

Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	25 October 2016		Highbury West

Delete as appropriate		Non-exempt
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Subject: PREMISES LICENCE NEW APPLICATION
SAM'S CHICKEN, 328 HOLLOWAY ROAD, LONDON, N7 6NJ

1. Synopsis

- 1.1 This is an application for a new premise licence under the Licensing Act 2003.
- 1.2 The premises currently holds a separate licence allowing
 - To provide late night refreshment from 23:00 to midnight on Monday to Sunday.
- 1.3 The new application is to: (Hours amended after representations from the Police).
 - To provide the sale of alcohol on Sunday to Thursday 11:00 – 23:30, and Friday and Saturday from 11:00 to 00:00;
 - To provide late night refreshment from 23:00 to midnight on Monday to Thursday, and Friday and Saturday from 23:00 to 01:00
 - To opening hours of the premises to be Sunday to Thursday 11:00 – 23:30, and Friday and Saturday from 11:00 to 00:00.

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	Five
Other bodies	No:

3. Background

3.1 Papers are attached as follows:-

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

3.2 The original application was to provide the sale of alcohol on Sunday to Thursday until to 00:30, and to provide late night refreshment on Monday to Thursday until 01:00, Friday and Saturday until 02:30, and Sunday until midnight. These hours were amended after consultation with the Police licensing team.

3.3 The application is subject to a representation from the Licensing Authority and five local residents.

4. Planning Implications

4.1 Planning permission was granted on 30 November 2010, under ref. P102232, for the change of use of the ground floor to a A5 takeaway.

5 Recommendations

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

5.2 These premises are located in the Holloway Road and Finsbury Park Cumulative Impact Area therefore the Licensing Committee will need to consider Licensing Policy 2, which states that there is a presumption of refusal unless the Committee is satisfied that there will be no adverse cumulative impact on the licensing objectives.

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

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

6 Conclusion and reasons for recommendations

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

Background papers:

The Council's Statement of Licensing Policy
Licensing Act 2003
Secretary of States Guidance

Final Report Clearance

Signed by


Service Director – Public Protection

14.10.16
Date

Received by

Head of Scrutiny and Democratic Services

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk



HEAD OFFICE
BENTON HOUSE
21 TOWER ROAD
BRUSHWOOD
WARRINGTON

TEL 0151 650 6910
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WEB WWW.CPLTRAINING.CO.UK
EMAIL CONTACT.US@CPLTRAINING.CO.UK

Licensing Team
Islington Borough Council
222 Upper Street
London N1 2EX

Dear Sirs,

Please find enclosed the premises license application for 328 Holloway Road, Islington, N17 6NU

Should you have any questions or queries relating to this application then please do not hesitate to contact me directly.

Many Thanks

Gal Chipchase A.C.I.E.R. Mital
Head of Licensing

[Insert name and address of relevant licensing authority and its reference number (optional).]

Application for a premises licence to be granted
under the Licensing Act 2003

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

Before completing this form please read the guidance notes at the end of the form. If you are completing this form by hand please write legibly in block capitals. In all cases ensure that your answers are inside the boxes and written in black ink. Use additional sheets if necessary.

You may wish to keep a copy of the completed form for your records.

I/We A&S Fast Foods Ltd

(Insert name(s) of applicant)

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

Part 1 – Premises Details

Postal address of premises or, if none, ordnance survey map reference or description			
Sam's 328 Holloway Road Islington			
Post town	London	Postcode	N7 6NJ

Telephone number at premises (if any)	
Non-domestic rateable value of premises	£14,250

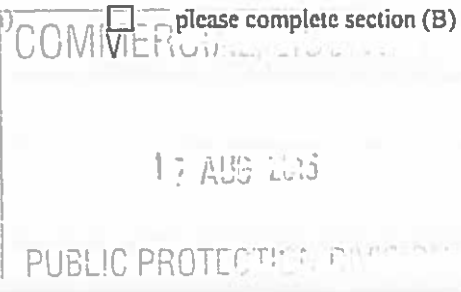
Part 2 - Applicant Details

Please state whether you are applying for a premises licence as

Please tick as appropriate

- a) an individual or individuals * please complete section (A)
- b) a person other than an individual *
- i. as a limited company please complete section (B)
- ii. as a partnership please complete section (B)
- iii. as an unincorporated association or please complete section (B)
- iv. other (for example a statutory corporation) please complete section (B)

