



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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	8 th December 2015		Clerkenwell

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE VARIATION APPLICATION
Nando's, 99-100 Turnmill Street, London EC1M 5QP

1. Synopsis

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

1.2 The application is to allow:

- a) A reduction of permitted hours for the sale of alcohol, for consumption on the premises only, to: 11:00 to 23:00 on Sunday to Thursday and 11:00 to 00:00 on Friday and Saturday.
- b) A reduction of permitted hours for the provision of Late Night Refreshment to: 23:00 to 00:00 on Friday and Saturday.
- c) A reduction of permitted opening hours to: 09:00 to 23:30 Sunday to Thursday and 09:00 to 00:30 on Friday and Saturday.
- d) The removal of the provision for regulated entertainment from the licence.
- e) An amendment of the authorised plan attached to the licence.
- f) An amendment to the current conditions attached to Annex 2 and Annex 3 of the premises licence.

1.3 The premises licence currently permits:

- a) The sale of alcohol, for consumption on and off the premises, between: 10:00 and 04:00, Monday to Saturday, and 12:00 to 04:00 on Sunday.

- b) The provision of live music, recorded music and performance of dance, between: 09:00 to 04:00, Monday to Saturday and 22:30 to 04:00 on Sunday.
- c) The provision of Late Night Refreshment, between: 23:00 and 04:00, Monday to Sunday.
- d) Opening hours between: 09:00 and 04:30, Monday to Saturday, and 12:00 to 04:30 on Sunday.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No
Noise	No
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: five
Other bodies	No

3. Background

3.1 Papers are attached as follows:-

- Appendix 1: application form and applicant's response to representations;
- Appendix 2: representations;
- Appendix 3: suggested conditions and map of premises location.

3.2 Five local residents have submitted representations.

4. Planning Implications

4.1 No comments.

5. Recommendations

5.1 To determine the application for a variation of the premises licence under Section 34 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 Licensig Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

Date

25/11/15

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

London Borough of Islington, Licensing Service, Public Protection Division, 3rd Floor, 222
Upper Street, LONDON, N1 1XR

Application to vary a premises licence 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.

We Nando's Chickenland Limited

(Insert name(s) of applicant)

being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in Part 1 below

Premises licence number LN/5126-190615
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Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description Nando's 99-100 Turnmill Street			
Post town	LONDON	Post code	EC1M 5QP

Telephone number at premises (if any)	TBA
Non-domestic rateable value of premises	£59,500 – Band C

Part 2 – Applicant details

Daytime contact telephone number			
E-mail address (optional)			
Current postal address if different from premises	Nando's Chickenland Limited St Mary's House 42 Vicarage Crescent	Postcode	SW11 3LD

49204
£315.00/216644
16/10/15

address			
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Part 3 - Variation

Please tick as appropriate

Do you want the proposed variation to have effect as soon as possible? X Yes No

If not from what date do you want the variation to take effect from Day Month Year

--	--	--	--	--	--

Please tick yes

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

Please describe briefly the nature of the proposed variation (Please see guidance note 1)

This application is to vary the terms of the existing premises licence for the premises formerly traded as Ember public house. The premises has been acquired by Nando's Chickenland Ltd with a view to opening a new Nando's restaurant in the New Year.

The applicant is an experienced operator of well over 300 restaurants nationwide offering South African/Portuguese style chicken meals. The applicant's business is family orientated and food based with alcohol making up only a very small percentage of the business.

It is proposed to considerably reduce the hours for licensable activities, to reduce the number of licensable activities and to amend the operating schedule and premises layout plan to reflect the applicant's restaurant operation and to better meet the licensing objectives. The applicant has given consideration to the premises location within the Clerkenwell cumulative impact area and it is proposed to replace the current terms of the licence (converted from the old Licensing Act 1964) with modern and appropriate conditions promoting the licensing objectives.

Opening hours have been applied for to provide possible early morning opening of the restaurant to allow service of breakfasts (a non-licensable activity).

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

Part 4 Operating Schedule

Please complete those parts of the Operating Schedule below which would be subject to change if this application to vary is successful.

- Provision of regulated entertainment** Please tick all that apply
- a) plays (if ticking yes, fill in box A)
 - b) films (if ticking yes, fill in box B)
 - c) indoor sporting events (if ticking yes, fill in box C)
 - d) boxing or wrestling entertainment (if ticking yes, fill in box D)
 - e) live music (if ticking yes, fill in box E)

- f) recorded music (if ticking yes, fill in box F)
- g) performances of dance (if ticking yes, fill in box G)
- h) anything of a similar description to that falling within (e), (f) or (g)
(if ticking yes, fill in box H)

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

Sale by retail of alcohol (if ticking yes, fill in box J)

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 6)			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) 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)
Wed			
Thur			
Fri			
Sat			
Sun			

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 6)			Will the boxing or wrestling entertainment 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			
Mon			Please give further details here (please read guidance note 3)		
Tue					
Wed			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Thur					
Fri			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 (please read guidance note 5)		
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			
Mon			Please give further details here (please read guidance note 3)		
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)			<u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 3)		
Mon					
Tue			<u>State any seasonal variations for the playing of recorded music</u> (please read guidance note 4) Background music only		
Wed					
Thur			<u>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</u> (please read guidance note 5)		
Fri					
Sat					
Sun					

G

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

H

Anything of a similar description to that falling within (e), (f) or (g) Standard days and timings (please read guidance note 6)	<u>Please give a description of the type of entertainment you will be providing</u>
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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
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

<u>Late night refreshment Standard days and timings</u> (please read guidance note 6)			<u>Will the provision of late night refreshment take place indoors or outdoors or both – please tick</u> (please read guidance note 2)	Indoors	<input type="checkbox"/>
Day	Start	Finish			Outdoors
Mon			<u>Please give further details here</u> (please read guidance note 3) Supply of hot food and/or drink	Both	X
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 4)		
Thur					
Fri	2300	0000	<u>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</u> (please read guidance note 5)		
Sat	2300	0000			
Sun					

J

<u>Supply of alcohol Standard days and timings</u> (please read guidance note 6)			<u>Will the supply of alcohol be for consumption</u> (Please tick box) (please read guidance note 7)	On the premises	X	
Day	Start	Finish			Off the premises	<input type="checkbox"/>
Mon	1100	2300	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 4)	Both	<input type="checkbox"/>	
Tue	1100	2300				
Wed	1100	2300				

Thur	1100	2300	<u>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</u> (please read guidance note 5)
Fri	1100	0000	
Sat	1100	0000	
Sun	1100	2300	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 8)

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			<u>State any seasonal variations</u> (please read guidance note 4)	
Day	Start	Finish		
Mon	0900	2330		
Tue	0900	2330		
Wed	0900	2330		<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)
Thur	0900	2330		
Fri	0900	0030		
Sat	0900	0030		
Sun	0900	2330		

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

Annex 2 - Conditions number 1 – 7

Annex 3 – Conditions number 1 - 7

The above conditions to be replaced with proposed conditions attached to this application.

Please tick yes

- I have enclosed the premises licence
- I have enclosed the relevant part of the premises licence

If you have not ticked one of these boxes please fill in reasons for not including the licence, or part of it, below

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

M Describe any additional steps you intend to take to promote the four licensing objectives as a result of the proposed variation:

a) General – all four licensing objectives (b,c,d,e) (please read guidance note 9)

The applicant is an experienced and responsible operator and has had regard to the Licensing Act 2003, Section 182 Guidance, London Borough of Islington Statement of Policy and the need to promote the licensing objectives. The applicant notes this premises is within the CIP area and offers a number of conditions to promote the licensing objectives and confirms taking these offered conditions and the nature of the operation into account there will be no risk of additional cumulative impact.

