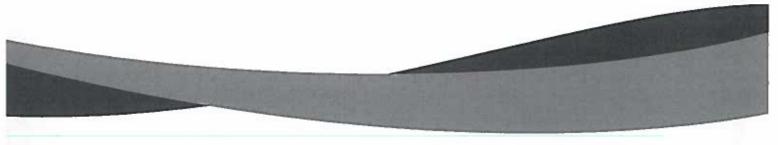


Environment & Regeneration Municipal Office, 222 Upper Street, London, N1 1XR

Report of: Service Director, Public Protection

Date	Agenda Item	Ward(s)
		St. Mary's
	Date	Date Agenda item

Delete as	Non-exempt
appropriate	



Subject:

PREMISES LICENCE PROVISIONAL STATEMENT APPLICATION

RE: 15 ESTHER ANNE PLACE, LONDON, N1 1UL

1. Synopsis

- 1.1 This is an application for a Provisional Statement under the Licensing Act 2003.
- 1.2 The Provisional Statement is to allow:
 - Sale by retail of alcohol, on & off supplies, Sundays to Thursdays from 10:00 until 23:00 and Saturdays & Sundays from 10:00 until 00:00;
 - Provision of late night refreshment, Fridays and Saturdays from 23:00 until 00:00; and
 - Hours the premises are open to the public, Sundays to Thursdays from 08:00 until 23:00 and Fridays & Saturdays from 08:00 until 00:00.

Non-Standard Timings to allow:

10:00 until 00:00 on Sundays before Bank Holidays.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No
Noise	Yes

Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: Six local residents
Other bodies	Yes: One local Councillor and Two local Residents' Associations

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 Provisional Statement:

- A Provisional Statement is sought when a proposed licensed premises is yet to be constructed:
- The process for a Provisional Statement is similar to that of a new premises licence application. The applicant can put forward proposed hours & licensable activities as well as proposed conditions;
- If a Provisional Statement is approved it will describe the size and location, agreed hours & licensable activities, any premises licence conditions and include a proposed schedule of works:
- The Provisional Statement will authorise the subsequent granting of a premises licence application, if in the same form as the licence described in the Provisional Statement, unless there has been a material change in the relevant premises or to the local area.

4. Planning Implications

4.1 Condition of planning authorisation for the development as below:

The approved D2 use shall not operate except between the hours of 08.00 and 23.00 on any day.

REASON: To ensure that the proposed development does not prejudice the enjoyment of neighbouring occupiers of their premises.

5 Recommendations

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

- 5.2 If the Committee grants the application it should be subject to:
 - i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
 - ii. 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

5.10.15

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

2315-00 1P2/502031 Thomas & Thomas

Application for a provisional statement 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.

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		ic rateable value of premises	£0			
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Part	2 - App	licant Details				ete section (A)
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e)	the proprietor of an educational establis	hment		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 please complete section (B) Standards Act 2000 (c14) in respect of an independent hospital in Wales						
ga)	a person who is registered under Chapte the Health and Social Care Act 2008 (w meaning of that Part) in an independent England	ithin the		please complete section (B)			
h)	the chief officer of police of a police for and Wales	rce in England		please complete section (B)	r		
* If y	ou are applying as a person described in	(a) or (b) please c	onfirm	1:			
				Please tick as app	ropriate		
•	premises for licensable activities; or		hich in	volves the use of the			
•	I am making the application pursuant	to a					
	o statutory function or						
	o a function discharged by virt	ue of Her Majesty	's prer	ogative			
(A) I	NDIVIDUAL APPLICANTS (fill in as	ñ - 6	's prer	ogative	- 25		
(A) I		ñ - 6	Othe	er Title (for nple, Rev)			
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Mr	Mrs Miss ame	applicable) Ms	Othe	er Title (for nple, Rev)			
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Mr Surna I am Curre differ addre	Mrs Miss mane Mrs Miss mane 18 years old or over ent postal address if rent from premises ess	applicable) Ms	Othe	Please tick yes			

SECOND INDIVIDUAL APPLICANT (if applicable)

Mr 🔲	Mrs [Miss		Ms 🗌		er Title (for aple, Rev)	
Surname				First nam	nes		
I am 18 years	old or ove	er				Plea	se tick yes
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E-mail addres (optional)	S		-	<u> </u>			
	ie name a	nd address of			t vent	ure (other tha	n a body corporate),
Address 50 Seymour S Londonv W11	treet			~			9
Registered nu 04177350	mber (wh	ere applicable)	=				1
Description o limited compa		(for example,	partnership, c	ompany, un	incorp	oorated associa	tion)
Telephone nu	mber (if a	ny)					
E-mail addres	s (optiona	1)					-