36064



- c) a recognised club please complete section (B)
- d) a charity please complete section (B)
- e) the proprietor of an educational establishment please complete section (B)
- f) a health service body please complete section (B)
- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales please complete section (B)
- h) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England please complete section (B)
- i) the chief officer of police of a police force in England and Wales please complete section (B)

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

Please tick yes

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

I am making the application pursuant to a statutory function or a function discharged by virtue of Her Majesty's prerogative

(A) INDIVIDUAL APPLICANTS (fill in as applicable)

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

SECOND INDIVIDUAL APPLICANT (if applicable)

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

(B) OTHER APPLICANTS

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

Name A & S Fast Foods Ltd
Address 77 Milson Road, West Kensington, London, W14 0LH
Registered number (where applicable) 03138801
Description of applicant (for example, partnership, company, unincorporated association etc.) Limited Company
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
A	S	A

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)

Sim's is to be a **fast chicken outlet**, owned by **AKS Fast Foods** who operate **40 sites** throughout **London and the South East**.

This new site situated on **Hollway Road** will operate on a **takeout** basis and has **limited seating** of approximately **15** and it is proposed to add the **sale of alcohol for consumption on the premises only** to complement their new concept food offering.

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

NA

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

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

Provision of regulated entertainment

Please tick any that apply

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

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

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

In all cases complete boxes K, L and M

A

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

C

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

D

Boxing or wrestling entertainments Standard days and timings (please read guidance note 5)			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	Please give further details here (please read guidance note 3)		
Mon					
Tue					
Wed					
Thu			State any seasonal variations for boxing or wrestling entertainment (please read guidance note 4)		
Fri					
Sat					
Sun					
			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)		

E

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

F

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

G

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

H

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

I

Late night refreshment Standard days and timings (please read guidance note 6)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 2)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 3) To allow for Takeaway operation		
Mon	23:00	01:00			
Tue	23:00	01:00	State any seasonal variations for the provision of late night refreshment (please read guidance note 4)		
Wed	23:00	01:00			
Thur	23:00	01:00	None		
Fri	23:00	02:30			
Sat	23:00	02:30	None		
Sun	23:00	00:00			
			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 5)		

J

Supply of alcohol Standard days and timings: (please read guidance note 6)			Will the supply of alcohol be for consumption – please tick (please read guidance note 7)	On the premises <input checked="" type="checkbox"/>
				Off the premises <input type="checkbox"/>
Day	Start	Finish	State any seasonal variations for the supply of alcohol (please read guidance note 4) None	Soft <input type="checkbox"/>
Mon	11:00	00:30		
Tue	11:00	00:30		
Wed	11:00	00:30		
Thu	11:00	00:30		Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 5) None
Fri	11:00	00:00		
Sat	11:00	01:00		
Sun	11:00	00:30		

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

Name Niroch Fernando	
Address 41 Cavendish Road Brent London	
Postcode	NW5 7XR
Personal licence number (if known) Application to be submitted to Brent Council	
Issuing licensing authority (if known) Application to be submitted to Brent Council	

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 B).

None

L

Hours premises are open to the public Standard days and timings (please read guidance note 6)			State any seasonal variations (please read guidance note 4)
Day	Start	Finish	None
Mon	11:00	01:00	
Tue	11:00	01:00	
Wed	11:00	01:00	
Thur	11:00	01:00	
Fri	11:00	02:30	
Sat	11:00	02:30	
Sun	11:00	01:00	
			Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 5)
			None

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

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

1. Staff shall be trained in Fire Marshalling, First Aid, Age Verification and Unlawful sales prevention
2. The DPS will become a member of the local Pub Retail watch initiatives

b) The prevention of crime and disorder

1. CCTV shall be installed, operated and maintained in agreement with the Police. 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.
2. Recordings shall be made available immediately on request to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) throughout the 31 day period following any incident.
3. A member of staff with knowledge of the CCTV system will be present on site whilst the premises are open to the public to aid any enquiry from a Police Officer or Authorised Officer requiring recent CCTV recordings with the minimum of delay when requested.
4. Alcohol will only be sold ancillary to food

c) Public safety

1. All exit routes shall be kept unobstructed, with non-slippery and even surfaces, free of trip hazards and clearly signed.
2. Public areas will be maintained free from obstruction and trip hazards
3. Adequate and appropriate first aid equipment and materials will be kept on site, regularly checked and kept in an easily accessible place by staff.
4. Appropriate fire escape route signs will be displayed

d) The prevention of public nuisance

1. No tables and chairs will be placed outside the premises on Highway Road.
2. All highway and public spaces in the vicinity of the premises will be kept free from litter to the satisfaction of the council.
3. All waste will be properly packaged and presented for collection no earlier than 30 minutes before scheduled collection times.
4. Notices shall be prominently displayed at all exits requesting patrons to leave the premises quietly.

