

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

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	19 <sup>th</sup> July 2016		St. Mary's

<b>Delete as appropriate</b>		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION  
HOLY PITTA YEEROS HOUSE, 74D UPPER STREET, LONDON, N1 0NY**
**1. Synopsis**

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

1.2 The new application is to:

- The provision of late night refreshment, Mondays to Sundays, from 23:00 until 03:00 the following day; and
- The premises to be open to the public, Mondays to Sundays from 10:00 until 03:00 the following day.

**2. Relevant Representations**

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

Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: Five local residents
Other bodies	Yes: One local Councillor

### **3. Background**

3.1 Papers are attached as follows:-

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

### **4. Planning Implications**

4.1 The hours of operation being sought are in excess of those currently authorised at the premises. The authorised hours of operation are:

- Sundays to Wednesdays, from 09:00 until 00:00; and
- Thursdays to Saturdays, from 09:00 until 02:00 the following day.

### **5 Recommendations**

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

5.2 If the Committee grants the application it should be subject to:

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
- ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 3)

### **6 Conclusion and reasons for recommendations**

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

#### **Background papers:**

The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

**Final Report Clearance**

**Signed by**

  
Service Director – Public Protection

7.7.16  
Date

**Received by**

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

**Islington**  
**Application for a premises licence**  
**Licensing Act 2003**

For help contact  
[licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)  
 Telephone: 020 7527 3031

\* required information

**Form errors**

Some data entered into this form is invalid. Please resolve before continuing.

**Section 1 of 19**

You can save the form at any time and resume it later. You do not need to be logged in when you resume.

System reference  This is the unique reference for this application generated by the system.

Your reference  You can put what you want here to help you track applications if you make lots of them. It is passed to the authority.

Are you an agent acting on behalf of the applicant?

Yes  No

Put "no" if you are applying on your own behalf or on behalf of a business you own or work for.

**Applicant Details**

\* First name

\* Family name

**You must enter a valid e-mail address**

\* E-mail

Main telephone number

Include country code.

Other telephone number

Indicate here if the applicant would prefer not to be contacted by telephone

Is the applicant:

Applying as a business or organisation, including as a sole trader

Applying as an individual

A sole trader is a business owned by one person without any special legal structure. Applying as an individual means the applicant is applying so the applicant can be employed, or for some other personal reason, such as following a hobby.

**Applicant Business**

\* Is the applicant's business registered in the UK with Companies House?  Yes  No

\* Registration number

IP2/777755  
 £190.00/ELM3  
 03/06/16

Continued from previous page...

* Business name	<input type="text" value="CORAL TRADING LTD"/>	If the applicant's business is registered, use its registered name.
* VAT number	<input type="text" value="-"/> <input type="text" value="NONE"/>	Put "none" if the applicant is not registered for VAT.
* Legal status	<input type="text" value="Private Limited Company"/>	
* Applicant's position in the business	<input type="text" value="DIRECTOR"/>	
Home country	<input type="text" value="United Kingdom"/>	The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

* Building number or name	<input type="text" value="FLAT 1"/>
* Street	<input type="text" value="174 REGENTS PARK ROAD"/>
District	<input type="text"/>
* City or town	<input type="text" value="LONDON"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text" value="N3 3HR"/>
* Country	<input type="text" value="United Kingdom"/>

**Agent Details**

* First name	<input type="text" value="NOEL"/>
* Family name	<input type="text" value="SAMAROO"/>
* E-mail	<input type="text" value="INFO@NTAD.CO.UK"/>
Main telephone number	<input type="text" value="075 4444 0655"/>
Other telephone number	<input type="text"/>

Include country code.

Indicate here if you would prefer not to be contacted by telephone

Are you:

- An agent that is a business or organisation, including a sole trader
- A private individual acting as an agent

A sole trader is a business owned by one person without any special legal structure.

**Agent Business**

* Is your business registered in the UK with Companies House?	<input checked="" type="radio"/> Yes	<input type="radio"/> No
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* Registration number	<input type="text" value="9856182"/>
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Continued from previous page...

\* Business name  If your business is registered, use its registered name.  
\* VAT number   Put "none" if you are not registered for VAT.  
\* Legal status   
\* Your position in the business   
Home country  The country where the headquarters of your business is located.

**Agent Registered Address** Address registered with Companies House.

\* Building number or name   
\* Street   
District   
\* City or town   
County or administrative area   
\* Postcode   
\* Country

**Section 2 of 19**

**PREMISES DETAILS**

I/we, as named in section 1, apply for a premises licence under section 17 of the Licensing Act 2003 for the premises described in section 2 below (the premises) and I/we are making this application to you as the relevant licensing authority in accordance with section 12 of the Licensing Act 2003.

**Premises Address**

Are you able to provide a postal address, OS map reference or description of the premises?

- Address     OS map reference     Description

**Postal Address Of Premises**

Building number or name   
Street   
District   
City or town   
County or administrative area   
Postcode   
Country

Continued from previous page...

### Further Details

Telephone number

020 7354 5135

Non-domestic rateable  
value of premises (£)

7,500

### Section 3 of 19

#### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- An individual or individuals
- A limited company
- A partnership
- An unincorporated association
- A recognised club
- A charity
- The proprietor of an educational establishment
- A health service body
- A person who is registered under part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales
- A person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 in respect of the carrying on of a regulated activity (within the meaning of that Part) in an independent hospital in England
- The chief officer of police of a police force in England and Wales
- Other (for example a statutory corporation)

#### Confirm The Following

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities
- I am making the application pursuant to a statutory function
- I am making the application pursuant to a function discharged by virtue of Her Majesty's prerogative

### Section 4 of 19

#### NON INDIVIDUAL APPLICANTS

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

#### Non Individual Applicant's Name

**Continued from previous page...**

Name

**Details**

Registered number (where applicable)

Description of applicant (for example partnership, company, unincorporated association etc)

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Contact Details**

E-mail

Telephone number

Other telephone number

**Section 5 of 19**

**OPERATING SCHEDULE**

When do you want the premises licence to start?  /  /   
dd mm yyyy

If you wish the licence to be valid only for a limited period, when do you want it to end  /  /   
dd mm yyyy

Provide a general description of 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.