What is the nature of your interest in the premises? Developer / Freeholder		7
Developer / Freeholder		
2		
D 42 C 1 1 1 C 1		
Part 3 – Schedule of works		
Is the premises	Please tick as	
	appropriate	
about to be constructed		
being extended or altered		
premises		
This is sent of a second of a second or design or design of a second or design or desi	4. 6	
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Please give particulars of the premises to which the applicat	tion relates (please read guidance note 1)	
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proposed use is purpose built gymnasium with ancillary bar	tion relates (please read guidance note 1)	
Please give particulars of the premises to which the applicat	tion relates (please read guidance note 1)	

Which licensable activities will the premises be used for?	
Provision of regulated entertainment	Please tick Yes
a) plays (optional, fill in box A)	
b) films (optional, fill in box B)	
c) indoor sporting events (optional, fill in box C)	
d) boxing or wrestling entertainment (optional, fill in box D)	
e) live music (optional, fill in box E)	
f) recorded music (optional, fill in box F)	
g) performances of dance (optional, fill in box G)	
h) anything of a similar description to that falling within (e), (f) or (g) (opti-	onal, fill in box H)
Provision of late night refreshment (optional, fill in box I)	
Supply of alcohol (optional, fill in box J)	— ⊠
Complete boxes K, L and M (optional)	E 3
Part 4 – OPTIONAL – you may fill in this section if you choose to	
General description of premises (please read guidance note 1)	
Gymnasium with ancillary bar	•
2 27	
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	rd days and		Will the performance of a play take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)	_			Outdoors	
Day	Start	Finish]x	Both	
Mon	242		Please give further details here (please read guidance	note 3)	
Tue					
Wed			State any seasonal variations for performing plays (note 4)	please read guid	ance
Thur					
Fri			Non standard timings. Where you intend to use the performance of plays at different times to those liste the left, please list (please read guidance note 5)		
Sat	11				В
Sun		28	3		

	rd days an		Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)	<i>g</i>		**	Outdoors	
Day	Start	Finish		Both	
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Thur		\$	# ***		
Fri		21	Non standard timings. Where you intend to use the exhibition of films at different times to those listed in left, please list (please read guidance note 5)		
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Standa	r sporting rd days an read guid	d timings	Please give further details (please read guidance note 3)
Day	Start	Finish	
Mon			
Tue			State any seasonal variations for indoor sporting events (please read guidance note 4)
Wed			
Thur			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 (please read guidance note 5)
Fri			
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enterta	Boxing or wrestling entertainments Standard days and timings		Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
	read guid		(Neuso road guidaneo note 2)	Outdoors	
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	usic rd days and read guide		Will the performance of live music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)	8			Outdoors	
Day	Start	Finish		Both	
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Tue					
Wed			State any seasonal variations for the performance or read guidance note 4)	f live music (ple	ase
Thur					
Fri			Non standard timings. Where you intend to use the performance of live music at different times to those on the left, please list (please read guidance note 5)		
Sat		***********			
Sun					ä

Recorded music Standard days and timings (please read guidance note		d timings	Will the playing of recorded music take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
6)				Outdoors	
Day	Start	Finish		Both	
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Fri			Non standard timings. Where you intend to use the playing of recorded music at different times to those		
			on the left, please list (please read guidance note 5)	oc nated in the v	<u>.orumn</u>
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Standa	mances of rd days and read guida	ltimings	Will the performance of dance take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	
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Day	Start	Finish		Both	
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descrip within Standar	ng of a sin tion to the (e), (f) or (d days and read guida	at falling (g) I timings	Please give a description of the type of entertainment you	ou will be provid	ling
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Tue Wed			Please give further details here (please read guidance	note 3)	
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Sat		P100 800 100 000 April April 100 000	Non standard timings. Where you intend to use the entertainment of a similar description to that falling at different times to those listed in the column on the (please read guidance note 5)	within (e), (f) o	r (g)
Sun					. 7

Standa	ight refres rd days and read guida	l timings	Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	\boxtimes
6)	, roug Builds		(Product road guidantee note 2)	Outdoors	
Day	Start	Finish		Both	
Mon			Please give further details here (please read guidance	note 3)	
			the provision of hot food and drink to patrons		
Tue	M 84				
		7.2		1)	
Wed	1		State any seasonal variations for the provision of late (please read guidance note 4)	e night refresh	ment
			Green and Green and A		
Thur			<u>.</u>		
Fri	23:00	24:00	Non standard timings. Where you intend to use the provision of late night refreshment at different time		
	V		the column on the left, please list (please read guidant		
Sat	23:00	24:00	On Sundays prior to bank holidays 23:00 - 24:00		
		R. I			
Sun					
			#		

Standar	of alcohold d days and read guida	l timings	Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises	
6)	read guida	ance note		Off the premises	
Day	Start	Finish		Both	
Mon	10:00	23:00	State any seasonal variations for the supply of alcohologuidance note 4)	ol (please read	Ī
Tue	10:00	23:00	à.		
		X			
Wed	10:00	23:00			1
Thur	10:00	23:00	Non standard timings. Where you intend to use the supply of alcohol at different times to those listed in left, please list (please read guidance note 5)		
Fri	10:00	24:00	On Sundays before Bank Holidays 10:00 - 24:00		
Sat	10:00	24:00			ł
Sun	10:00	23:00			

