHELET ALEMAYEHU
Address	
Postcode	
Personal licence number (if known)	APPLIED TO LBI
Issuing licensing authority (if known)	LBI

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).

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)
Day	Start	Finish	
Mon	08:00	23:50	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 5)
Tue	09:00	23:30	
Wed	08:00	23:30	
Thur	08:00	23:30	
Fri	09:00	23:30	
Sat	09:00	23:30	
Sun	08:00	23:30	

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 9)

- STRONG MANAGEMENT CONTROLS AND EFFECTIVE STAFF TRAINING
- NO SELLING ALCOHOL TO UNDERAGE PEOPLE
- NO VIOLENT AND ANTI-SOCIAL BEHAVIOUR
- NO DRUNK AND DISORDERLY BEHAVIOUR ON THE PREMISES

b) The prevention of crime and disorder

- CCTV SYSTEM INSTALLED TO MONITOR ENTRANCES AND EXITS
- NOT SELLING OF ALCOHOL TO DRUNK OR INTOXICATED CUSTOMERS
- CLEAR AND CONSPICUOUS NOTICE WARNING OF POTENTIAL CRIMINAL ACTIVITY, SUCH AS THEFT
- PREVENTION AND VIGILANCE IN ILLEGAL DRUGS USE AT THE RETAIL UNIT AREA

c) Public safety

- INTERNAL AND EXTERNAL LIGHTING FIXED TO PROMOTE THE PUBLIC SAFETY OBJECTIVE
- TRAINING AND IMPLEMENTATION OF UNDERAGE ID CHECKS
- MAINTAINING AND KEEPING IN GOOD ORDER ALL FITTINGS AND APPARATUS THEREIN

d) The prevention of public nuisance

- NOISE REDUCTION MEASURES TO ADDRESS THE PUBLIC NUISANCE OBJECTIVE
- PROMINENT, CLEAR AND LEGIBLE NOTICES WILL BE DISPLAYED AT THE EXIT REQUESTING THE PUBLIC TO RESPECT THE NEEDS OF NEARBY RESIDENTS AND TO LEAVE THE PREMISES AND THE AREA QUIETLY.

e) The protection of children from harm

- "CHALLENGE 25" SIGN WHICH IS A RETAINING STRATEGY THAT ENCOURAGES ANYONE WHO IS OVER 18 BUT LOOKS UNDER 25 TO CARRY ACCEPTABLE ID IF THEY WISH TO BUY ALCOHOL
- WELL TRAINED STAFF ABOUT REQUIREMENT FOR PERSONS IDENTIFICATION, AGE ESTABLISHMENT ETC.
- LOG BOOK WILL BE KEPT UPON THE PREMISES ALL THE TIME
- ALCOHOL WILL ONLY BE SUPPLIED TO PERSONS ~~PARTIAL~~ TAKING A TABLE MEAL

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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	<i>Araf</i>
Date	<i>18/6/2015</i>
Capacity	

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)