See attached schedule of conditions.

b) The prevention of crime and disorder

As above – see attached schedule of conditions.

c) Public safety

As above – see attached schedule of conditions.

d) The prevention of public nuisance

As above – see attached schedule of conditions.

e) The protection of children from harm

As above – see attached schedule of conditions..

Checklist:

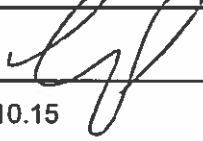
Please tick to indicate agreement

- I have made or enclosed payment of the fee; or
- I have not made or enclosed payment of the fee because this application has been made in relation to the introduction of the late night levy
- 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 have enclosed the premises licence or relevant part of it or explanation
- I understand that if I do not comply with the above requirements my application will be rejected

IT IS AN OFFENCE, LIABLE ON CONVICTION TO A FINE UP TO LEVEL 5 ON THE STANDARD SCALE, UNDER SECTION 158 OF THE LICENSING ACT 2003 TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

Part 5 – Signatures (please read guidance note 10)

Signature of applicant (the current premises licence holder) or applicant's solicitor or other duly authorised agent (please read guidance note 11). If signing on behalf of the applicant please state in what capacity.

Signature	
Date	15.10.15
Capacity	Solicitors and Agents for the Applicant

Where the premises licence is jointly held signature of 2nd applicant (the current premises licence holder) 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 address for correspondence associated with this application (please read guidance note 13)

Trethowans LLP
The Pavilion
Botleigh Grange Business Park
Hedge End

Post town	Southampton	Post code	SO30 2AF
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Telephone number (if any)	+44 (0) 23 8032 1000
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If you would prefer us to correspond with you by e-mail your e-mail address (optional)
karen.lush@trethowans.com

Notes for Guidance

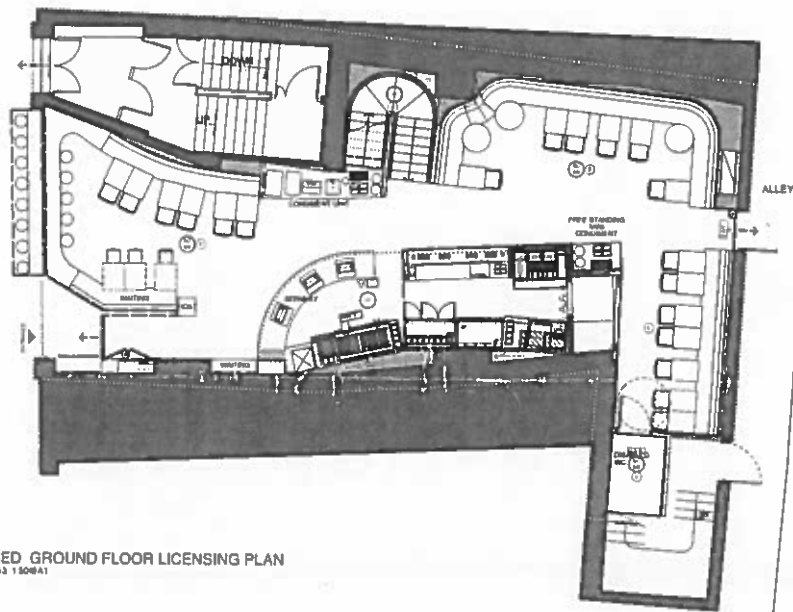
This application cannot be used to vary the licence so as to extend the period for which the licence has effect or to vary substantially the premises to which it relates. If you wish to make that type of change to the premises licence you should make a new premises licence application under section 17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

1. You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.
2. 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.
3. Where taking place in a building or other structure please tick as appropriate. Indoors may include a tent.
4. For example state type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
7. 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.
8. If you wish people to be able to consume alcohol on the premises please tick on, if you wish people to be able to purchase alcohol to consume away from the premises please tick off. If you wish people to be able to do both please tick both.
9. 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, the presence of gaming machines.
10. Please list here steps you will take to promote all four licensing objectives together.
11. The application form must be signed.
12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
13. Where there is more than one applicant, both applicants or their respective agents must sign the application form.
14. This is the address which we shall use to correspond with you about this application.

SCHEDULE OF CONDITIONS

Nando's – 99-100 Turnmill Street, Islington

1. CCTV shall be installed, operated and maintained. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an authorised officer or a police officer (subject to the Data Protection Act 1998) within 24 hours of any request. There shall be sufficient members of trained staff at the premises during operating hours to be able to comply with any such request.
2. The premises will operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. Acceptable identification for the purposes of age verification will include a driving licence, passport or photographic identification bearing the "PASS" logo and date of birth. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person. Challenge 25 signage shall be displayed within the premises.
3. Notices shall be displayed at the exit requesting customers to respect the needs of local residents and to leave the restaurant and area quietly.
4. Staff will be trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18, the signs and symptoms of drunk persons and the refusal of sale due to intoxication. Records will be kept of such training. All staff will receive refresher training every six months as a minimum and records are to be kept of this refresher training. Training records will be kept on the premises and made available for inspection by an authorised officer or police officer upon request.
5. An incident and refusals log shall be kept and maintained on the premises and will be available for inspection immediately upon request by an authorised officer or police officer. Any incidents that include physical altercation or disorder, physical ejection, injury, ID seizure or refusal of sale of alcohol will be recorded. The entry to include an account of the incident and the identity of all persons involved (or descriptions of those involved if identity is unknown). Each entry shall be timed, dated and include the author's name.
6. Substantial food and non-alcoholic beverages (including drinking water) shall be available throughout the permitted hours in all parts of the premises where alcohol is provided.
7. The use of the outside seating area will be monitored by staff and the use of this area for dining shall cease at 2200 daily.
8. The supply of alcohol at the premises shall only be to a person either waiting to be seated or taking a table meal there and for consumption by such person as ancillary to their meal.



PROPOSED GROUND FLOOR LICENSING PLAN
SCALE 1/100 @ A3 1:50 @ A1

GENERAL NOTES

THE WALL AND CEILING FINISHES ON ESCAPE ROUTE (EVACUATION ROUTES) SHOULD ACHIEVE A CLASS 'B' SURFACE SPREAD OF FLAME RATING AND BE CONSIDERED AS CLASS 'B' FINISHES AS PER TABLE 9.9.1 AND 9.9.2.

THE PROPOSED WORK SHALL BE ACCORDING TO THE FIRE ESCAPE ROUTE AND TO BE DESIGNED TO ACHIEVE THIS RATING AND CERTIFICATION SHALL BE SUPPLIED TO SHOW THE IMPLEMENTATION OF A PROPRIETARY TREATMENT UPON COMPLETION.

ALL PLANS SHOULD BE TYPED AND CORRECTED TO BE READ IN CONJUNCTION WITH 1801 NWT, 1801 NWT AND FIREWORKS SCHEDULE 1 (01) AND 02.