K

Please highlight any a ancillary to the use of guidance note 8).				
n/a				
			€%	
				F1

Hours premises are open to the public Standard timings (please read guidance note 6)		(please	State any seasonal variations (please read guidance note 4)
Day	Start	Finish	
Mon	08:00	23:00	
Tue	08:00	23:00	28/3
Wed	08:00	23:00	
Thur	08:00	23:00	Non standard timings. Where you intend the premises to be open to public at different times from those listed in the column on the left, please list (please read guidance note 5)
Fri	08:00	24:00	On Sundays prior to bank holidays 08:00 - 24:00
Sat	08:00	24:00	
Sun	08:00	23:00	

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)				
	's Policy and in particular policies 2, 8 and 9-24. A				
The premises are a gymnasium and not alcohol-le	led.				
	*				
b) The prevention of crime and disorder					
see (a) above and attached conditions					
×					
	-				
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	e in				
c) Public safety					
see (a) above and attached conditions					
*					
d) The prevention of public nuisance					
sec (a) above and attached conditions	Λ				
	6				
	-				
e) The protection of children from harm					
see (a) above and attached conditions					
.,	2				

Checklist:

Please t	tick to	indicate	agreement
----------	---------	----------	-----------

- I have made or enclosed payment of the fee.
- I have enclosed the plans of the works to be done at the premises.
- I have sent copies of this application and the plan to responsible authorities and others where 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.

 \boxtimes

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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 5 – 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	Thomasadothomas	
Date	11 August 2015	
Capacity	Thomas & Thomas Partners LLP	

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			- 5	- 11 -	
Date	=	- Car			
Capacity		9.		_	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 13).

AT/TB/SAG.6.1

Thomas & Thomas Partners LLP

38a Monmouth Street

Post town London Postcode WC2H 9EP
Telephone number (if any) 020 7042 0415

If you would prefer us to correspond with you by e-mail, your e-mail address (optional). tburton@tandtp.com

Notes for Guidance

- Describe the premises, for example the type of premises, their general situation and layout and any
 other information which could be relevant to the licensing objectives. Where you are completing
 Part 4 and 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 seminudity, 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 applicants or their respective agents must sign the application form.
- 13. This is the address which we shall use to correspond with you about this application.

APPLICATION FOR PROVISIONAL STATEMENT

Gymnasium, 15 Esther Anne Place, Islington, London N1 1UL

Proposed conditions:

- Substantial food and suitable beverages other than alcohol, including drinking water, shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
- 2. The sale of alcohol shall be restricted to the area edged green on the deposited plan.
- 3. 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 an identifiable full 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.
- 4. 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 secene 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.
- 5. A comprehensive incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. Each entry will be timed, dated and if need be rationale noted. The log will record the following:
 - (a) All crimes reported to the venue
 - (b) All ejections of patrons
 - (c) Any complaints received concerning crime and disorder
 - (d) Any incidents of disorder
 - (e) All seizures of drugs or offensive weapons
 - (f) Any refusal of the sale of alcohol
 - (g) Any visit by a relevant authority or emergency service.
- 6. Clear signage is to be displayed prominently and maintained at all exits of the premises requiring patrons to leave and enter the premises and area quietly out of respect for local residents.
- 7. The premises shall operate a challenge 21 scheme, all staff to be trained accordingly and a refusals book kept.

Thomas & Thomas Partners LLP 3Rd August 2015

Leisure Unit Shell Specification 3rd August 2015

Contents

Shell Details

1.0	Standards
2.0	Dimensional
3.0	Substructure and Foundations
4.0	Structural Frame
5.0	Ground Floor Slab
6.0	Pool Requirements

