



Resources Department  
Town Hall, Upper Street, London, N1 2UD

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## AGENDA FOR THE LICENSING SUB COMMITTEE D

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Members of Licensing Sub Committee D are summoned to a meeting, which will be held in Committee Room 4, Town Hall, Upper Street, N1 2UD on, **12 September 2017 at 6.30 pm.**

**Yinka Owa**  
**Director of Law and Governance**

Enquiries to : Jackie Tunstall  
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Despatched : 4 September 2017

### **Membership**

Councillor Nick Wayne (Chair)  
Councillor Satnam Gill OBE (Vice-Chair)  
Councillor Marian Spall

### **Substitute**

All other members of the Licensing committee

Quorum: is 3 Councillors

**Welcome :** Members of the public are welcome to attend this meeting.  
Procedures to be followed at the meeting are attached.



A.	Formal matters	Page
1.	Introductions and procedure	
2.	Apologies for absence	
3.	Declarations of substitute members	
4.	Declarations of interest	
	<p>If you have a <b>Disclosable Pecuniary Interest*</b> in an item of business:</p> <ul style="list-style-type: none"> <li>▪ if it is not yet on the council's register, you <b>must</b> declare both the existence and details of it at the start of the meeting or when it becomes apparent;</li> <li>▪ you may <b>choose</b> to declare a Disclosable Pecuniary Interest that is already in the register in the interests of openness and transparency.</li> </ul> <p>In both the above cases, you <b>must</b> leave the room without participating in discussion of the item.</p> <p>If you have a <b>personal</b> interest in an item of business <b>and</b> you intend to speak or vote on the item you <b>must</b> declare both the existence and details of it at the start of the meeting or when it becomes apparent but you <b>may</b> participate in the discussion and vote on the item.</p> <p><b>*(a)Employment, etc</b> - Any employment, office, trade, profession or vocation carried on for profit or gain.</p> <p><b>(b) Sponsorship</b> - Any payment or other financial benefit in respect of your expenses in carrying out duties as a member, or of your election; including from a trade union.</p> <p><b>(c) Contracts</b> - Any current contract for goods, services or works, between you or your partner (or a body in which one of you has a beneficial interest) and the council.</p> <p><b>(d) Land</b> - Any beneficial interest in land which is within the council's area.</p> <p><b>(e) Licences-</b> Any licence to occupy land in the council's area for a month or longer.</p> <p><b>(f) Corporate tenancies</b> - Any tenancy between the council and a body in which you or your partner have a beneficial interest.</p> <p><b>(g) Securities</b> - Any beneficial interest in securities of a body which has a place of business or land in the council's area, if the total nominal value of the securities exceeds £25,000 or one hundredth of the total issued share capital of that body or of any one class of its issued share capital.</p> <p>This applies to <b>all</b> members present at the meeting.</p>	
5.	Order of Business	
6.	Minutes of Previous Meeting	1 - 8
B.	Items for Decision	Page
1.	The Brewery, 41-46 Chiswell Street, EC1Y 4SB - New premises licence	9 - 112

2.	Canal Number 5, City Road Lock, St Peter Street, N1 8PZ - New premises licence	113 - 158
3.	Hopsmiths, 29 Crouch Hill, N4 4AP - New premises licence	159 - 198
4.	167 Upper Street, N1 1US - New premises licence	199 - 220
5.	Gunay Supermarket, 231 Seven Sisters Road, N4 2DA - Premises licence variation	221 - 244

**C. Urgent non-exempt items**

Any non-exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

**D. Exclusion of public and press**

To consider whether, in view of the nature of the remaining items on the agenda, any of them are likely to involve the disclosure of exempt or confidential information within the terms of the Access to Information Procedure Rules in the Constitution and, if so, whether to exclude the press and public during discussion thereof.

**E. Urgent Exempt Items (if any)**

Any exempt items which the Chair agrees should be considered urgently by reason of special circumstances. The reasons for urgency will be agreed by the Chair and recorded in the minutes.

## ISLINGTON LICENSING SUB-COMMITTEES -

### PROCEDURE FOR HEARING LICENSING APPLICATIONS UNDER THE LICENSING ACT 2003

#### INTRODUCTION

#### TIME GUIDE

- 1) The Chair of the Sub-Committee will open the meeting and invite all members of the Sub-Committee, Officers, the applicant and anybody making representations, including witnesses (who have been given permission to appear) to introduce themselves.
- 2) The Chair will introduce the application and draw attention to the procedure to be followed as detailed below.

#### CONSIDERATION OF APPLICATIONS:

**N.B. The Sub-Committee have read all the papers. All parties should use this time to present a summary of their key points and not to repeat the detail already provided in the report.**

- 3) **The Licensing Officer** will report any further information relating to the application or representations. Where necessary the relevant parties will respond to these points during their submissions.
- 4) **Responsible Authorities** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 5) The Sub-Committee to question the responsible authorities on matters arising from their submission.
- 6) **Interested Parties** to present the key points of their representations; and clarify any points requested by the Authority. Witnesses, given permission by the Authority, may appear. 10 mins
- 7) The Sub-Committee to question the objectors on matters arising from their submission.
- 8) **The applicant** to present the key points of their application, address the representations and clarify any points requested by the Authority. Witnesses given permission by the Authority may appear. 10 mins
- 9) The Sub-Committee to question the applicants on matters arising from their submission.
- 10) If required, the Licensing Officer to clarify matters relating to the application and the Licensing Policy.
- 11) The Chair may give permission for any party to question another party in the order of representations given above.

#### CASE SUMMARIES

- 12) **Responsible Authorities**
  - 13) **Interested parties**
  - 14) **Applicant**
- 2 mins each

#### DELIBERATION AND DECISION

- 15) The Sub-Committee may retire to consider its decision. The Committee Clerk and Legal Officer will remain with the Sub-Committee.
- 16) If the Sub-Committee retires, all parties should remain available to provide further information or clarification.
- 17) The chair will announce their decision giving reasons and any conditions to be attached to the licence. All parties will be informed of the decision in writing.



London Borough of Islington

## **Licensing Sub Committee D - 18 July 2017**

Minutes of the meeting of the Licensing Sub Committee D held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 18 July 2017 at 6.30 pm.

**Present:**            **Councillors:**            Satnam Gill (Chair), Marian Spall and Gary Poole

### **Councillor Satnam Gill OBE in the Chair**

#### **178        INTRODUCTIONS AND PROCEDURE (Item A1)**

Councillor Satnam Gill welcomed everyone to the meeting and officers and members introduced themselves. The procedure for the conduct of the meeting was outlined.

#### **179        APOLOGIES FOR ABSENCE (Item A2)**

Apologies for absence were received from Councillor Nick Wayne.

#### **180        DECLARATIONS OF SUBSTITUTE MEMBERS (Item A3)**

Councillor Poole substituted for Councillor Wayne.

#### **181        DECLARATIONS OF INTEREST (Item A4)**

There were no declarations of interest.

#### **182        ORDER OF BUSINESS (Item A5)**

The order of business would be as the agenda.

#### **183        MINUTES OF PREVIOUS MEETING (Item A6)**

##### **RESOLVED:**

That the minutes of the meeting held on 22 May 2017 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

#### **184        ESSEX ALTERNATIVE SUPERMARKET, 360 ESSEX ROAD, N1 3PD - PREMISES LICENCE REVIEW (Item B1)**

The trading standards officer reported that in December 2016 there had been a Challenge 21 test purchase and the premises licence holder sold to a 21 year old volunteer. He had not asked for ID. Officers had difficulty in engagement and the premises licence holder was quite hostile. He was asked to attend a training course but stated that he was too busy. A further test purchase operation was held in January 2017 and alcohol was sold to a 15 year old. The seller was uncooperative and hostile and did not hold a personal licence (a requirement of the premises licence). Trading standards did not consider that they could do anything more with the business. The licensee was not taking his responsibility or the conditions on the licence seriously.

In response to questions it was noted that, following the failed Challenge 25 in December, trading standards had invited the designated premises supervisor and staff to training on age restricted products. The business was not interested. No officer panel had been held as the training was considered light touch enforcement and constructive to help improve systems. Following the underage sale in January, licensing officers visited the premises to offer advice and to undertake a check for condition compliance and found further conditions being breached and the owner hostile and not interested. The trading standards officer did not consider that the licensee had an understanding of the licensing objectives. The licensee had not considered training a priority. It was noted that the licence holder and the owner were the same person.

The police officer supported the review brought by trading standards. The police had visited on the 15 May and had found numerous breaches of conditions. The license holder was aggressive and not prepared to listen.

The public health authority raised their concerns regarding the Challenge 25 failure and the sale to an underage volunteer. They also raised concerns regarding the availability of super strength beer at the premises. Alcohol had a real impact on the health and well-being on the most vulnerable. Islington had the second highest rate of alcohol hospital admissions in London. High strength alcohol provided at low cost was an easy way to obtain cheap alcohol. The licensee had a disregard for the conditions on his licence.

In response to questions, it was noted that minors would be attracted to alcopops and also super strength alcohol sold at a cheap price which would cause people to get drunk quickly.

The licensing authority asked that the Sub-Committee consider licensing policy 25 regarding the sale of alcohol to children which expected licensees to have robust management arrangements in place. These arrangements were lacking in this premises. The licensing authority had no confidence that this would not happen again.

In response to questions it was noted that a previous licence had been revoked. An appeal against revocation had been withdrawn when a new licence was granted to the premises with reduced hours and additional conditions. The licensee had no connection to the previous owner. The licence was then transferred to the current licensee.

The licensee admitted that the accusations made were true. He stated that the business was a mess when he first began and did not know the business at first. The prices of alcohol stated in the report were prices taken from the old owners. As he did not have enough staff a friend of a friend had helped him out so that he could purchase alcohol from the cash and carry. He had invested a lot of money in the business, he was stressed and because he was young he got frustrated very quickly. He was working on this. He had now completed the training and was trying to run a responsible business. Alcohol was not sold by him but he accepted it was his responsibility. He had no experience and was trying his best. His father now had a personal licence and also had completed the training. He would like to stay at the premises and would not like a negative outcome. He hoped to be given a second chance.

In response to questions it was noted that the previous owner was no relation. The previous owner had helped him out initially. He had stayed for all the training session held but he stated his father had had to leave half an hour early due to health problems. He had not had any problems for three months with the business. He apologised for staff selling alcohol to children. It was noted that he attended the training after the review had been submitted. It was noted that he'd had the licence for just over a year and in that time there had been an underage sale and about 13 separate breaches of conditions. The licensee said that he had made a lot of mistakes but it was his first time in managing the business

and he would like a second chance. He was frustrated and angry with officers who attended and could not communicate properly with them. He did not know that it would come to this. The training he attended had been helpful and he gave the Sub-Committee his word that there would be an improvement. He stated that you should not sell alcohol to those underage and the prevention of public nuisance were licensing objectives but could not remember others. He stated he could not handle officers in his premises and he got frustrated. He accepted he had not treated officers appropriately. He stated that he had the chair leg behind the counter because it was a dangerous area and he was sometimes scared for his life. The chair leg made him feel secure but it was not a weapon. He had rung the police in the past but they had not attended. He stated that the CCTV was working. He had been training staff properly. He did not have to be at the store at all times now. He had to close early previously as he had to be there. He was now finding it easier. He was slowly finding his way. He had four staff in the premises.

The trading standards officer stated that the licensee came across as humble but he was not competent. Selling alcohol was a big responsibility. This was not a sweetshop.

The licensee stated that he had not had any problems for four months and believed he could take on the responsibility. He would hate staff to sell alcohol to children but he had to leave someone in the shop while he went to the cash and carry. He had to pay his rent and bills.

#### **RESOLVED**

That the premises licence, in respect of Essex Alternative Supermarket, 360 Essex Road, N19 5RD be revoked.

#### **REASONS FOR DECISION**

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee decided to revoke for the following reasons:-

- 1) The outcome of test purchases at the premises evidenced management failures at the premises.
  - On 8<sup>th</sup> December 2016 a test purchase checking compliance with the licence condition for Challenge 25 failed. On this occasion the DPS was the seller and sold alcohol to a young adult aged 21 without asking for ID. It was a particular concern to the Sub-Committee that the seller was the DPS/licensee.
  - On 28 January 2017, trading standards carried out test purchase of alcohol using a minor and the minor was able to purchase alcohol from the premises.
  - The licensee failed to comply with licensing policy 25 which sets out that licensees are expected to implement measures to Challenge 25 standards and to have robust management arrangements in place to prevent staff making underage sales.
- 2) The licensee's failure to comply with licensing conditions.
  - On the 3 February 2017, licensing officers visited the premises and found a number of breaches of licensing conditions including failing to ensure that there was always someone holding a personal licence on the premises and failing to prevent super strength alcohol being sold at a price less than it cost the business. The Sub-Committee was concerned that, at the time of this

visit the licensee was reported to be surprised that there were conditions on the licence and he questioned where they came from.

- On the 24 February 2017, when officers from licensing and trading standards attended the premises to see if the licensee had rectified the breached conditions, the licensee stated that licence conditions 'are not important'. The Sub-Committee were concerned at the licensee's failure to recognise the importance of the licence conditions to promote the licensing objectives.
  - On the 15 May 2017, trading standards officers accompanied by the police found that there were still breaches of license conditions.
- 3) The licensee's failure to co-operate and engage with the responsible authorities.
- On 8 December 2016, following the failed Challenge 25 test purchase, the licensee was offered training which he rejected saying that he was too busy to attend.
  - On the 24 February 2017 when officers attended at the premises, the licensee was aggressive, angry and obstructive. The Sub-Committee noted that the licensee accepted that he had behaved in this way.
  - The licensee was requested to provide invoices for the super strength beers on sale at the premises but has failed to provide these.
- 4) The licensee has failed to demonstrate that he has the competency to hold a premises licence.
- The licensee stated that this was the first premises licence he had held and he had no previous experience of working in or running a licensed premises. In this situation an inexperienced licensee would be expected to accept all the training and guidance offered to him by the responsible authorities and to ensure that he understood and was able to comply with his licence conditions and the licensing policy.
  - The licensee failed to employ any experienced staff to assist him in running the business. Of particular concern to the Sub-Committee was the fact that the licensee did not know the name of the person who made the underage sale even though he was often in the shop and the licensee trusted him to mind the shop while he was not present.
  - The licensee failed to arrange training for people working in the premises. The Sub-Committee noted that the licensee and his father had attended training on the 31 May 2017 after the review paperwork had been served. The Sub-Committee was of the view that this was too little too late.
  - The licensee had failed to devise an operating plan of how to run the premises to achieve the management standards required and ensure that there was full compliance with licensing conditions. The Sub-Committee considered that the licensee's submission that the only assurance he could give was his word would not ensure that the licensing objectives would be promoted.
  - On the 28 January 2017 trading standards found a chair leg with nails in, that had been behind the counter. The licensee submitted that it was an improvised weapon that he kept on the premises because it was a dangerous area. The Sub-Committee were concerned that this approach was not consistent with a responsible licensee and one that would be fully engaged with promoting the licensing objective for the prevention of crime and disorder.
- 5) Failure to promote the licensing objectives.
- In addition to the points above the Sub-Committee noted the representations from public health and were concerned about the responsibility of selling alcohol to vulnerable people in Islington particularly under 18s. In addition to

the concern about the underage sale the Sub-Committee also noted the implications of selling high strength alcohol at low cost.

The Sub-Committee noted the home office revised guidance and the types of criminal activity arising in connection with licensed premises which should be treated particularly seriously. This included the use of the licensed premises for the illegal purchase and consumption of alcohol by minors. Where the licensing authority is satisfied that the crime prevention objective is being undermined it is expected that revocation of the licence, even in the first instance, should be seriously considered.

In this case the licensing Sub-Committee was satisfied that the imposition of additional conditions or a suspension would not effectively deter further breaches and ensure the promotion of the licensing objectives. In view of the seriousness of the licensee's failures and his lack of competency the Sub-Committee was satisfied that it was appropriate and proportionate to revoke the licence.

**185**

**CALEDONIAN STORE, 363 CALEDONIAN ROAD, N7 9DQ - PREMISES LICENCE REVIEW (Item B2)**

The trading standards officer stated he had brought the review following the witnessing of a delivery of alcohol to the premises by white van, suspected to be non-duty paid. On the day of delivery, officers asked for evidence of purchase. This was followed by a document from the licensee's accountant with evidence of purchase. Following further enquiries it was established that the invoice was issued several hours after delivery and was an attempt to deceive which was the main aggravating factor. Evading duty was not a victimless crime but misled the public and cheated other competitors with smaller margins. The licensee went to great lengths which were calculated to mislead and concocted another purchase of alcohol. He considered this was very serious and should be sanctioned. The home office guidance at paragraph 11.23 referred to a suspension as a deterrent and welcomed a short to medium suspension with the addition of conditions.

In response to questions the trading standards officer stated that if someone was explicitly dishonest, they could not be trained to be honest. The trading standards officer stated that a suspension should be for at least two weeks to allow for training. The Sub-Committee noted that all staff had now been trained.

The police supported the review by trading standards and stated that the licensee was trying to evade excise duty. He stated that there had not been any incidents of crime and disorder at the premises.

The licensing authority raised concerns about the breach. He stated the discovery of illicit alcohol had been by chance and so they were not aware of the extent of this behaviour. Residents in their representations had stated they had not been offered non-duty paid alcohol, but he stated that customers would not be aware of items that were non-duty paid. The proposed CCTV condition was an effective tool for compliance.

In response to questions it was stated that proposed conditions that were outlined on page 83 of the agenda would be appropriate. There was a significant concern regarding the standards of management due to this cover-up. The licensee would need to restore credibility for faith to be regained. The guidance considered suspension for use as a deterrent. Confidence in the management was low and the licensing authority considered that this could be built up through a period of suspension.

One resident who spoke in support of the licensee stated that suspension would be catastrophic for this small business. No deceit had been intended and the licensee had

been misinterpreted. She stated that the police had an app that connected shopkeepers and it would be useful for the licensee to be able to join that scheme. Another resident stated that the licensee's full record needed to be taken into consideration, not just the last couple of months. Local people benefitted from this business and it was important to look at both sides. The licensee had a good history of trading. There needed to be better communication on all sides to enable businesses to grow locally. The resident had moved to the area in 2011 and he considered that the licensee was a great person and had a good relationship with his customers.

The licensee's representative informed the Sub-Committee that the licensee unequivocally apologised for his initial mistake and the subsequent cover up. He stated that customers had taken time out of their day to come and support the licensee. This was a one off occurrence and evidence before and since the incident demonstrated that this was a one off mistake and gross error of judgement. The licensee was a proud man who had respect from his customers and had let himself down. The trading standards officer accepted this was a one off from the evidence and from talking to the licensee and there were no further incidents. The visits detailed by the licensing officers on page 100 of the report demonstrated that, at all times the licensee had promoted the licensing objectives and had operated high standards of management. This was a matter of trust and the licensee was aware that this trust had been damaged. The licensee had held the licence since 2015 and was the designated premises supervisor prior to that time. The business had been in the family for 11 years and the licensee had been involved in the business throughout that time. No other problems had been found with the business. Residents had come to the meeting to talk to the Sub-Committee and that is something which the licensee should be given credit for. The licensee acted out of character and panicked. The conditions proposed were already accepted and had been implemented. CCTV had been improved. Training had been undertaken and would be renewed on a regular basis. There had been responsible management both before and since the incident. This had been a sobering process; the licensee had made a mistake but had since tried to rebuild bridges for which he deserved credit. The licensee would never put himself in this position again but if he did step out of line he would be in front of another Sub-Committee and it would be clear he'd had a chance previously. He considered that the imposition of conditions would be sufficient to promote the licensing objectives, however if a short suspension was considered he proposed that the shortest suspension of days rather than weeks would be most appropriate. Three months was the maximum suspension. Any suspension would cause substantial aggravation to the licensee having to remove alcohol and replace it after the suspension.

Councillor Poole stated that he was not interested in causing punishment or aggravation to the licensee but would be looking to act constructively to uphold the licensing objectives. He did not consider that the licensee was panicking in the actions he had taken but was thinking clearly by generating false invoices to cover up his actions. The licensee's representative accepted that the false invoices had been a deliberate act but the licensee was driven by panic when he realised he had been caught. Councillor Poole stated that white vans were widespread on Caledonian Road and it was therefore safe to assume that the licensee had done this before. The licensee's representative stated that there was no evidence to suggest this had happened before. The licensee confirmed that he had never been approached by people selling from a white van previously. It was stated that the licensee had been tempted by the price of the alcohol from the white van. It was difficult to compete and it was a spur of the moment decision. He was the only person in the shop allowed to purchase alcohol. The licensee stated it was a spur of the moment decision. Customers had said that alcohol was too expensive. He had not thought his actions through clearly and he stated he would never do it again. The goods were still being retained in his cellar.

The trading standards officer viewed these actions very seriously and stated that a message needed to be sent out to other licensees.

The residents stated that this was serious but stated that the licensee needed to grow as a business and hoped the decision would be supportive of his future development.

The licensee's representative stated that this was about the promotion of the licensing objectives which would be dealt with by the imposition of conditions rather than a suspension. He suggested that if it was considered that should a further deterrent was necessary, a suspension of a few days rather than weeks would be more appropriate. He would rebuild the trust that he had damaged.

### **RESOLVED**

That the premises licence, in respect of Caledonian Store, 363 Caledonian Road, N7 9DQ, be suspended for two weeks and modified by the addition of conditions as detailed on page 83 of the agenda.

### **REASONS FOR DECISION**

The Sub-Committee listened to all the evidence and submissions and read all the material. The Sub-Committee reached the decision having given consideration to the Licensing Act 2003, as amended, and its regulations, the national guidance and the Council's Licensing Policy.

The Sub-Committee noted that the licensee had purchased illicit alcohol and that this was a serious matter in itself, however the aggravating feature was that the licensee had attempted to mislead trading standards and cover up his action. The Sub-Committee noted that trading standards would expect a responsible licensee to co-operate with their investigation and that the action of the licensee to concoct evidence to demonstrate a legitimate sale amounted to an obstruction of their investigation.

The Sub-Committee noted the licensee's unequivocal apology and his recognition that his actions had damaged the trust that he had established with the licensing authority. The Sub-Committee also noted the support for the licensee from residents.

The Sub-Committee noted that the licensee was willing to accept the conditions proposed and it was submitted that these had already been complied with. It was submitted that the review process had been very sobering for the licensee and that it had been a serious deterrent in itself. The Sub-Committee noted that the licensee put forward that, if the Sub-Committee was minded to impose a suspension, it should be for a short period of time.