95 GARDNER COURT, KELVIN ROAD,

Post town	LONDON	Postcode	NS 2PH
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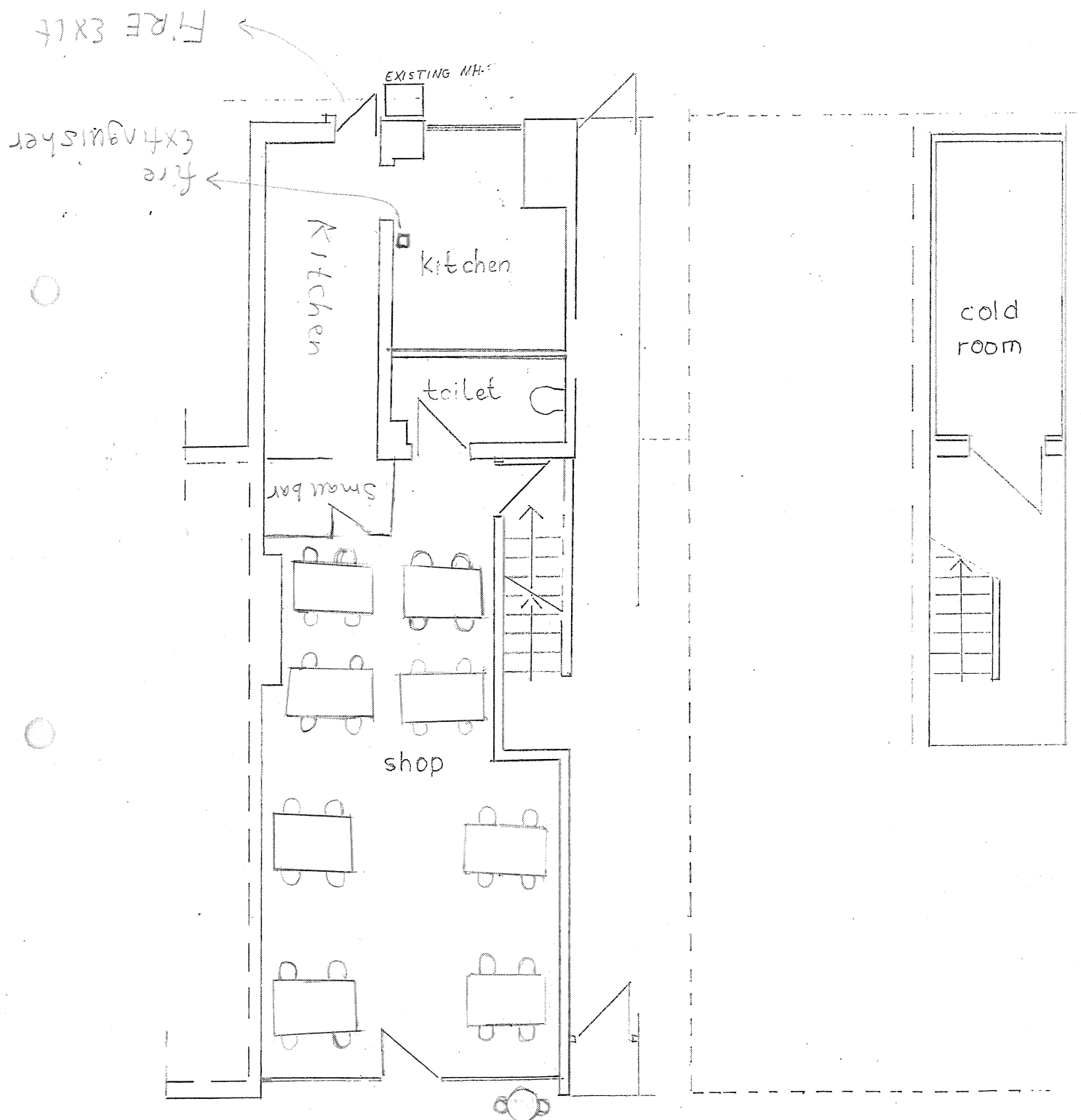
Telephone number (if any)	07949 853 653
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If you would prefer us to correspond with you by e-mail, your e-mail address (optional)

PA

Notes for Guidance

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



EXISTING GROUND FLOOR

BASEMENT FLOOR

SCALE 1:72

PART A

Consent of individual to being specified as premises supervisor

I MARICET ALEMAYEHU
[full name of prospective premises supervisor]

Of FLAT 7, DICKSON HOUSE, BRUMMOND WAY
LONDON N1 1NR
[home address of prospective premises supervisor]

hereby confirm that I give my consent to be specified as the designated premises supervisor in relation to the application for

NEW PREMISES LICENCE
[type of application]

by ASRAT ABEBE
[name of applicant]

Relating to a premises licence

[number of existing licence, if any]

for 88 HIGHBURY PARK, LONDON N5 2XE
[name and address of premises to which the application relates]



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and any premises licence to be granted or varied in respect of this application made by

ASRAT ABEBE
[name of applicant]

concerning the supply of alcohol at

88 HIGHBURY PARK NS 2XE
[name and address of premises to which application relates]

I also confirm that I am applying for, intend to apply for or currently hold a personal licence, details of which I set out below.