Building Fabric 7.0

Windows and External Doors 8.0

9.0 Stairs and Lift 10.0 Acoustic Criteria

11.0 Services and Utilities

12.0 Drainage

13.0 External Works

14.0 Handover

Shell Details

1.0 Standards

- 1.1 All elements of the works, materials and workmanship will be designed and constructed in accordance with the following "Standards" where relevant, applicable and current at the time that the development was registered with the Local Council for Building Regulations approval.
- a) The Building Regulations and Approved Documents 2000 and 2010;
- b) The British Standards and Codes of Practice;
- c) Requirements of the selected Building Control Officer;
- d) Specific requirements of the Utility Supplies, Local Authorities and Local Planning Authorities;
- e) Health and Safety at Work Etc. Act 1974;
- f) Local Acts of Parliament and Local Authority Bye-laws and/or Regulations;
- g) The Clean Air Act 1993;
- h) The Factories Act 1961;
- i) Construction (Design & Management) Regulations 2007 and 2015;
- j) The Fire Precautions Act 1971;
- k) The Local Fire Officers Requirements;
- I) The Building Act 1984;
- m) The Gas Safety (Installation and Use) Regulations 1998;
- n) The Housing Act 1985;
- o) The Party Wall etc. Act 1996;
- p) The Construction Products Regulations 1991;
- q) The Disability Discrimination Act 1995;
- r) The Water Industry Act 1991;
- s) The Environmental Protection Act 1990;
- t) Specific requirements of the Utility Supplies, Local Authorities and Local Planning Authorities;
- u) The Electricity Supply Regulations;
- v) BS 7671 Requirements for Electrical Installations;
- w) The CIBSE Guides;
- x) The Gas Act 1986;
- 1.2 The quality of any material/component used in construction shall not be lower than that defined in the relevant current British Standards or in the absence of a relevant British Standard, a British Board of Agreement Certificate and shall be suitable for the use intended in the locations specified.

2.0 Dimensional

2.1 Unit

The Demise will have an internal floor area, primarily on one floor in the sub-basement but including a small entrance/reception at ground level.

Except where noted on the clear height from finished floor level to the underside of any structure (including any fire protection) or any services is to be a minimum of 4m.

Within the demise there will be various horizontal drain runs installed at high level which will protrude down into the space. These are all as indicated on the services drawing and include the approximate invert levels.

- 2.2 The demise will be provided with a dedicated entrance from street level
- 2.3 A dedicated riser will be provided between the dedicated entrance area and the main sub basement area to allow installation of services.

3.0 Substructure and Foundations

- 3.1 Any contamination or hazardous ground conditions are to be dealt with in the shell building contract, with suitable treatments carried out in accordance with Health and Safety Executive and Environmental Health recommendations.
- 3.2 The substructure and foundations shall be designed in line with the specific local ground conditions to limit total foundation.
- 3.3 Generally, the fit out walls will be in stud partitioning, however, there could be some walls which will be in blockwork.
- 3.4 The Developer shall design and install any foundation requirements for the pool and shall provide any land drainage as required by local ground conditions.

4.0 Structural Frame

- 4.1 The structure is to be designed in accordance with the current relevant British Standard for each structural material.
- 4.2 The structure is to be designed to the loadings given within this document or the minimum imposed loadings stated in BS 6399, Parts 1, 2 and 3 for each relevant case.
- 4.3 The Developer will be responsible for the fire protection of the basic shell. Tenant will be responsible for the fire protection of any elements incorporated in the fitting out.

5.0 Demise Floor Slab

5.1 The floor slabs are to be constructed in reinforced concrete and are to be designed in accordance with the relevant Codes of Practice and British Standards and taking account of the ground conditions and use.

SM.5000IS'08.A09.0.82

5.2 The slab shall have a tamped or trowel concrete finish set down generally 100mm from the finished floor level for screeding and finishes.

6.0 Pool Requirements

6.1 The Unit will comprise pool shell structures (comprising all walls, floors and continuous level deck channel), balance tank(s) as an in situ re-inforced concrete, waterproof structural tank, defined in accordance with BS 8007 and incorporating a Pudlo waterproof concrete lining ready to receive a render and direct tile finishes.

7.0 Building Fabric

- 7.1 The perimeter walls of the demise shall be full height to the underside of the floor above.
- 7.2 The floor above the demise shall be installed in a good workmanlike manner. No pipework penetrations shall protrude into the demise from any cavity drainage channels above.
- 7.3 If required by building regulations the shell shall be tested for air tightness and signed off by the building control officer.

8.0 Windows and External Doors

- 8.1 Any opening windows are to be lockable.
- 8.2 Wherever practical, all glazing to be capable of being replaced from outside the building.
- 8.3 Automatic glazed main entrance doors to match the windows and screens, in keeping with the overall development.
- 8.4 Fire exit, personnel and service doors are to comprise pre-finished flush solid core timber doors, thresholds and emergency exit ironmongery to insurer's requirements.

9.0 Stairs and Lifts

9.1 Escape stairs are to be provided from the demise. The escape stairs will be fully compliant with building control.

Access into the demise from the fire exits will be restricted by the relevant ironmongery selection.

- A DDA compliant refuge point will be provided by the developer where required by building regulations along with an intercom system back to a manned security centre.
- 9.2 A complete and operational goods lift (Shared with others) will be provided by the Developer between the loading bay area above and the Demise

SM.5000IS`08.A09.0.82 Page 5 of 6

- 9.3 All lift installations will be designed and installed to allow ease of servicing. Where the lifts are installed by the Developer a service contract shall be maintained by the developer.
- 9.4 Lifts shall have a direct link back to a 24 hour manned emergency station

10.0 Services & Utilities

- 10.1 The Developer will provide suitably sized water, gas and electric mains into the shell and these shall be terminated within the building in the agreed.
- 10.2 External louvres or suitable termination points all in accordance with any planning requirements will be provided.
- 10.3 The Developer will provide a lightning protection system for the whole building in full compliance with the relevant British Standard.