e) The protection of children from harm

1. A challenge 25 policy will be adopted with proportionate and appropriate signage displayed.
2. A refusal to serve log shall be maintained and made available for inspection by a Police Officer or Authorised Officer, this log shall include the Date, Time and name and signature of the staff member who refused the sale. This Log shall also be signed by the DPS of the premises on a monthly basis
3. Staff shall be trained in Licensing Law with regards to age verification, children and alcohol, and the procedures that shall be adopted if it is considered that an individual may be under the age of 18.

Checklist:

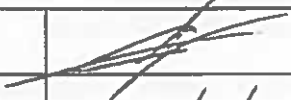
Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.

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

Part 4 – Signatures (please read guidance note 10)

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

Signature	
Date	17/8/16
Capacity	Agent

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

Signature	
Date	
Capacity	

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

Mr Guillaume Chipchase A.CiEx
 CPL Training Ltd
 Egerton House
 2 Tower Road

Post town	Birkenhead	Postcode	CH41 1FN
Telephone number (if any)	0151 650 6910		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) Gui.chipchase@cpltg.com			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. Where taking place in a building or other structure please tick as appropriate (outdoor may include a tent).
3. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
4. For example (but not exclusively), where the activity will occur on additional days during the summer months.
5. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
6. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
7. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
8. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, clubs for restricted age groups or the presence of gaming machines.
9. Please list here steps you will take to promote all four licensing objectives together.
10. The application form must be signed.
11. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
12. Where there is more than one applicant, each of the applicant or their respective agent must sign the application form.
13. This is the address which we shall use to correspond with you about this application.

Licensing Authority Representation: Licensing Act 2003

Application: Sam's Chicken, 328 Holloway Road, Islington, London, N7 6NJ

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

Details of licence applied for:

Activity	Days	Times
The sale of alcohol, which may be consumed on/off/on and off the premises	Sunday – Thursday	11:00 – 00:30
	Friday – Saturday	11:00 – 01:00
Late Night Refreshment (i.e. hot food or drink supplied between 23:00 and 05:00)	Monday - Thursday	23:00 – 01:00
	Friday – Saturday	23:00 – 02:30
	Sunday	23:00 – 00:00
Hours premises are open to the public	Sunday - Thursday	11:00 – 01:00
	Friday - Saturday	11:00 – 02:30

The grounds for the representation are:

- Public nuisance
- Crime and disorder
- Protection of children from harm

Licensing Policy Considerations

Licensing Policies 1 & 2

Licensing Policies 7&8

Licensing Policies 9

Licensing Policies 13

Licensing Policies 24

Location, cumulative impact and saturation

Licensing Hours

Operating Schedules

Alcohol induced crime, disorder, and anti-social behaviour.

Children and alcohol

Issues of Concern

1. The premises are located within the Holloway and Finsbury Park Cumulative Impact policy area. The onus is on the applicant to demonstrate that these premises will not add to the cumulative impact. The applicant has not done this in the operating schedule. In my opinion that the proposed application will add to the cumulative impact.
2. The licensing authority receives regular complaints from local residents and businesses about the impact of licensed businesses in the area. Licensing officers regularly visit the area and have worked with local licensed operators to minimise the impact their businesses have on the local environment.

3. The licensing authority are concerned that fried chicken shop generally attract a younger clientele. The premise only has 12 seats and a standing area so the premises cannot be intended to be used a restaurant.
4. The premise is very small and the licensing authority would not be happy for the rest of the premises to be used for vertical drinking.
5. The licensing authority may consider an application for late night refreshment only in the core hours of the licensing policy. The premise already has a license for this venue for late night refreshment until Midnight Monday to Sunday, so an extra hour on Friday and Saturday only would be preferable.
6. The Licensing Authority believes that any additional drinking of alcohol can potentially add to the Cumulative Impact Policy Area and further add to public nuisance. It is inevitable that if the licence was granted for alcohol and its current hours that some of the customers will become intoxicated and head in to Borough's night time economy, which is already at saturation point, adding to the general nuisance suffered by local residents.
7. The Licensing Authority is aware that the applicant has agree conditions in relation to CCTV and a reduction of hours which we support, although we wouldn't necessary support the match day conditions as it is the LA's preference that the premises sold no alcohol at all.