ALLOW FOR ADHERENCE UNDER THESE FINISHES INCLUDING TRANSFER CLASMS OF METAL, STEEL

LEGEND

	BOUNDARY OF BUILDING AND SITE
	FIRE STATION
	FIRE ALARM CALL POINT (AS SHOWN)
	FIRE ALARM CONTROL PANEL
	FIRE ALARM CONTROL PANEL (WITH SOUNDER)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT, AND FIRE STATION)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT, AND FIRE STATION, AND FIRE ALARM CALL POINT)

	FIRE ALARM CALL POINT (AS SHOWN)
	FIRE ALARM CONTROL PANEL
	FIRE ALARM CONTROL PANEL (WITH SOUNDER)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT, AND FIRE STATION)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT, AND FIRE STATION, AND FIRE ALARM CALL POINT)

	FIRE ALARM CALL POINT (AS SHOWN)
	FIRE ALARM CONTROL PANEL
	FIRE ALARM CONTROL PANEL (WITH SOUNDER)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT, AND FIRE STATION)
	FIRE ALARM CONTROL PANEL (WITH SOUNDER AND CALL POINT, AND FIRE STATION, AND FIRE ALARM CALL POINT)

	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY
	EXIT
	EXIT
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY

	EXIT
	VERTICAL PASSAGE
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY
	FIRE ESCAPE ROUTE (K) - KIDNEY

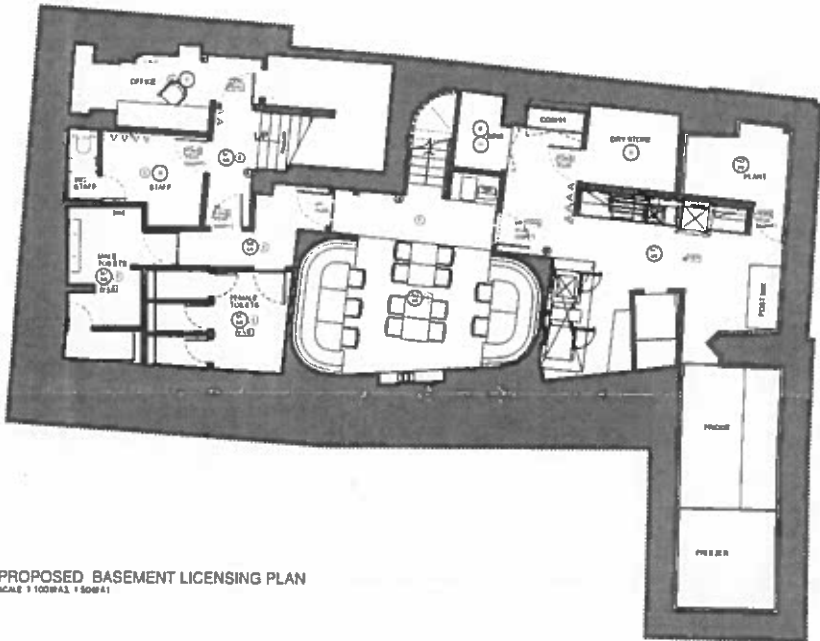
	FIRE ESCAPE ROUTE (K) - KIDNEY
	METAL
	FIRE ALARM PANEL
	ANSUL
	VARIABLE

moreno:masey
architecturstudio

1501 B ST W 10TH FLOOR
VANCOUVER BC V6Z 1S6

PROJECT NO: 1501B
DATE: 2014
SCALE: 1/100 @ A3

1501B 221 13



PROPOSED BASEMENT LICENSING PLAN
SCALE 1/100 (X1) 1/50 (X4)

GENERAL NOTES

THE WALL AND CEILING FINISHES ON ESCAPE ROUTE ENCLOSURE SPACES SHOULD ACHIEVE A CLASS 2 SURFACE SPREAD OF FLAME RATING AND MINIMUM 1 HOUR FIRE RESISTANCE PER TABLE 9.01 AD B VOLUME 2.

THIS PROPOSED NOTICE SHALL CLASSIFY ON THE FIRE ESCAPE ROUTE AND TO BE TREATED TO ACHIEVE THIS RATING AND CERTIFICATE SHOULD BE SUPPLIED TO PROVE THE APPLICATION OF A PROPRIETARY TREATMENT UPON COMPLETION.

ALL FIRE RATED ELEMENTS TO BE TYPED AND IDENTIFIED TO BE IN ACCORDANCE WITH 1001/500 AND FRAMES SCHEDULE 1001/500.

ALLOW FOR RESERVE WHEN TILE FINISH INCLUDING TRANSFER CHANNEL ON CEILING TO BE

LEGEND

CONCRETE OF SLAB ONLY WITH FINE	1" FINE MESH 2" STIPPLE	FIRE ALARM CALL POINT OR SIGN
CONCRETE WITH 1" REINFORCEMENT	1" SUPER FINE 1" STIPPLE	ALL EXITS AND SIGNS TO BE IDENTIFIED TO THE BEST EFFECT OF THE FLOOR PLAN AND LIGHTING FIXTURES ARE TO BE TYPED AND IDENTIFIED BY ACCORDANCE WITH THE CURRENT LATEST STANDARDS AND SPECIFICATIONS AND TO BE SUPPLIED TO THE MAIN CONTRACTOR.
PLASTER CONFINEMENT	2" FINE MESH 2" STIPPLE	AREAS IDENTIFIED BY SIGN OR FACTOR ARE SIGN
AREAS FOR LIGHTING & POWER	FINE GLASS	AREAS IDENTIFIED BY sign or factor are sign
ALUMINUM FRAMES	FINE POLYMER	AREAS IDENTIFIED BY sign or factor are sign
FIRE ESCAPE		

FDKL	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN	E	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
FDKC	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN	VP	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
EXIT	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN	FD30	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
EXIT	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN	FD30 (S)	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
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FD SB	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN	FD60	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
		FD60 (S)	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN

FD60 (S)(INT)	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
ML	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
F.A.P.	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
ANSUL	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN
V.A.D.	AREA IDENTIFIED BY SIGN OR FACTOR ARE SIGN

AREAS IDENTIFIED BY SIGN OR FACTOR ARE SIGN TO BE TYPED AND IDENTIFIED TO THE BEST EFFECT OF THE FLOOR PLAN AND LIGHTING FIXTURES ARE TO BE TYPED AND IDENTIFIED BY ACCORDANCE WITH THE CURRENT LATEST STANDARDS AND SPECIFICATIONS AND TO BE SUPPLIED TO THE MAIN CONTRACTOR.

<p>moreno:masey architecturestudio</p> <p>1-442 22 2148 2564 www.moreno:masey.com</p>	
<p>PROJECT: BASEMENT LICENSING PLAN</p> <p>DATE: 15/06/18</p> <p>DRAWN BY: [NAME]</p> <p>CHECKED BY: [NAME]</p>	<p>SHEET: 1501B</p> <p>SCALE: 1/50 (X4)</p> <p>TITLE: BASEMENT LICENSING PLAN</p> <p>DATE: 15/06/18</p> <p>NO. OF SHEETS: 220</p> <p>TOTAL SHEETS: 220</p>



PREMISES LICENCE LICENSING ACT 2003

Premises licence number	LN/5126-190615	Date of original grant*	24 November 2005
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**An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description			
EMBER			
99-100 TURNMILL STREET			
Post town	London	Post code	EC1M 5QP
Telephone number	020 7490 3985		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor and Basement
<ul style="list-style-type: none"> The provision of regulated entertainment by way of: The performance of live music The playing of recorded music The performance of dance The provision of late night refreshment The sale by retail of alcohol

The times the licence authorises the carrying out of licensable activities				
<ul style="list-style-type: none"> The provision of regulated entertainment for the performance of live music: 				
Monday	09.00	to	04.00	the following day
Tuesday	09.00	to	04.00	the following day
Wednesday	09.00	to	04.00	the following day
Thursday	09.00	to	04.00	the following day
Friday	09.00	to	04.00	the following day
Saturday	09.00	to	04.00	the following day
Sunday	22.30	to	04.00	the following day
<ul style="list-style-type: none"> The provision of regulated entertainment for the playing of recorded music: 				
Monday	09.00	to	04.00	the following day
Tuesday	09.00	to	04.00	the following day
Wednesday	09.00	to	04.00	the following day
Thursday	09.00	to	04.00	the following day
Friday	09.00	to	04.00	the following day
Saturday	09.00	to	04.00	the following day
Sunday	22.30	to	04.00	the following day