*Continued from previous page...*

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

**Section 6 of 19**

**PROVISION OF PLAYS**

Will you be providing plays?

- Yes                       No

**Section 7 of 19**

**PROVISION OF FILMS**

Will you be providing films?

- Yes                       No

**Section 8 of 19**

**PROVISION OF INDOOR SPORTING EVENTS**

Will you be providing indoor sporting events?

- Yes                       No

**Section 9 of 19**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

Will you be providing boxing or wrestling entertainments?

- Yes                       No

**Section 10 of 19**

**PROVISION OF LIVE MUSIC**

Will you be providing live music?

- Yes                       No

**Section 11 of 19**

**PROVISION OF RECORDED MUSIC**

Will you be providing recorded music?

- Yes                       No

**Section 12 of 19**

**PROVISION OF PERFORMANCES OF DANCE**

Will you be providing performances of dance?

- Yes                       No

**Section 13 of 19**

**PROVISION OF ANYTHING OF A SIMILAR DESCRIPTION TO LIVE MUSIC, RECORDED MUSIC OR PERFORMANCES OF DANCE**

Continued from previous page...

Will you be providing anything similar to live music, recorded music or performances of dance?

- Yes  No

**Section 14 of 19**

**LATE NIGHT REFRESHMENT**

Will you be providing late night refreshment?

- Yes  No

**Standard Days And Timings**

MONDAY

Start 23:00

End 03:00

Start

End

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.

TUESDAY

Start 23:00

End 03:00

Start

End

WEDNESDAY

Start 23:00

End 03:00

Start

End

THURSDAY

Start 23:00

End 03:00

Start

End

FRIDAY

Start 23:00

End 03:00

Start

End

SATURDAY

Start 23:00

End 03:00

Start

End

SUNDAY

Start 23:00

End 03:00

Start

End

Will the provision of late night refreshment take place indoors or outdoors or both?

- Indoors  Outdoors  Both

Where taking place in a building or other structure tick as appropriate. Indoors may include a tent.

**Continued from previous page...**

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.

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non-standard timings. Where the premises will be used for the supply of late night refreshments at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

**Section 15 of 19**

**SUPPLY OF ALCOHOL**

Will you be selling or supplying alcohol?

- Yes                       No

**PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT**

How will the consent form of the proposed designated premises supervisor be supplied to the authority?

- Electronically, by the proposed designated premises supervisor  
 As an attachment to this application

Reference number for consent form (if known)

If the consent form is already submitted, ask the proposed designated premises supervisor for its 'system reference' or 'your reference'.

**Section 16 of 19**

**ADULT ENTERTAINMENT**

Highlight any adult entertainment or services, activities, or other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children

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 etc gambling machines etc.

NONE

Continued from previous page...

Section 17 of 19

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

For example (but not exclusively) where the activity will occur on additional days during the summer months.

Non standard timings. Where you intend to use the premises to be open to the members and guests at different times from those listed in the column on the left, list below

For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.

Continued from previous page...

## Section 18 of 19

### LICENSING OBJECTIVES

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

a) General – all four licensing objectives (b,c,d,e)

List here steps you will take to promote all four licensing objectives together.

b) The prevention of crime and disorder

#### THE PREVENTION OF CRIME AND DISORDER

1. RESTAURANT CONDITION :

ALCOHOL WILL NOT BE PERMITTED ON THE PREMISES

PLH

2. The PLH is fully aware of his responsibilities under the LA 2003. HE ALSO HOLDS A PERSONAL ALCOHOL LICENCE AND IS THE PLH AND DPS FOR THE ADJACENT PROPERTY "LA FORCHETTA"

This has given him a greater understanding of the licensing objectives and the necessary risk assessments to ensure that at no time is the licence in jeopardy.

CCTV

3. The Premises License Holder will install CCTV that follows Home Office guidelines for camera systems in licensed premises which covers all licensed areas of the premises. Also external coverage is available the system records for 31 days and all recordings will be made available to the police upon request. At least one member of staff will be fully trained on the full workings of the system. Signage is in place to inform members of the public that a CCTV system is in operation.

4. CRIME PREVENTION NOTICES

Notices with regard to potential crime will be placed in all public areas IE be aware of pickpockets bag snatching. Also Management Warning Notices with regards to Zero Drugs Tolerance, exiting the venue quietly and being respectful of our neighbours.

5. PUBLICISE OPEN AND CLOSING TIMES

All details of the premises opening and closing times will be clearly displayed on the premises and any website for the information of customers.

6. INSTALLATION OF CCTV

The presence of CCTV can be an important means of detecting crime inside and immediately outside of the premises. To this end CCTV will be installed to the satisfaction of the local crime prevention officer and it will record for 31 days. Recordings will be made available immediately to any authorised officer for inspection. A member of staff will be fully trained in its operation and the equipment meets the required specifications.

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#### 7. DEVELOPMENT OF A DRUGS POLICY WITH LOCAL POLICE

A drugs policy will be developed to the satisfaction of the local police licensing office.