Recommendation

In order to promote the licensing objectives it is recommended that this application is refused unless the applicant is able to demonstrate a rebuttal of the Council Licensing Policy.

While this presumption is rebuttable, this is only in exceptional circumstances and where the applicant has successfully demonstrated that the granting of their application would not contribute to the existing impact of licensed premises in that area.

Janice Gibbons

Service Manager (Commercial and Licensing)

Janice.gibbons@islington.gov.uk

02 7527 3212

14 September 2016

From: [REDACTED]
To: [Licencing](#)
Subject: Licence application 328 Holloway Road
Date: 14 September 2016 08:00:29

Dear Sir or Madam,

My name is [REDACTED] and I am a resident at:

[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

where "Sam's" applied for a licence.

I have concerns regarding this:

1. The neighbourhood already has an abundance of latenight establishments which attract loud crouds. Especially because of the benches close to the house and the kebab and chip shops next door people linger in front of the house at all times. This does often make me feel uncomfortable as a woman coming or leaving my home. A fact that can only be worsened by selling alcohol and extended another late night license.
2. There are no real provisions for garbage collections apart from leaving bin bags on the sidewalk to be collected. This already is a very unhygenic situation and will be worsened by another fast food shop. Late night collections will disturb the residents' sleep.
3. Another fast food shop will not only mean more noise and people lingering but also another shop with loud fans disturbing the night and smells (deep fryers etc.) that intrude into our homes which I feel strongly is another point about this possible licence being a public nuisance.

I am asking you to keep my contact details confidential as I am living alone and do not want the applicant contacting me directly or sending people to my house to talk to me. I would like to keep my privacy.

Best wishes,

[REDACTED]



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

Email: licensing@islington.gov.uk

14th September 2016

Dear Sir / Madam,

Representation: New Premises Licence Application: Sam's Chicken, Ground Floor, 328 Holloway Road, Islington, London, N7 6NJ

[REDACTED] since 2001. I
presently have tenants [REDACTED] at the same address.

With reference to the above application for a new premises licence, I wish to make the following representations.

1. Prevention of Crime and Disorder

Sam's Chicken is famous for selling inexpensive fried chicken that attracts hungry teenagers and young adults. Given that Sam's Chicken in Holloway Road has been closed for a long time (about two years, from memory), I don't think it's a good idea to grant them a liquor licence while they have no current track record for good premises management, particularly when one should assume that there would be children and adults on the same premises at the same time, where there would be the added attraction and opportunity to purchase alcohol.

My opinion is in line with the Islington Licensing Policy 2013 – 2017, pages 16 – 19 (Holloway area and Shops Selling Alcohol), noted below. The Policy documents flag up the following

- Alcohol related crime in the Holloway area
- The Holloway area is saturated with licensed premises
- The high turnover of proprietors has impacted on management standards
- As the density of licenced premises increases, so does the number of alcohol related ambulance call outs and incidents of alcohol related crime and disorder.
- Residents continue to report problems of street drinking and other alcohol related crime and nuisance in the area
- The Licensing Authority is of the opinion that the area has reached saturation point in terms of alcohol sales

I appreciate that operators may need to sell alcohol to sustain their food businesses and I don't want to hold back a good operator, but when the premises has been closed for such a long time, how can anyone really measure the 'good-ness' of Sam's Chicken. Why not refuse the application until the operator is able to prove their consistently good operating capability, as advised in Islington's Licensing Policy, section 48 (below)?

The cumulative impact policy is not absolute and the Licensing Authority will consider each application on its merits. Where it can be demonstrated by the applicant that the proposed use and operation of the premises is unlikely to add to the cumulative impact on the licensing objectives the Licensing Authority shall be justified in departing from this special policy in the light of the individual circumstances of the case.

HOLLOWAY AND FINSBURY PARK

39. This commercially busy area of Islington includes Holloway Road, Nags Head - 17- Town Centre and Finsbury Park Town Centre as well as areas of high density housing. The area features prominently in alcohol related crime datasets and the three underground stations in the area are transport hub crime hotspots.