The Sub-Committee noted the home office revised guidance and the types of criminal activity arising in connection with licensed premises which should be treated particularly seriously. This included the use of the licensed premises for the sale or storage of smuggled tobacco or alcohol. Where the licensing authority is satisfied that the crime prevention objective is being undermined it is expected that revocation of the licence, even in the first instance, should be seriously considered.

The Sub-Committee concluded that it was not necessary or appropriate for this licence to be revoked. However, the furtherance of the licensing objective for the prevention of crime and disorder, required a deterrence in the circumstances of this case and it was within the contemplation of the guidance that the licence should be suspended as a means of deterring the licensee from allowing the problems that gave rise to the review to happen again

The Sub-Committee noted the licensee's recent attempts to rebuild the trust with the responsible authorities and in those circumstances decided that a short suspension would be appropriate. The Sub-Committee's decision was therefore to suspend the licence for two weeks as it was appropriate and proportionate for the promotion of the licensing objectives.

**186      CUBANA, 59-61 CHARTERHOUSE STREET, EC1M 6HM - APPLICATION FOR  
TEMPORARY EVENT NOTICE (Item B3)**

The Sub-Committee noted that this temporary event notice had been withdrawn by the applicant.

The meeting ended at 8.30 pm

**CHAIR**





Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 September 2017		Bunhill

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION**  
**THE BREWERY ON CHISWELL STREET, 41-46 CHISWELL STREET, LONDON EC1Y 4SB**

### 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:
  - I. Supply alcohol for consumption on the premises, from 11:00 until 00:00 Monday to Saturday and from 10:00 until 23:00 on Sunday;
  - II. Provision of recorded music from 11:00 until 00:00 Monday to Saturday and from 10:00 until 23:00 on Sunday;
  - III. Late night refreshment from 23:00 to 00:00 Monday to Saturday;
  - IV. Opening hours of the premises from 09:00 until 00:30 Monday to Saturday and from 09:00 until 23:30 on Sunday.

### 2. Relevant Representations

Licensing Authority	No – Conditions agreed
Metropolitan Police	No
Noise	No – Conditions agreed

Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes – 28
Other bodies	Yes – Residents Association, City of London Alderman

### 3. Background

#### 3.1 Papers are attached as follows:-

- Appendix 1: application form;
- Appendix 2: applicant's letter sent to residents and additional submissions from the applicant;
- Appendix 3: representations;
- Appendix 4: suggested conditions and map of premises location.

#### 3.2 The premises is currently unlicensed.

#### 3.3 On 24 July the hours of regulated activities on the application were reduced after the consultation period and in consultation with the Licensing Authority and Noise Team. The applicant also added conditions to the operating schedule. As a result, the Licensing Authority and the Noise Team withdrew their representations.

#### 3.4 The applicant wrote to the residents informing them of the changes to the application and following that, 4 residents, 1 resident association and 1 director of operations withdrew their representations.

### 4. Planning Implications

#### 4.1 No adverse observations have been received from Planning regarding this new application.

### 5 Recommendations

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

#### 5.2 To consider that this address is in the Bunhill Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

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

- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 4)
- ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 4)

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


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

### **Background papers:**

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

### **Final Report Clearance**

**Signed by**

  
Service Director – Public Protection

Date 31/8/17

**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)

\* required information

## Section 1 of 21

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

Not Currently In Use

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

Your reference

ST/BCS

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

Wendy

\* Family name

Glendinning-Pews

\* E-mail

Main telephone number

Other telephone number

Include country code.

☐ 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

Note: completing the Applicant Business section is optional in this form.

Registration number

5501977

Business name

Stephen Thomas LAW

If the applicant's business is registered, use its registered name.

VAT number

GB

128628594

Put "none" if the applicant is not registered for VAT.

Legal status

Private Limited Company

Continued from previous page...

Applicant's position in the business

Director

Home country

United Kingdom

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Wellington House

Street

90-92, Butt Street,

District

City or town

Colchester

County or administrative area

Postcode

CO3 3DA

Country

United Kingdom

**Agent Details**

\* First name

Stephen

\* Family name

Thomas

\* E-mail

Main telephone number

Other telephone number

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?

☐ Yes

☒ No

Is your business registered outside the UK?

☐ Yes

☒ No

Note: completing the Applicant Business section is optional in this form.

Business name

Stephen Thomas LAW

If your business is registered, use its registered name.

VAT number

GB

909633409

Put "none" if you are not registered for VAT.

Legal status

Sole Trader

Continued from previous page...

Your position in the business Sole Practitioner Solicitor

Home country United Kingdom

The country where the headquarters of your business is located.

**Agent Business Address**

If you have one, this should be your official address - that is an address required of you by law for receiving communications.

Building number or name 8

Street Grassmere

District Leybourne

City or town West Malling

County or administrative area Kent

Postcode ME19 5QP

Country United Kingdom

**Section 2 of 21**

**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 The Brewery On Chiswell Street

Street 47, Chiswell Street

District

City or town London

County or administrative area

Postcode EC1Y 4SB

Country United Kingdom

**Further Details**

Telephone number 0207 065 5700

Non-domestic rateable value of premises (£) 0

**Section 3 of 21****APPLICATION DETAILS**

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ 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

**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 21****SECTION 4: 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.

**Section 4: Individual Applicant's Name**

Name

**Details**

Registered number (where applicable)

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

Continued from previous page...

Limited Company

**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

Date of birth  /  /

Nationality  Documents that demonstrate entitlement to work in the UK

**Section 5 of 21**

**PLACING SCHEDULE**

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

Do 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.

Function/Reception Rooms with seated area



*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 21**

**PROVISION OF PLAYS**

See guidance on regulated entertainment

Will you be providing plays?

☐ Yes

☒ No

**Section 7 of 21**

**PROVISION OF FILMS**

See guidance on regulated entertainment

Will you be providing films?

☐ Yes

☒ No

**Section 8 of 21**

**PROVISION OF INDOOR SPORTING EVENTS**

See guidance on regulated entertainment

Will you be providing indoor sporting events?

☐ Yes

☒ No

**Section 9 of 21**

**PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS**

See guidance on regulated entertainment

Will you be providing boxing or wrestling entertainments?

☐ Yes

☒ No

**Section 10 of 21**

**PROVISION OF LIVE MUSIC**

See guidance on regulated entertainment

Will you be providing live music?

☐ Yes

☒ No

**Section 11 of 21**

**PROVISION OF RECORDED MUSIC**

See guidance on regulated entertainment

Will you be providing recorded music?

☐ Yes

☐ No

**Standard Days And Timings**

Continued from previous page...

MONDAY

Start 11:00

End 24:00

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 11:00

End 24:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 02:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 23:00

Start

End

Will the playing of recorded music 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.

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.

Do you permit the playing of recorded music with or without a DJ. It is noted that the playing of recorded music until 23.00 is  
not a licensable activity given that the customer capacity will not exceed 300.

State any seasonal variations for playing recorded music

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

Continued from previous page...

Non-standard timings. Where the premises will be used for the playing of recorded music 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 12 of 21

PROVISION OF PERFORMANCES OF DANCE

See guidance on regulated entertainment

Will you be providing performances of dance?

☐ Yes ☒ No

Section 13 of 21

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

See guidance on regulated entertainment

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

☒ Yes ☐ No

Standard Days And Timings

MONDAY

Start 11:00

End 24:00

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 11:00

End 24:00

Start

End

WEDNESDAY

Start 11:00

End 01:00

Start

End

THURSDAY

Start 11:00

End 02:00

Start

End

FRIDAY

Start 11:00

End 02:00

Start

End

Continued from previous page...

SATURDAY

Start 11:00

End 02:00

Start

End

SUNDAY

Start 11:00

End 24:00

Start

End

Give a description of the type of entertainment that will be provided

To permit specialist entertainers to provide entertainment in the presence of an audience eg conjurers, comedians, magicians, clowns, and other forms of specialist entertainer

Will this entertainment 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.

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 entertainment

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 entertainment 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 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☒ Yes

☐ No

Standard Days And Timings

Continued from previous page...

MONDAY

Start 23:00

End 24:00

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 24:00

Start

End

WEDNESDAY

Start 23:00

End 01:00

Start

End

THURSDAY

Start 23:00

End 02:00

Start

End

FRIDAY

Start 23:00

End 02:00

Start

End

SATURDAY

Start 23:00

End 02:00

Start

End

SUNDAY

Start

End

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.

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.

Do you permit the provision of hot food and hot beverages

State any seasonal variations

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

Continued from previous page...

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 21

### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

#### 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

Continued from previous page...

SUNDAY

Start 11:00

End 23:00

Start

End

Will the sale of alcohol be for consumption:

- ☒ On the premises ☐ Off the premises ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

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 alcohol 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.

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

Name

First name

Aranzazu

Family name

Pueyo

Date of birth

/  /   
dd mm yyyy

Continued from previous page...

**Enter the contact's address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text"/>
Issuing licensing authority (if known)	<input type="text"/>

**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 21**

**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

**Section 17 of 21**

**HOURS PREMISES ARE OPEN TO THE PUBLIC**

**Standard Days And Timings**

MONDAY

Start

End

Start

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.



Continued from previous page...

TUESDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="00:30"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="01:30"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="02:30"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="02:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="02:30"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="09:00"/>	End	<input type="text" value="23:30"/>
Start	<input type="text"/>	End	<input type="text"/>

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.

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**Section 18 of 21**

**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)

Continued from previous page...

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

The premises were previously licensed. The proposal is to operate as a unique high class facility for pre-booked corporate functions. There are reception/functions rooms and a seated area. Food will be available throughout the trading period. The premises will compliment and provide an overflow facility for the Brewery at Chiswell Street that is licensed on the opposite side of the street but falls under the jurisdiction of the City of London. The Premises Licence Holder has an established reputation for good management of this type of operation which is unique to the area. The business is dependant on receiving bookings as members of the public will not be admitted to the premises. As a result the applicant will be able to ensure that the licensing objectives will be met.

b) The prevention of crime and disorder

1. Licensable activities will only be provided in respect of pre-booked corporate events. Only persons attending a pre-booked event will be admitted to the premises.
2. Food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption "on" the premises.
3. The premises shall install and maintain a comprehensive CCTV system as the per the minimum requirements of a metropolitan police crime prevention officer. All entry and exit points will be covered enabling frontal identification of any person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stamping. Recordings shall be made available immediately upon the request of police or an authorised officer throughout the preceding 31 day period.
4. A staff member from the premises who is conversant with the operation of the CCTV system shall be on the premises at all times when the premises is open to the public. This staff member shall be open to show police or an authorised officer recent footage.
5. The Applicant together with its Operator has an established good track record for running premises of this type. They were awarded the City of London Safety Thirst Award and certified to ISO 20121, and has a silver Investor in People Certification. It is committed to promoting good practice and operating its premises in a responsible way to reduce alcohol related crime and disorder, to provide a safer environment for customers and to minimise problems for those who live or work nearby.
6. The Applicant supports the Islington Licensees Charter and will apply for this. The Applicant will operate the premises in accordance with the City of London Safety Thirst scheme.
7. Where door supervisors are employed at the premises a register shall be maintained in which the name, SIA registration number and signature of all door supervisors employed shall be entered on a daily basis. Each entry must be verified by the signature of the manager or such other person authorised by the management to do so. The register shall be available for inspection by the Licensing Officer of the Police or Licensing Team.

c) Public safety

Existing Legislation Applies that it is not necessary to duplicate in this licence

d) The prevention of public nuisance

- . A closing down policy, dispersal policy and taxi policy will be prepared to ensure there is no breach of this objective. This will include a phased dispersal of patrons from the premises into the commercial area away from any residential areas.
- . "Please Leave Quietly" notices will be placed in relevant areas of the premises.
- . An attendant shall be on duty in the cloakroom during the whole time that the premises are open.
- . There will be no deliveries of alcohol or collections of waste or bottle bins between 18.00 and 09.00 on any day.
- . The Licensable activities are confined to the interior basement of the building.

Continued from previous page...

e) The protection of children from harm

Challenge 25 applies. No unusual risks of harm to children have been identified.

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.

Continued from previous page...

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- any page containing the holder's personal details including nationality;
- i) any page containing the holder's photograph;
- ii) any page containing the holder's signature;
- v) any page containing the date of expiry; and
- ✓) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

**Section 20 of 21**

**NOTES ON REGULATED ENTERTAINMENT**

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

Continued from previous page...

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 21 of 21

### 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 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

Fee amount (£)

100.00

### ATTACHMENTS

### AUTHORITY POSTAL ADDRESS

Continued from previous page...

### Address

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

### DECLARATION

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

☐ 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	<input type="text"/>
Capacity	<input type="text" value="Solicitor for Applicant"/>
Date (dd/mm/yyyy)	<input type="text" value="26/05/2017"/>

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.

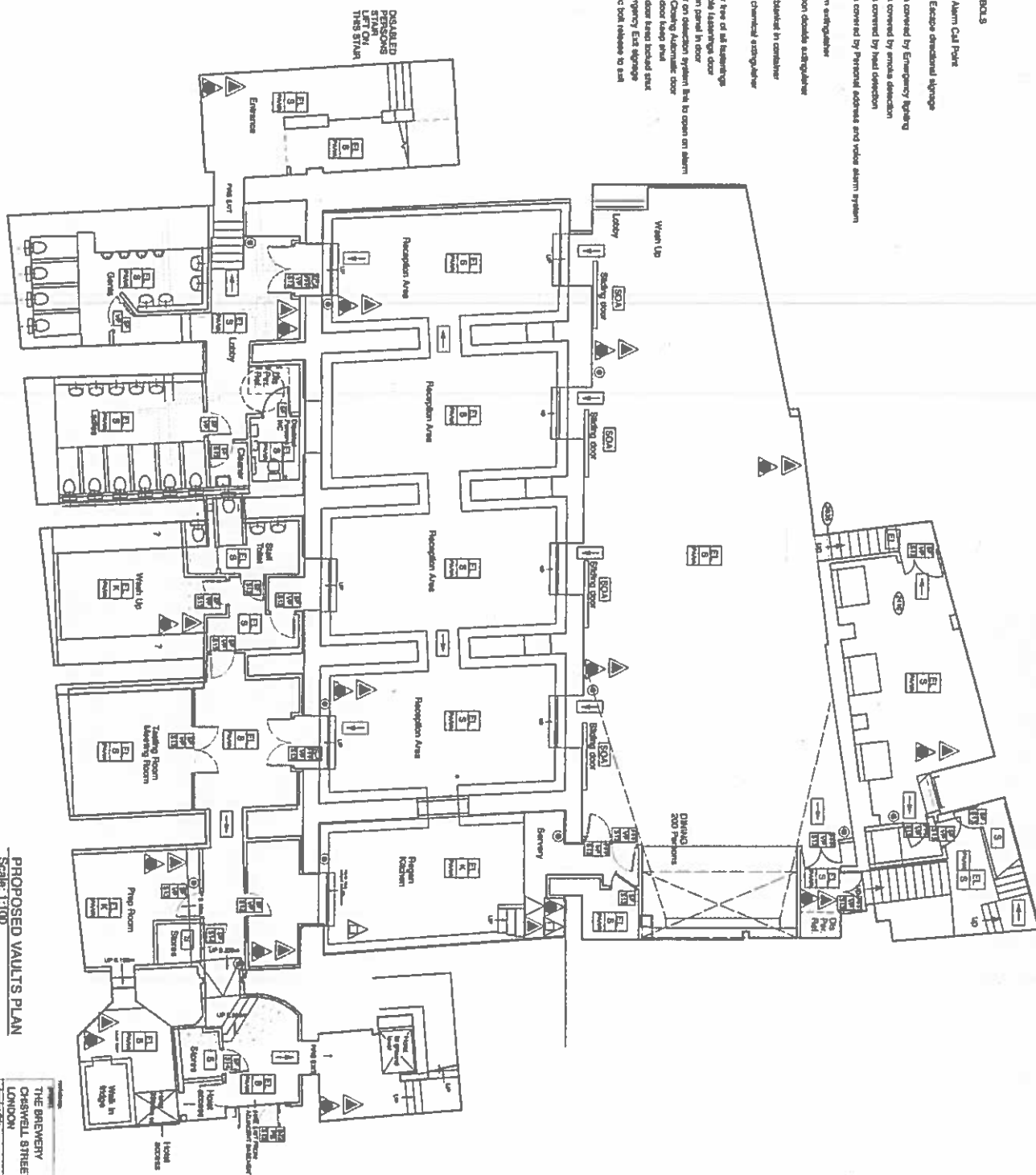
Don't forget to make sure you have all your supporting documentation to hand.

**IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**



①	Fire Alarm Call Point
②	Fire Escape standard signage
③	Area covered by Emergency Lighting
④	Area covered by smoke detection
⑤	Area covered by heat detection
⑥	Area covered by Personal alarms and voice alarm system
⑦	Foam extinguisher
⑧	Carbon dioxide extinguisher
⑨	Fire blanket in combiner
⑩	Wet Chemical extinguisher
⑪	Door type of all hazardous
⑫	Smoke absorbing door
⑬	Wet door in door
⑭	Door on detection system that to open on alarm
⑮	Self Closing Automatic door
⑯	Fire door keep shut
⑰	Fire door keep hold shut
⑱	Emergency Exit signage
⑲	Period exit releases to exit



**PROPOSED VAULTS PLAN**  
**Scale: 1:100**

[illegible]

27 July 2017

Dear

**Application for new Licence – Brewery on Chiswell Street**

We represent the Brewery in respect of the above licence application. It is our client's wish to work with local residents. Having considered your representations our client has asked us to modify the application to:

1. Reduce the terminal hour for licensable activities to 24:00 Monday to Saturday – Sunday remains at 23:00.
2. To confirm that only recorded music will be provided beyond 23:00.
3. To attach agreed conditions with EHO to prevent public nuisance.

In the spirit of openness we attach herewith full presentation that has been sent to the Council. The noise policy in force at the Brewery is ISO registered. If the application is approved we propose registering our revised noise and disposal policy with the ISO Quality Standards. Indeed it is our client's wish to restore the interior of the property to its eighteenth century glory and heritage approval has been obtained.

We hope that once you have read this document you will feel that our client's proposal will ameliorate your concerns. If so please could you kindly advise the Council by email or letter.

In view of the content of this document the Licensing Authority have withdrawn their objection to the application and we have agreed to conditions to deal with the nuisance objective with the Environmental Health Authority.

If you have any residual concerns please do not hesitate to contact us. We wish to confirm our client's wish to work with you and not against you.

Yours Faithfully

**Stephen Thomas LL.B., A.K.C**

Att'n Katie Tomashevski  
**Licensing Team**  
Licensing Support Officer  
Public Protection  
222 Upper Street  
London N1 1XR

24<sup>th</sup> July 2017

Dear Katie,

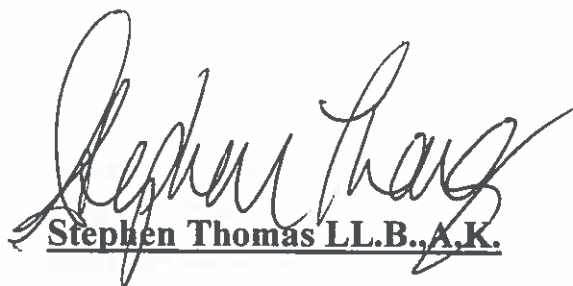
**Our Client: Brewery on Chiswell Street – Application for New Licence**  
**Your reference – WK/170016273**

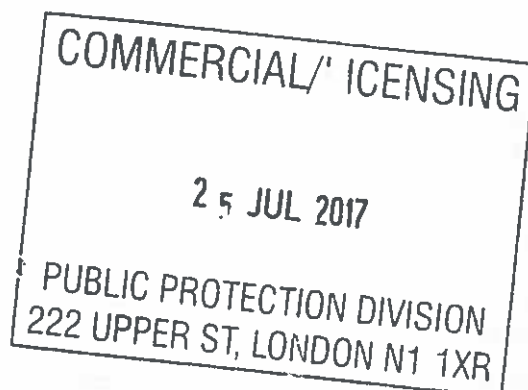
As per my e-mail of Sunday's date attached is Brewery response to the representations received. Please could you add this documentation to the bundle of papers to go to committee.

This Response document includes clarification of the Application and further conditions the Applicant is happy to attach to the licence.

Please note that the Applicant wishes to modify the hours to terminate licensable activities at 24.00 Monday – Saturday, Sunday remains as per the application, the only form of Regulated Entertainment will be recorded music.

Yours faithfully

  
**Stephen Thomas LL.B., A.K.**



**BREWERY ON CHISWELL STREET**  
**RESPONSE TO REPRESENTATIONS INCLUDING**  
**MODIFICATION OF APPLICATION AND PROPOSAL FOR FURTHER CONDITIONS**

**INDEX**

Page No	Description
1	Index
2-4	Clarification of Application - further conditions
5-7	Photographs
8	Conditions agreed with EHO
9 -23	VAULTS Policies – BS ISO 20121:2012
24	City of London Culture Mile Press Release

**Licensing Team**  
Licensing Support Officer  
Public Protection  
222 Upper Street  
London N1 1XR

24<sup>th</sup> July 2017

Dear Sir

**Re: Application for New Premises Licence/Brewery on Chiswall Street**

We have now had an opportunity to consider the representations made by local residents and also to meet with the environmental health officer. It appears there has been a clear misunderstanding about our client's proposals. We wish to make it clear that there is absolutely no intention that the licence if granted should be used as a nightclub.

With that in mind and having clarified the position with the licensing team our instructions are to amend the application as follows:

1. The terminal hour for sale of alcohol to be 24.00 Monday to Saturday inclusive.
2. The terminal hour for the provision of late night refreshment be 24.00 Monday to Saturday inclusive.
3. The only form of regulated entertainment applied for is Recorded music which will terminate at 24.00.

Additionally attached is a list of conditions that have been agreed with the environmental health officer concerning the management of these premises and steps that will be taken to meet the public nuisance objective. We also attach a copy of the Vaults Policies incorporating measures to prevent noise nuisance, dispersal, smoking and taxis and details of public transport in the area.

In short when all this documentation is read the proposal is that from 23:00 onwards the wind down procedure will be in place. From 22:00 onwards it is anticipated there will be a graduated dispersal of customers from the site. From 23:00 onwards the bars will be reduced so that by 23.45 only one bar will be open again encouraging the departure of guests. The volume of music will be turned down and the lights raised. By 00:30 on any given night we anticipate that the area will be entirely clear of customers.