Signs will be displayed at the entrance, toilets and other public areas of the premises informing that this premises is A DRUG FREE ZONE.

#### 8. STAFF TRAINING

All staff will undergo full training in regards to the licensing objectives with particular attention to UNDERAGE SALES PREVENTION, DRUGS AWARENESS, ANTI VIOLENCE/ ANTI SOCIAL BEHAVIOUR and PUBLIC DRUNKENESS.

This will be fully documented training refreshed every 3 months.

### c) Public safety

#### THE PROMOTION OF PUBLIC SAFETY

9. The installed digital CCTV system will record for 31 days and cover all public areas of the premises which will monitor all public safety issues. The DPS will be responsible to carry out a fire and health and safety risk assessments for licensed premises all notices in relation to public health and safety will be displayed.

10. The PLH will ensure that the premises operate in line with existing health and safety legislation and is aware that it is also the responsibility of the premises licence holder that this legislation is adhered to.

11. When considering the promotion of public safety, the following relevant legislation and risk assessments have been applied.

The Regulatory Reform (Fire Safety) Order 2005

Health and Safety at Work Regulations 1999

#### 12. FIRE SAFETY

All fire safety precautions have been considered and implemented under the fire risk assessment to include:-

Fire Separation, fire resistant finishes, smoke detection and ventilation, emergency lighting Decorations and Furnishings.

#### 13. BUILDING SERVICES

All electrical Installations weather permanent or temporary will be inspected on a regular basis by a qualified electrician. All permanent installations such as Emergency Lighting, heating / ventilation Generators or any other electrical equipment as deemed to be a permanent fixture has a current Certificate.

#### 14. HYGIENE

Thought has been given to this area and adequate changing facilities, toilets and the storage and disposal of refuse have been supplied or will be arranged.

#### 15. FIRE AND EMERGENCY SYSTEMS

All Fire and Emergency Warning Systems including Fire Extinguishing Equipment will be tested on a regular basis and documented.

#### 16. COMMUNICATIONS

All regulatory signage will be in place as an additional means of information.

### d) The prevention of public nuisance

#### THE PREVENTION OF PUBLIC NUISANCE

The Premises Licence holder is responsible for ensuring that the premises do not cause any nuisance to the local residents or the general public. They will monitor the external areas of the premises in relation to public nuisance or anti-social behaviour, deliveries and rubbish collections will only take place during normal business hours. Any anti-social behaviour

**Continued from previous page...**

CCTV recordings will be made available to the police.

e) The protection of children from harm

#### THE PROTECTION OF CHILDREN FROM HARM

23. A refusal/incident book will be kept on the premises for inspection by the authorities.

24. All necessary signage will be displayed with regard to noise nuisance and personal safety information.

### Section 19 of 19

#### PAYMENT DETAILS

This fee must be paid to the authority. If you complete the application online, you must pay it by debit or credit card.

Premises Licence Fees are determined by the non domestic rateable value of the premises.

To find out a premises non domestic rateable value go to the Valuation Office Agency site at [http://www.voa.gov.uk/business\\_rates/index.htm](http://www.voa.gov.uk/business_rates/index.htm)

Band A - No RV to £4300	£100.00
Band B - £4301 to £33000	£190.00
Band C - £33001 to £87000	£315.00
Band D - £87001 to £125000	£450.00*
Band E - £125001 and over	£635.00*

\*If the premises rateable value is in Bands D or E and the premises is primarily used for the consumption of alcohol on the premises then you are required to pay a higher fee

Band D - £87001 to £125000	£900.00
Band E - £125001 and over	£1,905.00

There is an exemption from the payment of fees in relation to the provision of regulated entertainment at church halls, chapel halls or premises of a similar nature, village halls, parish or community halls, or other premises of a similar nature. The costs associated with these licences will be met by central Government. If, however, the licence also authorises the use of the premises for the supply of alcohol or the provision of late night refreshment, a fee will be required.

Schools and sixth form colleges are exempt from the fees associated with the authorisation of regulated entertainment where the entertainment is provided by and at the school or college and for the purposes of the school or college.

If you operate a large event you are subject to ADDITIONAL fees based upon the number in attendance at any one time

Capacity 5000-9999	£1,000.00
Capacity 10000 -14999	£2,000.00
Capacity 15000-19999	£4,000.00
Capacity 20000-29999	£8,000.00
Capacity 30000-39999	£16,000.00
Capacity 40000-49999	£24,000.00
Capacity 50000-59999	£32,000.00
Capacity 60000-69999	£40,000.00
Capacity 70000-79999	£48,000.00
Capacity 80000-89999	£56,000.00
Capacity 90000 and over	£64,000.00

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\* Fee amount (£)

190.00

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**

**Address**

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

United Kingdom

**DECLARATION**

\* I/we understand 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.

Ticking this box indicates you have read and understood the above declaration

This section should be completed by the applicant, unless you answered "Yes" to the question "Are you an agent acting on behalf of the applicant?"

\* Full name

\* Capacity

Date (dd/mm/yyyy)

Add another signatory

Once you're finished you need to do the following:

1. Save this form to your computer by clicking file/save as...

2. Go back to <https://www.gov.uk/apply-for-a-licence/premises-licence/islington/apply-1> to upload this file and continue with your application.

Don't forget to make sure you have all your supporting documentation to hand.