40. The council has been working with partners and treatment services to tackle street drinking in the area and although its intervention strategies have been largely successful in reducing the scale of the problem, it is a recurring issue compounded by the fact that the area is saturated with licenced premises.. Whilst previous approaches to tackle street drinking in the area have focused on dispersal and treatment, the Licensing Authority believes it is appropriate to consider the supply of alcohol in order to minimise the impact of public nuisance arising from the consumption of alcohol.

41. The Licensing Authority's expectation that only well managed venues should operate late at has not been realised in this area. A combination of the economic viability of some businesses operating in the area and the high turnover of proprietors has impacted on management standards and licenced businesses operating in the area have made a disproportionate demand on the Licensing Authority's enforcement resources.

42. Any further increase in the ease of access to alcohol in terms of the number of premises and the hours of operation needs to be carefully managed through the cumulative impact policy

43. The map below shows the Holloway Road and Finsbury Park Cumulative Impact Area: - 18- JUNCTION AREA OF ARCHWAY Licensing Policy 3 The Licensing Authority has adopted a special policy relating to cumulative impact in relation to the sale of alcohol in the Junction area of Archway. 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.

44. The Junction ward in Archway has one of the highest concentrations of off licences of any ward in the borough with an average of one off licence per 317 residents.

45. It is widely recognised that as the density of licenced premises increases, so does the number of alcohol related ambulance call outs and incidents of alcohol related crime and disorder.

46. Residents continue to report problems of street drinking and other alcohol related crime and nuisance in the area and they have actively been campaigning to control the number of off licences in the area.

47. The Licensing Authority is of the opinion that the area has reached saturation point in terms of alcohol sales and believes that a cumulative impact policy for this area is appropriate to manage the sale of alcohol so as to avoid any further expansion in the area causing a negative effect on the licensing objectives

48. The cumulative impact policy is not absolute and the Licensing Authority will consider each application on its merits. Where it can be demonstrated by the applicant that the proposed use and operation of the premises is unlikely to add to the cumulative impact on the licensing objectives the Licensing Authority shall be justified in departing from this special policy in the light of the individual circumstances of the case. The map on the next page shows the Archway Cumulative Impact Area: - 19- SHOPS SELLING ALCOHOL Licensing Policy 4 The Licensing Authority is concerned about the adverse impact on the licensing objectives arising from the increasing numbers of shops selling alcohol for consumption off the premises. The Licensing Authority will consider restricting the number of premises and the licensing hours in locations where representations are received and that longer hours will undermine the licensing objectives.

49. A previous policy of the Licensing Authority was to permit shops, stores and supermarkets to sell alcohol for consumption off the premises during the hours that they are open for trading. This approach was consistent with the Guidance issued by the Secretary of State under s182 of the Licensing Act 2003, but it has resulted in a huge increase in the number of off-licences in the borough and a corresponding increase in the hours during which alcohol is available for sale.

50. The Licensing Authority is aware that this approach is having a detrimental impact on local communities in terms of noise, disturbance and antisocial behaviour due to the increasing ease of access to alcohol and concentration of premises with off-sales licences in a local area.

51. Evidence from the 2012 Caledonian Community Alcohol Partnership (CAP) area of the borough showed that that over 40% of licences sold to underage children - 20- and that these underage sales were causing the crime and disorder in surrounding residential estates.

52. Whilst the Caledonian Community Alcohol Partnership demonstrated that it is possible for the licensed trade and local community to work with the police and the council to reduce the impact of crime and disorder associated with alcohol sales, this intensive approach is not sustainable due to the resources required, leaving the Licensing Authority no option but to restrict the sale of alcohol for consumption

2. Public Nuisance

Waste Disposal during anti-social hours

When Sam's Kitchen was operating two years ago, the residents (including one of my tenants), complained of regular waste truck action in Lowman Road, where the reversing recorded message could be heard above the noise of the engine at 4am, warning pedestrians: 'watch out, reversing vehicle – beep beep'. There was also the complaint that the operators were wheeling their rubbish out along the footpath, just before the truck arrived. This activity added to the truck noise.

██████████ another local property owner, complained to Sam's Chicken Head Office (in 2013), about this noisy activity. Head Office contacted the franchise operator and the result was no great change to the above activities.

The lack of plans / notes (in the Premises Licence application) for effective waste storage and disposal, fall short of being adequate and if the application were to be approved by Islington

Council on the basis of the existing waste disposal arrangements, the existing waste disposal arrangements would directly work against 15 years of fine regeneration work in the cul-de-sac of Lowman Road (behind the premises) carried out by Islington Council and all the local residents and shop keepers who have access to the cup-de-sac.