Personal licence number

APPLICATION WITH UBI
[insert personal licence number if any]

Personal licence issuing authority

~~LASER LEARNING AWARDS~~ UBI
[insert name and address and telephone number of personal licence issuing authority, if any]

Signed McKenja

Name (Please Print) MAHELET ALEMAYEHU

Date 18/06/2015

Dear Niall Forde

Your ref: WK/201589442

I am writing with regard to the proposed licence for a new restaurant at

88 Highbury Park, which will allow the sale and consumption of alcohol on the premises between 8.00 and 23.00 for 7 days a week.

My worries about this relate to noise, especially in the evenings. For over 45 years I have lived at _____. An alley runs alongside the flank wall of my end-of-terrace house, which the commercial properties in Highbury Park also back on to. My bedroom is immediately and directly opposite the back yard of the existing Cafe N5, at 88 Highbury Park, and I hear everything that is done and said in that small space - it is only a few metres away. I hear the Cafe opening up at 7am, and the waiters and chef chatting outside - I can hear every word. But I am generally awake then anyway, and morning noise does not affect me in the way that night noise does. And it is a cafe, not a restaurant, so it closes at 5pm every day and does not open on Sunday.

There is no alcohol served, and the cafe users are not a problem.

But the new proposal offers an entirely different scenario - not only the sale of alcohol, but the exceptionally long opening hours every day of the week. I am less bothered by what happens during the day, but would need assurances that the restaurant will not allow customers or staff to use the outside area later in the evening, and that the back door would remain closed.

This relates to my second concern: the disposal of rubbish and putting out of bins, which at the moment, with the cafe, occurs during the day rather than late at night. With a restaurant, the noise of bottles being chucked into bins and the clatter of bins being wheeled down the alley and out on to the road after midnight, will be unbearable.

My third worry concerns the possible use of music in the restaurant.

This is not mentioned, so may not be planned anyway - but if it is used I will hear it, as has happened on the rare occasions when anyone in the flats in Highbury Park has a party - it feels as if it is actually in my room, even with my window closed. So while I appreciate, as you state in your notes, that music both live and amplified is permitted within restaurants, it will be intolerable for me unless the back door to the restaurant is always kept shut - I would still hear the music, but the sound would be fainter.

The other bedroom in the house, where my young grandsons sleep sometimes, is immediately above mine, so subject to exactly the same problems.

I have enjoyed the relative quiet of my house for many decades, and dread what may result from this new proposal.

I would be happy for anyone from the council to come and visit my property, to appreciate what these proposed changes may mean to me.

Yours sincerely

Forde, Niall

From: Pamboris, Nick
Sent: 08 July 2015 10:27
To: Fitzsimons, Aiden
Subject: 88 Highbury Park

Hi Aiden,

Re the new application for Highbury Park the following conditions have been agreed with the DPS and licensee.

- 1) CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a supervisor to this effect. The system will provide identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised officer or a police officer (subject to the Data protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed
- 2) The premises shall only operate as a restaurant (i) in which customers are shown to their to their table (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iv) which do not provide any take away service of food or drink for immediate consumption,(v) which do not provide any take away service of food or drink after 2300 and, (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
- 3) In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that (a) The Police (and, where appropriate, the London Ambulance Service) are called without delay; (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police; (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
- 4) On days when Arsenal FC are playing home matches the start time for the sale of alcohol shall be 11:00 on Monday to Saturday, and midday on Sunday unless otherwise agreed with the Police.

We have also agreed the times for sales of alcohol as follows:

Sunday – Thursday 1000 - 2300 hours

Friday & Saturday 1000 – Midnight

Opening hours will be from 8am

Thanks

Nick

Police Licensing Team
Islington Police Station, 2 Tolpuddle Street
Islington
N1 0YY
07799 133204
licensingpolice@islington.gov.uk

Forde, Niall

From: Stuart, Andrew
Sent: 09 July 2015 11:33
To: Licensing
Subject: 88 Highbury Park L001-499

The Planning & Development section have the following comments to make in relation to the above application:

The property is within Highbury New Park Conservation Area

Relevant Planning History

Planning permission 911067 dated 27/01/92

Change of use from shop to a restaurant with single storey rear extension and erection of ventilation flue.