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

# **Proposed Operating Schedule**

**Holy Pitta  
74d Upper Street,  
London  
N1 0NY**

**Late Night Refreshment  
23:00 - 03:00 Monday to Sunday.**

## **THE PREVENTION OF CRIME AND DISORDER**

### **1. RESTAURANT CONDITION :**

#### **ALCOHOL WILL NOT BE PERMITTED ON THE PREMISES**

#### **PLH**

- 2. The PLH is fully aware of his responsibilities under the LA 2003. HE ALSO HOLDS A PERSONAL ALCOHOL LICENCE AND IS THE PLH AND DPS FOR THE ADJACENT PROPERTY "LA FORCHETTA"**  
This has given him a greater understanding of the licensing objectives and the necessary risk assessments to ensure that at no time is the licence in jeopardy.

#### **CCTV**

- 3. The Premises License Holder will install CCTV that follows Home Office guidelines for camera systems in licensed premises which covers all licensed areas of the premises. Also external coverage is available the system records for 31 days and all recordings will be made available to the police upon request. At least one member of staff will be fully trained on the full workings of the system. Signage is in place to inform members of the public that a CCTV system is in operation.**

**4. CRIME PREVENTION NOTICES**

Notices with regard to potential crime will be placed in all public areas IE be aware of **pickpockets bag snatching**. Also **Management Warning Notices** with regards to **Zero Drugs Tolerance**, exiting the venue **quietly and being respectful of our neighbours**.

**5. PUBLICISE OPEN AND CLOSING TIMES**

All details of the premises opening and closing times will be clearly displayed on the premises and any website for the information of customers.

**6. INSTALLATION OF CCTV**

The presence of CCTV can be an important means of detecting crime inside and immediately outside of the premises. To this end CCTV will be installed to the satisfaction of the local crime prevention officer and it will record for 31days. Recordings will be made available immediately to any authorised officer for inspection. A member of staff will be fully trained in its operation and the equipment meets the required specifications.

**7. DEVELOPMENT OF A DRUGS POLICY WITH LOCAL POLICE**

A drugs policy will be developed to the satisfaction of the local police licensing office. Signs will be displayed at the entrance, toilets and other public areas of the premises informing that this premises is **A DRUG FREE ZONE**.

**8. STAFF TRAINING**

All staff will undergo full training in regards to the licensing objectives with particular attention to **UNDERAGE SALES PREVENTION, DRUGS AWARENESS, ANTI VIOLENCE/ ANTI SOCIAL BEHAVIOUR** and **PUBLIC DRUNKENESS**.

This will be fully documented training refreshed every 3 months.

## **THE PROMOTION OF PUBLIC SAFETY**

**9.** The installed digital CCTV system will record for 31 days and cover all public areas of the premises which will monitor all public safety issues. The DPS will be responsible to carry out a fire and health and safety risk assessments for licensed premises all notices in relation to public health and safety will be displayed.

**10.** The PLH will ensure that the premises operate in line with existing health and safety legislation and is aware that it is also the responsibility of the premises licence holder that this legislation is adhered to.

**11.** When considering the promotion of public safety, the following relevant legislation and risk assessments have been applied.

**The Regulatory Reform (Fire Safety) Order 2005**

**Health and Safety at Work Regulations 1999**

**12. FIRE SAFETY**

All fire safety precautions have been considered and implemented under the fire risk assessment to include:-  
Fire Separation, fire resistant finishes, smoke detection and ventilation, emergency lighting  
Decorations and Furnishings.

**13. BUILDING SERVICES**

All electrical Installations weather permanent or temporary will be inspected on a regular basis by a qualified electrician. All permanent installations such as Emergency Lighting, heating / ventilation Generators or any other electrical equipment as deemed to be a permanent fixture has a current Certificate.

**14. HYGIENE**

Thought has been given to this area and adequate changing facilities, toilets and the storage and disposal of refuse have been supplied or will be arranged.

**15. FIRE AND EMERGENCY SYSTEMS**

All Fire and Emergency Warning Systems including Fire Extinguishing Equipment will be tested on a regular basis and documented.

**16. COMMUNICATIONS**

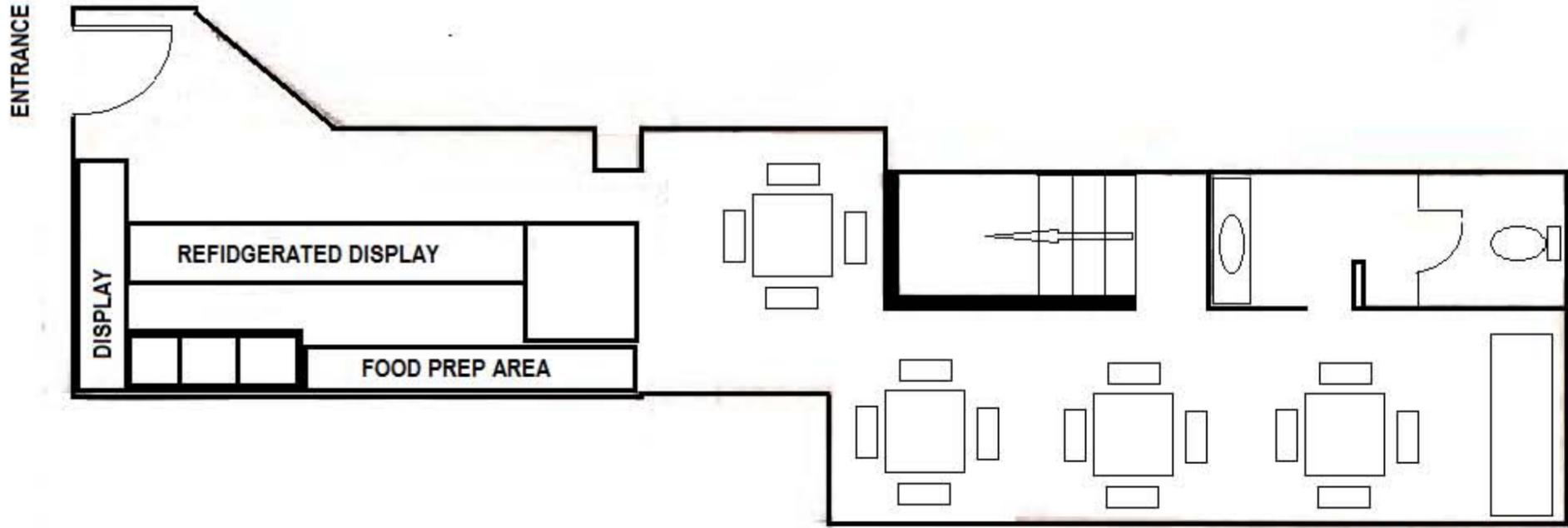
All regulatory signage will be in place as an additional means of information.