11.0 Drainage

- 11.1 In all drainage design and construction, British Standards and the requirements of Building Control and other relevant statutory bodies shall be met and approved.
- 11.2 There will be some shared pipework services from the floor above routed through the demise at high level.
- 11.3 Any services running through the demise are to be suitably insulated for noise and condensation.

12.0 External Works

- 12.1 The service ramp and road surfacing specification is to be suitable for the infrequent use of medium to heavy duty vehicles and for designated service routes to the loading bay.
- 12.2 The tenant is to provide a refuse holding area within their demise and arrange for refuse to be taken to a central compaction area.



Appendix 2

Public Protection Division Licensing Act 2003

REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES

Responsible Authority - Public Protection, Pollution Team

Your Name	Fanos Santis
Job Title	Senior Environmental Health Officer
Postal and email address	3 rd Floor, 222 Upper Street Islington, London N1 1XR Fanos.santis@ilsington.gov.uk
Contact telephone number	0207527 3963
Name of the premises you are making a representation about	New Gymnasium
Address of the premises you are making a representation about	15 Esther Anne Place, London N1 1UL

Please detail the evidence supporting your representation. Or the reason for your representation.

Please use separate sheets if necessary

To prevent public nuisance

This representation refers to a premises license application for New Gymnasium, 15 Esther Anne Place, London N1 1UL. The applicant has applied for late refreshment from 23.00 to 24.00, Mondays to Sundays; the provision for recorded music and dancing from 20.30 to 00.00, Fridays and Saturdays and supply of alcohol from 10.00 to 23.00, Sundays to Thursdays and from 10.00 to 24.00, Fridays and Saturdays. With regards to details supplied to prevent public nuisance concerning noise, the applicant has stated that notices will be displayed asking customers to leave quietly. There are no details for times for collection of waste or delivery of goods associated with the application. In my opinion the details provided are inadequate and will not address the licensing objective of prevention of public nuisance.

The Pollution Team therefore objects to the licence application, subject to conditions set below

Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary.

- 1. There shall be no bottling out, waste collections and deliveries from the premises between 22:00 and 07.00 on any day of the week.
- 2. Any outside tables and chairs will be cleared away or rendered unusable by 22:00.
- 3. No Sales of alcohol for consumption off the premises after 23:00

Signed:

AR L

Date:

8th Japan Der 2015

Please send this form along with any additional sheets to the applicant. A copy should be sent to: Islington Council, Licensing Team, 3rd Floor, Upper Street London N1 1XR or email to licensing@islington.gov.uk

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

Senler, Yesim



From:

Poole, Gary

Sent:

07 September 2015 06:03

To:

Licensing

Subject:

RE: Premises Licence Application (Provisional Statement): New Gymnasium - To Be

I would like to register my objection.

This represents an significant escalation in the supply of alcohol into our Ward. A gymnasium offering alcohol is both counter. Intuitive and concerning.

This is a highly sensitive CIZ and this license would add to the impact in a novel but significant way. In particular the request for off-sales demonstrates that the applicant has little regard for our Licensing Policy. Regards

Cllr Gary Poole

Sent with Good (www.good.com)

----Original Message----

From: Senler, Yesim

Sent: Monday, August 17, 2015 03:41 PM GMT Standard Time

To: LicensingPolice; Santis, Fanos; Standards, Trading; S&QA; Kitts, Mitch; Gibbons, Janice; CSPU Team; Control, Building; Corker, Emma; 'islingtongroup@london-fire.gov.uk' (islingtongroup@londonfire.gov.uk); Envh, Commercial

Cc: Lane, Terrie; Montanez-Dodson, Monty; Nash, Rosemary; Clift, Paul;

Whitton, Daniel; Picknell, Angela; Poole, Gary; Turan, Nurullah

Subject: Premises Licence Application (Provisional Statement): New Gymnasium - To Be Named

Dear Sir/Madam,

We have received the following attached application for a Premises Licence (Provisional Statement):

Proposed licence holder: Sager House (Almeida) Limited, 50 Seymour Street, Londo

Attachments:

NewPremLicApp-11Aug15.pdf (680543 Bytes) Plan-15EstherAnnePlace.pdf (2319330 Bytes)

3

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: The New Gymnasium 15 Esther Anne Place London N1 1UL Provisional statement application ref WK/2015 95830

Your Name:

Interest: local resident and chair, Almeida Street Residents' Association

(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

We note that no application has been made for live or recorded music, entertainment or dancing and these should not be permitted.