We should draw to your attention that our clients own the Brewery located on the opposite side of Chiswell Street that falls within the jurisdiction of the City of London. The proposal is the Vaults be an extra room for use by the Brewery. We also attach a document received from the City of London relating to the development of the Culture Mile. This sets out their vision for the Norther sector of the City including the Barbican and Guildhall School of Music. By the provision of this facility albeit on the opposite side of the road in Chiswell Street and within the Islington Council, we hope that this will be a facility that can also support the City of London's proposals.

2

It is our client's wish to work with local residents. To clarify how the premises will operate and how they would meet the concerns raised we wish to add the following conditions to the licence.

1. For any event held at the premises after 19:00 substantial food will be provided and the provision of alcohol will be ancillary to either a sit down meal or a two or three course buffet meal with seating supplied.
2. The licensable activities will only be provided in respect of pre-booked corporate events. For the purpose of this licence the corporate event does not include birthday parties or wedding receptions which will not take place at these premises. A corporate event will be limited to functions booked only by a company for its customers and/or its staff. Examples of the type of activity that will take place at the premises are a dinner dance, award ceremony, charity ball, corporate presentation dinner, exhibitions and conferences.
3. Drinks will be priced to encourage the sale of soft drinks. Alcohol drinks will be priced in alignment with their ABV and non-alcoholic drinks will therefore be cheaper than alcoholic drinks. Water will be available throughout the evening and frequently replenished free of charge.
4. From Monday to Saturday licensable activities cease by 24:00 with everyone out by 00:30. It is not the intention for the premises to open on New Year's Eve.
5. The premises licence be limited to the applicant so that there can be no transfer of the licence to a third party. The applicant would propose the following condition:

*The Premises Licence will terminate in the event that the Applicant ceases to be the Premises Licence Holder.*

6. A mobile signal will be arranged within the site so that people who wish to contact people by telephone can do so without leaving the premises.
7. The smoking area will be as defined in the noise policy agreed with environmental health.

We confirm that the provision of licensable activities is limited to the interior of the premises. We note that residents have expressed concern that glasses will be removed from the premises and alcohol and other drinks consumed outside the premises. This is not permitted under our application. We feel it important to stress that no glasses are allowed outside the premises as prescribed by the application.

We would make the following points on behalf of our clients:


- a. By virtue of the imposition of condition 1 we are not sure how regular the use of the Vaults will be. By the nature of this condition the operation of the premises is limited and it is likely it will not be in use seven days a week.
- b. This is a premium business, there will be waiter service and mobile bars will be located in the reception areas. These will be reduced towards the end of the evening as per the conditions agreed with EHO.

- c. There is a concern from residents that this will be a night club. We wish to reassure residents that this is certainly not the case. By reducing the hours with a concentration on food and promotion of soft drinks as per the conditions set out above and the fact that this will be used as a conference facility, for training and presentations, for exhibitions, for break out rooms from the main business, daytime meetings and high end dinners with an emphasis on restaurant standard food, this will be far removed from the type of facility envisaged in the representations received. Attached are photographs showing how the premises at the brewery are laid out for different uses during the day. The vaults will be set out in a similar fashion.
- d. The applicant wishes to provide a sustainable use of the site in a unique and beautiful building with an abundance of noise mitigating measures in a way that works well with local residents. The concerns of local residents are noted and as a result a comprehensive dispersal policy which has proven to work at the brewery has been prepared. This has been modified to show in red the conditions proposed by the Environmental Health Department and in blue further steps that are specifically proposed to meet resident concerns.
- e. A major change to the nature of this site is heritage approval of an application to restore the underground vault to its original grandeur which will involve the stripping out of works have taken place by previous owners and the restoration of the Vault to its original 18<sup>th</sup> century configuration.
- f. The brewery has a long term interest in these premises. It is certainly possible that the brewery could remain using this site until 2057, the current lease will not expire until 2032.
- g. As a sign of our client's continuing commitment to ensure residents are not affected by the use of the vaults we should draw your attention to the fact that for each event a duty manager is appointed. After each event a form is completed. Reference to this event is made in the noise policy document that is attached to this document. If any issue is identified then this is addressed company wide and the policy changed with immediate effect. One example of this was an event involving Irish rugby fans at the brewery site. As a result of that it was decided that the brewery will not have such an event in the future. Certainly that type of event would not take place in the Vaults because of condition 1 of this document.

We would be grateful if you could arrange for this letter together with the attached documentation to be added to the documentation in support of the application.

We plan to circulate this letter and the enclosures to each of the residents who have raised a representation.

Yours faithfully,

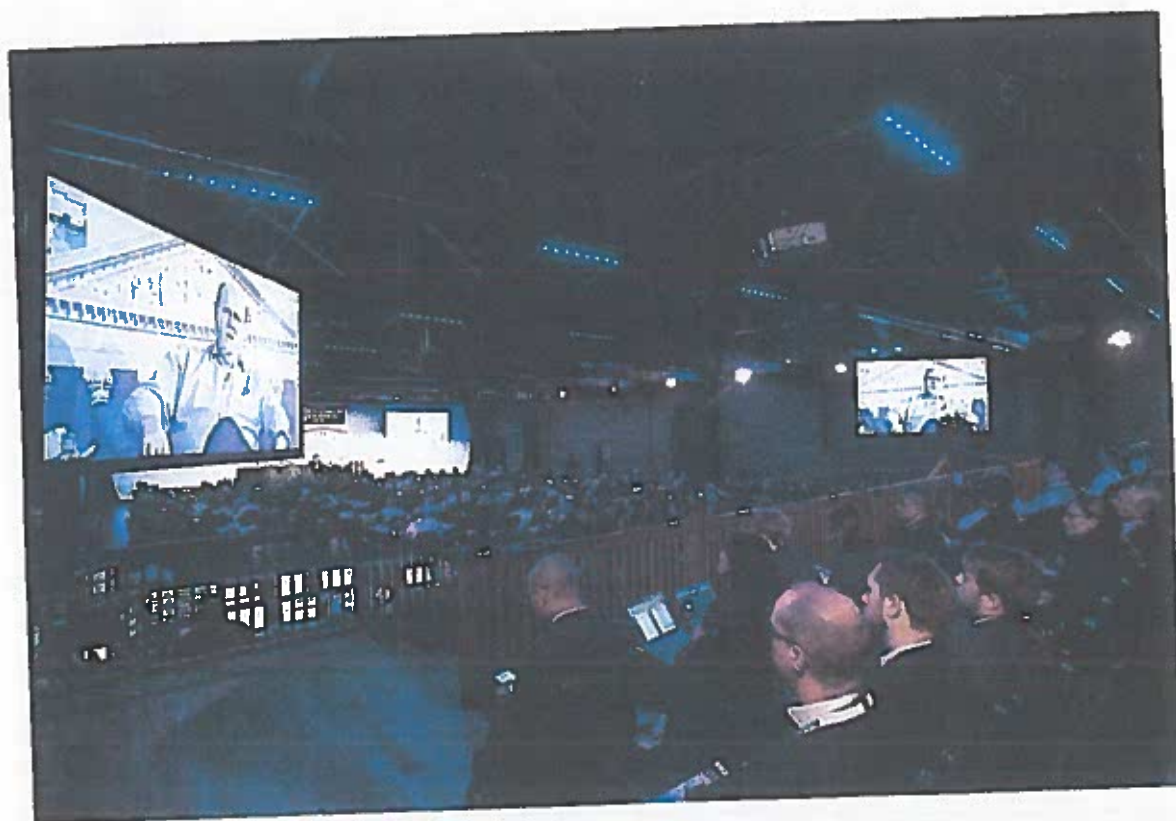
  
Stephen Thomas LL. B., A.K.C.



PHOTOGRAPHS OF BREWERY SITE SHOWING VARIOUS LAYOUTS OF ROOMS THAT WILL BE IN USE  
AT THE VAULTS









**Brewery on Chiswell Street**

**Conditions agreed with Environmental Health**

1. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures which shall include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The Scheme shall be submitted for approval by the council, and the approved scheme fully implemented to the satisfaction of the council and the licensee notified in writing accordingly, prior to the premises being use for regulated entertainment.
2. The entertainment noise control system shall be monitored, checked, and calibrated as necessary, so that the levels approved by the council are not exceed.
3. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard of similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the licensee or a designated manager.
4. A dedicated external smoking area shall be set out by the licensee. After 22 hours this area shall be supervised and numbers permitted outside to smoke shall be limited to a maximum of 20 people.
5. In the event of noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
6. On any day where there is an event or function, the licensee shall provide at least two door supervisors from 2100 until 30 minutes after closing, registered with the Security Industry Authority, to patrol outside the premises to minimise the impact of patrons arriving and/or departing between the opening hour and half an hour after closing.
7. The licensee shall devise a noise management plan that shall be provided to the licensing team. The noise management plan will include details of a closing down plan and dispersal policy.
8. The noise management plan will be reviewed on annual basis and a signed and dated copy will be provided to the licensing team.
9. A copy of the noise management plan will be kept on the premises and will be provided for inspection by authorised officers on request.





## Event Management System

### Vaults Policies

BS ISO 20121:2012

[www.thebrewery.co.uk](http://www.thebrewery.co.uk)

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The Brewery on Chiswell St is accredited to ISO20121:2012, a standard that supports sustainability of events within the Events Industry. A fundamental part of this standard acknowledges the importance of good neighbourly relationships with local stakeholders including local business operating in the area, and local residents. We will always endeavour to cause as little disturbance as possible from our events, and quite specifically when customers enter or egress our premises. Our overriding vision for the Company is to create a sustainable operating model that provides for a long term successful future, and not for short term gain.

To achieve this, the following Policies will be adhered to by Brewery Management, and Staff.

## 1. NOISE CONTROL

As The Brewery is situated in the city centre, with businesses and residential premises close by, the level of noise that guests, and events produce will be carefully controlled.

There will be no deliveries of alcohol or collections of waste of bottle bins between 18.00 and 9.00 on any day.

The licensable activities proposed to take place are confined to the interior basement of the building. Also, 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.

Before the event starts, the Duty Manager ("DM") will brief all teams (ie, other Event Managers ("EM") and Security Officers ("SO")) on the event start, and finish times, amount of guests and type of clientele, and any entertainment. The DM will also brief the SO's on the positions they should be at when guests enter, or egress the Vaults. All our SO's are SIA registered, and employed by the same security firm, who have been contracted at the Brewery for 7 years. All SO's have been trained in Brewery procedures.

### 1.1 Noise Control during the Event

On events where there is entertainment, the Brewery Technical Support Manager ("BTSM") will speak directly to the bands and, or DJs, before the event, to run through rules and regulations.

The BTSM will also be present during events with live music, to carry out regular sound checks, according to our internal procedures.

On any day where there is an event or function, there will be at least 2 Door Supervisors from 21.00 until 30minutes after closing, registered with the Security Industry Authority, to patrol outside the premises to minimise the impact of patrons arriving and / or departing between the opening hour and half an hour after closing.

The DM and SO's will also check noise levels on the street and liaise with the BTSM throughout the event, to ensure that existing background levels of sound are observed and no noise from the activities at or outside the Vaults will add to those levels

### 1.2 Receiving Noise Complaints

As well as the DM mobile phone number, our local residents and other stakeholders have Reception's main number to call if they have a noise complaint. These are identified in our Security Sheets which are sent out weekly to a distribution list of stakeholders including local EHO, Police and Residents, identifying next week's events.

The DM will find out the nature of the complaint (ie music from the room, noise from guests leaving the venue, noise from other type of source). The DM and BTSM will deal with the source of the noise, or music, and endeavour to reduce or eliminate it. They will contact the caller to

inform them of the actions taken, and to ask them to call back if the noise or disturbance happens again.

The complaint will be recorded in the DM Report, with the following details:

- Name of the person complaining
- Telephone number
- The nature of the complaint
- The time of the complaint
- Where the person lives
- Actions taken to reduce/eliminate the source of the noise

### 1.3 Follow up

- Apart from the mitigating actions taken on the night, the issue will be written up in our Company-wide Cause and Corrective action process, which often lead to operating method changes, procedural changes, or new process documents, all designed to improve systems that lead to permanent fixes for the issue.
- We also receive a number of reports from our DM's, SO's and BTSM's on a daily basis reporting on last night's events. These provide a summary of timings from the event, and highlight any issues. These reports are circulated to all of the senior team at the Brewery.
- In the event of a noise complaint substantiated by an authorised officer, we will take appropriate measures in order to prevent any recurrence.

This Noise Management Plan, including details of a closing down and dispersal procedure, will be reviewed on an annual basis and a signed and dated copy will be provided to the Licensing Team. A copy of the Noise Management Plan will be kept on the premises and will be provided for inspection by authorised officers on request.

## 2. CLOSING DOWN PROCEDURES

We will be closing the bars from 23.00 onwards, to ensure that guests leave gradually for the last hour. The volume of music will also be reduced from 23.00 onwards; this can be done gradually so that by the time the last bar closes, the music volume is reduced to background levels.

The tempo of the music played during the last half hour will be slowed down.

From the time the bar closes for sales and drinking-up time ends, the lighting should be gradually increased so that by the time the drinking-up is over, the lighting has been brought up to full beam. We can continue playing music at background levels while people are drinking up. We shall not keep the music going at loud levels and then just pull the lights up, as this is not conducive to a quiet and calm dispersal of customers from the premises.



### 3. DISPERSAL POLICY

There will be "Please Leave Quietly" notices in relevant areas of the premises.

An attendant shall be on duty in the cloakroom during the whole time that the premises are open.

As people begin to leave, door supervisors will be outside, encouraging people to disperse from the area and not allowing them to loiter on the frontage.

Security will not look to eject guests out as soon as the music stops, or bar closes. Guests will be encouraged to leave at a steady flow to avoid having a crowd in the street at any one time. We have identified from the main building that between 60% and 80% of guests usually leave our events well before the bar closes or the Event finishes. This helps greatly in avoiding having large numbers of guests leaving at the same time, something that we actively discourage. We have also encouraged some guests to delay their exits, to avoid crowding by offering some free food, drinks, and taxi assistance.

The DM should stand outside the Vaults, to supervise the egress of guests, and to ensure all SO's are at their posts, and help keep guests calm, ensuring they move off quickly, and quietly to their transport, avoiding congregation.

Guests will be encouraged by our SO's to leave quietly using the East Exit, and move down Chiswell Street towards CityPoint taxi rank, Finsbury Square, and Liverpool Street tube station. Only those guests who are leaving towards Beech Street will be allowed by our SO's to use the West Exit. This will ensure that there is a smaller group leaving through either exit than if only one was used.

As these two groups will be leaving through two separate exits, there is less chance that they will congregate on Chiswell Street, thus reducing any possible disturbance to residents.

SO's will form a line from the East Exit of the Vaults towards the corner of Chiswell St with Lamb's Passage, and encourage guests not to loiter and keep moving. They will also keep reminding guests to keep their noise down at all times. Tapes will be used at the East Exit to marshal guests into the direction that we want them to move.

If guests are rowdy outside the premises, door supervisors will use a "Three Strike" rule, if they do not quieten down; they will be warned about their behaviour. If rowdy behaviour continues, door supervisors will further warn guests about their behaviour and, if there is no improvement, guests should be barred from the premises.

Guest using the pre booked taxi system will be directed to Milton Street.. It is there where the Gett-Radio Taxis black cabs that have been pre-booked will be waiting for them.

### 4. TRAFFIC AND TAXI CONTROL

A dedicated licensed black cab service shall be available within the premises for customers' use. We will have a Taxi Butler unit installed at the Vaults Reception. The unit will be connected to the control office of Gett-Radio Taxis, which have a fleet of around 12,000 London black cabs, with an average pick up time of 3 minutes.

The Reception staff will give cards out to the guests on arrival, to introduce the Taxi Butler system. Guests will be able to ask Reception to book the cabs for them. Our cards will have all the information needed by guests to book their taxis early in the evening or request that we do



it for them, including the Milton Street pick up point and a route map/diagram showing how to get to Milton Street. Please see a draft as Appendix 8.3.

We will also introduce the system through our pre-event information that we send to all event organisers. Gett-Radio taxis offer a loyalty scheme to clients and their fares are fixed. These are advantages that could entice our clients to book a taxi with them and we will be able to control the pick-up point, as the unit will give the cab drivers the Milton St address as a pick-up point, (this is pre set in the Taxi Butler system), so pre-booked Gett-Radio Taxis will not pull up in front of the Vaults Exits, preventing a crowd from forming just outside the Vaults.

The booking of a Gett-Radio Taxi is a very simple process and we already use this service very successfully, to disperse large numbers of guests from our main building, via Milton Street.

As guests will receive a text message with the estimated arrival time of their cabs and another message when the cabs have arrived, they can wait comfortably inside the Vaults until their cabs have arrived, and exit at the East Exit either through our Courtyard into Milton Street or the short walk along Chiswell Street to Milton Street.

Private Hire taxi companies that have been arranged by the client are under no circumstances allowed to park in any of The Brewery parking spaces alongside the Vaults or right outside the Vaults exits. Security on the street will encourage those cars to park further away, towards Curry's - PC World. The Brewery parking spaces will be effectively cordoned off.

Any coaches coming to pick up or drop off guests must also be encouraged to park by Curry's-PC World. This is prearranged in the contract with the client, and coach marshals are insisted upon.

## 5. OTHER TRANSPORT LINKS

Information on how to get to transport links is available on The Brewery's website. We already offer maps and information on night transport to our guests at 52 Chiswell St and this will also be available from the Vaults' Reception.

The Night Tube is running Fridays and Saturdays on the Victoria, Jubilee and most of the Central, Northern and Piccadilly lines. Access to the Central and Northern lines is within 5-10 minute walk from the Brewery, from either Moorgate or Liverpool St Stations.

In addition, there are two night bus and 24-hour service bus routes running from Moorgate and another 3 from Liverpool St Station.

There are also several London Taxi Ranks around Chiswell St. The closest are located in Ropemaker, and Liverpool St.

## 6. SMOKING POLICY

The Smoke-free Law, (also known as Smoking Ban) part of the Health Act 2006, prohibits smoking in enclosed work spaces and states that each organisation needs to take all reasonable steps to ensure that employees, customers and all other visitors do not smoke on their premises.

Individuals may be fined a fixed penalty of up to £5,000 for smoking in non-smoking premises. The manager or person in charge of any non-smoking premises could also be fined a fixed penalty of up to £5,000.

The law is enforced by Environmental Health Officers. Enforcement officers may carry out inspections in a number of different ways:

- either officers will announce themselves prior to assessing the situation within the premises
- or there will be more covert surveillance, where officers will assess the situation by observation, then identify themselves following a period of surveillance.

### What to do if someone ignores the Smoking Ban

Politely ask them to stop smoking and point them in the direction of the designated smoking area.

Remind the guest that they are committing an offence and advise them that it is also an offence for you to let anyone smoke on the premises.

If the guest continues to smoke, ask them to leave the premises. If they refuse, get the Security Officers to escort them out of the premises.

Keep a record of the incident with as much detail as you can in the Duty Manager report.

### Designated smoking areas

It is our intention **that** guests attending events in the Vaults will be allowed to smoke inside the Brewery Courtyard, where our main smoking area for guests at the main building is located.

**If a guest refuses to smoke in the designated smoking area, our SOs will inform them they will not be allowed back into the premises, should they persist.**

SO's must ensure that:

- No drinks are taken outside the Vaults.
- Noise levels are kept to a minimum in the Internal Courtyard and in the Brewery Courtyard. Signage will be in place reflecting this.
- Both Courtyards are swept at regular intervals
- If there are many guests smoking in the Brewery Courtyard, the DM could make the decision to move the smoking area onto Milton Street, either side of the tunnel from our main Courtyard, to keep the noise levels down in the Courtyard.
- We have sufficient SO's to marshal the guests standing on Milton Street, to ensure they do not run into the road or block the pavement for pedestrians.

Employees are authorised to smoke off site, on Milton St by the Fire Exit, where we have our main identified smoking area. Any staff found smoking outside, or near the Vaults entrance will be disciplined.

## **7. SAFETY THIRST BEST PRACTICE SCHEME**

The Brewery has joined the City Of London's Safety Thirst Scheme since 2014 and was awarded a Highly Commended status in 2016.

This scheme is open to all licensed premises in the City of London and it aims to promote high standards in reducing crime and antisocial behaviour which also helping to ensure a safe and pleasant environment for people to socialise and enjoy the City. It helps licensees meet 25 core criteria, which are based around the four licensing objectives of the 2003 Licensing Act.