## **THE PREVENTION OF PUBLIC NUISANCE**

**The Premises Licence holder is responsible for ensuring that the premises do not cause any nuisance to the local residents or the general public. They will monitor the external areas of the premises in relation to public nuisance or anti-social behaviour, deliveries and rubbish collections will only take place during normal business hours. Any anti- social behaviour CCTV recordings will be made available to the police.**

## **THE PROTECTION OF CHILDREN FROM HARM**

- 23. A refusal/incident book will be kept on the premises for inspection by the authorities.**
- 24. All necessary signage will be displayed with regard to noise nuisance and personal safety information.**



**Your** New Premises License Application  
**Our** Licensing/NI  
**Date:** 01/06/2016



**METROPOLITAN POLICE  
SERVICE**

Islington Police Licensing Unit  
**Islington Police Station**  
**2 Tolpuddle Street**  
**London**  
**N1 0YY**

Telephone: 07799133204

Email:

**licensingpolice@islington.gov.uk**

**1st June 2016**

**Holy Pitta Yeeros House**

**74 Upper Street**  
**London**  
**N1 0NY**

Dear Sir

**Re: Premises License Application (New) - Holy Pitta Yeeros House, 74 Upper Street N1 0NY**

With reference to the above application, we are writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application as it is our belief that if granted the application would undermine the Licensing Objective, Prevention Of Crime and Disorder.

This is based on the locality of the venue being within the Upper Street/Angel Cumulative Impact Area. This area is also a significant one for police as it has the highest concentration of violent offences at night, which coincides with when the applicant is proposing to run his business. In an area that is already saturated with Licensed Premises it is just not sustainable to keep increasing the number of people on those streets for longer periods of time. Which invariably a venue serving late night refreshment would do.

The current applied for hours fall outside of the recommended hours contained within the Council Licensing Policy 2013-2017 for hot food take away venues. The applicant has not shown any evidence in his submission as to rationale for such late opening hours.

It is for these reasons that we are objecting to the application, and propose that it is refused.

It is however appreciated that the applicant has engaged with the Metropolitan Police regarding the provision of CCTV within the venue and to have the below condition added to the license.

If the Committee is minded to grant the application then we would ask that the following conditions are added to the License.

1. The requested hours are changed to SUN- THUR Midnight, FRI - SAT 1am.
2. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer

or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.

Should you wish to discuss the matter further please contact us on Mobile 07799133204 or via email, **licensingpolice@islington.gov.uk**

Yours sincerely  
Ben Chadwick Pc 292NI  
Steven Harrington Pc 425NI  
Peter Conisbee Pc 575NI

Islington Police Licensing Officers

**Licensing Act 2003****Licensing Authority Representation****Premises Licence Application:****Holy Pitta Yeeros House, 74D Upper Street, London, N1 0NY.**

I am submitting a representation on behalf of the Licensing Authority with respect to the premises licence application. The application is seeking to allow:

- The provision of late night refreshment, Mondays to Sundays, from 23:00 until 03:00 the following day; and
- The premises to be open to the public, Mondays to Sundays from 10:00 until 03:00 the following day.

**The grounds for the representation are:**

- Public nuisance;
- Crime and disorder; and
- Public Safety.

**Licensing Policy Considerations**

*Licensing Policies 1 & 2      Location, cumulative impact and saturation*

*Licensing Policies 7 & 8      Licensing Hours*

*Licensing Policies 9      Operating Schedules*

**Issues of Concern**

The premises is situated within the Angel & Upper Street Cumulative Impact area, therefore the onus is on the applicant to demonstrate that the application will not add to the cumulative impact. The applicant has not acknowledged that the premises is situated within the Cumulative Impact area so has added no detail as why the proposed late night hours would not add to this.

The licensing hours (LP 7 and 8) proposed by this application are in excess of the guide hours for a premises offering late night refreshment, as laid out within the in Council's Licensing Policy. The probability of local residents being affected by crime and nuisance generally increases in line with later licensing hours. While the application does specify additional measures within the operating schedule (LP 9) to mitigate against possible crime, disorder and/or public nuisance that could occur, the Licensing Authority is not satisfied that these are sufficiently robust so as to ensure that the premises will not undermine the licensing objectives.

I understand that there has been communication with the applicant in relation to the proposed hours for late night refreshment however, they have not been prepared to discuss any reduction in the terminal hour being sought. This reinforces the Licensing Authority view that the applicant has little understanding of the possible impact providing such a late night service may have on the Licensing Objectives or the Cumulative Impact.

## **Summary**

The proposed licensable activities, hours and supporting operating schedule do not satisfy the Licensing Authority that such a licence should be granted within a cumulative impact area or that the granting of such will promote the licensing objectives. The application should therefore be refused.