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

Monday	09.00	to	04.00	the following day
Tuesday	09.00	to	04.00	the following day
Wednesday	09.00	to	04.00	the following day
Thursday	09.00	to	04.00	the following day
Friday	09.00	to	04.00	the following day
Saturday	09.00	to	04.00	the following day
Sunday	22.30	to	04.00	the following day

- The provision of late night refreshment:

Monday	23.00	to	04.00	the following day
Tuesday	23.00	to	04.00	the following day
Wednesday	23.00	to	04.00	the following day
Thursday	23.00	to	04.00	the following day
Friday	23.00	to	04.00	the following day
Saturday	23.00	to	04.00	the following day
Sunday	23.00	to	04.00	the following day

- The sale by retail of alcohol:

Monday	10.00	to	04.00	the following day
Tuesday	10.00	to	04.00	the following day
Wednesday	10.00	to	04.00	the following day
Thursday	10.00	to	04.00	the following day
Friday	10.00	to	04.00	the following day
Saturday	10.00	to	04.00	the following day
Sunday	12.00	to	04.00	the following day

Except on:

New Year's Eve, except on a Sunday: 10.00 until the time authorised on the following day

New Year's Eve on a Sunday, 12.00 until the time authorised on the following day.

If there are no permitted hours on the following day, midnight on the 31st December

The opening hours of the premises:

Monday	09.00	to	04.30	the following day
Tuesday	09.00	to	04.30	the following day
Wednesday	09.00	to	04.30	the following day
Thursday	09.00	to	04.30	the following day
Friday	09.00	to	04.30	the following day
Saturday	09.00	to	04.30	the following day
Sunday	12.00	to	04.30	the following day

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

On and off supplies

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

Faucet Inn Limited
88-90 George Street
London
W1U 8PA

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

06824966

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

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol
007181 - Slough Borough Council

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR
T: 020 7527 3031
E: licensing@islington.gov.uk

Service Manager (Commercial)

Date of Issue

Licence

Annex 1 - Mandatory conditions

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

There are further 'Mandatory conditions' applicable to licences authorising the supply of alcohol. A full list of the current mandatory conditions is available from the licensing pages on Islington's web site, www.islington.gov.uk. This list is subject to change by order of the Secretary of State and licensees and other responsible persons are advised to ensure they are aware of the latest conditions.

Annex 2 - Conditions consistent with the Operating Schedule

1. Unless otherwise specified on this licence no regulated entertainment shall take place at the premises with the exception of pre-booked private events limited to the provision of music and dancing for pre-invited guests.
2. The sale of alcohol is not authorised after midnight on any day on which music and dancing is not provided after midnight.

On any day that music and dancing ends between midnight and two o'clock in the morning the sale of alcohol shall cease when the music and dancing end.

The sale of alcohol shall cease at midnight on any Sunday on which music and dancing is not provided after midnight;

Where music and dancing end between midnight on any Sunday and 00.30hours, sale of alcohol on that Sunday shall end when the music and dancing end.

Where music and dancing end between midnight and 02.00 hours on any Sundays immediately before a bank holidays the sale of alcohol on that Sunday shall cease when the music and dancing end.

The sale of alcohol must be ancillary to the use of the premises for music and dancing and substantial refreshment.
3. The maximum number of persons accommodated at any one time in the premises shall not exceed the following:

Ground Floor:	180
Basement:	100
4. The licence shall be subject to the Council's standard conditions for Places of Entertainment.
5. The licence shall be subject to the Council's technical standards for Places of Entertainment.
6. The licence is subject to the following Additional Conditions referred to in the Standard Conditions for Places of Public Entertainment:
 - ADDITIONAL CONDITIONS D: APPLICABLE TO PREMISES USING DOOR SUPERVISORS.
 - ADDITIONAL CONDITION GO: APPLICABLE TO THE KEEPING OF GOOD ORDER.
 - ADDITIONAL CONDITIONS SX: FOR PARTICULAR CONTROL OVER STRIPTEASE OR SIMILAR ENTERTAINMENT INVOLVING NUDITY.

7. The pair of inward opening final exit doors serving the basement shall be locked in the fully open position when the premises are occupied.

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

1. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme shall be submitted for approval by the council and the approved scheme fully implemented to the satisfaction of the council and the licensee notified in writing accordingly, prior to the premises opening beyond 01.00 on Mondays to Thursdays, 02.00 on Fridays and Saturdays and 22.30 on Sundays.
2. A CCTV system shall be installed and maintained which monitors the front entrance. The camera shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 31 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a police officer within 24 hours on any request.
3. The licensee shall provide at least 2 door supervisors, registered with the Security Industry Authority, on Fridays and Saturdays until 4.30am to patrol inside and outside the premises.
4. There will be no unaccompanied children under 18 on the premises at any time and no under 18 year olds on the premises after 9pm.
5. Persons leaving the premises will be advised by written notice, to leave the area quietly and without causing disturbance in the neighbourhood.
6. Persons leaving the premises will be requested by written notice to use the toilets on the premises before leaving.
7. The name and telephone number of the person in charge of the premises shall be displayed on the premises in a prominent position so that it can be seen from outside the premises.

Annex 4 – Plans

Reference Number: ISL 88860 1/2 and 2/2 14 July 2005

Appendix C
Rep 1

Gallacher, Simon

From: [REDACTED]
Sent: 23 October 2015 13:44
To: Gallacher, Simon
Cc: Licensing
Subject: licence application Nando's (Formerly Ember), 99-100 Turnmill Street, London EC1M 5QP

Dear Simon

I just wanted to write regarding the licence application for: Nando's Formerly Ember, 99-100 Turnmill Street, EC1M 5QP

I am enormously encouraged that Nando's have vastly reduced their proposed licenced hours, in respect of the licenced hours currently in place for Ember.

However as this is a new application, I would encourage the licence committee to keep the licenced hours for the new Nando's premises in line with the recent Conran restaurant. I was present at that licence hearing. I believe the hours agreed for that premises widely cater for their customer and is in keeping with similar licenced premises in that area.

I feel we must keep consistency with the licenced hours, particularly for this area. I would encourage the licence committee to ensure the application is consistent with these hours:

Conran Awarded

On Sales	Off Sales	Opening Hours
11:00 - 23:00	11:00 - 22:00	08:00 - 23:00
11:00 - 23:00	11:00 - 22:00	08:00 - 23:00
11:00 - 23:00	11:00 - 22:00	08:00 - 23:00
11:00 - 23:00	11:00 - 22:00	08:00 - 23:00
11:00 - 00:00	11:00 - 22:00	08:00 - 00:00
11:00 - 00:00	11:00 - 22:00	08:00 - 00:00
11:00 - 19:00	11:00 - 19:00	10:00 - 19:00

Kind regards

[REDACTED]

[REDACTED]

Rep 2

Licensing representation, 2 Nov 2015, Nando's, 99-100 Turnmill St, EC1M 5QP

[Redacted]

Dear Sirs,

I write as an interested party and local resident at [Redacted]

I object to this application as it stands, but would be happy to fully support it with some minor amendments and added conditions. I appreciate that the existing application has removed the off licence sales and greatly reduced the hours of operations and on licence sales.

However, the licence as it stands is still more extensive than other licences recently awarded nearby (including among others) Conran Albion and Granger & Co. And it would therefore have a negative cumulative impact on local residents and the area bearing in mind all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21.