Restrictive conditions

The use shall not operate except between the hours of 0800 and 1800 on any weekday and between 0800 and 1400 on Saturdays, and shall not operate at all on Sundays or Bank Holidays.

These hours conflict with application, but the permission is 23 years old we have no enforcement history on reported breaches. If the condition has been breached for the last 10 years the condition is not enforceable.

Enforcement

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

Please note that these comments are based solely on the information provided on the licensing application form and do not constitute a guarantee that planning permission is not required. If the applicant requires formal confirmation that no planning permission is needed for the activities described in the licence application, they are recommended to submit an application for a certificate of lawfulness under Sections 191-2 of the Town and Country Planning Act 1990 (as amended)

Andrew J Stuart
Planning Enforcement Officer

Planning Service
Planning & Development
Environment & Regeneration
Islington Council
Municipal Offices, 222 Upper Street, London, N1 1YA
Tel: 020 7527 2342
Fax: 020 7527 2731
www.islington.gov.uk

Any advice is without prejudice and subject to the formal decision-making process of the Local Planning Authority.

Please also be advised that from week commencing 23 March 2015 we are moving the Duty Planning Service to an appointment-only service for informal planning queries. The Duty Planning Service is suitable for general, informal procedural advice from an experienced officer. During the appointment they can discuss whether your application form has been completed correctly, offer advice on the planning processes, check application validation, check whether planning permission or listed building consent is required and more. The cost is £66 for a 20-minute appointment which includes a follow up summary email. For more information and to book visit www.islington.gov.uk/planningadvice

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:

Restaurant, 88 Highbury Park, Islington, London, N5 2XE

Your

Inter

(E.g.

Your Address:

COMMERCIAL/LICENS

30 JUN 2015

LIC PROTECTIVE DIV
UPPER ST LIND

C/O

Telephone:

C/O

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 There is already a problem with noise and nuisance with people leaving Pubs late at night and I have been woken from a sleep many a time and do not need additional disturbance from yet another late night drinking establishments and late night drinkers.

Crime and Disorder

Protection of Children from Harm

Public Safety

I wish my identity to be kept anonymous: Yes / ~~No~~

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

Fear of reprisal as I live quite close to this establishment.

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: 27/06/15

Please ensure name and address details completed above

Return to:

Licensing Service
London Borough of Islington
3rd Floor
222 Upper Street
London N1 1XR

or send by email to:

licensing@islington.gov.uk

Appendix 3

1. Clear and conscious advised customers of potential criminal activity at the premises.
2. Internal and external lighting shall be installed and maintained at the premises.
3. There shall be staff training and implementation of a proof scheme for challenge 25 in respect of the sale of alcohol. This scheme whereby anyone who looks over 18 but looks under the age of 25 to carry acceptable photo ID if they wish to buy alcohol.
4. The premises shall record a record of all refused sales in a log book that shall be made available to authorised officers on request.
5. There shall be clear and legible notices displayed at the exit of the premises requesting the public to respect the needs of nearby residents and to leave the premises and area quietly.

Suggested conditions as recommended in representation from Police

6. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a supervisor to this effect. The system will provide identifiable full frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised officer or a police officer (subject to the Data protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed
7. The premises shall only operate as a restaurant (i) in which customers are shown to their table (ii) where the supply of alcohol is by waiter or waitress service only, (iii) which provide food in the form of substantial table meals that are prepared on the premises and are served and consumed at the table using non disposable crockery, (iv) which do not provide any take away service of food or drink for immediate consumption, (v) which do not provide any take away service of food or drink after 2300 and, (vi) where alcohol shall not be sold or supplied, otherwise than for consumption by persons who are seated in the premises and bona fide taking substantial table meals there, and provided always that the consumption of alcohol by such persons is ancillary to taking such meals.
8. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that (a) The Police (and, where appropriate, the London Ambulance Service) are called without delay; (b) All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police; (c) The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and (d) Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
9. On days when Arsenal FC are playing home matches the start time for the sale of alcohol shall be 11:00 on Monday to Saturday, and midday on Sunday unless otherwise agreed with the Police.

Title : Zing Zing, 142
Blacksotck Road, N4
2DX

Islington Borough
Boundary

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