In the event that the applicant amends the application or produces additional information, either before or during the Licensing Committee hearing, that addresses the Licensing Authority's concerns, the Licensing Committee should consider imposing additional conditions relating to the:

- Hours of operation; and
- Management controls.

Janice Gibbons  
Service Manager  
Islington Council  
[Janice.gibbons@islington.gov.uk](mailto:Janice.gibbons@islington.gov.uk)  
020 7527 3212

29<sup>th</sup> June 2016

**Whitton, Daniel**

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**From:** Poole, Gary  
**Sent:** 28 June 2016 17:49  
**To:** Licensing  
**Cc:** Whitton, Daniel  
**Subject:** RE: Premises Licence Application: Holy Pitta Yeeros House

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

I wish to register my objection. This application completely disregards the CIZ policy by applying for hours in excess of what is permitted. There is no attempt to establish any exception to the rebuttable presumption. I particularly object to this application on the grounds of preventing public nuisance as I do not see any measures to mitigate the impact of this application, specifically in relation to litter and noise.

Regards.

Councillor Gary Poole

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**From:** Licensing

**Whitton, Daniel**

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**From:**  
**Sent:** 23 June 2016 12:41  
**To:** Licensing  
**Subject:** Re: WK/160015872 - HOLY PITTA 74 Upper st

**Follow Up Flag:** Follow up  
**Flag Status:** Flagged

Dear Christopher,

Please note I reside in

Kind regards

--

23.06.2016, 12:08, "Licensing" <licensing@islington.gov.uk>:

Dear

In order for us to accept your Rep, we need your address. Without it, your rep can't be considered legitimate.

In regards to the anonymity, I will pass this on once I receive your residential address to the relevant officer to inform you.

Kind Regards  
Christopher Montanez  
Licensing Support Team Manager  
0207 527 3200

**From:**  
**Sent:** 22 June 2016 20:39  
**To:** Licensing  
**Subject:** WK/160015872 - HOLY PITTA 74 Upper st

Dear Licensing,

I by the present would like to object strongly against the late night refreshment proposition from Holy Pitta

As a resident i think the area is already saturated with late night kebabs, in a 50 yard perimeter there are already 2 late night refreshment licensed premises. From 12 to 2 am instead of dispersing night goers will remain in the area and congregate in small groups above my window until much later in the morning week days as well as week ends.

The presence of few late night bars in the very close vicinity (Cana Y tapas , Ladybird Bar, Winchester) will retain for a longer period loud and inebriated customers around 69/70/71/71/72 upper street block instead of

naturally dispersing them further away to the camden passage corner kebab & at the level of 88 upper street near the bus stop.

I think it will have harmful consequences for the area as it will totally be in contradiction with the prevention of crime and disorder, public nuisance and public safety.

We have observed as residents since the opening of Cana Y tapas an increase in violence and noise from aggressive Cana Y tapas customers, this has already impacted negatively on the profile of customers that frequents that stretch, it would be highly detrimental to add another premises with a late activity in the vicinity as it will make the area even more attractive to troubles. There is no search or id check in a kebab shop, people are free to congregate and we cannot make them move to other areas. At present the suspicious crowds congregating in front of 71/72/73 upper street is already alarming. Opening a late night activity will result in people staying out in the streets and therefore pose a risk to public safety and increase significantly public nuisance at the times proposed by the applicant.

It is also obvious that this will cause more noise on Upper street on a more consistent and longer period 7 days a week (during the hours of 11pm to 3-4 am) instead of being at present uniquely restricted to a sporadic disturbance at 2 am and 4 am when late premises are shutting and customers leave the premises on Friday and Saturday. The issue with a take away is that people will congregate in groups and will have loud conversations as they will be eating in the streets. The level of rubbish might also be a concern for us residents, as we already have peanuts scattered around by the Five Guys premises giving them away, very large quantities of bins (25 bags on average) being stacked from 7pm and from 1 am next to the telephone booths (opposite five guys)

I am also concerned that more fights will take place as arguments will resume in the kebab shop with rival gangs bumping into each other after scuffles in now notorious Cana Y tapas. (as observed and documented by the police ) in front of the Kebab shop situated 88 upper street that is historically the point of fierce fights that have originated in bars and resuming, this hot spot will certainly move to 74 upper street and cause even more troubles as the alleyway is a very short distance. (alleyway that is also an area of concern for drugs and knife fights) . (ref numerous police interventions to disperse violent fights ) .

The already existing Kebabs on Upper street and at the corner of camden passage are ideally situated permitting crowds to disperse much more easily and rapidly, should Holy Pitta be another meeting point for gangs and ruffians then the area and adjacent businesses will suffer from the negative image that they portray. Furthermore and more worryingly the negative reputation of the operator of Forchetta is notorious in the area, staff members from businesses in the vicinity as well as residents are subject of bullying by this individual, should anyone try to park their vehicles for deliveries at the back he will bully them and block the access for the entire businesses. His car can be seen constantly blocking the way.

i wish my objection to remain anonymous for the reason mentioned above and related to the very aggressive temper of the operator of Forcheta and Holy Pita.

Kind Regards

Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR

Dear Sirs

8 June 2016

**Licensing Act 2003 – Premises Licence Application (New)**  
**Re: Holy Pitta, 74 Upper Street, London N1 0NY**

I am a local resident at the above address. This letter responds to your notification of the application for a premises licence for the above business to serve late night refreshment until the quite extraordinary hour of 3am, seven days a week.

The application, which the licensee has not sought to discuss or foreshadow with neighbours or local residents, is strongly opposed.