My main objections are:

- A. It is in an area of cumulative impact that was four years ago already defined as saturated by Islington's licensing policy
- B. There is an insufficient noise and management programme to minimise noise and nuisance on the nearby area and residents
- C. The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak

I recommend approving the application with the following changes:

	Nando's Application		Please Approve with Changes	
	On Sales	Opening Hours	On Sales	Opening Hours
Mon 11:00-23:00		09:00-23:30 11:00-22:30		11:00-23:00
Tues 11:00-23:00		09:00-23:30 11:00-22:30		11:00-23:00
Wed 11:00-23:00		09:00-23:30 11:00-22:30		11:00-23:00
Thu 11:00-23:00		09:00-23:30 11:00-22:30		11:00-23:00
Fri 11:00-00:00		09:00-00:30 11:00-23:30		11:00-00:00
Sat 11:00-00:00		09:00-00:30 11:00-23:30		11:00-00:00
Sun 11:00-23:00		09:00-23:30 11:00-19:00		11:00-19:00

... and with the added conditions as detailed below. If these changes and conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

I have discussed this application with other residents. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Kind regards,

[Redacted]

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area.

1. On premises licence and opening hours:

	Please Approve with Changes	
	On Sales	Opening Hours
Mon 11:00-22:30		11:00-23:00
Tues 11:00-22:30		11:00-23:00
Wed 11:00-22:30		11:00-23:00
Thu 11:00-22:30		11:00-23:00
Fri 11:00-23:30		11:00-00:00
Sat 11:00-23:30		11:00-00:00
Sun 11:00-19:00		11:00-19:00

2. The premises nor any part therein shall be permitted to operate as a bar.
3. No licence shall be granted for any exceptional days to be open all night.
4. If granted, the licence should terminate if management changes hands.
5. Alcoholic drinks may only be consumed within the premises during those hours permitted for the sale of alcohol and 30 minutes after the permitted terminal hour.
6. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.
7. No new customers are permitted to enter the premises after 22:00 Mondays through Thursdays and after 23:00 Fridays and Saturdays.
8. No customers carrying open or sealed bottles shall be admitted at any time.
9. The premises shall be ones in which (i) customers are shown to their table, (ii) food is provided 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 and (iii) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.
10. No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.
11. The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
12. The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
13. No music or noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Windows should be kept closed so as not to cause noise disturbance. Doors to access and egress the premises shall be kept closed so far as practicable, employ automatic door closing mechanisms and not be wedged or held open.
14. No more than 10 persons shall be permitted to smoke outside the premises at any one

time, and no more than five persons after 21:00. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after 22:00. The licence holder shall ensure the area outside the premises are swept and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.

15. The licence holder shall not allow any queuing outside of the premises at any time and shall provide sufficient space within the premises for any queue that forms. A queue shall mean any single person, or persons, waiting to be served at the premises. The licence holder shall actively discourage and disperse any persons trying to wait outside the premises or who otherwise obstruct the pavement or roadway and shall decline them service if they fail to disperse.
16. No chairs or tables or signage or display boards of any kind shall be placed on the pavement or carriageway outside the premises at any time and the licence holder shall not seek any licence or variation of this licence for any such tables or chairs in the future.
17. The licence holder shall ensure that all lights in the main dining area of the premises are switched off when the premises are closed to save energy and minimise light pollution.
18. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly. The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.
19. A member of staff of the licence holder shall be present at the exit from 22:00 until the last patron leaves on any day of operations in order to direct patrons to the nearest transport links and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises. The licence holder shall not call, or otherwise arrange, directly or indirectly taxis for any patrons so as not to increase late night traffic noise outside the premises. The licence holder shall encourage patrons to use public transport or disperse to the main roads to wait for passing taxis.
20. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.
21. Children shall be permitted on the premises for the purposes of having a meal if accompanied by a responsible adult. Staff shall be trained on their responsibilities to not sell alcohol to persons who are or appear to be under age. The licensee shall adopt the Challenge 25 and BII National Standards Proof of Age Scheme. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a passport, or UK Driving Licence bearing the photograph and date of birth of the bearer. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they understood the training. The licensee shall keep records of training and instruction given to staff.
22. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority. It shall be maintained to record all crimes reported to the venue, ejections of patrons, complaints received, incidents of disorder, faults in the CCTV system, and any other relevant incidents for the Police or other statutory authority.
23. 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 shall record in real time, date and time stamped and will

continually 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 together with facilities for viewing should these be necessary. 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.

24. The licence holder shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures designed to ensure that noise from equipment on the premises (including but not limited to air conditioning and kitchen extracts) is kept to a minimum and meets the Council's Db guidelines to prevent persons in the neighbourhood from being disturbed by noise from equipment on the premises. A certified true copy of that scheme shall be delivered to the Clerkenwell Green Preservation Society not less than fourteen (14) days prior to the opening of the premises for trade and to any resident of EC1 requesting an electronic copy of the same within 7 days of any such request.
25. The licence holder shall ensure that any extractor fans, any air conditioning units or any other equipment used by, or connected, to the premises shall operate at all times within the maximum permitted noise limits required by the Council or, if lower, by the then current legislation including any subordinate legislation and regulations.

Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any measures or plan to ensure that their customers do not contribute to problems of anti-social drinking
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in early morning hours
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

There is the possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above. Also the possibility of public nuisance through customers talking/smoking and driving through the area, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. The premises are located on Tummill Street near many residential blocks on the same street and surrounding streets.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm. Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Rep 3

Licensing representation
Nando's, 99-100 Turnmill St, EC1M 5QP
Date 12 November 2015



Dear Sirs,

I write as an interested party and local resident.

I object to this application as it stands, but would be happy to fully support it with some minor amendments and added conditions. I appreciate that the existing application has removed the off licence sales and greatly reduced the hours of operations and on licence sales.

However, the licence as it stands is still more extensive than other licences recently awarded nearby (including among others) Conran Albion and Granger & Co. And it would therefore have a negative cumulative impact on local residents and the area bearing in mind all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21.

My main objections are:

- A. It is in an area of cumulative impact that was four years ago already defined as saturated by Islington's licensing policy
- B. There is an insufficient noise and management programme to minimise noise and nuisance on the nearby area and residents
- C. The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak

I recommend approving the application with the following changes:

	Nando's Application		Please Approve with Changes	
	On Sales	Opening Hours	On Sales	Opening Hours
Mon	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
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Wed	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
Thu	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
Fri	11:00-00:00	09:00-00:30	11:00-23:30	11:00-00:00
Sat	11:00-00:00	09:00-00:30	11:00-23:30	11:00-00:00
Sun	11:00-23:00	09:00-23:30	11:00-19:00	11:00-19:00

... and with the added conditions as detailed below. If these changes and conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

I have discussed this application with other residents. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Kind regards



Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area.