When the original planning consent for this part of the development was granted we and the Studd Street & Moon Street Residents Association obtained a limit on the <u>operating</u> hours of the A3 uses to 08.00 to 23.00 hours on any day. We think the same limits should apply to the Gymnasium, so the applicant's request for later hours on Fridays, Saturdays and the Sundays prior to bank holidays should not be allowed. The licensing hours should end at 22.30 to allow time for drinking up and payment prior to 23.00 hours

The original planning consent called for the doors into the central avenue from the 116 Upper Street Arcade to be closed at 22.00 hours. Because the only access to the Gymnasium appears to be from Esther Anne Place, after that time gym patrons will be obliged to leave the premises either via the 128 Upper Street arcade or via Studd Street or Almeida Street, unless they reside within the development.

We accordingly suggest that the following conditions should be added to or substituted for those already proposed by the applicants:

- The bar shall be open to bona fide users/members of the gymnasium only, not the general public. The bar area shown on the plan should be inside the area reserved for users/members of the gymnasium, i.e. beyond any reception desk, turnstile or card operated entry barrier
- 2. A member of staff of the licence holder shall be present at the exit from 22:00 to 23:00 to direct patrons to the 128 Upper Street Arcade exit towards Upper Street and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises.
- No more than five (5) patrons or staff shall be permitted to smoke outside the premises at any one time and shall only be permitted to smoke in an area designated as such (to be agreed)

5. A Challenge 25 Policy shall be adopted. 6. The maximum number of persons accommodated at any one time in the premises shall not exceed the number agreed with the responsible authority for health and public safety Crime and Disorder See above Protection of Children from Harm Public Safety See above	4.	4. A dedicated telephone number and email address for the Designated Premises Supervisor or the duty manager shall be maintained for use by any person who may wish to make a complaint during the operation of the licence, which shall be provided to the Licensing Authority and both the Almeida Street and the Studd Street & Moon Street Residents' Associations and shall be advertised on the gym's website and at the premises in a prominent position so that it can be read from the outside. Any change to the number or email address shall be notified to the Licensing Authority and the Almeida Street and the Studd Street & Moon Street Residents' Associations not less than 7 days prior to the change and shall remain current at all times.				
Crime and Disorder See above Protection of Children from Harm Public Safety	5.	A Challenge 25 Policy shall be adopted.				
Protection of Children from Harm Public Safety	6.	The maximum number of persons accommodated at any one time in the premises shall not exceed the number agreed with the responsible authority for health and public safety				
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	Protec	ition of Children from Harm				
See above	Public	Safety				
	See ab	oove				

I wish my identity to be kept anonymous: 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: 3 September 2015

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



Should you wish to comment on the licence application 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).

Public Nuisance

1. When the original planning consent for this part of the development was granted, the Moon Street and Studd Street Residents' Association, together with the Almeida Street Residents' Association, obtained a limit on the *operating* hours of the A3 uses from 0800 to 2300 hours on any day. We are of the view that these same limits should apply to the Gymnasium. The applicant's request for later hours on Fridays, Saturdays and the Sunday's before Bank Holidays should therefore not be allowed. The licensing hours should end at 2230 to allow drinking up and payment prior to 2300 hours.

you may also wish to include suggestions how your concerns could be addressed:

- 2. No application has been made for live or recorded music, entertainment or dancing and we would ask that these should not be permitted.
- The original planning consent called for the doors into the central avenue from the 116 Upper Street Arcade to be closed at 2200 hours. As the only access to the Gymnasium

appears to be from Esther Anne Place, after 2200 hours gym patrons will be obliged to leave the premises either via the 128 Upper Street arcade or via Studd Street or via Almeida Street, unless they are resident within the development. We therefore suggest the following additions/ amendments to the proposals:

- 4. The bar shall be open only to bona fide users/ members of the gym and not for use by the general public. The bar area shown on the plan should be located inside the area reserved for users/ members of the gym only ie beyond the turnstile, reception desk and/ or card operated entry barrier
- A member of staff of the licence holder should be present at the exit from 2200 until 2300 to direct patrons to the 128 Upper Street exit and to ensure that patrons leave quietly, do not create a disturbance or linger outside or adjacent to the premises.

6.No more than 5 patrons or staff shall be permitted to smoke outside the premises at any one time and shall only be permitted to smoke in an area designated as such (to be agreed). Experience of residents has been that staff and customers from nearby licensed premises often use Studd Street and Moon Street as their smoking venue, which has caused nuisance to residents on a persistent basis.

7 A dedicated phone number and e mail address for the Designated Premises Supervisor or Duty Manager shall be maintained for use by any person who may wish to make a complaint during the operation of the licence, which shall be provided to the Licensing Authority and both the Moon Street and Studd Street and the Almeida Street Residents' Associations, and shall be advertised on the gym's website and at the premises in a prominent position so it can be read from outside. Any change to the number shall be notified to the Licensing Authority and the Moon Street and Studd Street and the Almeida Street Residents' Associations not less than 7 days prior to the change and shall remain current at all times.