The application would adversely affect the quality of life of residents and contravenes the Authority's applicable policies, in particular Licensing Policy 2. Specifically, but without limitation, granting the variation sought would be likely to increase crime and disorder in the local area, increase already prevalent public nuisance, deleteriously affect public safety and put children and young people at risk.

Each of these is dealt with below. Whilst the authority will no doubt wish (as residents do) to support local businesses, the effect of granting the licence would be to create a magnet for late night anti-social behaviour on this section of Upper Street, where residents are already badly affected by noise, nuisance and drunken aggression, particularly on Thursday to Sunday nights.

**(1) The Area, the Premises and Cumulative Impact**

The premises in respect of which the application is made are within the Angel and Upper Street Cumulative Impact Area. As the Committee will be aware, this area contains a high density of licensed premises, in common with much of Upper Street. Many of these premises serving alcohol fortunately close well before 3am. Granting this application would therefore create a 'pull' to this section of Upper Street to intoxicated individuals who would be concentrated in the area. The risk of additional anti-social behaviour and violence is obvious.

The cumulative impact of late night licenses on local residents is already significant, and unacceptable. The Authority's Licensing Policy correctly recognises that the area has reached

saturation point – in fact it goes beyond that – and that further licenses should not be granted, particularly where, as here, no ameliorative measures to address existing or additional problems are suggested. The applicant has made no attempt at all to show why the presumption which applies against the granting of the application should be displaced and, for that reason alone, the application should be refused. The contrary would be unlawful and would expose the Authority to judicial review.

## **(2) Crime, Disorder and Public Nuisance**

From Thursday to Sunday night in particular, aggressive and anti-social behaviour, crime and disorder are rife on this section of Upper Street. In the last year, there has been at least one serious incident involving a knife wound (from an attack which originated outside 70-72 Upper Street). Nightly, drunkenness and disorder is demonstrated on the pavements (on both sides of the road) on and around Islington Green. St. Alban's Place, which runs adjacent to the premises in respect of which the application is made, is used as a urinal by males who have been drinking on Upper Street. Islington's memorial to its war dead on the Green is defiled by others urinating on the Green. Rubbish and other detritus is everywhere, as are used smoking materials and, on occasion, drug paraphernalia.

The applicant is not responsible for this behaviour, but the application fails to recognise the inevitable increase in such behaviour to which the granting of the application would lead. As paragraph 38 of the relevant policy makes clear, 'The Licensing Authority believes that the area has reached saturation and any further expansion in the night time economy should not adversely affect the quality of life for residents'. The application would, inevitably, further adversely affect the quality of life of residents. In accordance with the Authority's policy, the application cannot, therefore, lawfully be granted.

## **(3) Public Safety**

Paragraph 41 of the relevant policy correctly states, 'The Licensing Authority's expectation that only well managed venues should operate late at [night] has not been realised in [the Angel and Upper Street Cumulative Impact Area]'. The frustration of that expectation persists. Frequently, in breach of existing licensing conditions, smokers and others on this section of Upper Street spill out onto the roadway creating a public nuisance. Individuals are on occasion aggressive (and frightening to young people and the elderly in any event, merely by their presence).

The threat to public safety, particularly for residents, from large numbers of late night premises in the area is continuing, pervasive, unacceptable and should not be encouraged by the granting of further licenses. The threat of serious incidents and alcohol fuelled violence should be reduced, and not increased. Again, on grounds of public safety alone, the application should not, therefore, be granted.

## **(4) The Protection of Children from Harm**

In accordance with the Authority's policies (and the United Nations definition), children are those under the age of 18. I have three such children  
They

frequently spend time in Islington, although they do not live here. Their bedrooms are the premises in respect of which the application is made.

The cumulative impact of anti-social behaviour, crime and disorder on children in the area, including mine, is significant. They are frequently woken at night by disturbances, particularly by drunken males running, shouting and attacking one another, and witness drunken behaviour from which children in most areas are shielded. Teenagers, in particular, are especially at risk as they begin to go out on weekend nights and have to return home through all too often raucous, rowdy and drunken individuals frequenting this part of Upper Street. Unless the Authority wishes to countenance this risk to children and young people, no further licenses within the cumulative impact area should be granted. Similarly therefore, in accordance with its own policies and the applicable licensing law, the application should be refused on this ground also.

\*\*\*

This application, which, as I say, the applicant has not had the courtesy to discuss with anyone, no doubt in the hope that it will sail through without opposition, should therefore be refused.

I look forward to an acknowledgement that these representations have been received and will be given due weight, as well as to hearing in due course that the application has been refused. This letter is also copied to the ward councillors in St. Mary's for their information.

**Licensing Act 2003 representation pro-forma**

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

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

Premises Name and address:

Holy Pitta Yeeros House, 74 Upper Street, Islington, London, N1 0NY

Your Name:

-

Interest:

RESIDENT

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

Your Address:

Email:

-

Telephone:

-

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

**Public Nuisance**

Holy Pitta moved into the building a few months ago and open recently. The noise and foot traffic in front of the front door has been a nuisance. Also, the level of noise is a concern Thurs - Saturday nights as people loiter in front of the flat.

**Crime and Disorder - nuisance**

Patrons of Holy Pitta after ~~11pm~~ 23h are loud.