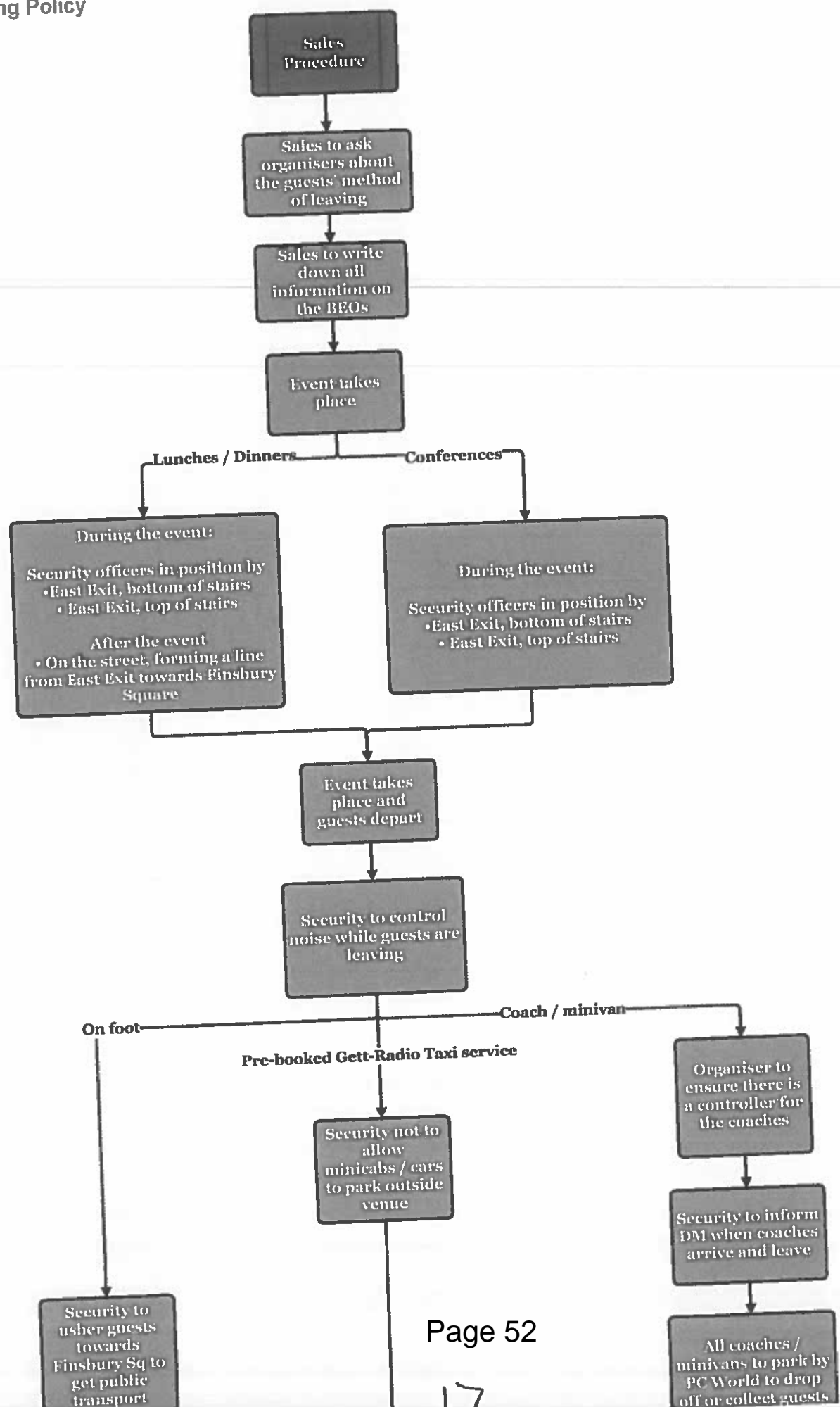
We have to show evidence of training our staff (door staff, event managers, duty managers and bar staff) on multitude of policies, processes and procedures to ensure we run the business in accordance to the four licensing objectives.

All staff working at 41-46 Chiswell Street will be trained to the same standards as required by City of London's Safety Thirst Scheme and all policies and procedures currently in operation at 52 Chiswell St will be extended to include 41-46 Chiswell Street.

We also intend to apply for membership of Islington Licensees' Charter at the first opportunity.

## **8. APPENDICES**

As a way of example, we are attaching some samples of policies and training documents that we are currently using for our Duty Managers and Security Personnel, and intend using for the Vaults, which in essence we will treat as another function room.





Chiswell Street, London EC1Y4SD

020 7638 8811

[www.thebrewery.co.uk](http://www.thebrewery.co.uk)

## 8.2 Sample of Training Documents for Security Officers

### Meeting and Greeting – Introduction

You, as part of the Meeting and Greeting team, are the first point of contact for the Brewery's clients. We always provide the best service possible, greeting customers with a smile, being helpful and living up to the "Leading venues for leading events" motto.

The Duty Manager will inform you of your position during the event in your briefing before the function starts or as soon as you report for your shift.

Your role is

- to greet customers as they come into our venue
- to support the Duty Manager in complying to the Licensing Act 2003 and in taking all reasonable steps to prevent drunkenness and disorder on the premises, by
  - preventing any persons who are intoxicated, quarrelsome, violent or disorderly from entering the premises or, if there persons are already in the premises, ejecting them if necessary.
  - supporting the bar staff when persons who appear to be under 18 are asked to produce photographic ID before they are served alcohol
  - ensuring the guests do not participate in any drinking games or activities encouraging irresponsible drinking, as those described in the Licensing Act 2003, ie
    - drinking a quantity of alcohol within a time limit
    - drinking as much alcohol as possible
    - having alcohol directly poured by a guest into another guest's mouth, other than where the other person is unable to drink without assistance by reason of a disability
- to ensure that customers smoke at the designated smoking areas and keep their noise to a minimum. If customers refuse to smoke at the designated smoking areas, remind them that they may be refused entry back into the Venue.
- to ensure there is no litter around the premises. If there is, speak to the Logistics Team to have it cleared away
- to stop people from going outside the premises with glasses or bottles
- to guarantee the customers' safety in the rooms by making sure that drinks are not taken onto the dance floor by guests
- to be on the look-out to stem any possible incidents, ie, fights, theft of Brewery property or customers' property, damage to Brewery's property.
- to carry out bag searches when required by the Duty Manager
- to support the Duty Manager in getting the guests and staff out of the building safely in the event of an evacuation.
- to control the flow of vehicles, any unauthorised parking and the arrival and departure of taxis on Chiswell Street and Milton Street.
- to ensure customers leave the venue at the end of the event in a safe manner and they do not cause noise that can be considered a nuisance to residents

Snr Event Logistics Manager  
Security Manual  
Version 1.12  
July 2017

# The BREWERY

EVENT EVALUATION SHEET					
EVENT NAME		ROOMS IN USE		DATE	
SALES MANAGER		EVENT MANAGER		CHEF IN CHARGE	
Fire Routes Checked and Clear? At what time?					
Meeting the Organiser					
Meeting the Team At what time? Who's doing what?					
Service times					
Staffing feedback					
On time? Feedback					
F&B Comments					
Has there been any refusal of alcohol to customers? If yes, why?					
Any breakages? If yes, type, number and reason					
Supplier Comments (Mitie, AVC, RE)					
Guest's Feedback					
Client's Comments					
Any Complaints? (Type of Complaint, Time of Complaint, Guest's Details; Did you agree to a solution; What was the final outcome; Is there any follow-up)					
Event Manager's Comments					
Event Manager's Name					

DM REPORT	
DATE	
EVENTS IN HOUSE	
Walk Round	
Room Set up / AV / FM	
Facilities Feedback	
Noise Pollution	
Accidents, Incidents, Near Misses	
F&B Comments	
Staffing Feedback	
Guests Feedback	
Duty Manager's Comments:	
Duty Manager's Name & Signature :	



# The BREWERY

## Event Security Night Report

DATE							
Event names and numbers							
	Incidents or Issues						
Courtyard							
Smoking Area							
Taxi waiting times							
Loading bay locked							
Venue closed and clear of guests							
All radios and keys accounted for?	Yes / No If No, why? (ie are radios still being used by overnight cleaners or are they missing?)						
All lights turned off? At what time? If not, why?	PTR	KG	QC	S.Rooms	S.Vaults	J. Watt	Back of House Areas
Smeaton's bar servery AC unit turned off? At what time? If not, why?	Yes/No		Upper and Lower Sugar Rooms AC unit turned off? At what time? If not, why?		Yes/No		
Any other comments							
Numbers of security team on site							
Name and Signature of person writing the report							

### 8.3 Draft Taxi Card

*The*  
**BREWERY**

The Brewery would like all guests to enjoy the event experience. From the moment they come into the venue until they leave safely home. The taxi ride should be as enjoyable as the event itself.

For this reason we have partnered with taxi firm Taxi to ensure you have the same stress and safety of ride.

You can order a taxi using our state of the art booking portal or you can call taxi firm to book a place to hold your drinks. Please return to Reception before 2pm and we will be happy to book for you.

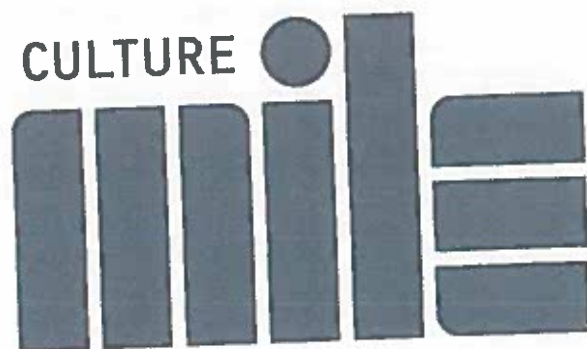
Name of guest: \_\_\_\_\_

Mobile telephone number: \_\_\_\_\_

Time you would like the taxi to be here: \_\_\_\_\_

Please see central area of floor to get to the taxi pick up point.

Taxi firm when you return please call: \_\_\_\_\_



Embargoed until 10am on Thursday 20 July 2017

## **CULTURE MILE: A MAJOR DESTINATION FOR CULTURE AND CREATIVITY IN THE HEART OF THE SQUARE MILE**

### **Culture Mile: The City's creative exchange**

The City of London Corporation, together with the Barbican, Guildhall School of Music & Drama, London Symphony Orchestra and Museum of London, have announced plans for a major destination for culture and creativity in the Square Mile.

Unveiled today as 'Culture Mile', this ambitious and transformational initiative will create a vibrant cultural area in the north-west corner of the City over the next 10 to 15 years. Stretching just under a mile from Farringdon to Moorgate, Culture Mile will have creative exchange, cultural collaboration and learning at its core in an area where 2,000 years of history collide with the world's best in culture.

Culture Mile's core partners are all internationally acclaimed organisations in their own right and some partnerships already operate across these institutions. Over the next decade and beyond, the five partners, led by the City of London Corporation, will transform the area, improving their offer to audiences with imaginative collaborations, outdoor programming and events seven days a week. Links between venues will be improved and major enhancements to the streets and wider public realm will enliven the area which, as Culture Mile expands and flourishes, will be regenerated.

Crossrail's new Elizabeth Line connections at Farringdon and Moorgate, which open in December 2018, will make it much easier to travel to, and from, the City. Around 1.5 million additional visitors a year will be within a 45-minute journey of the area when the Elizabeth Line becomes fully operational in December 2019 and the North-South Thameslink line is upgraded.

**barbican**

**GUILD  
HALL  
SCHOOL**



**CITY  
OF  
LONDON**

**LSO**



[REDACTED]

The Chairman  
Islington Council Licensing Team  
Public Protection Division  
222 Upper Street  
London N1 1XR

19 June 2017

Dear Sir,

Re: Licensing Application from The Brewery – 41-46 (formerly 47) Chiswell Street

I am writing to formally record my objection to the above licence application.

I am a resident of Ben Jonson House, Barbican, and therefore live in very close proximity to the premises of the proposed licence application – possibly the closest of the many private residences. I can assure you that a bar providing alcohol and musical entertainment until 02.00 on a Sunday morning is entirely unacceptable and out of context with the residential environment of this area.

Please can I request that your council review its own records and those of the police, of the last occasion on which this site was occupied by a similar facility – Parker McMillan. The premises were then the subject of a licensing review and subsequent High Court hearings – which were attended by my-self and other Barbican residents and councillors. From this it became apparent that Chiswell Street is totally un-suited to the location of a late night licenced premise on the following grounds :-

- Distance from late night public transportation links.
- The only means of transport is by taxi.
- There is no pavement outside of the premises and no parking spaces.
- The width of the road does not permit double parking or passing parked vehicles.
- As a consequence, when the premises are vacated at 02.00 there is crowding and over-spilling out on to the road (in the Parker McMillan years it was quite common for fights to break-out).
- This in turn causes a severe back-up of traffic and a cacophony of vehicle horns.
- Chiswell Street is an old, narrow thoroughfare enclosed by high buildings – with the consequence that the noise of people leaving the premises (usually shouting and squealing), is magnified up into the surrounding residences.

I look forward to receiving your advices that this licence application has been rejected.

[REDACTED]

[REDACTED]

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 20 June 2017 22:54  
**To:** Licensing  
**Subject:** Objection to Late Night Licence Application 41 - 46 Chiswell St (formerly no 47)

Dear Sir / Madam,

I write to object to the Late Night Licence Application 41 - 46 Chiswell St (formerly no 47)

The previous venue at this address had severe negative impact on nearby residents. Specifically  
(1) people exiting the venue at or near closing time talking & shouting on the pavement outside,  
(2) minicabs parked and double-parked along Chiswell St causing congestion which resulted in LOUD HONKING.

Either or both of (1) & (2) will disrupt sleep for residents especially in Ben Jonson House & Cromwell Tower. This is my reason for objecting to the application.

Yours faithfully,

[REDACTED]

**Tomashevski, Katie**

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**From:** Licensing  
**Sent:** 02 August 2017 11:08  
**To:** Tomashevski, Katie  
**Subject:** FW: Re - Late Night Licence Application 41 - 46 Chiswell St (formerly no 47)

FYI

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**From:** [REDACTED]  
**Sent:** 02 August 2017 11:07  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** Re - Late Night Licence Application 41 - 46 Chiswell St (formerly no 47)

Dear Sir / Madam,

I recently received a document from the licence applicant outlining the revised application. However, there remains the very real problem of a large number of taxis in and around Chiswell Street for a period of time before and after closing time. In my experience, every time the Brewery hosts an event, Chiswell St is gridlocked due to double-parking, taxicabs U-turning etc. and this leads to honking from impatient drivers. I do not believe the 'dispersal policy' described in the document is able to solve this problem. For this reason, my objection still stands.

Yours sincerely,  
[REDACTED]

REP 7

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 21 June 2017 08:55  
**To:** Licensing  
**Subject:** Objection to late night licencing application at 47 Chiswell Street

Dear Sirs

I am a resident of Cromwell Tower, which is very close to 47 Chiswell Street, with my flat facing the direction of 47 Chiswell Street on the first floor. I would like to object to the licensing application on the grounds of the prevention of public nuisance. I am very worried that my family and I will be disturbed by patrons of the venue making a loud noise when they leave the venue and by the sound of multiple taxis outside the venue. I am sure that this will disturb our sleep, and I am very worried about the impact of this on my 1 year old child and my partner who needs to get up at 4am to go to work. This is a residential area and I think it totally inappropriate to allow a venue to open so late three nights a week, or at all.

Yours faithfully

[REDACTED]  
[REDACTED]

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 22 June 2017 19:07  
**To:** Licensing  
**Subject:** New Premises Licence - 41 - 46 Chiswell Street, London EC1Y 4SB

Dear Sirs,

I wish to object to the application for a New Premises Licence in respect of 41 - 46 Chiswell Street submitted by The Brewery on Chiswell Street.

The premises in question are situated in close proximity to a large number of homes, in particular those in Ben Jonson House and Cromwell Tower, Barbican, as well as student accommodation in Sundial Court. The application seeks permission for retail sales of alcohol up to midnight and later, including up to 2.00 am Thursdays to Saturdays inclusive, with Sunday being the only day of 11.00 pm closing.

My objection is on the grounds that this will create a public nuisance as a result of increased noise. Late closing is likely to lead to a significant increase in both pedestrian and vehicular traffic on Chiswell Street at times when local residents should expect reasonable tranquility. Customers leaving the premises are likely to gather outside waiting for cars and cabs. They are unlikely to be quiet whilst doing so. Cars and cabs arriving are likely to slam doors and sound horns. The acoustic environment of the area significantly amplifies voices and traffic noise. The potential for this nuisance is not theoretical. A previous business at this address, Parker McMillan, was subject to a licence review leading to a reduction in hours with the latest opening being midnight on Friday and Saturday.

There should be restrictions on outside drinking. Doors to the premises should be kept shut to ensure that there is no leakage of noise including that of any recorded or live music being played.

Yours faithfully,

[REDACTED]

Sent from my iPad



**Tomashevski, Katie**

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**From:** Williams, John on behalf of Licensing  
**Sent:** 02 August 2017 13:02  
**To:** Tomashevski, Katie  
**Subject:** FW: New Premises Licence - 41 - 46 Chiswell Street - The Brewery

**From:** [REDACTED] (mailto:[REDACTED])  
**Sent:** 31 July 2017 19:05  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** New Premises Licence - 41 - 46 Chiswell Street - The Brewery

Dear Sirs,

I have read the modified application and have the following comments:-

1. The proposed terminal hour for licensable activities is 24:00 on 6 days of the week. This means potential disturbance for neighbouring residents as customers disperse up until 00:30, a time at which they have a reasonable expectation of tranquility. In my view the terminal hour should be 23:00 on Monday to Thursday, and Sunday, with 24:00 being the terminal hour on Friday and Saturday only.
2. The proposed dispersal policies are highly dependent on detailed compliance by the applicant's staff. It is unrealistic to expect them to be closely followed. By way of example the management of the Montcalm Group, which operates premises with which the applicant's main building is linked and which has a close relationship with the applicant, undertook to turn off its noisy kitchen exhaust system on closing its kitchen each night with a triple check procedure. This has not been consistently observed because of its dependence on compliance by individual staff members. Similarly intervention is often required to ensure compliance with agreed codes for construction in The City of London.
3. The proposal that up to 20 customers should be allowed outside to smoke at one time is likely to lead to noise disturbance. This excessive number should be limited to no more than 4 at one time.
4. There is inconsistency in the application concerning live and recorded music. The applicant's solicitor's letter of 24th July indicates that the only form of regulated entertainment will be recorded music. His letter to me of 27th July says that only recorded music will be provided beyond 23:00, the implication being that other forms of music will be supplied before then, and the Vaults Policies document provided refers in 1.1 to 'bands' being informed of noise rules. The proposal that the only form of regulated entertainment will be recorded music is acceptable.
5. The Vaults Policies document refers to coaches being parked outside Curries PC World on Chiswell Street for pick up and drop off. This is likely to lead to late night accumulations of groups of people on Chiswell Street causing disturbance. In addition the parking of coaches here is likely to cause traffic back up and further disturbance if engines are left running.
6. Noise from kitchen extracts should be assessed carefully. There is already disturbance in the vicinity from these so the location and operating noise levels are unwelcome if they exceed general ambient sound particularly after 22:00

The applicant indicates that it is unlikely that the premises will be used 7 days a week. A cap on the number of days they can be used to say 4 would assure neighbouring residents that they will have some days without the prospect of late night disturbance.

Yours faithfully,

[REDACTED]

REP 9

Williams, John

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From: [REDACTED]  
Sent: 23 June 2017 11:25  
To: Licensing  
Subject: Objection to New Premises Licence - 41-46 Chiswell Street, London EC1Y 4SB

Dear Sirs,

I am writing to register an objection to the application submitted by The Brewery on Chiswell Street for a New Premises Licence in respect of 41-46 Chiswell Street.

You will be aware that these premises are very close to a significant number of residential properties, including student accommodation in Sundial Court and two blocks of flats in the Barbican Estate, namely Cromwell Tower and Ben Jonson House. The application requests permission for the retail sale of alcohol up to 2.00 am on Thursdays, Fridays, and Saturdays; up to 1.00 am on Wednesdays; and up to 12 midnight on Mondays and Tuesdays. Only on Sundays would closing time be at the more socially appropriate hour of 11.00 pm. During these late hours there would be 'provision of regulated entertainment', including the playing of recorded music and 'entertainment of a similar nature' (details of which are not given - and this in itself is a source of concern).

I am objecting to this application because the proposed license would result in an increased level of noise amounting to **public nuisance**. Late closing as requested would generate significantly higher levels of pedestrian and vehicular traffic on Chiswell Street just when when local residents need and should expect a reasonable degree of tranquillity. Based on other local patterns (e.g. Jugged Hare on Chiswell and Silk Streets), those leaving the premises in question are bound to gather on the street while waiting for cars and taxis, and they are unlikely to be quiet while waiting. Furthermore, vehicles arriving for them will create additional noise when - as frequently happens already - doors are shut or horns sounded. Given the nature of the architecture in this area, all of this noise is likely to be significantly amplified, again based on experience to date. For these reasons, the potential for **public nuisance** to occur on an ongoing basis is real, not hypothetical. It should be noted that a previous business at this address, Parker McMillan, was subject to a licence review leading to a reduction in hours prior to its eventual closure.

Quite apart for the need to avoid late opening as requested in the application, there should be restrictions on outside drinking if indeed a licence of any kind is granted. In addition, there should be a requirement for doors to the premises to be kept shut to avoid noise leakage, including the sound of any recorded music that is being played or of any 'entertainment of a similar nature'.

Yours faithfully,

[REDACTED]

Sent from my iPad

## **Tomashevski, Katie**

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**From:** Licensing  
**Sent:** 07 August 2017 17:28  
**To:** Tomashevski, Katie  
**Subject:** FW: Objection to New Premises Licence - 41-46 Chiswell Street, London EC1Y 4SB

fya

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**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** 06 August 2017 14:55  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** Objection to New Premises Licence - 41-46 Chiswell Street, London EC1Y 4SB

Dear Sirs,

I have received a letter dated 27 July 2017 from Stephen Thomas, the solicitor representing The Brewery on Chiswell Street. This was accompanied by a 24-page document entitled 'Response to Representations including Modification of Application and Proposal for Further Conditions'; the document includes a three-page letter to the Islington Licensing Team dated 24 July.

I am writing further to my previous correspondence to point out some anomalies and to express concern about them and other issues raised in the documentation. I also wish to register an objection to the modified application.

Although the terminal hour for licensable activities is now proposed to be midnight from Monday to Saturday, with departure reckoned to occur by 00.30, this is still too late to avoid regular noise nuisance to nearby neighbours. At the very most the midnight terminal hour should apply only on Fridays and Saturdays, and certainly not from Monday to Thursday.

In his letter Mr Thomas states that 'only recorded music will be provided beyond 23:00'. The implication of this is that live music may be provided before that time, and that implication is borne out by statements in the Vaults Policies (p. 3) referring to the BTSM 'speak[ing] directly to the bands' where there is entertainment, and to the BTSM being present 'during events with live music'. This conflicts with the statement in Mr Thomas's letter to the Licensing Team of 24 July that the 'only form of regulated entertainment applied for is Recorded music which will terminate at 24.00.' The anomalies between these representations need to be addressed. Obviously the performance of live music would carry even greater risk of noise disturbance to nearby residents such as myself.

With regard to the playing of recorded music, maximum dB levels should be specified as part of the 'sound insulation and noise control measures' referred to under the 'Conditions agreed with Environmental Health'; these should be at such a volume that the music cannot be heard outside the premises even when the doors are open. It is not reassuring to read that neighbours will not be 'unreasonably disturbed by noise of music from the premises'. This suggests that there is scope for what might be called 'reasonable disturbance', when in fact there should be no disturbance at all: the music should not be audible and should not increase normal ambient sound levels. Note in this respect the reference on p. 4 of the Vaults Policies about 'keep[ing] the music going at loud levels'. Note too that the comments in this passage about the sale of drinks at the bar do not square with those made in Mr Thomas's letter to you about the provision of alcohol being 'ancillary to either a sit-down meal or a ... buffet meal with seating supplied'.

The 'Conditions agreed with Environmental Health' refer to a maximum of 20 people being allowed to smoke outside after 22.00. This is far too many: 20 people will create a considerable amount of noise, as borne out by the evidence of nearby establishments such as The Jugged Hare on Chiswell Street. The number of smokers permitted to use the external area should be smaller – e.g. four or five at most.