1. On premises licence and opening hours:

	Please Approve with Changes	
	On Sales	Opening Hours
Mon	11:00-22:30	11:00-23:00
Tues	11:00-22:30	11:00-23:00
Wed	11:00-22:30	11:00-23:00
Thu	11:00-22:30	11:00-23:00
Fri	11:00-23:30	11:00-00:00
Sat	11:00-23:30	11:00-00:00
Sun	11:00-19:00	11:00-19:00

2. The premises nor any part therein shall be permitted to operate as a bar.
3. No licence shall be granted for any exceptional days to be open all night.
4. If granted, the licence should terminate if management changes hands.
5. Alcoholic drinks may only be consumed within the premises during those hours permitted for the sale of alcohol and 30 minutes after the permitted terminal hour.
6. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.
7. No new customers are permitted to enter the premises after 22:00 Mondays through Thursdays and after 23:00 Fridays and Saturdays.
8. No customers carrying open or sealed bottles shall be admitted at any time.
9. The premises shall be ones in which (i) customers are shown to their table, (ii) food is provided 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 and (iii) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.
10. No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.
11. The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
12. The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
13. No music or noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Windows should be kept closed so as not to cause noise disturbance. Doors to access and egress the premises shall be kept closed so far as practicable, employ automatic door closing mechanisms and not be wedged or held open.
14. No more than 10 persons shall be permitted to smoke outside the premises at any one

- time, and no more than five persons after 21:00. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after 22:00. The licence holder shall ensure the area outside the premises are swept and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.
15. The licence holder shall not allow any queuing outside of the premises at any time and shall provide sufficient space within the premises for any queue that forms. A queue shall mean any single person, or persons, waiting to be served at the premises. The licence holder shall actively discourage and disperse any persons trying to wait outside the premises or who otherwise obstruct the pavement or roadway and shall decline them service if they fail to disperse.
 16. No chairs or tables or signage or display boards of any kind shall be placed on the pavement or carriageway outside the premises at any time and the licence holder shall not seek any licence or variation of this licence for any such tables or chairs in the future.
 17. The licence holder shall ensure that all lights in the main dining area of the premises are switched off when the premises are closed to save energy and minimise light pollution.
 18. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly. The premises shall have a defined dispersal policy to ensure that customers and staff leave safely and quietly and are assisted where necessary.
 19. A member of staff of the licence holder shall be present at the exit from 22:00 until the last patron leaves on any day of operations in order to direct patrons to the nearest transport links and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises. The licence holder shall not call, or otherwise arrange, directly or indirectly taxis for any patrons so as not to increase late night traffic noise outside the premises. The licence holder shall encourage patrons to use public transport or disperse to the main roads to wait for passing taxis.
 20. The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.
 21. Children shall be permitted on the premises for the purposes of having a meal if accompanied by a responsible adult. Staff shall be trained on their responsibilities to not sell alcohol to persons who are or appear to be under age. The licensee shall adopt the Challenge 25 and BII National Standards Proof of Age Scheme. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Citizencard, a passport, or UK Driving Licence bearing the photograph and date of birth of the bearer. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they understood the training. The licensee shall keep records of training and instruction given to staff.
 22. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority. It shall be maintained to record all crimes reported to the venue, ejections of patrons, complaints received, incidents of disorder, faults in the CCTV system, and any other relevant incidents for the Police or other statutory authority.
 23. 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 shall record in real time, date and time stamped and will
-

continually 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 together with facilities for viewing should these be necessary. 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.

24. The licence holder shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures designed to ensure that noise from equipment on the premises (including but not limited to air conditioning and kitchen extracts) is kept to a minimum and meets the Council's Db guidelines to prevent persons in the neighbourhood from being disturbed by noise from equipment on the premises. A certified true copy of that scheme shall be delivered to the Clerkenwell Green Preservation Society not less than fourteen (14) days prior to the opening of the premises for trade and to any resident of EC1 requesting an electronic copy of the same within 7 days of any such request.
25. The licence holder shall ensure that any extractor fans, any air conditioning units or any other equipment used by, or connected, to the premises shall operate at all times within the maximum permitted noise limits required by the Council or, if lower, by the then current legislation including any subordinate legislation and regulations.

Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any measures or plan to ensure that their customers do not contribute to problems of anti-social drinking
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in early morning hours
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

There is the possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above. Also the possibility of public nuisance through customers talking/smoking and driving through the area, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. The premises are located on Tummill Street near many residential blocks on the same street and surrounding streets.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm. Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Rep 4

Gallacher, Simon

From: [REDACTED]
Sent: 13 November 2015 18:19
To: Gallacher, Simon
Subject: Nandos, 99-100 Turnmill St. EC1M 5QP

As a local resident, I wish to object the Nandos licensing application because it exceeds core hours.

The venue is in the Clerkenwell cumulative impact area and is located just outside Farringdon Station, a hot spot for crime and anti-social behavior.

Accordingly, I recommend the Licensing Committee limit Nandos closing time to 23.00 monday through thursday and midnight on friday and saturday.

[REDACTED]

Rep 5

Licensing representation Nando's, 99-100 Turnmill St, EC1M 5QP

Date 13 November 2015

Resident, [REDACTED]

Dear Sirs,

I write as an interested party and local resident.

I object to this application as it stands, but would be happy to fully support it with some minor amendments and added conditions. I appreciate that the existing application has removed the off licence sales and greatly reduced the hours of operations and on licence sales.

However, the licence as it stands is still more extensive than other licences recently awarded nearby (including among others) Conran Albion and Granger & Co. And it would therefore have a negative cumulative impact on local residents and the area bearing in mind all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21.

My main objections are:

- A. It is in an area of cumulative impact that was four years ago already defined as saturated by Islington's licensing policy
- B. There is an insufficient noise and management programme to minimise noise and nuisance on the nearby area and residents
- C. The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak

I recommend approving the application with the following changes:

	Nando's Application		Please Approve with Changes	
	On Sales	Opening Hours	On Sales	Opening Hours
Mon	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
Tues	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
Wed	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
Thu	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
Fri	11:00-00:00	09:00-00:30	11:00-23:30	11:00-00:00
Sat	11:00-00:00	09:00-00:30	11:00-23:30	11:00-00:00
Sun	11:00-23:00	09:00-23:30	11:00-19:00	11:00-19:00

... and with the added conditions as detailed below. If these changes and conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

I have discussed this application with other residents. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Kind regards

[REDACTED]

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area.

1. On premises licence and opening hours:

	Please Approve with Changes	
	On Sales	Opening Hours
Mon	11:00-22:30	11:00-23:00
Tues	11:00-22:30	11:00-23:00
Wed	11:00-22:30	11:00-23:00
Thu	11:00-22:30	11:00-23:00
Fri	11:00-23:30	11:00-00:00
Sat	11:00-23:30	11:00-00:00
Sun	11:00-19:00	11:00-19:00

2. The premises nor any part therein shall be permitted to operate as a bar.
3. No licence shall be granted for any exceptional days to be open all night.
4. If granted, the licence should terminate if management changes hands.
5. Alcoholic drinks may only be consumed within the premises during those hours permitted for the sale of alcohol and 30 minutes after the permitted terminal hour.
6. The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.
7. No new customers are permitted to enter the premises after 22:00 Mondays through Thursdays and after 23:00 Fridays and Saturdays.
8. No customers carrying open or sealed bottles shall be admitted at any time.
9. The premises shall be ones in which (i) customers are shown to their table, (ii) food is provided 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 and (iii) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.
10. No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 08:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00 hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.
11. The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
12. The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
13. No music or noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance. Windows should be kept closed so as not to cause noise disturbance. Doors to access and egress the premises shall be kept closed so far as practicable, employ automatic door closing mechanisms and not be wedged or held open.
14. No more than 10 persons shall be permitted to smoke outside the premises at any one

time, and no more than five persons after 21:00. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after 22:00. The licence holder shall ensure the area outside the premises are swept and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.

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continually 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 together with facilities for viewing should these be necessary. 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.

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Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any measures or plan to ensure that their customers do not contribute to problems of anti-social drinking
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in early morning hours
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

There is the possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above. Also the possibility of public nuisance through customers talking/smoking and driving through the area, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

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- Dispersal of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

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Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. The premises are located on Tummill Street near many residential blocks on the same street and surrounding streets.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm. Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

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Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Licensing representation Nando's, 99-100 Turnmill St, EC1M 5QP
 Date 12th November 2015
 Resident, Name, address: [REDACTED]

Dear Sirs,

I write as an interested party and local resident.