- 8. A Challenge 25 Policy shall be adopted.
- 9. The maximum number of persons accommodated at any one time within the premises shall not exceed the number agreed with the responsible authority for health and public safety.

We have commented as best we are able on the back of the insufficient information available as to the risk of public nuisance. The experience of residents in Studd Street and Moon Street has been one of significant public nuisance as a result of customers leaving nearby licensed premises in Theberton Street and Upper Street: noise, increased traffic, litter, threatening behaviour, urine, faeces and vomit in doorways and on pavements, have all been regularly experienced by residents. Conditions that prevent customers vacating these premises via the Studd Street entrance post 2200 hours would therefore be welcomed.

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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_		
Date6 th September 2015		
Please ensure name and ad	dress details completed above	
Return to:	Licensing Service London Borough of Islington 3 rd Floor	
	222 Upper Street London N1 1XR	
or send by email to:	licensing@islington.gov.uk	

Senler, Yesim



From:

Sent:

28 August 2015 10:36

To: Subject: Licensing WK/2015 95830

WK/2015 95830

I note this application at the new restaurant, 15 Esther Anne Place

I object to 2 points of the licence application

- 1) The application of the licence until midnight on Fridays and Saturdays is too late and will cause <u>public nuisance</u>. This means that people will be standing in the vicinity of the premises or on the pavement in the street, and workers will be packing up and leacing themselves until well after 1am. There are many residents in the vicinity of the premises and there will be more in the new flats being built in Islington Square all of whom will be affected by this.
- 2) I do not think that on off licence should be permitted at all. This can lead to <u>public nuisance</u> and <u>crime</u> and <u>disorder</u>. This encourages people leaving the premises to take alcohol with them which will then lead to public nuisance and antisocial behaviour in nearby public spaces and streets. This is a pattern of behaviour we wish to avoid.

I-would like this to be treated anonymously.

Yours sincerely



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

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

Premises Name and address The New Gymnasium, 15 Esther Anne Place Islington, London N1 1UL

Provisional statement application reference WK/2015 95830

Your Name

Interest: resident for over 20 years (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

- I would like to see the operating hours of the A3 uses limited to 0800 to 2300 hours on any day, including Fridays, Saturdays and the Sunday's before Bank Holidays. The licensing hours should end at 2230 to allow drinking up and payment prior to 2300 hours.
- 2. No application has been made for live or recorded music, entertainment or dancing and we would ask that these should not be permitted.
- 3. The original planning consent called for the doors into the central avenue from the 116 Upper Street Arcade to be closed at 2200 hours. I would like to see customers leaving the premises via the 128 Upper Street arcade and away from Studd Street or Almeida Street (residential areas). A member of staff of the licence holder should be present at the exit from 2200 until 2300 to direct patrons accordingly. Over the years, residents in Studd Street and Moon Street have experienced a range of problems resulting from customers leaving nearby licensed premises in Theberton Street and Upper Street: noise, increased traffic, litter, threatening behaviour, urine, faeces and vomit in doorways, pavements and the road. Conditions that prevent customers vacating these premises via the Studd Street entrance post 2200 hours would therefore be welcomed.
- 4. I was surprised to see an application for licensing at a gym and question the need for alcohol sales on site, especially as I thought the local area has been designated an alcohol saturation zone owing to public nuisance problems. If it goes ahead, I would like to see the bar use limited to members of the gym and not for use by the general public. The bar area plan should be within the area reserved for users/ members of the gym only.
- 5. Smoking outside the premises should be limited to no more than 5 customers or staff and be confined to an area designated for that purpose (to be agreed). Experience of residents has been that staff and customers from nearby licensed premises often use Studd Street and Moon Street as their smoking venue, which has caused nuisance and litter to residents on a persistent basis.

- A dedicated phone number and e mail address for the Designated Premises Supervisor or Duty Manager shall be maintained for use by any person who may wish to make a complaint during the operation of the licence.
- 7. A Challenge 25 Policy shall be adopted.
- 8. The maximum number of persons accommodated at any one time within the premises shall not exceed the number agreed with the responsible authority for health and public safety.

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:

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 8th September 2015

Returned by email to licensing@islington.gov.uk



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

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

Premises Name and address The New Gymnasium, 15 Esther Anne Place Islington, London N1 1UL

Provisional statement application reference WK/2015 95830

Your Name:

Interest:local resident and Member, Moon Street and Studd Street Residents' Association (E.g. resident, business, TRA Chair, Councillor, solicitor)

Your Address;

Email:

Telephone:

Public Nuisance

- 1. When the original planning consent for this part of the development was granted, the Moon Street and Studd Street Residents' Association, together with the Almeida Street Residents' Association, obtained a limit on the *operating* hours of the A3 uses from 0800 to 2300 hours on any day. We are of the view that these same limits should apply to the Gymnasium. The applicant's request for later hours on Fridays, Saturdays and the Sunday's before Bank Holidays should therefore not be allowed. The licensing hours should end at 2230 to allow drinking up and payment prior to 2300 hours.
- No application has been made for live or recorded music, entertainment or dancing and we would ask that these should not be permitted.
- 3. The original planning consent called for the doors into the central avenue from the 116 Upper Street Arcade to be closed at 2200 hours. As the only access to the Gymnasium appears to be from Esther Anne Place, after 2200 hours gym patrons will be obliged to leave the premises either via the 128 Upper Street arcade or via Studd Street or via Almeida Street, unless they are resident within the development. We therefore suggest the following additions/ amendments to the proposals:
- 4. The bar shall be open only to bona fide users/ members of the gym and not for use by the general public. The bar area shown on the plan should be located inside the area reserved for users/ members of the gym only ie beyond the turnstile, reception desk and/ or card operated entry barrier
- 5. A member of staff of the licence holder should be present at the exit from 2200 until 2300 to direct patrons to the 128 Upper Street exit and to ensure that patrons leave quietly, do not create a disturbance or linger outside or adjacent to the premises.

6.No more than 5 patrons or staff shall be permitted to smoke outside the premises at any one time and shall only be permitted to smoke in an area designated as such (to be agreed). Experience of residents has been that staff and customers from nearby licensed premises often use Studd Street and Moon Street as their smoking venue, which has caused nuisance to residents on a persistent basis.

7 A dedicated phone number and e mail address for the Designated Premises Supervisor or Duty Manager shall be maintained for use by any person who may wish to make a complaint during the operation of the licence, which shall be provided to the Licensing Authority and both the Moon Street and Studd Street and the Almeida Street Residents' Associations, and shall be advertised on the gym's website and at the premises in a prominent position so it can be read from outside. Any change to the number shall be notified to the Licensing Authority and the Moon Street and Studd Street and the Almeida Street Residents' Associations not less than 7 days prior to the change and shall remain current at all times.

- 8. A Challenge 25 Policy shall be adopted.
- 9. The maximum number of persons accommodated at any one time within the premises shall not exceed the number agreed with the responsible authority for health and public safety.

We have commented as best we are able on the back of the insufficient information available as to the risk of public nuisance. The experience of residents in Studd Street and Moon Street has been one of significant public nuisance as a result of customers leaving nearby licensed premises in Theberton Street and Upper Street: noise, increased traffic, litter, threatening behaviour, urine, faeces and vomit in doorways and on pavements, have all been regularly experienced by residents. Conditions that prevent customers vacating these premises via the Studd Street entrance post 2200 hours would therefore be welcomed.

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sh your name and address details to be	e withheld then please explain the reason:	-
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 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_	
Date8 th September 20	15
Please ensure name ar	nd address details completed above
Return to:	Licensing Service London Borough of Islington 3 rd Floor
or send by email to:	222 Upper Street London N1 1XR



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 objectives (please see the guidance notes for further advice).	
	Premises Name and address:	
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		PUBLIC PROTECTION DIVISION 222 HPPFR ST, LONDON N1 1
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Date: 05/09/2005	
Please ensure name and addr	ress details completed above
Return to:	Licensing Service London Borough of Islington 3rd Floor 222 Upper Street London N1 1XR
or send by email to:	<u>licensing@islington.gov.uk</u>

Suggested conditions of approval consistent with the operating schedule

- Substantial food and suitable beverages other than alcohol, including drinking water, shall be available
 during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or
 supplied.
- 2. The sale of alcohol for consumption off the premises must be in sealed containers.
- 3. In 80% of the area where the sale of alcohol takes place, alcohol shall only be sold by waiter/waitress service to persons taking table meals there and for consumption by any such person as an ancillary to his meal, such area to be clearly defined on the plans submitted with any premises licence application relying on this provisional statement.
- 4. 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 an identifiable full 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.
- 5. A comprehensive incident log shall be kept at the premises, and made available on request to an authorised officer of the Council or the Police. Each entry will be timed, dated and if need be rationale noted. The log will record the following:
 - a. All crimes reported to the venue;
 - b. All ejections of patrons;
 - c. Any complaints received concerning crime and disorder:
 - d. Any incidents of disorder;
 - e. All seizures of drugs or offensive weapons;
 - f. Any refusal of the sale of alcohol; and
 - g. Any visit by a relevant authority or emergency service.
- 6. Clear signage is to be displayed prominently and maintained at all exits of the premises requiring patrons to leave and enter the premises and area quietly out of respect for local residents.
- 7. The premises shall operate a challenge 21 scheme, all staff to be trained accordingly and a refusals book kept.

Conditions proposed by the Noise Service

- 8. There shall be no bottling out, waste collections and deliveries from the premises between 22:00 and 07.00 on any day of the week. (Agreed)
- 9. Any outside tables and chairs will be cleared away or rendered unusable by 22:00.
- 10. No Sales of alcohol for consumption off the premises after 23:00. (Agreed)