The Vaults Policies (hereafter 'VP') refer to 'no deliveries of alcohol or collections of waste of bottle bins between 18.00 and 9.00 on any day'. This should be amended to refer to 'no deliveries of any kind'. It is important to ensure that deliveries do not take place during the stated hours, whether of alcohol or other products.

The VP also state that **Door Supervisors** (also referred to as **Security Officers**) will 'patrol outside the premises' whereas elsewhere in the document there is a reference to them remaining 'at their posts'. This needs to be clarified.

If **complaints** are made about noise or other disturbance, the Duty Manager Report is supposed to include the name, telephone number and address of the person complaining. This will involve the collection of too much personal information by a private firm which would have access to details that should be kept confidential. The Licensing Team should consider this carefully when reviewing the application: nearby residents will be reluctant to hand over compromising information about who and where they are to a firm that is causing them disturbance.

It is unrealistic to **expect the Security Officers to vet guests** as indicated on p. 5 of the VP, such that 'only those guests who are leaving towards Beech Street will be allowed' by those officers 'to use the West Exit'. Similarly, the **proposed dispersal policies** require detailed compliance by the applicant's staff at all times and according to complex procedures, and this too is unrealistic.

If coaches are parked on Chiswell Street outside Curries PC World to collect attendees as indicated, then this will result in late-night groups of **people congregating on Chiswell Street**, thus raising local noise levels, in addition to potentially causing **traffic back-up and noise from running engines**. The fact that this would be occurring up to six nights per week under the current proposals is wholly unacceptable.

I would be grateful for your attention to these points when you assess the latest version of the application. Although nearby residents might benefit from some of the improvements that have been proposed, there need to be many further modifications and ameliorations before the requested licence could be appropriately and justifiably approved.

Yours faithfully,



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On Friday, June 23, 2017, 11:25:06 AM GMT+1, [REDACTED] wrote:

Dear Sirs,

I am writing to register an objection to the application submitted by The Brewery on Chiswell Street for a New Premises Licence in respect of 41-46 Chiswell Street.

You will be aware that these premises are very close to a significant number of residential properties, including student accommodation in Sundial Court and two blocks of flats in the Barbican Estate, namely Cromwell Tower and Ben Jonson House. The application requests permission for the retail sale of alcohol up to 2.00 am on Thursdays, Fridays, and Saturdays; up to 1.00 am on Wednesdays; and up to 12 midnight on Mondays and Tuesdays. Only on Sundays would closing time be at the more socially appropriate hour of 11.00 pm. During these late hours there would be 'provision of regulated entertainment', including the playing of recorded music and 'entertainment of a similar nature' (details of which are not given - and this in itself is a source of concern).

I am objecting to this application because the proposed license would result in an increased level of noise amounting to **public nuisance**. Late closing as requested would generate significantly higher levels of pedestrian and vehicular traffic on Chiswell Street just when when local residents need and should expect a reasonable degree of tranquillity. Based on other local patterns (e.g. Jugged Hare on Chiswell and Silk Streets), those leaving the premises in question are bound to gather on the street while waiting for cars and taxis, and they are unlikely to be quiet while waiting. Furthermore, vehicles arriving for them will create additional noise when - as frequently happens already - doors are shut or horns sounded. Given the nature of the architecture in this area, all of

this noise is likely to be significantly amplified, again based on experience to date. For these reasons, the potential for public nuisance to occur on an ongoing basis is real, not hypothetical. It should be noted that a previous business at this address, Parker McMillan, was subject to a licence review leading to a reduction in hours prior to its eventual closure.

Quite apart for the need to avoid late opening as requested in the application, there should be restrictions on outside drinking if indeed a licence of any kind is granted. In addition, there should be a requirement for doors to the premises to be kept shut to avoid noise leakage, including the sound of any recorded music that is being played or of any 'entertainment of a similar nature'.

Yours faithfully,

A solid black rectangular box used to redact the signature of the sender.

Sent from my iPad

REP 10

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 23 June 2017 14:58  
**To:** Licensing  
**Subject:** 41-46 Chiswell Street, Islington, London EC1Y4SB

Dear Sir

I object to the application for a new late-night licence for 41-46 Chiswell Street on the grounds of public nuisance. I live in a residential area close by where noise from customers leaving the venue in the early hours would cause significant disturbance. People leaving on foot can be noisy and there would be increased traffic noise from taxis collecting customers.

Yours faithfully

[REDACTED]

[REDACTED]

REP 11

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 23 June 2017 16:34  
**To:** Licensing  
**Subject:** 41-46 Chiswell Street , Islington, London EC1Y 4SB

**Name :** [REDACTED]  
**Address :** [REDACTED]

My main objection to this application is noise. Our flat overlooks Chiswell Street and we are only a few yards from the proposed premises. We are already regularly woken by drunken people leaving other premises late at night or early in the morning. The noise carries remarkably loudly from street level to the level above the podium . There is also the potential for added noise from extra car and taxi traffic. People do not leave such premises quietly or quickly. This location is completely unsuitable for a late-night licence.

Regards

[REDACTED]

REP 12

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 23 June 2017 19:05  
**To:** Licensing  
**Subject:** 41-46 CHISWELL STREET, ISLINGTON, LONDON EC1Y 4SB

Sir/Madam

My wife and I wish to lodge an objection on the grounds of the prevention of public nuisance, in particular the noise made by customers after leaving the venue. We have lived in this flat for 37 years and in the past we seem to recall 41-46 has been licensed for late drinking (possibly under the name of the Chiswell Street Vaults). We are only 60 yards away and we can assure you from previous experience that at 1.00am customers on leaving all seem to think they are Frank Sinatra. A venue may be well run but after the customers go on to street the venue loses control. The premises were closed after resident's objections.

This is a residential area and we believe entertainment of this kind should be contained in areas on the fringes of the city eg Smithfield, Liverpool Street, Shoreditch etc. We accept that living in the City there is going to be noise and that entertainment must be provided for the work force but 2.00am on a weekday? We don't mind an 11.00pm limit.

Kind regards

[REDACTED]

[REDACTED]



REP 13

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 24 June 2017 12:27  
**To:** Licensing  
**Subject:** 41-46 Chiswell Street, Islington, London EC1Y 4SB

Sir

My name is [REDACTED]

I am writing to oppose very strongly the application for a new late-night licence for 41-46 Chiswell Street on the grounds of public nuisance. The application, if approved, will lead to an increase in very late night/early morning noise from those entering and leaving the premises and from the associated taxis waiting outside. In addition, the pavement there is very narrow so there will inevitably be more noise caused by more traffic in a crowded area.

The residents most affected by this proposal are a mix of elderly and young people, with or without young children. Most go out to work on a daily basis and are surely therefore entitled to a good night's sleep. My opinion is that it is our entitlement to be able to sleep undisturbed.

There must be better places, in areas with very few residential properties, where this late night license could apply.

[REDACTED]

REP 14

**Williams, John**

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** 24 June 2017 14:51  
**To:** Licensing  
**Subject:** Licensing Objection: 41-46 Chiswell Street

Dear Licensing Department,

I am writing to object to the application for a late licence for 41-46 Chiswell Street. I have been unable to submit this online, so am doing so via email instead.

The location of the venue is not suitable for a late licence given its very close proximity to a residential area.

Previous operators of this venue have tried and – in spite of their best efforts – failed to prevent the increase in public nuisance that flows from granting a late licence on these premises.

To be clear: this increase in public nuisance has not been the result of noise coming from within the venue. Instead, it has been the failure of seemingly reasonable mitigation strategies to successfully manage customer behaviour outside the venue, and their dispersal when they leave.

The venue has not operated with a late-night licence for some time, and the reduction in public nuisance has been marked. If this late licence were granted, a series of problems would return.

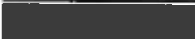
Residents would experience noise through the evening and into the early morning from:

- Any designated smoking or outdoor seating area, and – if crowded – customers congregating instead on the corner of Whitecross Street or Silk Street, much closer to residents' flats
- The steady flow of lively groups of customers leaving the venue, who would inevitably continue to speak at "party" volume
- The large group of noisy customers who vacate the premises when they close. The very narrow pavement outside cannot accommodate large groups, and as customers overflow into the street, there will be obstruction to traffic, with the inevitable car horns and raised voices.
- Those customers who are not ready to go home will move a short distance from the venue, closer – or even into – the residential area, standing around and continuing their lively conversations
- Pre-booked taxis that can't wait outside the venue given the narrow street will instead pick up customers by the corner of Silk Street or Whitecross Street adjacent to the residential area.

That is what will happen in practice, despite mitigation strategies and the best efforts of the licensee, and it is a direct result of granting a late night licence to a venue which attracts hundreds of visitors every night of the week into a predominantly residential area.

I'm sorry to say that the result is misery for nearby residents, who repeatedly have their sleep disturbed.

I am therefore convinced that this particular venue should not be granted a late licence because of the inevitable increase in public nuisance that cannot be adequately mitigated given the close proximity to a residential area.



REP 16

**Williams, John**

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**From:** [REDACTED]  
**Sent:** 25 June 2017 16:39  
**To:** Licensing  
**Subject:** 41-46 Chiswell street licence application

Hello,

I am writing to you with regards to the late night licence application relating to 41-46 Chiswell street (formerly 47 Chiswell street). I am a resident of Benjonson House, Barbican. I live near to the eastern end of the building and I will be directly and negatively affected by a successful application as follows:

The position of the entrance and exit to the premises for which the licence is being applied will result in large numbers of people leaving the building onto Chiswell street in the early hours of the morning causing disturbance to my family while we try to sleep. Shouting and loud disorderly behaviour is my main concern. Idling taxis waiting for people to exit onto Chiswell street are a second major concern. The acoustics created by tall buildings either side of the street are such that sound carries and in fact seems to magnify. I am especially concerned for my child who is 8 years old and who's sleep will be interrupted causing damage to his development at school through loss of sleep. Granting a licence that permits selling of alcohol until 1 or 2 in the morning throughout the week will seriously undermine our quality of life. I write to you in the hope that you will recognise and respond to my objection to this licence application.

My best wishes,

[REDACTED]

-----

[REDACTED]

[REDACTED]

[REDACTED]

REP 17.

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 26 June 2017 13:35  
**To:** Licensing  
**Subject:** The Brewery on Chiswell Street, 41-46 Chiswell Street, Islington, London, EC1Y 4SB

I object to the application in relation to 47 Chiswell Street for the longer opening hours of their venue. I am a neighbour living in the large residential complex very close to the venue.

I object because

1. this will lead to a marked increase in night-time noise as people enter and leave the venue; 2. music noise may escape into the street (as happened previously); 2. people leaving are excitable and likely to create loud noise in the street as they depart; and 3. taxis and cars called by people leaving will also generate noise in double-parking in Chiswell Street, and possibly blocking the street at times.

My name is [REDACTED] Email: [REDACTED]

REP 19

Williams, John

---

From: [REDACTED]  
Sent: 26 June 2017 15:17  
To: Licensing  
Subject: Planning Application 41-46 Chiswell St. WEBSITE NOT WORKING

The website for responding to the application keeps crashing. Please can you note my objection:

I object to the application as it will not be possible for the applicant to control third party noise associated with the premises. We know from previous occupants that people leaving the premises late can often be very rowdy and that traffic congestion along the narrow Chiswell St leads to much honking of horns. It is well established that noise reverberates around the buildings in our locality in unpredictable ways. The premises is right next to a residential tower with children needing sleep before school days and adults needing to be refreshed for work the following day. It is simply not a suitable location for late night activities, which has been amply demonstrated by previous occupants of the premises.

Please can you confirm that this has been registered.

[REDACTED]  
[REDACTED]

REP 20

Williams, John

---

From: [REDACTED]  
Sent: 27 June 2017 10:36  
To: Licensing  
Subject: 41 - 43 Chiswell Street

From:



Dear Sir/Madam

I object to the proposed licence for 41-43 Chiswell Street.

I believe that, were it to be granted, it risks having serious implications for local residents, contrary to the relevant licensing guidelines.

In particular I believe that it would:

- (1) Cause a public nuisance - in particular due to drinking and associated noise, together with noise and disturbance from clients exiting the premises on the local pavements and street street. We already suffer from this from the Jugged Hare and other bars and restaurants in the immediate vicinity. A bar would further exacerbate the problem resulting in distress and inconvenience to local residents, including children, and inappropriate use of police and local authority time in responding to complaints and concerns. The aggregated effect of yet another bar should also, I would suggest, be considered.
- (2) Risk public safety - those outside the Jugged Hare already regularly block the footpath, requiring pedestrians to cross the road on occasion. The same would likely occur if this application were granted. That would be inappropriate and contrary to policy in its own right and all the more so when looked at in the round with the existing outside drinking at the Jugged Hare.
- (3) Encourage crime and disorder - we already have more than enough drinking venues in a small area. I believe that another risks encouraging alcohol related crime and/or disorder.

I also note the existence of the Council's Cumulative Impact Policy. I am unaware as to whether or not the area around Chiswell Street falls under this policy. If so please note my objection takes the policy into account. If not, please note that I believe that the principles underlying the policy may be relevant and would respectfully request that the decision makers take this into account.

Please acknowledge receipt.

Yours faithfully



Please consider the environment before printing this email

---





REP 21.

Williams, John

---

From: [REDACTED]  
Sent: 27 June 2017 10:42  
To: Licensing  
Subject: Late night licence 41 - 46 Chiswell Street

I would like to object to the application for a late night licence at 41 - 46 Chiswell Street .

My main concern is that the pavement arrangement is already awkward and dangerous for pedestrians and is not able to safely accommodate yet more people and vehicles.

Also, from past experience when the venue has been used, many guests, having had a good evening, are not capable of leaving quietly, however hard they try to. The premises in question are close to many flats, the occupants of which would be disturbed as a result.

[REDACTED]  
Local Resident  
[REDACTED]

Sent from my iPad

**Tomashevski, Katie**

---

**From:** Hughes, Alexandra on behalf of Licensing  
**Sent:** 01 August 2017 13:51  
**To:** Tomashevski, Katie  
**Cc:** Williams, John  
**Subject:** FW: Late night licence 41 - 46 Chiswell Street

Hi Katie,

FYI. This person would like their objection to still be counted.

Thanks

---

**From:** [redacted] [mailto:[redacted]]  
**Sent:** 01 August 2017 12:30  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** Fwd: Late night licence 41 - 46 Chiswell Street

I, like other objectors, have received a letter from Stephen Thomas informing me of how the application has now been modified, and how the premises would be managed if the licence was granted.

I am not sure that my main concern has been addressed. The roads and pavements outside the venue are already congested. Taxis and other vehicles dropping of guests can block what is a narrow road and make it difficult to navigate as a pedestrian, particularly on the northern pavement, which is not clearly delineated. The problem tends to be worse when an event is on, due to the increase in volume of vehicles and the increased number of guests who frequently gather on the pavement outside the Jugged Hare beforehand, making use of that pavement and the bus stop difficult. Traffic, including buses, is delayed, and cyclists are obviously also caught up in the congestion.

The letter does not make clear whether the granting of the licence would result in an increase in the number of guests, or just mean a different way of using premises which are in fact already used to capacity, and would not result in any increase. If the later, so be it. If the former, my objection still stands.

[redacted]

Sent from my iPad

Begin forwarded message:

**From:** [redacted]  
**Date:** 27 June 2017 at 10:42:16 BST  
**To:** [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)  
**Subject:** Late night licence 41 - 46 Chiswell Street

I would like to object to the application for a late night licence at 41 - 46 Chiswell Street .

My main concern is that the pavement arrangement is already awkward and dangerous for pedestrians and is not able to safely accommodate yet more people and vehicles.

Also, from past experience when the venue has been used, many guests, having had a good evening, are not capable of leaving quietly, however hard they try to. The premises in question are close to many flats, the occupants of which would be disturbed as a result.

[REDACTED]

Local Resident

[REDACTED]

Sent from my iPad

REF 22.

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 27 June 2017 14:31  
**To:** Licensing  
**Cc:** [REDACTED]  
**Subject:** The Brewery on Chiswell Street, 41-46 Chiswell Street, Islington, London, EC1Y 4SB

27 June 2017

LB Islington Licensing Committee

**Objection to premises licence application for 41-46 Chiswell Street made by The Brewery**

I write in my capacity as an elected Ward Member (Alderman) for the Ward of Cripplegate in the City of London. In a representative capacity I believe that my representation is relevant to the decision of your Committee on this Application, although my Barbican home is not in the immediate vicinity of the premises to which the Application relates.

The concern I wish to express relates to the Licensing Objective of the prevention of public nuisance. I believe that other objectors have described the history of the premises when under different management, and the issues regarding noise issues that have arisen in the past.

I of course appreciate that each Application needs to be considered afresh and on its merits. However, the past history does show that the location is very close to residents of my Ward, principally Cromwell Tower and Ben Jonson House, both at the Barbican.

The area of my concern relates to the management of large pre-booked organised groups, the business model envisaged by the Applicant. When they leave the premises (either to leave for home, or temporarily to smoke or to take in fresh air before returning to the premises) it is entirely foreseeable that large groups of people in party mood will congregate outside the entrance to the premises. In this location sound travels upwards very easily due to the funnelling effect of the surrounding large buildings, including the adjacent residential Barbican buildings.

I have not seen any proposals from the Applicant for managing the issues of congregation around the entrance or departure of large groups either independently or via pre-booked coaches or other transport. The space outside in Chiswell St is constrained and there is no room for parking of large vehicles - which can themselves be noisy. This is a clear flaw in the Application.

I am also concerned that the combination of large potentially intoxicated crowds which may have been slightly "deafened" by loud music underground will not only foreseeably constitute a noise nuisance but that there may be a real risk of a road accident and injury. Between potentially erratic and unstable party goers at the end of an evening drinking and a narrow and busy road with poor sight lines and in the dark due with parked vehicles (serving also the main Brewery/Montcalm operation opposite on the South side of Chiswell St) the proposal is a series of accidents waiting to happen. This scenario does not appear to have occurred to the Applicant, but is a real fear.

While the noise nuisance issue can be addressed by significantly reducing the terminal hours for the proposed Monday - Saturday operation, the safety issue exists regardless of terminal hour. All one can hope is that an earlier terminal hour may reduce the prospect of excess inebriation next door to a busy road, a narrow pavement, and so on.

Para 25 of the Licensing Policy notes:

*The area has seen a significant increase in late night licensed premises over the last 10 years and the expected growth in this sector needs to be carefully managed to avoid conflict with residents.*

Licensing Policy 8 does not cover explicitly the business of the Brewery which is conferences, corporate dinners, weddings and parties. However the new venue is clearly not a nightclub. 'Favourable consideration' under policy 8 should thus only be given to closing times of 11pm Sunday to Thursday and midnight Friday and Saturday. The policy goes on (para 61):

*Applicants for premises licences falling outside the above hours are expected to fully explain in their operating schedule the arrangements that they will put in place to ensure that the premises doesn't add to the cumulative impact. Operating schedules with insufficient detail are more likely to be refused, attract limitations in hours, or have conditions imposed on them by the Licensing Authority.*

Licensing Policy 21 says:

*An application for a new late night premises licence or variation application will not normally be granted unless a proposed dispersal policy is included in the operating schedule.*

The main problem is the noise made by customers when they leave. If residents are regularly woken up in the early hours of the morning, it will breach licensing policy 18:

*The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises, particularly when late hours have been sought. Where relevant representations are received, the Licensing Authority will impose appropriate restrictions or controls on the licence to support the prevention of undue noise disturbance from licensed premises.*

I am sure that residents with practical experience of living overlooking the Brewery site will have communicated better than I can the practical issues and the resident perspective on noise nuisance. I believe the concerns are reasonable and substantiated and I have seen no credible information from the Applicant to allay those concerns.

I would be most grateful to receive in due course a notification to this email address (or alternatively to [REDACTED]) of the decision made on the Application.

Best wishes,

[REDACTED]

REF 23

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 27 June 2017 16:57  
**To:** Licensing  
**Subject:** 41-46 Chiswell OBJECTION

Hello,

I object to the provision of a late license at 41-46 Chiswell St. on the grounds that it will create a public nuisance and endanger public safety. Such late-night activities in a built-up residential area will invariably be accompanied by late-night noise as patrons leave the premises and seek transportation. Taxis and private-hire cars can block the roadways and/or pedestrian access, forcing pedestrians into the road.

As a local resident, I ask you to reject the application on these grounds.

Thank you,

[REDACTED]

REF 24

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 27 June 2017 17:55  
**To:** Licensing  
**Subject:** Re: 41-46 Chiswell Street

---

**From:** Williams, John <John.Williams@islington.gov.uk> on behalf of Licensing <Licensing@islington.gov.uk>  
**Sent:** 27 June 2017 16:33  
**To:** [REDACTED]  
**Subject:** RE: 41-46 Chiswell Street

Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

Regards

John Williams  
Licensing Support Officer  
Public Protection  
222 Upper Street  
London  
N1 1XR  
Tel: 020 7527 3803  
Fax: 020 7527 3430  
Email: john.williams@islington.gov.uk  
Website: [www.islington.gov.uk](http://www.islington.gov.uk)

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** 25 June 2017 18:38  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** 41-46 Chiswell Street

Dear Sirs,

I must register my concerns over the planned revision of the late night licence for this building. We are a residential area of the city and whilst we knew the footfall patterns of city life in the day, before buying our home, we enjoyed the serenity of the city, after the business day. The prospect of a shrieking, screaming, pulsating nightlife going on outside our windows, is really an anathema and at odds with the local amenities that we looked for, before buying into the area.

The building in Chiswell Street sits close to a cross road junction, We can envisage a line up of taxis waiting for their fares in a very restricted space with engines running as they clamber for space. Clearly the licensees are looking to improve their income, this has been done with no thought to the feelings of the indigenous population. May I suggest that the licensees extend their business to the area where they

reside and where perhaps they share with their prospective customers, a similar vision of a 'good night out.' so leaving us to our evening recreations to the carefully researched events that we expected before moving here.

Thank you,

██████████

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REP25

**Williams, John**

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**From:** [REDACTED] <[REDACTED]>  
**Sent:** 27 June 2017 18:41  
**To:** Licensing  
**Subject:** RE: Late Night Licence - 41-46 Chiswell Street

Hi my flat [REDACTED] Also I understand that people may not leave the club until 2.30 some nights which means the noise could continue until perhaps 3.00 am! Not good for residents who need to get up early to go to work.