I object to this application as it stands, but would be happy to fully support it with some minor amendments and added conditions. I appreciate that the existing application has removed the off licence sales and greatly reduced the hours of operations and on licence sales.

However, the licence as it stands is still more extensive than other licences recently awarded nearby (including among others) Conran Albion and Granger & Co. And it would therefore have a negative cumulative impact on local residents and the area bearing in mind all 4 of Islington's licensing objectives and Licensing Policies 1, 2, 5, 8, 18 and 21.

My main objections are:

- It is in an area of cumulative impact that was four years ago already defined as saturated by Islington's licensing policy
- There is an insufficient noise and management programme to minimise noise and nuisance on the nearby area and residents
- The lack of detailed delivery and rubbish restrictions (in line with other recently granted licences) that seek to minimise disturbance – the condition currently offered is vague and has no teeth so to speak

I recommend approving the application with the following changes:

	Nando's Application		Please Approve with Changes	
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Thu	11:00-23:00	09:00-23:30	11:00-22:30	11:00-23:00
Fri	11:00-00:00	09:00-00:30	11:00-23:30	11:00-00:00
Sat	11:00-00:00	09:00-00:30	11:00-23:30	11:00-00:00
Sun	11:00-23:00	09:00-23:30	11:00-19:00	11:00-19:00

... and with the added conditions as detailed below. If these changes and conditions are not adopted, then I believe this application should be refused so as not to undermine the licensing objectives and add to existing cumulative impact.

I have discussed this application with other residents. If multiple objections are similar, it is due to our approach as a community. No objection should be discounted for being similar.

Kind regards

Recommended Conditions

Please note my recommendations for conditions are inline with those set on other recent licences in the area.

- On premises licence and opening hours:

	Please Approve with Changes	
	On Sales	Opening Hours
Mon	11:00-22:30	11:00-23:00
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- The premises nor any part therein shall be permitted to operate as a bar.
- No licence shall be granted for any exceptional days to be open all night.
- If granted, the licence should terminate if management changes hands.
- Alcoholic drinks may only be consumed within the premises during those hours permitted for the sale of alcohol and 30 minutes after the permitted terminal hour.
- The premises licence holder must ensure that no alcohol is consumed outside the premises at any time, and any smokers are required to leave glasses inside.
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- No customers carrying open or sealed bottles shall be admitted at any time.
- The premises shall be ones in which (i) customers are shown to their table, (ii) food is provided 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 and (iii) intoxicating liquor shall not be sold, supplied, or consumed on the premises otherwise than to persons who are bona fide taking substantial table meals and provided always that the consumption of intoxicating liquor by such persons is ancillary to taking such meals. A table meal shall not be constituted by bar snacks or a single side order of food.
- No deliveries shall be made on Sundays or Bank Holidays or between the hours of 18:30 and 06:00 daily. On Saturdays, deliveries for fresh produce, flowers and bread may be made by van but only between 09:00 to 17:00

hours. Deliveries shall only take place so as to minimise noise and traffic disturbance.

- The licence holder shall ensure that rubbish shall not at any time obstruct any pavements or roadways adjacent to the premises. No noxious smells shall be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated. No rubbish shall be moved, removed or placed outside the premises other than on collection weekdays between the hours of 08:00 and 18:00, on Saturdays between the hours of 09:00 and 17:00 but never on Sundays or Bank Holidays.
- The premises shall be particularly aware of its neighbours to ensure it does not cause noise nuisance, that rubbish collections are properly managed and plant kept in good order. The premises shall have internal storage for refuse which prevents items being left on the streets, or the noisy dispersal of bottles. Any forecourts and paving areas shall be immediately washed down and kept clean.
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- No more than 10 persons shall be permitted to smoke outside the premises at any one time, and no more than five persons after 21:00. Smokers shall only be permitted to smoke in a designated area, which should be defined as the location least likely to cause noise nuisance to local residents and congestion on the public footpath. No smoking outside the premises shall be permitted after 22:00. The licence holder shall ensure the area outside the premises are swept and cleaned at no less than three intervals every day and at the end of each night, and that all cigarette butts are removed and disposed of in the premises.
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- No chairs or tables or signage or display boards of any kind shall be placed on the pavement or carriageway outside the premises at any time and the licence holder shall not seek any licence or variation of this licence for any such tables or chairs in the future.
- The licence holder shall ensure that all lights in the main dining area of the premises are switched off when the premises are closed to save energy and minimise light pollution.
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- A member of staff of the licence holder shall be present at the exit from 22:00 until the last patron leaves on any day of operations in order to direct patrons to the nearest transport links and to ensure that patrons do not create a disturbance or loiter outside or adjacent to the premises. The licence holder shall not call, or otherwise arrange, directly or indirectly taxis for any patrons so as not to increase late night traffic noise outside the premises. The licence holder shall encourage patrons to use public transport or disperse to the main roads to wait for passing taxis.
- The contact telephone number for the premises licence holder/designated premises supervisor/duty manager shall be displayed inside the premises or immediately outside the premises such that it is clearly visible from outside without the need to enter the premises.
- Children shall be permitted on the premises for the purposes of having a meal if accompanied by a responsible adult. Staff shall be trained on their responsibilities to not sell alcohol to persons who are or appear to be under age. The licensee shall adopt the Challenge 25 and B4 National Standards Proof of Age Scheme. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards e.g. Clizencard, a passport, or UK Driving Licence bearing the photograph and date of birth of the bearer. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they understood the training. The licensee shall keep records of training and instruction given to staff.
- The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority. It shall be maintained to record all crimes reported to the venue, ejections of patrons, complaints received, incidents of disorder, faults in the CCTV system, and any other relevant incidents for the Police or other statutory authority.
- 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 shall record in real time, date and time stamped and will continually 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 together with facilities for viewing should these be necessary. 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.
- The licence holder shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures designed to ensure that noise from equipment on the premises (including but not limited to air conditioning and kitchen extracts) is kept to a minimum and meets the Council's Db guidelines to prevent persons in the neighbourhood from being disturbed by noise from equipment on the premises. A certified true copy of that scheme shall be delivered to the Clerkenwell Green Preservation Society not less than fourteen (14) days prior to the opening of the premises for trade and to any resident of EC1 requesting an electronic copy of the same within 7 days of any such request.
- The licence holder shall ensure that any extractor fans, any air conditioning units or any other equipment used by, or connected, to the premises shall operate at all times within the maximum permitted noise limits required by the Council or, if lower, by the then current legislation including any subordinate legislation and

regulations.

Objections based on the four licensing objectives

Public Nuisance

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Prevention of Public Nuisance.

The application also does not address:

- Licensing Policy 5 in that they have not suggested any measures or plan to ensure that their customers do not contribute to problems of anti-social drinking
- Licensing Policy 8 nor Licensing Policy 21 in that they have not suggested any active dispersal policy to mitigate the Licensing Authority's position that the possibility of disturbance to residents is more likely to occur at night and in early morning hours
- Licensing Policy 18 which states that complaints about noise in Islington have risen substantially over the last 10 years and the considerable expansion of the night-time economy has increased noise within urban settings above the national average

There is the possibility of public nuisance caused by alcohol-related antisocial behaviour and crime, as noted above. Also the possibility of public nuisance through customers talking/smoking and driving through the area, noise from customers leaving at night, noise from increased traffic at night, noise from deliveries and rubbish removal, noise and blocking of pavement from customers smoking outside, and noise and blocking of pavement from customers queuing/waiting outside.