Outside area / smoking area

As far as I can see, the applicant has no plans to include a smoking area or outdoor space at Sam's Chicken, so I assume that there will be customers and staff congregating outside The Premises (on Holloway Road) to get fresh air / take a break. Even the most well intended customers and staff who may step outside for some fresh air and a cigarette, can create noise and public nuisance that would disturb residents in flats above the shops on Holloway Road.

3. Protection of Children From Harm

As mentioned above, Sam's Chicken is famous for selling inexpensive fried chicken that attracts hungry teenagers and young adults. Given that Sam's Chicken in Holloway Road has been closed for a long time, I don't think it's a good idea to grant them a liquor licence while they have no current track record for good premises management, particularly when one should assume that there would be children and adults on the same premises and the added attraction and opportunity to purchase alcohol.

Is Islington ok with having children (young adolescents) in a licensed premises along with young adults?

Would the young adults be tempted to buy alcohol and supply it to the minors? Section 51 of the Licensing Policy notes: *Evidence from the 2012 Caledonian Community Alcohol Partnership (CAP) area of the borough showed that that over 40% off licences sold to underage children*

What assurances can the operator give for the above issue, given that there current is no track record for measuring good operating of the premises?

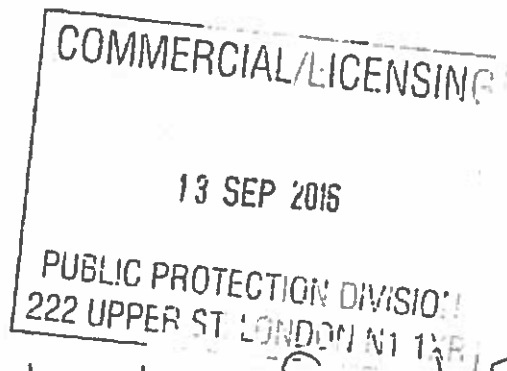
Summary

I appreciate that operators may need to sell alcohol to sustain their food businesses and I don't want to be seen to complain about a credible operator, but when Sam's Kitchen in Holloway has been closed for such a long time, how can anyone measure their operating skills. I ask the licensing department to refuse their application in its entirety, until the operator is able to prove their consistently good operating capability, as advised in Islington's Licensing Policy, section 48 (detail below)

The cumulative impact policy is not absolute and the Licensing Authority will consider each application on its merits. Where it can be demonstrated by the applicant that the proposed use and operation of the premises is unlikely to add to the cumulative impact on the licensing objectives the Licensing Authority shall be justified in departing from this special policy in the light of the individual circumstances of the case.

Yours faithfully,





Dear Licensing Support Team

Re: Notice of application for a premises licence, Sam's Chicken Shop, 328 Holloway Road, N7 6NJ.

I would like to make representation against the above request which has been submitted by Sam's chicken shop. Approving this request will only bring more trouble, violence and more drunk people to this stretch of the Holloway Road.

I have been living in the flats next door for a few years now and have witnessed so much antisocial behaviour from this one chicken shop during the day and during the evenings.

This chicken shop for some reason attracts all the trouble makers and drunks (probably because the food is so cheap).

The Chicken Shop has been closed for a while now and the road has become very peaceful.

When the Chicken Shop was open the staff were attacked countless times, to the extent that they had to close the shop because nobody would work in it, the chicken shop window was smashed several times.

I myself had to intervene in a violent attack by a drunk man against one of the poor workers, this worker had a brick thrown at his head by this drunk man. - took the worker to the hospital as he was bleeding.

I tried calling the police and ambulance to report the incident, but the worker asked me not to as all the workers have been advised to not report any incident to the police as it would look bad for the Company that own Sam's Chicken Shops and that any worker that reports incidents to the police would be fired without pay.

The owners do not care about the safety of their workers or the local environment that their neighbours live in. This is an area with a high density of children and vulnerable people.

I plead that you take into consideration the safety ~~of the~~ and well being of the local children and residents that are affected by businesses that bring trouble and noise to our doorsteps.

Please do not approve this application.

Your Sincerely



From: [REDACTED]
To: [REDACTED]
Subject: SAM'S Ground floor shop, 328 Holloway Road, Islington, London, N76NJ
Date: 07 September 2016 11:59:14

Dear Sir/Madam,
Hope this email finds you well.