---

On 27 Jun 2017 5:52 p.m., Licensing <Licensing@islington.gov.uk> wrote:

Please provide your full residential address (Flat no.) if you wish your email to be accepted as a representation against this email.

Regards

John Williams

Licensing Support Officer

Public Protection

222 Upper Street

London

N1 1XR

Tel: 020 7527 3803

Fax: 020 7527 3430

Email: john.williams@islington.gov.uk

Website: [www.islington.gov.uk](http://www.islington.gov.uk)

---

**From:** [REDACTED] {mailto:[REDACTED]}  
**Sent:** 26 June 2017 16:03  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** Late Night Licence - 41-46 Chiswell Street

I have tried to submit an application using the website but keep encountering error messages. I therefore submit my objections as below. PLEASE ACKNOWLEDGE SAFE RECEIPT. I am concerned that other objectors may have similar problems and their representations may not be received for consideration.

## **Licence Registers Details**

- **Licence for**The Brewery on Chiswell Street, 41-46 Chiswell Street, Islington, London, EC1Y 4SB
- **Applicant**Mr Stephen Thomas
- **Licence Type**Premises Licence
- **Application Date**30th May 2017
- **Representations By**27th June 2017
- **Status**New Waiting Issue

## **Summary**

I strongly object to application on basis of previous noise and unruly behaviour

Noise disturbance increases as it rises particularly at night when everywhere is quieter

Noise created by people coming to or leaving a venue where they have had to shout to make themselves heard

Noise levels rise when people have consumed alcohol. Discarded glasses smash and can present a danger

There are several families with young children and elderly people who wants undisturbed nights

People don't immediately leave the locality they stand around chatting, smoking and finishing their drinks

Increased late night traffic

At present Barbican is a safe area I fear this will be altered by this proposal

The police are already over-stretched the application if not rejected will add to that burden and take them from more important work. I strongly urge you to reject this proposal.

## **Expanded version of objection**

I strongly object to the application for 41-46 Chiswell Street. We have experienced problems with this venue previously caused by noise and unruly behaviour.. Most local residents live above street level and

noise seems to increase as it rises it is very intrusive, during the day it is not so noticeable but at night time when other noise subsides more annoying. Low base notes of music can be aggravating but more so is noise created by people coming to or leaving a venue where they have had to shout to make themselves heard and noise levels rise when people have consumed alcohol. The Barbican has several young children living here but it is not just people with young families that want to have a restful and hopefully peaceful night. 11.00 on Sundays is far too late, in fact as the rest of the City is so quiet it is even more intrusive and should be a time when people can relax before the busy week ahead. Midnight on Monday and Tuesdays is too late as that will not be the time the noise ceases, people leaving the Club will almost certainly stay outside, chatting loudly and possibly finishing their drinks which have been smuggled out. I often find discarded glasses along the pavement - dangerous if they get smashed to cyclists and pedestrians and possibly car tyres. I could not believe that they are seeking to have a licence that allows them to sell alcohol and provide music up until 1.00 a.m. and 2.00 a.m. on Thursdays, Fridays and Saturdays that is extremely alarming. People don't just go to one venue and stay the night they move around between venues, generally noisily as they have had to adjust the volume of their communications to cope with the deafening noise inside. The application should be refused on the basis of the noise and deleterious effect it will have on the whole neighbourhood. At present the Barbican seems a very safe place for families to live rejecting this proposal will help to maintain that. The other consideration is policing, at present we need to enable the police to concentrate on keeping the City safe, they already say their resources are stretched. Proposals such as these will increase the burden on the police and may take them away from more important work. I strongly urge you to reject this proposal.

Many thanks for your consideration of my objections.

[REDACTED]

This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.

REF 26

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 27 June 2017 20:50  
**To:** Licensing  
**Cc:** Williams, John  
**Subject:** Re: The Brewery - Chiswell Street OBJECTION

As requested my full address is:

[REDACTED]

Regards,

[REDACTED]

Sent from Samsung tablet.

----- Original message -----

**From:** Licensing <Licensing@islington.gov.uk>  
**Date:** 27/06/2017 17:51 (GMT+00:00)  
**To:** [REDACTED]  
**Subject:** RE: The Brewery - Chiswell Street OBJECTION

Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

Regards

John Williams  
Licensing Support Officer  
Public Protection  
222 Upper Street  
London  
N1 1XR  
Tel: 020 7527 3803  
Fax: 020 7527 3430  
Email: john.williams@islington.gov.uk  
Website: [www.islington.gov.uk](http://www.islington.gov.uk)

---

**From:** [REDACTED] (mailto:[REDACTED])  
**Sent:** 26 June 2017 16:38  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** The Brewery - Chiswell Street OBJECTION

Dear Sir,

Page 92

**I've noticed the planning application submitted by The Brewery.**

**Please reject this application.**

**The previous occupant had late night opening on Saturdays and I was woken up every Sunday morning at 2:30am or 3am whilst the departing customers sorted out taxis home, said their goodbyes etc. This would take an hour to calm down.**

**I think people underestimate just how far and how clearly noise travels in the evenings. The noise within the building wasn't an issue but once the clientele tip out onto the street after a few drinks etc it is very disturbing and very unfair on the residents. On the application the earliest time the premises would close is 23:00 (sunday). During the week the closing hours are midnight to as late as 2am. The result? Seven nights disturbed sleep.**

**This application disregards the quality of life of the local population.**

**It will create another element to monitor & police for an already overstretched service.**

**It will encourage more inebriated individuals onto and around the Barbican estate, which benefits nobody.**

**Sent from Samsung tablet.**

**This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.**

REP 27

Williams, John

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From: [REDACTED] <[REDACTED]>  
Sent: 27 June 2017 21:42  
To: Licensing  
Subject: 41-46 Chiswell Street, Islington, London EC1Y 4SB

Dear Sir/Madam

I have tried to send my objections to this licensing application using your website, but received an error message saying that the message for some reason could not be sent.

I am therefore copying the text of the message to this email, as follows:

.....

I am a Barbican resident living at the eastern end of Ben Jonson House, within 100 yards of 41-46 Chiswell Street. I am extremely concerned at the proposed new licensing hours for these premises.

If adopted, I fear they will cause late-night noise nuisance from: patrons arriving and leaving the premises; drinkers standing outside on the very narrow pavement area; taxis dropping off and collecting visitors; hold-ups and traffic jams in the street outside accompanied by hooting horns and vocal disputes; intrusive noise from live and recorded music played at the premises.

The area contains a large residential population at the Barbican Estate and in the adjoining student residences of the Guildhall School of Music and Drama. In my view these proposals are entirely unsuitable for the area and will inevitably disrupt the quiet and privacy required by local residents living close by.

.....

My home address and email address are:

[REDACTED]

[REDACTED]

My representation type is Neighbour (Resident)

Yours faithfully

[REDACTED]

REP 28

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 27 June 2017 22:41  
**To:** Licensing  
**Subject:** 41-46 Chiswell Street OBJECTION

Hello,

I wish to register my strong object to the provision of a late license at 41-46 Chiswell St.

Previously these premises held a late licence, and this personally caused me extreme disturbance and distress on numerous occasions.

This new proposal contains inevitable potential for disturbances, particularly caused by noisy patrons leaving the premises via White Cross Street, which my flat overlooks, in the early hours of the morning.

Furthermore, taxis will inevitably add to the nuisance by parking and idling in the bays in Whitecross street, collecting passengers in the early hours in Whitecross Street, honking horns and generally causing noise and nuisance to attract attention in Chiswell St and Whitecross Street.

Furthermore, there is a risk and nuisance to public safety as there is no footpath in front of the premises, again this area is often blocked by waiting taxis. This forces pedestrians onto the roadway. This already occurs frequently when there are events at the "Brewery"

The proprietors currently seem unable to manage the crowds attending these events and scarcely able to adhere to their licensing agreement, particularly in regard to late night noise and outside drinking at the "Jugged Hare"

Therefore I object in the strongest possible terms to the proposal on the grounds of noise, nuisance and risk to public safety in what is a residential area.

Thank you,

[REDACTED]

REF 29

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 27 June 2017 23:37  
**To:** Licensing  
**Subject:** 41-46 Chiswell Street, Islington, London EC1Y 4SB

Dear Sir or Madam

I received an error message when trying to register an objection to the current application concerning the above property so I apologise if this is a repeat of that.

I am [REDACTED] My wife is the leaseholder.

We both object to the application on the following grounds.

This is an inappropriate proposal and I object to it. This is primarily because previous experience of this sort of use of the site showed that:

1. People congregated on the narrow pavements during, and particularly after, the proposed opening hours and that caused congestion leading to danger to people having to step into the road and so risk being hit by cars and bikes. This will happen again.
2. The noise especially from people waiting for transport after the proposed opening hours caused disruption to the peace of the area late at night. Again I see nothing that would prevent a repeat.

The latter point was exacerbated by the noise generated from the taxis waiting for customers from the premises who honked their horns and caused noise well into the small hours of the night.

In summary this is going to cause danger to pedestrians and noise well into the night that is going to be disruptive to families and their sleep.

Thank you and regards

[REDACTED]



REP 30

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 28 June 2017 06:39  
**To:** Licensing  
**Subject:** RE: 41-46 chiswell street, islington, london ec1y 4sb

Apologies, my full residential address [REDACTED]  
thank you  
[REDACTED]

---

On 27 Jun 2017 17:21, "Licensing" <[Licensing@islington.gov.uk](mailto:Licensing@islington.gov.uk)> wrote:

Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

Regards

John Williams

Licensing Support Officer

Public Protection

222 Upper Street

London

N1 1XR

Tel: 020 7527 3803

Fax: 020 7527 3430

Email: [john.williams@islington.gov.uk](mailto:john.williams@islington.gov.uk)

Website: [www.islington.gov.uk](http://www.islington.gov.uk)

---

**From:** [REDACTED] (mailto:[REDACTED])  
**Sent:** 25 June 2017 07:30  
**To:** Licensing <[Licensing@islington.gov.uk](mailto:Licensing@islington.gov.uk)>  
**Subject:** 41-46 chiswell street, islington, london ec1y 4sb

I want to object to the application to the new late night licence at these premises. I'm not sure if the council is aware but the block I live in is very close. The noise from the Jugged Hair is already so loud that i cannot open my windows on hot evenings and this extension will make things worse. The public nuisance includes very loud noise throughout the evening and by customers as they leave. I work 8.30 to 5pm in the NHS and would be so grateful if at last the council could take into account the quality of life of residents who want to be able to open their windows after work and do not have the luxury of drinking until the early hours of the morning but who have to get up early for work.

██████████

This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.

REP 31

Williams, John

---

From: [REDACTED]  
Sent: 28 June 2017 09:25  
To: Licensing  
Subject: Re: Objection to Chiswell St licensing application

Dear John

My address is  
[REDACTED]

Many thanks  
[REDACTED]

> On 27 Jun 2017, at 17:44, Licensing <Licensing@islington.gov.uk> wrote:

>

> Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

>

> Regards

>

> John Williams

> Licensing Support Officer

> Public Protection

> 222 Upper Street

> London

> N1 1XR

> Tel: 020 7527 3803

> Fax: 020 7527 3430

> Email: john.williams@islington.gov.uk

> Website: [www.islington.gov.uk](http://www.islington.gov.uk)

>

>

>

> -----Original Message-----

> From: [REDACTED] [mailto:[REDACTED]]

> Sent: 26 June 2017 13:42

> To: Licensing <Licensing@islington.gov.uk>

> Subject: Objection to Chiswell St licensing application

>

> To whom it may concern

>

> OBJECTION TO LICENCING PROPOSALS

> The Brewery on Chiswell Street

> 41-46 Chiswell St

> Islington, EC1Y 4SB

>

> I would like to register my objection to this proposal. I am particularly concerned over the opening hours

until 2.30 am at the weekend and the potential for loud music, crowds and noise and disruption to the neighbourhood I live in Ben Jonson House, and really feel for my neighbours who live close to the east end of the block, who are going to be really disturbed at the weekend We all appreciate we live in the middle of the city and need to expect some noise and disruption but 2am is really far too late

>

> Yours sincerely

> [REDACTED]

>

>

>

> This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.

>

Williams, John

---

From: [REDACTED] <[REDACTED]>  
Sent: 28 June 2017 11:41  
To: Licensing  
Subject: Re: Chiswell Street Brewery, 41-46 Chiswell Street

It's [REDACTED]

> On 28 Jun 2017, at 11:15, Licensing <Licensing@islington.gov.uk> wrote:

>  
> Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

>  
> Regards

>  
> John Williams  
> Licensing Support Officer  
> Public Protection  
> 222 Upper Street  
> London  
> N1 1XR  
> Tel: 020 7527 3803  
> Fax: 020 7527 3430  
> Email: john.williams@islington.gov.uk  
> Website: [www.islington.gov.uk](http://www.islington.gov.uk)

> -----Original Message-----

> From: [REDACTED] (mailto:[REDACTED])  
> Sent: 28 June 2017 09:37  
> To: Licensing <Licensing@islington.gov.uk>  
> Subject: Chiswell Street Brewery, 41-46 Chiswell Street

> I am a resident of Ben Jonson House, EC2Y 8NH.

>  
> I understand that there is a current application to serve alcohol and play music after midnight at these premises.

> We already suffer from street noise, particularly around Christmas and on summer evenings. My specific objection is that 0100 and 0200 is just too late for there to be noise from these premise. We have to get up and work and cannot still be lying awake past midnight wishing for some peace and quiet.

>  
> I spent 10 minutes searching your website trying to find the actual application without success hence this email, as many of the pages link to Page Not Found.

> Regards,

> [REDACTED]  
>

REP 34

**Williams, John**

---

**From:** [REDACTED] <[REDACTED]>  
**Sent:** 28 June 2017 15:46  
**To:** Licensing  
**Subject:** RE: 41-46 Chiwell Street, Islington, London, EC1Y 4SB

Sorry, yes, my address is [REDACTED]

Sent from Yahoo Mail on Android

On Wed, 28 Jun 2017 at 10:48, Licensing  
<Licensing@islington.gov.uk> wrote:

Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

Regards

John Williams

Licensing Support Officer

Public Protection

222 Upper Street

London

N1 1XR

Tel: 020 7527 3803

Fax: 020 7527 3430

Email: john.williams@islington.gov.uk

Website: [www.islington.gov.uk](http://www.islington.gov.uk)

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** 27 June 2017 18:14  
**To:** Licensing <Licensing@islington.gov.uk>  
**Subject:** 41-46 Chiwell Street, Islington, London, EC1Y 4SB

Dear Licence Evaluators,


Regarding 41-46 Chiswell Street, Islington, Lon. EC1Y4SB

I am a Barbican resident in Ben Jonson House, adjacent to the proposed location and I am emailing you because the online system doesn't seem to be working.

I would like to say that I object to the Licence application being granted on the basis that there will be more noise in the evenings, late into the night, from any outdoor seating, drinking or smoking and additionally noise from customers leaving late at night. There's also a much higher risk of drunk and disorderly conduct late at night in and around the Barbican Estate making it less safe for the public and residents. That location is already a noisy area, often late at night and I object to an increase in that condition. Surrounding it is a significantly residential and business area and the Licencing would likely increase crime and disorder and public nuisance due to more drunkenness. There are also frequently people loitering around that area and on the Barbican Estate smoking drugs and I don't want any increase in that which this licence could likely bring.

I hope you consider my objections.

Sincerely,

  
This e-mail is intended for the addressee only. If you have received it in error, please contact the sender and delete the material from your computer. Please be aware that information in this email may be confidential, legally privileged and/or copyright protected.

[REDACTED]

To: London Borough of Islington Licensing Team  
Islington Council,  
3rd Floor,  
222 Upper St London N1 1XR

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

28<sup>th</sup> June 2017

Dear Sirs,

**Objection to Premises Licence Application for 41-46 Chiswell Street made by The Brewery**

Our flat is on the 30<sup>th</sup> Floor of Cromwell Tower, which is above the main Brewery building and also 41-46 Chiswell Street. On two of the three sides of the tower, residents living rooms and bedrooms overlook the premises on 41-46 Chiswell Street.

We object to this application because of the following:

- Previous licensed operations on this site have caused a great nuisance to residents. It has not been possible to arrange dispersal of patrons away from the premises without causing noise especially at closing time. The entrances and exits are onto a narrow, busy street. Noise reverberates off of the surrounding buildings, and causes disturbance to local residents.
- Even with security, it is not possible to prevent rowdy customers leaving the premises.
- Not all customers will follow instructions to order a cab from inside the building. Many will still walk to the tube or disperse along any one of the five roads close by, most of which will be outside people's homes.
- For many years there was a problem with noise from people leaving the Brewery main site (especially under previous operators). The current management have now managed to get a generally good system in place, but it took a long time and much trial and error (and local consultation) to perfect this. The 41-46 Chiswell Street site, is far more difficult to control, and even if a good system of dispersal is found; it could be months or years of nuisance while different trials are used.
- Chiswell Street is often congested at night, mainly due to taxis and mini-cabs picking up, dropping off and turning. There is already a great deal of noise from car horns late at night. Any new system of pick up that is implemented, will impact on the already busy street.
- The area outside the entrance and exit of the premises, is slightly set back from the road. There are several bars, a hotel and the student halls of residence close by. It is a natural place for people to congregate and either wait, smoke or just talk. Even a small number can cause a considerable noise nuisance. The addition of customers from this premise will add to the disturbance to local residents. It will not be possible to stop people from gathering here.
- We are concerned to know where people will go to smoke. Any outside area is liable to create further noise.
- We understand that the venue will hold 200 customers. Even if most leave before the end; it will not be possible to ensure all of the remaining party goers leave quietly in the early hours, having spent a long time enjoying drinking, eating and dancing.



- Even with the best run establishments, there will be instances of rowdy drunken behaviour, from time to time. Because of the limitations of the site, there is nowhere to contain people or to remove offenders, other than on to the street.
- There are many children living in the flats close by. My son has often complained that he cannot sleep because people are shouting in the street. There are already around 8 licenced establishments directly opposite Cromwell Tower, some have late licences. Any additional noise, which will be inevitable from this application, will cause us even more disturbance.

We feel that the site has been proved inappropriate as a licenced premises and for these reasons listed, we object to the application.

Yours faithfully,

A black rectangular box redacting the signature of the person who wrote the letter.

RBP 37

**Williams, John**

---

**From:** [REDACTED]  
**Sent:** 29 June 2017 15:57  
**To:** Licensing  
**Subject:** Re: 41-46 Chiswell Street, Islington, London EC1Y 4SB

- apologies was misinformed - my address is as follows -

[REDACTED]

---

On Thu, Jun 29, 2017 at 11:14 AM, Licensing <[Licensing@islington.gov.uk](mailto:Licensing@islington.gov.uk)> wrote:

Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

Regards

John Williams

Licensing Support Officer

Public Protection

222 Upper Street

London

N1 1XR

Tel: 020 7527 3803

Fax: 020 7527 3430

Email: [john.williams@islington.gov.uk](mailto:john.williams@islington.gov.uk)

Website: [www.islington.gov.uk](http://www.islington.gov.uk)

---

**From:** [REDACTED] [mailto:[REDACTED]]  
**Sent:** 28 June 2017 11:56  
**To:** Licensing <[Licensing@islington.gov.uk](mailto:Licensing@islington.gov.uk)>  
**Subject:** 41-46 Chiswell Street, Islington, London EC1Y 4SB

I would like to object to the current application for a late licence at the above address on 3 accounts -

**1. Public nuisance**

There has been public nuisance in the past here and I have no reason to believe it wouldn't happen again. There was a late licence at the weekend before and for about 45 minutes after closing time music from car systems and general partying would continue in the street. This became such a nuisance that it was, with the help of Islington Council I believe, closed.

**2. Public Safety**

This area of Chiswell Street is very narrow and already there is a problem with traffic especially with the Brewery and the pub the Jugged Hare directly opposite.

On past experience the road at closing time has been used as an extension of the pavement to continue partying.

Already the mix of traffic and 'revellers' can result in angry exchanges and horn blowing as cars get stuck in the sea of people at certain times. There have been accidents in the area.

**2. Crime and Disorder**

With the previous late bar/club there was I believe a police raid with dogs.

There is also currently an increase in crime of thieves on motorbikes in the area. This is likely to increase with vulnerable drinkers leaving in the early hours of the morning.

Thank you

[REDACTED]

From: Chair Speed House  
Sent: 09 July 2017 12:04  
To: Licensing <Licensing@islington.gov.uk>  
Subject: Re: OBJECTION to application for a premises licence at 41-46 Chiswell Street EC1  
Dear John  
Just back from vacation to find your email. My address is

  
Chair, Speed House

---

From: Williams, John <John.Williams@islington.gov.uk> on behalf of Licensing  
<Licensing@islington.gov.uk>  
Sent: 27 June 2017 09:36:10  
To: Chair Speed House  
Subject: RE: OBJECTION to application for a premises licence at 41-46 Chiswell Street EC1  
Please provide your full residential address if you wish your email to be accepted as a representation against this licence application.