COMMERCIAL/LICENSING

13 JUN 2016

PUBLIC PROTECTION DIVISION  
222 UPPER ST, LONDON N1 1XR

**Protection of Children from Harm**

**Public Safety**

I wish my identity to be kept anonymous:  Yes  No

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

*I would prefer to be anonymous to prevent any confrontation with the restaurant owners.*

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

Date: 10 June 2016

**Please ensure name and address details completed above**

Return to: Licensing Service  
London Borough of Islington  
3<sup>rd</sup> Floor  
222 Upper Street  
London N1 1XR

or send by email to: [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

**Whitton, Daniel**

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**From:**  
**Sent:** 01 July 2016 17:54  
**To:** Licensing  
**Subject:** Re: REF WK/160015872

Dear Christopher,  
Please could you validate my representation as I cannot submit it on-line

Many thanks

On 01/07/2016 17:32, "Licensing" <[Licensing@islington.gov.uk](mailto:Licensing@islington.gov.uk)> wrote:

Dear

Thank you for submitting your representation.

In order for it to be a valid representation you will need to provide your address to us.

If you could confirm your address and I will be able to accept your representation.

Kind Regards

Christopher Montanez  
Licensing Support Team Manager  
[0207 527 3200](tel:02075273200)

**From:**  
**Sent:** 01 July 2016 17:21  
**To:** Licensing  
**Subject:** REF WK/160015872

## **OBJECTION**

As an often over looked resident, I feel strongly opposed to another late night establishment.

Living Holy Pitta

My bedroom is looking over Islington Green.

My health has already been effected by the stress of living with 3 bars all having late licenses.

The noise pollution outside of my property through smokers standing out side, closing time & subsequent cleaning operations often keeps me awake until after 4 am.

The majority of people using Holy Pitta would stand As  
many will have been drinking etc the partying will continue outside my property making sleep an unlikely event.

I already have experienced some problems with intimidation & access to my property due to drunk/drugged people loitering outside my door.

Also, a 3 am closure will not mean an end to noise at that time. I can already hear them dragging furniture, talking & playing music, which occurs when they are cleaning up. As it stops at 12am it rarely disturbs me however, between 3am to possibly 4.30am I can guarantee it will.

As you probably are aware this particular area - 60 -74 upper street has a high rate of late night / early morning fights & disturbances. The police are often in attendance. One can only assume that this will only add to more problems as most customers will hang around whilst they eat.

You also are probably unaware that the residents of this area also have to put up with car issues & noises as customers to the bars park outside with doors open, stereos turned up & engines revving. This can carry on for up to an hour after the bars have closed. I can hear word perfect conversations & way to loud music blaring.

**Whitton, Daniel**

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**From:**  
**Sent:** 06 June 2016 19:20  
**To:** Licensing  
**Subject:** Holy Pitta Licensing Application

Dear Licensing Service,

I would like to object to the licence application by Holy Pitta.

This premises was for years a cafe open during office hours and has recently been refurbished. I do not think Upper Street needs yet another late night premises open til 3am. Having lived on Upper Street for many years and seen the impact having so many licensed premises in the area- endless call outs for emergency services at weekends and anti-social behaviour I don't see a benefit to this premises being permitted to open until 3am. There are enough late night kebab shops nearby already.

I'd rather live with a diverse range of businesses locally that don't bring more noise and disruption to residents late at night. This premises is a few metres from where I live and try to sleep.

Given the saturation of this area described in the Councils licensing strategy I hope this application will be rejected.

Recently other so called eating establishments have opened and become essentially bars on Upper Street and I hope that Islington Council do not permit this to continue. With late night eating establishments this means drunk people in Upper Street are encouraged to stay out longer and potentially disturb residents.

I've objected to many applications in the past and will continue to do so so that me and my neighbours feel safe coming home and that visitors go Upper Street see it as a lively but controlled area. Between the Business Design Centre and the flat I have lived in for almost ten years there are more than enough late night eating and drinking premises.

I am happy to be contacted further if need be on this.

Best wishes,

**Suggested conditions of approval consistent with the operating schedule**

1. ~~The Premises License Holder will install CCTV that follows Home Office guidelines for camera systems in licensed premises which covers all licensed areas of the premises. Also external coverage is available the system records for 31 days and all recordings will be made available to the police upon request. At least one member of staff will be fully trained on the full workings of the system. Signage is in place to inform members of the public that a CCTV system is in operation.~~

Superseded by agreed condition 8 below.

2. Notices with regard to potential crime will be placed in all public areas ie. be aware of pickpockets and bag snatching. Also Management Warning Notices with regards to Zero Drugs Tolerance, exiting the venue quietly and being respectful of our neighbours.
3. A drugs policy will be developed to the satisfaction of the local police licensing office. Signs will be displayed at the entrance, toilets and other public areas of the premises informing that this premises is a drug free zone.
4. All staff will undergo full training in regards to the licensing objectives with particular attention to drugs awareness, anti violence/anti social behaviour and public drunkenness. This will be refreshed every three months and fully documented.
5. A refusal/incident book will be kept on the premises for inspection by the authorities.
6. All necessary signage will be displayed with regard to noise nuisance and personal safety information.

**Conditions proposed by the Metropolitan Police, if the Sub-Committee are minded to approve the application.**

7. The requested hours for late night refreshment are changed to Sundays to Thursdays, from 23:00 until 00:00 and Fridays & Saturdays from 23:00 until 01:00 the following day.
8. CCTV shall be installed, operated and maintained in agreement with the Police. Maintained means that the system will be regularly serviced (at least once a year) and checked every two weeks to ensure that it is storing images correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24hrs of any request free of charge. There will always be a member of staff on duty who can operate the system, to allow Officers to view recordings and if required by a Police Officer, provide a copy of images immediately free of charge to assist in the immediate investigation of offences. If the system malfunctions and will not be operating for longer than one day of business then Police must be informed.



Title: UpperSt-74D-50M

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