My name is [REDACTED] I am currently living at [REDACTED]

I am writing regarding SAM'S Ground floor shop, 328 Holloway Road, Islington, London, N76NJ.

[REDACTED]
As a full-time student and professional worker.

I please you to be aware that Holloway road itself is very busy and noisy road.

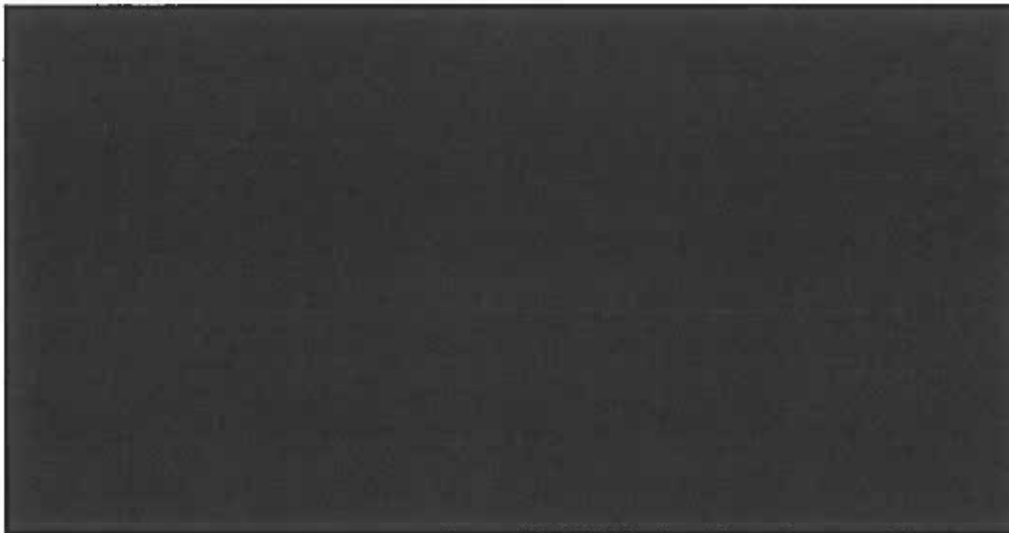
I can not keep the window open at all time because of the noise, its very difficult situation to live without fresh air and no ventilation.

The idea to give license to Sam's shop it will make even worse.

Late night food smell, the noise of ventilation from a shop kitchen, early morning rubbish collection(about 4 AM), license to sell alcohol and late working hours will make this place extremely busy and impossible to live.

All these facts will distract my life quality much more.

I believe I will have only one choice to give notice to my landlord.



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To:

Subject: SAM'S Ground floor shop, 328 Holloway Road, Islington, London, N76NJ

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Suggested conditions of approval consistent with the operating schedule

1. All staff will be trained in Fire Marshalling, First aid, Age Verification and Underage Sales Prevention.
2. The DPS shall be a member of the local pub and shop watches.
3. All exit routes shall be kept unobstructed, with non – slippery and even surfaces, free of trip hazards and clearly signed.
4. Public areas will be maintained free from obstruction and trip hazards.
5. Adequate and appropriate first aid equipment and materials will be kept on site, regularly checked and kept in an easily accessible place by staff.
6. Appropriate fire escape route signs will be displayed.
7. No tables and chairs will be placed outside the premises on the Holloway Road
8. The highway and pavement outside the premises shall be kept clear of litter.
9. Notices shall be prominently displayed at all exits requesting patrons to leave the premises quietly.
10. A challenge 25 Policy will be adopted with proportionate and appropriate signage displayed.
11. A refusal to serve log shall be maintained and made available for inspection by a Police Officer or Authorised Officer, this log shall include the Date, Times and name and signature of the staff member who refused the sale. This log shall also be signed by The DPS of the premises on a monthly basis.
12. Staff shall be trained in Licensing Law with regards to age verification, children and alcohol and the procedures that shall be adopted if it is considered that an individual may be under the age of 18.