Regards

John Williams  
Licensing Support Officer  
Public Protection  
222 Upper Street  
London  
N1 1XR  
Tel: 020 7527 3803  
Fax: 020 7527 3430  
Email: john.williams@islington.gov.uk  
Website: www.islington.gov.uk

From: Chair Speed House  
Sent: 26 June 2017 11:34  
To: Licensing <Licensing@islington.gov.uk>  
Subject: OBJECTION to application for a premises licence at 41-46 Chiswell Street EC1  
Re The Brewery on Chiswell Street, 41-46 Chiswell Street, Islington, London, EC1Y 4SB  
I write to object to the above application as this building is close to a densely populated residential area, the Barbican.  
Residential amenity will be impaired by this proposal because - and this is known from the prior licence - of the noise made by customers leaving the venue late after a 'good night out' and car horns honking because of double-parked minicabs along Chiswell Street which is a narrow road.  
Please reject this proposal.  
Best regards

  
Chair, Speed House

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

1. For any event held at the premises after 19:00 substantial food will be provided and the provision of alcohol will be ancillary to either a sit down meal or a two or three course buffet meal with seating supplied. Licensable activities will only be provided in respect of pre-booked corporate events.
2. Food and non-intoxicating beverages, including drinking water, shall be available in all parts of the premises where alcohol is sold or supplied for consumption "on" the premises prior to 19.00
3. Licensable activities will only be provided in respect of pre-booked corporate events. For the purpose of this licence the corporate event does not include birthday parties or wedding receptions which will not take place at these premises. A corporate event will be limited to functions booked only by a company for its customers and/or its staff. Examples of the type of activity that will take place at the premises are a dinner dance, award ceremony, charity ball, corporate presentation dinner, exhibitions and conferences.
4. Drinks will be priced to encourage the sale of soft drinks. Alcohol drinks will be priced in alignment with their ABV and non-alcoholic drinks will therefore be cheaper than alcoholic drinks. Water will be available throughout the evening and frequently replenished free of charge.
5. From Monday to Saturday licensable activities cease by 24:00 with everyone out by 00:30. It is not the intention for the premises to open on New Year's Eve.
6. The premises licence be limited to the applicant so that there can be no transfer of the licence to a third party. The applicant would propose the following condition:
7. The Premises Licence will terminate in the event that the Applicant ceases to be the Premises Licence Holder.
8. The Applicant together with its Operator has an established good track record for running premises of this type. They were awarded the City of London Safety Thirst Award and certified to ISO 20121, and has a silver Investor in People Certification. It is committed to promoting good practice and operating its premises in a responsible way to reduce alcohol related crime and disorder, to provide a safer environment for customers and to minimise problems for those who live or work nearby. The Applicant will arrange for ISO accreditation of its policies.
9. The Applicant supports the Islington Licensees Charter and will apply for this. The Applicant will operate the premises in accordance with the City of London Safety Thirst scheme.
10. Where door supervisors are employed at the premises a register shall be maintained in which the name, SIA registration number and signature of all door supervisors employed shall be entered on a daily basis. Each entry must be verified by the signature of the manager or such other person authorised by the management to do so. The register shall be available for inspection by the Licensing Officer of the Police or Licensing Team.
11. A closing down policy dispersal policy and taxi policy will be prepared to ensure there is no breach of this objective. This will include a phased dispersal of patrons from the premises into the commercial area away from any residential areas.
12. " Please Leave Quietly" notices will be placed in relevant areas of the premises.
13. An attendant shall be on duty in the cloakroom during the whole time that the premises are open.
14. The Licensable activities are confined to the interior of the building.
15. A mobile signal will be arranged within the site so that people who wish to contact people by telephone can do so without leaving the premises.
16. The smoking area will be as defined in the noise policy agreed with environmental health.
17. A dedicated licence to taxis/mini cab service shall be available within the premises for customer's use.
18. Bottling out from the premises is prohibited between 20:00 to 09:00 on any day.

19. Noise and/or odour from any flue used for the dispersal of cooking smells served in the building shall not cause nuisance to the occupants of any properties in the vicinity.
20. A dedicated external smoking area shall be set out by the licensee. After 22:00 this area shall be supervised and numbers permitted outside to smoke shall be limited to a maximum of 20 people.
21. In the event of a noise complaint substantiated by an authorised officer the licensee shall take appropriate measures in order to prevent a new occurrence.
22. On any day where there is an event or function, the licensee shall provide at least two door supervisors from 21:00 until 30 minutes after closing, registered with a security industry authority, to patrol outside the premises to minimise the impact of patrons arriving and/or departing between the opening hour and half an hour after closing.
23. The licensee shall devise a noise management plan that shall be provided to the licensing team. The noise management plan will include details of a closing down plan and dispersal policy.
24. The noise management plan will be reviewed on an annual basis and a signed and dated copy will be provided to the licensing team.
25. A copy of the noise management plan will be kept on the premises and will be provided for inspection by authorised officers on request.
26. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme

**Suggested conditions of approval suggested by the Police (agreed)**

27. CCTV shall be installed, operated and maintained, at all times that the premises is open for licensable activities, so as to comply with the following criteria:
  - a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request;
  - b. The Police must be informed if the system will not be operating for longer than one day of business for any reason;
  - c. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
  - d. The system will provide coverage of any exterior part of the premises accessible to the public;
  - e. The system shall record in real time and recordings will be date and time stamped;
  - f. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to Police or authorised Council officers on request (subject to the Data Protection Act 1998) within 24 hours of any request; &
  - g. At all times, there will be a person on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
28. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
  - a. The police (and, where appropriate, the London Ambulance Service) are called without delay;
  - b. All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
  - c. The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
  - d. Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.
29. An incident log (which may be electronic), shall be kept at the premises, and made available on request to an authorised officer or the Police, which will record the following:
  - a. All crimes reported to the venue
  - b. All ejections of patrons
  - c. Any complaints received concerning crime and disorder
  - d. Any incidents of disorder

- e. All seizures of drugs or offensive weapons
- f. Any faults in the CCTV system
- g. Any refusal of the sale of alcohol
- h. Any visit by a relevant authority or emergency service

30. All persons attending an event will be checked in by the Brewery Front of House staff. In the event that the Client is required to Register staff before entry the process will be supervised by Front of House staff. Whenever the premises are open staff of the Premises Licence Holder will man the reception desk.

**Suggested conditions of approval suggested by the Pollution Team (agreed)**

- 31. The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to prepare a scheme of sound insulation and noise control measures, which shall include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment.
- 32. The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the levels approved by the Council, are not exceeded.
- 33. The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.







Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 <sup>th</sup> September 2017		St Peter`s

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION  
CANAL NUMBER 5, CITY ROAD LOCK, ST PETER STREET, LONDON, N1 8PZ**

### 1. Synopsis

- 1.1 This is an application for a new premises licence under the Licensing Act 2003.
- 1.2 The application is for a licence to allow:
  - The sale of alcohol for consumption on the premises: 11:00 to 20:00 on Mondays to Sundays.
  - The following opening hours: 08:00 to 20: 00 on Mondays to Sundays.

### 2. Relevant Representations

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

Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: 10
Other bodies	No

### **3. Background**

3.1 Papers are attached as follows:-

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

3.2 Islington's Noise Service and ten residents have submitted representations to the application, and one resident has supplied supporting submission from a local ward councillor.

### **4. Planning Implications**

4.1 The Planning & Development section have indicated that they have no comment on this licensing application.

### **5 Recommendations**

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

5.2 The application is not in any special policy area.

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

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

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

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

#### **Background papers:**

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

## Final Report Clearance

**Signed by**

  
Service Director – Public Protection

Date 31 August 2017

**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)

\* required information

## Section 1 of 21

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

\* 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

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name  If the applicant's business is registered, use its registered name.

VAT number   Put "none" if the applicant is not registered for VAT.

Legal status

**Continued from previous page...**

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

**Registered Address**

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

**Agent Details**

\* First name

\* Family name

\* E-mail

Main telephone number

Include country code.

Other telephone number

☐ 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? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number

Business name

If your business is registered, use its registered name.

VAT number

Put "none" if you are not registered for VAT.

Legal status

*Continued from previous page...*

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 21**

**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

**Further Details**

Telephone number

Non-domestic rateable value of premises (£)

## Section 3 of 21

### APPLICATION DETAILS

In what capacity are you applying for the premises licence?

- ☐ An individual or individuals
- ☒ A limited company / limited liability partnership
- ☐ A partnership (other than limited liability)
- ☐ An unincorporated association
- ☐ Other (for example a statutory corporation)
- ☐ 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

### 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 21

### 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

Name

#### Details

Registered number (where applicable)

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

*Continued from previous page...*

Private limited Company

### 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

\* Date of birth  /  /   
dd mm yyyy

\* Nationality

[Documents that demonstrate entitlement to work in the UK](#)

Add another applicant

## Section 5 of 21

### 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.

THE PREMISES WILL BE A HIGH END CAFE AND BISTRO SUPPLYING QUALITY FOOD AND DRINKS ALONG THE CANAL TOWPATH. THERE WILL BE TWO OUTSIDE SEATING AREAS FOR CUSTOMERS TO EAT AND DRINK AS IDENTIFIED ON THE ASSOCIATED PLAN. CUSTOMERS WILL ONLY BE SERVED ALCOHOL WHEN THEY PURCHASE FOOD AT THE PREMISES

Further detailed information is supplied on a separate sheet.



*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 21

### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

☐ Yes ☒ No

## Section 7 of 21

### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

☐ Yes ☒ No

## Section 8 of 21

### PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

☐ Yes ☒ No

## Section 9 of 21

### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

☐ Yes ☒ No

## Section 10 of 21

### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

☐ Yes ☒ No

## Section 11 of 21

### PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

☐ Yes ☒ No

## Section 12 of 21

### PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

### Section 13 of 21

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

[See guidance on regulated entertainment](#)

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

☐ Yes ☒ No

### Section 14 of 21

#### LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

☐ Yes ☒ No

### Section 15 of 21

#### SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

☒ Yes ☐ No

#### 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

**Continued from previous page...**

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

☒ On the premises      ☐ Off the premises      ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations

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

None

Non-standard timings. Where the premises will be used for the supply of alcohol 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.

None

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

**Name**

First name

Family name

Date of birth  /  /   
dd mm yyyy

*Continued from previous page...*

**Enter the contact's address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text"/>
Personal Licence number (if known)	<input type="text" value="TBC"/>
Issuing licensing authority (if known)	<input type="text" value="TBC"/>

**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 21**

**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

**Section 17 of 21**

**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.

*Continued from previous page...*

**TUESDAY**

Start	<input type="text" value="08:00"/>	End	<input type="text" value="20:00"/>
Start	<input type="text"/>	End	<input type="text"/>

**WEDNESDAY**

Start	<input type="text" value="08:00"/>	End	<input type="text" value="20:00"/>
Start	<input type="text"/>	End	<input type="text"/>

**THURSDAY**

Start	<input type="text" value="08:00"/>	End	<input type="text" value="20:00"/>
Start	<input type="text"/>	End	<input type="text"/>

**FRIDAY**

Start	<input type="text" value="08:00"/>	End	<input type="text" value="20:00"/>
Start	<input type="text"/>	End	<input type="text"/>

**SATURDAY**

Start	<input type="text" value="08:00"/>	End	<input type="text" value="20:00"/>
Start	<input type="text"/>	End	<input type="text"/>

**SUNDAY**

Start	<input type="text" value="08:00"/>	End	<input type="text" value="20:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations

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

None

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.

None

**Section 18 of 21**

**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)

***Continued from previous page...***

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

Alcohol will only be sold to customers who are eating food purchased at the premises.

Staff will be trained before making sales of alcohol in their responsibilities under the Licensing Act 2003. Training will be documented & made available to the Police & authorised officers of the council upon reasonable request.

**b) The prevention of crime and disorder**

A CCTV system will be in operation at the premises and recorded images shall be retained for a period of 31 days. CCTV images will be provided to the police and other responsible authorities as soon as practicable and in any case within 48 hours of a request for such images, subject of the provisions of the DPA.

A register of refusals of alcohol will be maintained at the premises. The register shall be examined on a regular basis by the duty manager/ DPS and the date and time of each examination will be endorsed in the register. The register will be made available for inspection by the Police and other authorised officers of the council upon reasonable request.

**c) Public safety**

An incident register will be maintained at the premises and made available to the authorities on request.

**d) The prevention of public nuisance**

Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.

Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.

The outside areas will be continuously monitored by staff for any nuisance or noise. Any person who may be the cause of disturbance to local residents will be dealt with appropriately by staff and an entry will be made in the incident register.

The outside seating areas will be closed to customers from 2145 hours.

**e) The protection of children from harm**

The premises will adopt a 'Challenge 25' policy. This means that if a customer purchasing alcohol appears to be under the age of 25 they will be asked for proof of their age, to prove that they are 18 years or older.

The only forms of identification that will be accepted at the premises are a passport, UK photo-card driving licences, & cards bearing the 'PASS' hologram.

**Section 19 of 21**

**NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK**

*Continued from previous page...*

**Entitlement to work/immigration status for individual applicants and applications from partnerships which are not limited liability partnerships:**

A licence may not be held by an individual or an individual in a partnership who is resident in the UK who:

- does not have the right to live and work in the UK; or
- is subject to a condition preventing him or her from doing work relating to the carrying on of a licensable activity.

Any premises licence issued in respect of an application made on or after 6 April 2017 will become invalid if the holder ceases to be entitled to work in the UK.

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this by providing with this application copies or scanned copies of the following documents (which do not need to be certified).

**Documents which demonstrate entitlement to work in the UK**

- An expired or current passport showing the holder, or a person named in the passport as the child of the holder, is a British citizen or a citizen of the UK and Colonies having the right of abode in the UK [please see note below about which sections of the passport to copy].
- An expired or current passport or national identity card showing the holder, or a person named in the passport as the child of the holder, is a national of a European Economic Area country or Switzerland.
- A Registration Certificate or document certifying permanent residence issued by the Home Office to a national of a European Economic Area country or Switzerland.
- A Permanent Residence Card issued by the Home Office to the family member of a national of a European Economic Area country or Switzerland.
- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder indicating that the person named is allowed to stay indefinitely in the UK, or has no time limit on their stay in the UK.
- A **current** passport endorsed to show that the holder is exempt from immigration control, is allowed to stay indefinitely in the UK, has the right of abode in the UK, or has no time limit on their stay in the UK.
- A **current** Immigration Status Document issued by the Home Office to the holder with an endorsement indicating that the named person is allowed to stay indefinitely in the UK or has no time limit on their stay in the UK, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **full** birth or adoption certificate issued in the UK which includes the name(s) of at least one of the holder's parents or adoptive parents, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A birth or adoption certificate issued in the Channel Islands, the Isle of Man or Ireland **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A certificate of registration or naturalisation as a British citizen, **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A **current** passport endorsed to show that the holder is allowed to stay in the UK and is currently allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity.



*Continued from previous page...*

- A **current** Biometric Immigration Document (Biometric Residence Permit) issued by the Home Office to the holder which indicates that the named person can currently stay in the UK and is allowed to work relation to the carrying on of a licensable activity.
- A **current** Residence Card issued by the Home Office to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights or residence.
- A **current** Immigration Status Document containing a photograph issued by the Home Office to the holder with an endorsement indicating that the named person may stay in the UK, and is allowed to work and is not subject to a condition preventing the holder from doing work relating to the carrying on of a licensable activity **when produced in combination with** an official document giving the person's permanent National Insurance number and their name issued by a Government agency or a previous employer.
- A Certificate of Application, **less than 6 months old**, issued by the Home Office under regulation 17(3) or 18A (2) of the Immigration (European Economic Area) Regulations 2006, to a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence.
- Reasonable evidence that the person has an outstanding application to vary their permission to be in the UK with the Home Office such as the Home Office acknowledgement letter or proof of postage evidence, or reasonable evidence that the person has an appeal or administrative review pending on an immigration decision, such as an appeal or administrative review reference number.
- Reasonable evidence that a person who is not a national of a European Economic Area state or Switzerland but who is a family member of such a national or who has derivative rights of residence in exercising treaty rights in the UK including:-
  - evidence of the applicant's own identity – such as a passport,
  - evidence of their relationship with the European Economic Area family member – e.g. a marriage certificate, civil partnership certificate or birth certificate, and
  - evidence that the European Economic Area national has a right of permanent residence in the UK or is one of the following if they have been in the UK for more than 3 months:
    - (i) working e.g. employment contract, wage slips, letter from the employer,
    - (ii) self-employed e.g. contracts, invoices, or audited accounts with a bank,
    - (iii) studying e.g. letter from the school, college or university and evidence of sufficient funds; or
    - (iv) self-sufficient e.g. bank statements.

Family members of European Economic Area nationals who are studying or financially independent must also provide evidence that the European Economic Area national and any family members hold comprehensive sickness insurance in the UK. This can include a private medical insurance policy, an EHIC card or an S1, S2 or S3 form.

**Original documents must not be sent to licensing authorities.** If the document copied is a passport, a copy of the following pages should be provided:-

- (i) any page containing the holder's personal details including nationality;
- (ii) any page containing the holder's photograph;
- (iii) any page containing the holder's signature;
- (iv) any page containing the date of expiry; and
- (v) any page containing information indicating the holder has permission to enter or remain in the UK and is permitted to work.

If the document is not a passport, a copy of the whole document should be provided.

Your right to work will be checked as part of your licensing application and this could involve us checking your immigration status with the Home Office. We may otherwise share information with the Home Office. Your licence application will not be determined until you have complied with this guidance.

## Section 20 of 21

### NOTES ON REGULATED ENTERTAINMENT



***Continued from previous page...***

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

**Continued from previous page...**

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

**Section 21 of 21**

**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&nbsp;domestic rateable&nbsp;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

\* Fee amount (£)

190.00

**ATTACHMENTS**

**AUTHORITY POSTAL ADDRESS**

**Continued from previous page...**

**Address**

Building number or name	<input type="text"/>
Street	<input type="text"/>
District	<input type="text"/>
City or town	<input type="text"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text"/>
Country	<input type="text" value="United Kingdom"/>

**DECLARATION**

[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).

The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)

☐ 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	<input type="text"/>
* Capacity	<input type="text"/>
Date (dd/mm/yyyy)	<input type="text"/>

Add another signatory

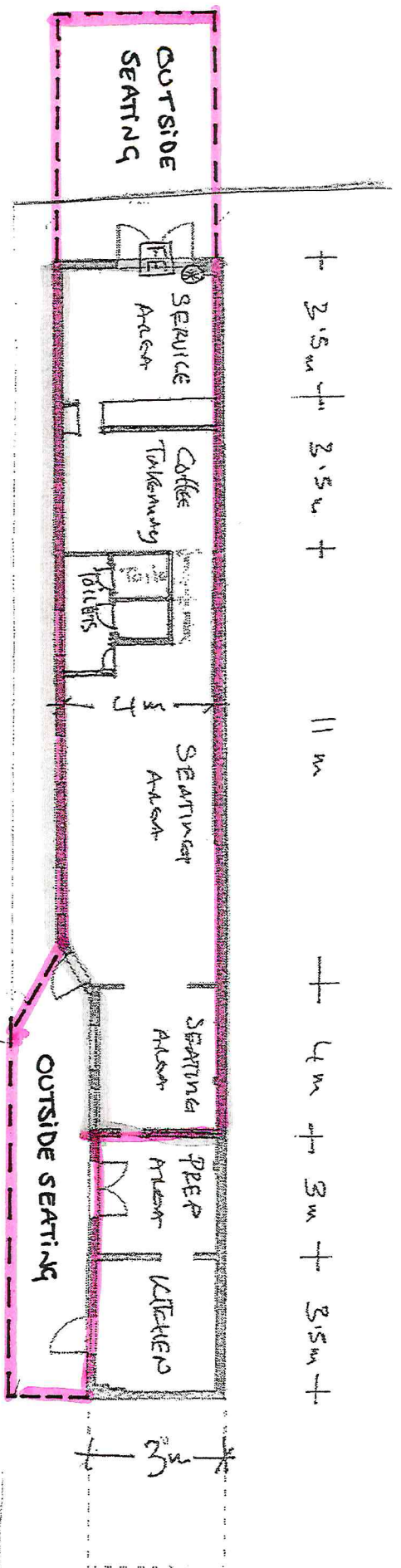
Once you're finished you need to do the following:




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 TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED**



-  FIRE EXITS
-  FIRE EXTINGUISHERS
-  LICENSED AREA

The outside eating areas will hold tables and chairs that are NOT fixed in position.

any item not covered by the regulations of the LA2003 is liable to change at any time

CANAL NO 5 / THE KEY CAFE  
CITY ROAD BASIN  
OFF ST. PETERS STREET  
N1 8PZ





**Islington Licensing Authority  
Licensing Act 2003**

**REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES**

**Responsible Authority** Environmental Protection

<b>Your Name</b>	Anne Brothers	
<b>Job Title</b>	Noise Liaison Officer	
<b>Postal and email address</b>	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
<b>Contact telephone number</b>	020 7527 3047	
<b>Name of the premises you are making a representation about</b>	Mardan Bistro Limited/Canal No. 5	
<b>Address of the premises you are making a representation about</b>	City Road Basin, Off St Peters Street, London N1 8PZ	
<b>Which of the four licensing Objectives does your representation relate to?</b>	Yes Or No	<b>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</b>
<b>To prevent public nuisance</b>	Yes	There is history of unwanted noise and ASB at City Road Basin and the towpath generally. A recent TEN event at the café gave rise to a complaint of unwanted noise from customers voices from a local resident.
<b>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</b>	See attached	

Signed: Anne Brothers Date: 10 August 2017 \_\_\_\_\_

Please return this form along with any additional sheets to: Licensing Support Team,  
Public Protection, 222 Upper Street, London N1 1XR or email to  
[licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

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

#### **Suggested noise conditions for Canal No. 5.**

- Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
- Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
- Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating entertainment is taking place i.e. live and recorded music or amplified voice.
- Bottling out from the premises is prohibited between 20:00 hours and 08:00 hours.
- No vertical drinking
- In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
- The delivery of licensable goods shall be restricted to the hours between 09:00 and 19:00 Monday-Saturday. No deliveries shall be made on a Sunday or Bank Holiday.
- 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.
- Noise from plant machinery shall not cause nuisance to the occupants of any properties in the vicinity.
- Exterior lighting shall be directed away from residential properties.
- Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his/her meal with the exception of up to 6 persons in a designated area waiting to be seated
- No drinks shall be permitted outside on the terraces after 19:30. After that time a maximum of 6 smokers shall be permitted to step onto a designated smoking area on one of the terraces.

## Rep 1

Thank you for providing us with the opportunity to comment on the above captioned application. Looking at the licensing objectives:

### The prevention of crime and disorder

The issue with these premises is that they are not located on a road so the clientele fill the towpath area and spread out over the visiting narrow boats all along this section of the canal, getting increasingly noisy as the night wears on. They can be confident that there will be no police presence as there is no road to drive by on.

The previous licencees were not at all effective at dealing with the spread of the café clients along the canal so it became loud and disorderly (screaming and shouting) alongside all of the residential properties which back onto the canal, until late at night, meaning that local residents could not use their gardens or open their windows due to the noise all evening. We are not confident that the licensing hours would be complied with, given the location and therefore lack of oversight, meaning this is not a problem that is resolved at 8pm.

In the winter time, the darkness of the towpath would be an issue with a licence until 8pm, attracting people with criminal intent. We would not want the towpath to be lit, but if a licence is granted to this café then it should be seasonal so that it is not able to serve evening drinks ( past 4pm) in the wintertime.

### The prevention of public nuisance

As the premises are not on a road, deliveries of food and drink and disposal of waste are a major problem. Multiple times under the last licencees the entire day's worth of café waste – from contents of bathroom bins to food waste, containers, paper waste – was dumped outside the houses on Noel Road and left there, at times for some hours, until eventually it was collected. Whilst this would be a problem with unlicensed premises, the number of evening drinkers increases the volumes of waste substantially so making the problem worse. This is not an issue with the other licenced premises on this road, as they keep the waste inside until collection is due.