Specific concerns also include:

- Dispersal of people with late night alcohol, but no active dispersal policy suggested by the applicant
- No policy suggested by the applicant to manage patrons smoking, queuing and/or waiting for tables outside the premises, thus creating a cumulative impact upon noise disturbance and blocking the pavement. Also notably no waiting area proposed in the applicant's floor plan to help manage this cumulative impact
- No evidence presented by the applicant that noise will not emanate from the premises

I would also note that my concerns are not based on speculation. They are based on experience of the cumulative impact of existing establishments on residents, which has resulted in the Council instituting the cumulative impact policy for Clerkenwell.

Crime and Disorder

Clerkenwell is an area the Council has recognised as having a high number of licensed premises, which collectively lead to problems related to the licensing objectives.

This application also fails to consider Licensing Policy 1, which takes into account (among other matters) the location of the premises and character of the area. The premises are located on Tummill Street near many residential blocks on the same street and surrounding streets.

Protection of Children from Harm

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Children from Harm. Licensing Policy 1 notes that the character of the area must also be considered. The aforementioned increase in crime, disorder and antisocial behaviour also further threatens children.

Public Safety

This application fails to demonstrate that the grant of the premises licence would not give rise to a negative cumulative impact on the Licensing Objective for the Protection of Public Safety. This application threatens public safety not only due to the aforementioned increase in crime, disorder, and antisocial behaviour associated with alcohol consumption, but also due to loitering in the street after the licensed hours.

Islington has the second highest density of licensed premises in London and suffers from well above the London average for violent crimes attributable to alcohol. Clerkenwell is already designated as an area of cumulative impact and saturation. This situation should not be further aggravated with an additional licence.

Appendix 3

1. CCTV shall be installed, operated and maintained. The system will enable frontal identification of every person entering the premises. The system shall record in real time and operate whilst the premises are open for licensable activities. The recordings shall be kept available for a minimum of 31 days. Recordings shall be made available to an authorised officer or a police officer (subject to the Data Protection Act 1998) within 24 hours of any request. There shall be sufficient members of trained staff at the premises during operating hours to be able to comply with any such request.
2. The premises will operate a "Challenge 25" policy whereby any person attempting to buy alcohol who appears to be under 25 will be asked for photographic ID to prove their age. Acceptable identification for the purposes of age verification will include a driving licence, passport or photographic identification bearing the "PASS" logo and date of birth. If the person seeking alcohol is unable to produce acceptable means of identification, no sale or supply of alcohol will be made to or for that person. Challenge 25 signage shall be displayed within the premises.
3. Notices shall be displayed at the exit requesting customers to respect the needs of local residents and to leave the restaurant and area quietly.
4. Staff will be trained regarding appropriate precautions to prevent the sale of alcohol to persons under the age of 18, the signs and symptoms of drunk persons and the refusal of sale due to intoxication. Records will be kept of such training. All staff will receive refresher training every six months as a minimum and records are to be kept of this refresher training. Training records will be kept on the premises and made available for inspection by an authorised officer or police officer upon request.
5. An incident and refusals log shall be kept and maintained on the premises and will be available for inspection immediately upon request by an authorised officer or police officer. Any incidents that include physical altercation or disorder, physical ejection, injury, ID seizure or refusal of sale of alcohol will be recorded. The entry to include an account of the incident and the identity of all persons involved (or descriptions of those involved if identity is unknown). Each entry shall be timed, dated and include the author's name.
6. Substantial food and non-alcoholic beverages (including drinking water) shall be available throughout the permitted hours in all parts of the premises where alcohol is provided.
7. The use of the outside seating area will be monitored by staff and the use of this area for dining shall cease at 2200 daily.
8. The supply of alcohol at the premises shall only be to a person either waiting to be seated or taking a table meal there and for consumption by such person as ancillary to their meal.

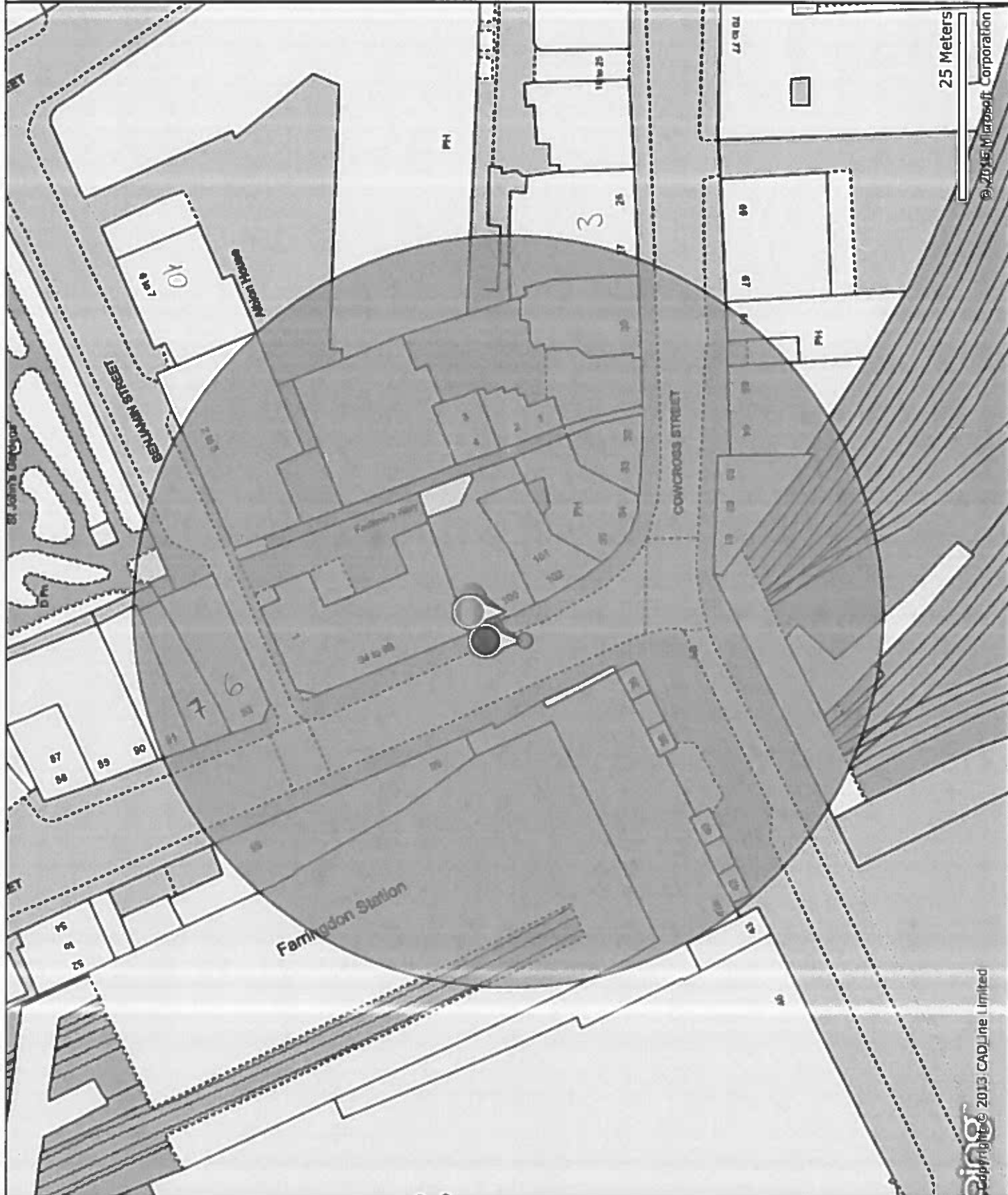
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