Conditions proposed by the Licensing Authority (Not agreed)

13. Remove the sale of alcohol

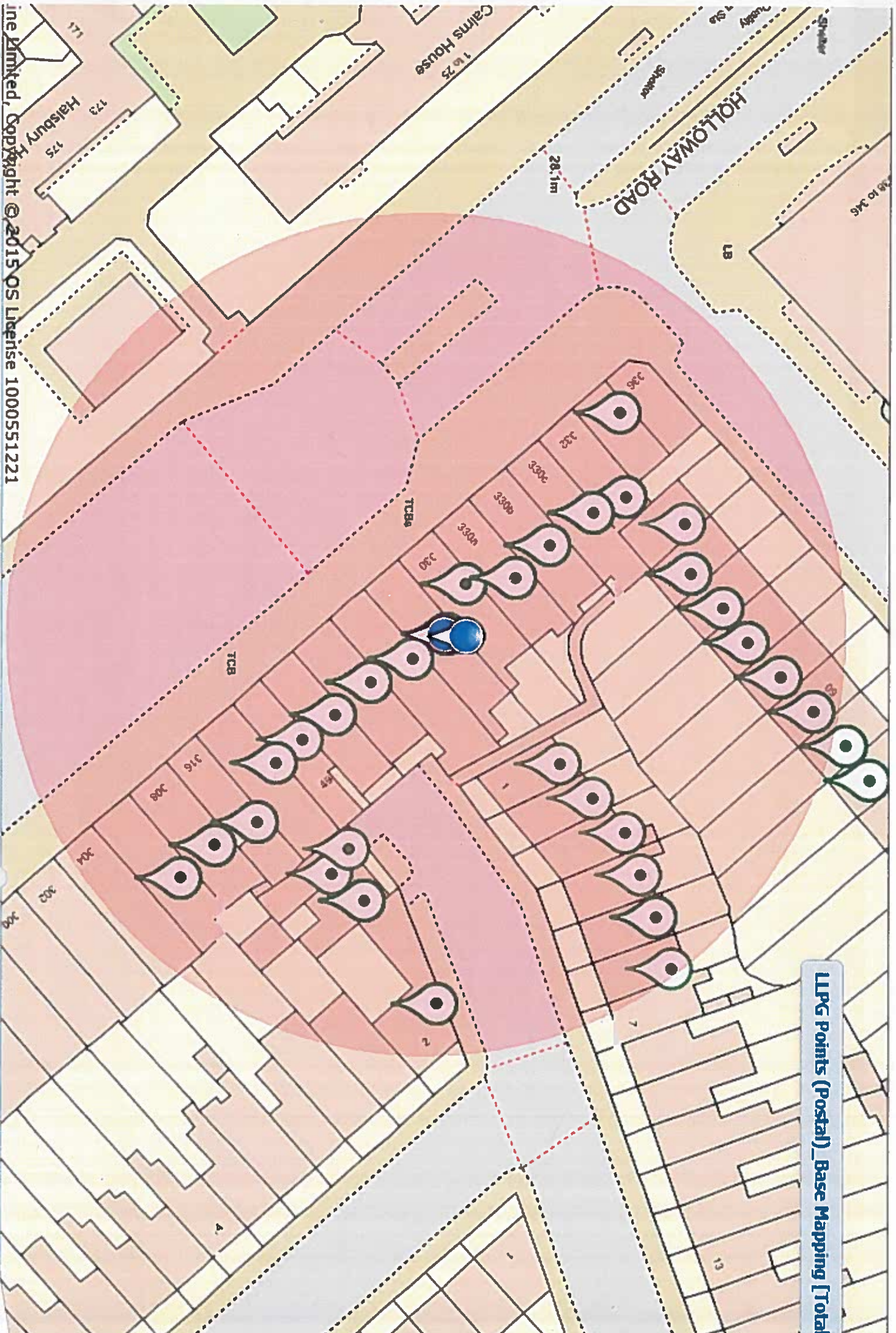
Conditions proposed by the Metropolitan Police (Agreed).

14. There shall be no external advertisement suggesting the supply of alcohol at the premises.
15. Alcohol will not be sold as part of any promotions or food deals. All alcoholic products must be sold entirely in its singular entity.
16. There will be no sales/supplies of beers, ales, lagers or ciders of 5.5% ABV or above
17. On event days at the Emirates Stadium (professional football matches or concerts), no alcohol will be sold 4 hours before the advertised start time of the event, until 2 hours after the finish time.
18. 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.

Conditions proposed by the Noise Service (Agreed).

19. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
20. Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
21. No vertical drinking
22. Music shall be restricted to ambient background levels of sound.
23. In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
24. Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause nuisance to the occupants of any properties in the vicinity

LLPG Points (Postal)_Base Mapping [Total



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