In the mornings there is the problem of deliveries, there is no kerbside delivery possibility, so all produce and drinks are delivered down the towpath, starting from early in the mornings. This almost Always ends up with the delivery drivers leaving their engines running whilst deliveries are made, and the noise of the products being wheeled down the towpath is an additional nuisance.

### Public Safety

The canal towpath is not a safe environment for drinkers, especially in the dark, and there are steep steps up at the St Peters' St end of this section. There is nothing to stop people falling into the water, which must stay that way to allow use by narrowboats. The towpath is unlit at night, which is a position we support and the canal management did report the presence of bats under the bridges / tunnels and we would not want to see this changed just to accommodate yet another licensed premises.

### The protection of children from harm

The proposed site backs onto a primary school, so having drinkers immediately behind the school from 11am until long after school and after-school activities are finished is inappropriate. The school

children also have planted some raised beds on the canalside, so would be on the towpath next to the drinkers during school hours with the potential for witnessing bad language and inappropriate behaviour.

## Summary

There are a large number of licensed premises already in the immediate area ( two within 50 yards) and providing an additional licence to this particular premises is not meeting any need and will cause undue disturbance to the local residents and school children.

## Rep 2

Dear sirs,

I write to object to this application for an alcohol licence by MARDEN BISTRO LTD for the reasons set out below principally Public Nuisance. I am a local resident living by the Regents Canal and walk past City Road Lock and Canal 5 Cafe on a daily basis.

1. The Canal Cafe has 2 outdoor separate seated areas with 24 tables in very close proximity to the busy City Road Lock. This is a deep double lock on the Regents Canal busy with passing craft including regular trip boats to Kings Cross and Camden. The narrow towpath between the Cafe and the City Road Lock is heavily used throughout the day by joggers, walkers, cyclists( often at speed) fishermen and the Canal and River Trust volunteers who now man the lock daily to try and reduce pressures on the bottleneck from users. These CRT volunteers with whom I've spoken are concerned about the impact of serving alcohol to customers in an already difficult bottleneck.

2. The Cafe is close to both the Angel Cumulative Impact Zone and the Bunhill Cumulative Impact Zone identified by Islington Council. There is no dearth of suitable places serving alcohol: Six local pubs already provide plentiful food and alcohol and are within 2-3 minutes walk away( Narrowboat, Duke of Cambridge, Plaquemine, Charles Lamb , Earl of Essex and Island Queen)

3. The Lock and adjoining canal areas are important corridors for wildlife and are used by local charities Islington Boat Club and Angel Boat . The Cafe is situated in a heavily residential area near Hannover School and the care home

. The canal towpath is part of Sustrans cycle corridor from East London to the West End and heavily used by cyclists during the day.

4. There is already drinking on the Lock sides during the day and by the weir opposite the Lock cottages and the proposed application is likely to increase the noise and anti social behaviour , as is the bottling out at the end of the day . Consideration must be given to the quite unique location by the narrow Lock side to ensure it can be enjoyed safely by all Canal users.

For these reasons I object to this application.

If the Committee is minded to grant the Application, despite objections from local residents and stakeholders ,then the following conditions should be imposed on the licence:



- alcohol should only be served as ancillary to a main meal. " food" is not defined in the application and could be a bag of crisps.  
no vertical drinking at any time \_no offsales at any time
- tables must be vacated by customers by 20.30 prompt and bagging up of bottles completed by then, to reduce noise impact on local residents.
- The Applicant refers to 21.45 for closure which is far too late for local residents.

There have been recorded instances in the last 12 months of the Applicant serving alcohol in the evening to customers WITHOUT an alcohol licence ..it is important that the above conditions are clear and are agreed and adhered to.

Yours faithfully

### **Rep 3**

Our concerns are;

#### **Public Nuisance**

Currently on fine summer evenings there are large groups of people sitting on and around the lock eating, drinking and playing music late into the night disturbing the local residents. Rubbish is left everywhere, our garden is used as a latrine and we cannot sleep as a result. The licensed consumption of alcohol, particularly in the evening would mean that the users of the cafe may simply spill out onto the lock at closing time contributing to the problems for local residents and for boaters using the lock.

#### **Crime and Disorder**

Following on from the above the area is now becoming a place for the use of illegal drugs.

#### **Protection of Children from Harm**

The cafe is at the foot of Hanover Primary School and Nursery. I believe since the cafe opened the incident of rats in the play grounds has increased dramatically. Certainly we have seen many more in our garden and we have a young child. Any extension of the cafe's hours and increase in the amount of food waste and dropped food increases the incidence of rats in the area posing a danger to children.

A noisy outdoor cafe in the area is inappropriate in a residential area where small children are in bed early and are unable to sleep.

#### **Public Safety**

The cafe borders the City Road lock. This is a working lock with many boats coming through and high drops into deep water from the lock levers. Inebriated people clambering onto the lock represent a significant risk to both themselves and boaters using the lock.

The towpath in this section is also now extremely busy, particularly at weekends. Already the bikers, walkers and boaters struggle to accommodate each other safely, particularly on busy summer days and dark winter evenings. The licensed consumption of

alcohol in the vicinity represents a further pressure on an already dangerous area which is already a lethal mix of road, pavement and water.

I wish my identity to be kept anonymous as I would rather not have bad feeling with the cafe owner who is our neighbour.

Please could you acknowledge this email.

Many Thanks,

Further comment

With regard to Public Nuisance, Crime and Disorder, Protection of Children from Harm and Public Safety

I would also draw your attention to the following article which highlights the danger of children playing on the lock. A situation made worse by the consumption of alcohol in the area;

<http://www.hackneygazette.co.uk/news/crime-court/lawless-city-road-canal-basin-could-lead-to-teens-being-crushed-to-death-1-2320817>

**Rep 4**

#### **Prevention of Public Nuisance**

It will exacerbate the extreme noise generated by the canal and lock area.

There is no need for another publically licensed premise as there are ample pubs in the area, including those on the canal like the Narrow Boat only a few yards away.

#### **Public Safety**

The canal and lockside area is a community family amenity, where already the mass of young people drinking and illegally barbecuing and playing amplified music causes enough disruption and makes it very difficult for parents with young children like ours to walk freely.

#### **Protection of Children from Harm**

Noel Road is majority family occupied with many young children living in the houses near the canal.

Hanover Primary School (which my 8 and 5 year old children attend) backs onto the towpath and already has to contend with additional vermin in their playground caused by the cafe not to mention litter thrown onto the roof of the sheltered play area.

In addition a lot of work has been put in to make this a child friendly community area particularly with regards to the Mayor's award winning Hanover Towpath Garden on the towpath. Already it can be challenging for volunteers to maintain it through the summer months with the litter, beer bottles, cans etc that are left on the garden.

For these reasons I suggest there is no need for this cafe to have an alcohol licence to 8pm.

If possible I would like to be anonymous in my response to this application.

Please acknowledge receipt of this email.

With kind regards

## **Rep 5**

To - The Licensing Service, Islington Council

Re - Canal Number Five Cafe, Regent's Canal Towpath, N1 8PZ

I am a neighbouring resident and I am writing to object strongly to the application for a new alcohol licence at the above premises.

There are a number of reasons for this, related to the **four licensing objectives**

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

In winter, potential customers would need to walk down the towpath in the dark to and from the premises. It is well known that people should not be tempted to walk or cycle on the towpath at night owing to the dangers of being attacked or mugged.

### **PREVENTION OF PUBLIC NUISANCE**

The immediate area is already extremely well served by 6 pubs in the residential streets nearby - The Charles Lamb, The Plaquemine Lock, The Earl of Essex, The Narrowboat, The Island Queen and The Duke of Cambridge are all within a four minute walk of the location. This means that there are already plenty of places for people to go for a drink in an established pub.

This application seeks to establish a brand new place to sell alcohol in a quiet, residential, conservation area. It is entirely foreseeable that this could lead to glasses and rubbish strewn around the towpath or in the canal, noise both at the venue and from people on their way there and leaving.

Being a converted pump house, the premises are by their nature very small and so it stands to reason that potential customers are more likely to be outside making noise and spilling out onto the towpath and the area near the basin. The application is for a licence for on sales but effectively the premises would effectively become a canal off licence.

Located right by the lock, the premises are at a natural 'pinch point' for the towpath. Also, boaters will have difficulty operating the lock if drinkers are in the way and sitting on the lock mechanisms and generally being in the way.

### **PUBLIC SAFETY**

The premises can only be reached on foot or by bicycle, via the canal towpath. Indeed, the building's frontage is the towpath itself. In warm weather, customers will naturally spill out into the towpath, creating a point of conflict with pedestrians and cyclists.

There is no fence around the canal water and the water is dangerous and poisonous. There is a danger of people affected by drink tripping over mooring bollards or falling in the canal.

It is a difficult location for the police and other emergency services to access.

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

The premises back on to Hanover Primary School. The school often uses the area right by the premises for teaching and projects. A bar selling alcohol is not appropriate in this location given the noise, language and behaviour that tends to go with alcohol consumption.

I wish to be kept informed of the process of the application including any relevant documents and timely invitations to relevant meetings.

Many thanks in anticipation of your help.

With kind regards,

## Rep 6

### 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: Canal no 5, Canal Towpath, City Road Basin, London N1 8PZ

\_\_\_\_\_

Your name: \_\_\_\_\_

Interest: Resident

\_\_\_\_\_

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

Your Address: Graham Street, London N1 8GH

\_\_\_\_\_

\_\_\_\_\_

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

Based upon an event held on a temporary licence at Canal no 5 on Thursday 27<sup>th</sup> July, the noise from the venue was truly excessive and took the form of constant shouting, screaming, cheering and very loud laughter, in other words general rowdiness. The great problem with this outlet as a vendor of alcohol is that it is predominantly an outside venue; and therefore it may not be commercially viable if it is asked to limit its custom to drinkers being inside its tiny premises. Given the fact that its public use would take place mainly in summer, the impact of its noise would be considerably greater as residents of Crystal Wharf and the houses on Noel Road backing onto the canal towpath would want to have their windows open. The impact of the kind of rowdy behaviour we witnessed on Thursday 27<sup>th</sup> July, together with the possibility of music playing as

currently permitted by licensing laws – and remember this will be music playing **outside**, not within the confines of a pub or bar - could therefore be considerable.

I would add that, in my view, it should be borne in mind that the Narrowboat, Island Queen, Earl of Essex, Charles Lamb, Duke of Cambridge and now Plaquemine Lock are already in very close proximity to the City Road Canal towpath and it would be hard to claim that Islington suffers from any shortage of pubs in general. Canal No 5 would not be fulfilling any great missing need but its benefits would almost certainly be outweighed by its drawbacks for nearby residents.

Local tenants have the right to enjoy their homes with some degree of peace. The Regent's Canal towpath already generates a level of noise verging on the intolerable and this unnecessary addition to an already crowded local pub scene will only make it worse.

### **Crime and Disorder**

It is crucially important for the Committee to recognise that the shape and construct of City Road basin mean that it acts as an echo chamber. The amount of shouting, singing, music playing etc from the general public are already considerable, and are amplified by the structure of the canal junction and buildings around it. In summer it is often impossible to watch - and concentrate on - TV in my living room with the window open (essential in hot weather) because of the sheer amount of background noise, much of it rowdy. The towpath is nearly constantly frequented by groups of youths, often inebriated; and attracts drunks and other unruly individuals, often shouting or singing at the tops of their voices. This usually continues until well after midnight. It is sometimes accompanied by antisocial behaviour (loud music, both live and recorded) from barge owners (and even including a pleasure-boat operator which operates rowdy, drunken canal cruises with no regard to residents), in full contravention of both local authority and Canal & River Trust guidelines on noise pollution. Any remaining discipline around noise control on the towpath will be lost if this application goes ahead as alcohol will be sold on actual site. If noise is emanating from an 'official' drinking venue then the din around it and along the towpath, already bordering on the unbearable, will be out of control. The noise and disorder issues on the canal towpath are serious and will only be exacerbated by this licensing proposal if successful.

### **Protection of Children from Harm**

N/A

### **Public Safety**

Canal no 5 is very close to the unhygienic water of the Regent's Canal and there is no guardrail in place, nor lifeguard. Inebriated customers of the venue would undoubtedly be running the risk of accidents. Local emergency services are under sufficient operational and financial strain as it is

without adding the possibility of having to rescue revellers from the water. Access to the canal towpath would also be a challenge for these rescue services when needed.

I wish my identity to be kept anonymous: No

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

N/A

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

Signature \_\_\_\_\_

Date 5<sup>th</sup> August 2017 \_\_\_\_\_

**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)

**Rep 7**

Dear Licensing Service

As a resident of Crystal Wharf situated opposite the site I write to object to the granting of an alcohol licence and extended hours.

## Prevention of Crime and Disorder

The applicant operates a business largely on public land, as you can see from the attached he already encroaches on the tow path in an area it is understood trading was prohibited. This generates groups of people congregating outside and causing a disturbance. You will also note that the applicant utilises BBQ kettles without any barriers or fire control, surely there is some law to govern this. In terms of litter laws, you will have noticed that smokers are not catered for as no ashtrays are provided, this results in large quantities of cigarette ends and litter in and around the area. This will only get worse if the hours are extended and alcohol is sold. The cafe predominantly caters for an outside trade as the interior of cafe is not designed to accommodate more than about 10 people, this will no doubt lead to increased crime particularly as the area is unlit and prone to attention from mobile phone thieves. It is also in an area where teenagers and children congregate in a traffic free space, given the owner's consistent and flagrant breach of his current licence I fail to understand how compliance with trading laws governing the sale of alcohol can be ensured.

## Local Wildlife and Environmental Issues

The area in which the cafe currently operates is a local resource for wildlife and is protected as a Bat Corridor - if licensing is until 2000 there will be activity well into dusk, a time when bats emerge and will no doubt be impacted. This is in addition to the additional attention that the local wildfowl will no doubt attract and detriment to their habitat. Please see section regarding deliveries.

## Public Nuisance and Public Safety

The location of the cafe is very close to a Cumulative Impact Area, the purpose of which is clear. Issuing an alcohol licence to the cafe will clearly add to the cumulative impact of the numerous licensed premises in the immediate vicinity, of which there are the Narrow Boat pub, Plquemine Lock, Earl of Essex and Island Queen all within 1 minute's walk of the cafe.

Given the area is not patrolled, nor under CCTV, unlit and the applicant already flaunts his existing licence it is felt that operating with a licence to serve alcohol will further increase the chances of public nuisance. Additional to this is the applicant seems to have no formal means of waste clearance, piling his rubbish at the end by the National Grid site for Islington council to collect when emptying the litter bin. As it stands the rubbish bags are often picked up and thrown in the canal by the local trouble makers or split open by foxes with rubbish left strewn over the tow path. The nuisance of cafe goers currently congregating on the tow path is bad enough in an area with high levels of bicycle and pedestrian traffic but this ends at 6pm most evenings - to extend the hours to 8pm is simply not necessary when there are several licensed premises already within just a few meters of the site.

There is no vehicular access to the site as it's on the towpath bounded by water and school. Deliveries are currently made with vans parking illegally on Danbury St or Wharf Rd and goods carted down the tow path, often in the small hours creating noise to local housing.

There is a general issue regarding noise from this site which will only get worse when alcohol is consumed and hours extended. The owner has been asked to address many times. Noise is amplified in the area due to the geography and layout. Crystal Wharf is particularly impacted.

Photos attached to indicate current breaches or lack of considerate behaviour for a business of this type operating next to a school and in a residential area.

Yours faithfully.





### **Application for Canal No 5 - Further information**

The premises have been owned by the current owners for 4 years but has not be open and trading all that time due to an extensive period of refurbishment. The business opened in its current form in July 2016. The premises were historically old stables on the towpath of Regents Canal and had been derelict for a significant period before being improved. The re-development has created a building that is in-keeping with the canal and area in general.

Customers mostly come from the local community and range from children to elderly people. The contact with the community is at the heart of the business. Hanover Primary School is located to the rear of the premises and the school hold their fundraising events in the Café and meals are made for the children when they engage in outdoor activities with the park way at the end of the building.

### **Outside area**

The outside areas are an asset to the area and encourage a continental style café culture and family friendly venue. Tables and chairs are provided for customers in 2 locations which are outlined on the plan that forms part of the application. The outside areas will be continuously monitored for any nuisance of noise and a condition has been offered to formalise that practise.

### **The application**

The business is a café/restaurant serving a full menu all day. Hot breakfasts, lunch and evening meals are currently served with a range of soft drinks. The premises have seating throughout and the application is to permit the sale of alcohol to customers who are eating food purchased at the premises.

In making this application a detailed risk assessment has been undertaken and full account has been taken of the Islington Statement of Licensing Policy. The most notable points are:

- The premises are not located in an area of cumulative impact
- The hours requested are within the framework hours of closing times for restaurants & cafes.
- The sale of alcohol will only be permitted to customers who are eating food purchased at the premises.

### **Standards of management**

The highest standards of management are employed. The DPS Arabella Mott has the Level 2 Award for Personal Licence Holders, has a knowledge of the licensing objectives her responsibilities under the Licensing Act 2003. She has been responsible for overseeing a large number of TEN's which demonstrate a good track record of compliance with legal requirements when alcohol is being sold.

**TENS Applied for:**

29.9.16 - Barista Training and Coffee Expo - 4pm - 9pm

17.12.16 & 18.12.16 - Fundraiser for Hanover School Community Gardens - 12pm - 8pm

24, 25 & 26.12.17 - Christmas Taster Menu - 11am - 10pm

31.12.16 & 1.1.17 - New Year's Eve Celebration - 12pm - 1am on 31.1.17

14.4.17 - 20.4.17 - New Easter Menu - 12pm - 10pm each day

28.4.17 - 1.5.17 - May Day weekend menu - 12pm - 10pm each day

26.5.17 - 29.5.17 - Bank Holiday weekend menu - 12pm - 10pm each day

6.7.17 - Aperitivo night sampling Italian wines (served with Italian food) - 12pm - 10pm

27.7.17 - Summer BBQ for an architectural practise - 12pm - 10pm

**Menu's**

The following pages are examples of both the day and evening menus.

## CANAL NO. 5

### BRUNCH 9AM - 4PM

Mixed berries, yogurt, granola, honey.....	6.00
Smashed avocado on sourdough, mixed seeds, poached eggs.....	7.50
Toasted brioche, pan-fried mushrooms, poached eggs.....	7.50
Scrambled eggs on a toasted muffin, chorizo or smoked salmon.....	8.50
Full English - Sausage, bacon, mushrooms, homemade beans, poached eggs, sourdough.....	11.50
Full Veggie – Halloumi, avocado, mushrooms, homemade beans, poached eggs, sourdough.....	11.50

#### ADD ON with main course only

Bacon.....	2.50	Smoked salmon.....	3.50
Chorizo or sausages.....	3.00	Smashed avocado.....	3.00

### LUNCH 12 NOON - 4PM

Strawberry, goats cheese, elderflower.....	6.50
Vegetarian mezze – hummus, feta, tomatoes, black olives, rocket, sourdough.....	9.00
Fishcake, gribiche, baby gem & radish salad.....	8.50
Flamed mackerel, cucumber, apple, buttermilk, new potato salad.....	8.50
Open crayfish sandwich on sourdough.....	8.50
Lamb rilette, sourdough toast, gooseberry.....	6.50
Steak sandwich, burnt pepper salsa, salad.....	8.50
Chicken, bacon, avocado, spinach, radicchio & chicory salad.....	9.00

### DESSERT

Strawberry & tarragon Eton not mess.....	5.50
--	------

All food is cooked fresh to order so at busy times there may be a short wait

## CANAL NO. 5

Strawberry, goats cheese, tarragon, white wine vinegar

Duck ham, pickled baby veg, walnuts

Pork belly, apple, Japanese leaves, chilli

Hake, lentils, hazelnut

Panisse, artichokes, tomatoes, pine nuts, ticklemore

Apricot, orange blossom, cardamom, pistachio

Chocolate and sea salt tart, caramel sauce, blow-torched banana

## 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:

Canal Number Five Cafe, The Pumphouse Cafe at City Road Lock, St Peter's Street, Islington, London, N1 8PZ

Your Name:

Interest:

Resident

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

Your Address:

Email:

Telephone:

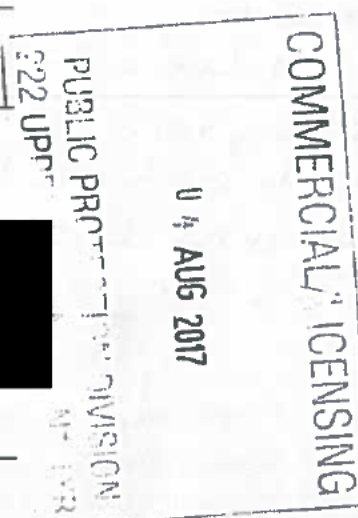
Please comment on the licensing objectives below relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

### Public Nuisance

The cafe sits directly on the lock side and is very busy with bikes, pedestrians and mothers with buggies. So not a very good advert of someone having too much to drink falling in the canal while climbing on the lock-gates.

### Crime and Disorder

As there is no street entrance to the cafe the people have to use the towpath to go home. There is enough disorder already on the lock without encouraging more with people who have been drinking alcohol.





**Protection of Children from Harm**

Hanover School's playground backs directly onto the said premises. So because most of the drinking will take place outside as inside is very small, smoking and drinking alcohol during school time is what lots of parents would not want

**Public Safety**

I live on the Lock-side and when they have their private parties & people sit out on the Lock. So if serving drinks increases the amount of people it's an accident waiting to happen

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

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

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

Signature:



Date:

3-8-17

**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

To  
 Licensing service  
 London Borough of Islington  
 3<sup>rd</sup> Floor  
 222 Upper Street  
 London N1 1XR  
 By email to [licensing @islington.gov.uk](mailto:licensing@islington.gov.uk)

15<sup>th</sup> August 2017

Re CANAL NUMBER 5 CAFÉ, THE PUMPHOUSE CAFÉ AT CITY ROAD LOCK, ST PETER'S STREET, ISLINGTON LONDON N1 8PZ

Ref WK/170022258

We write as residents to oppose this application.

**1. Public nuisance.**

- 1.1 The area of this current coffee shop which operates on public land is in a sensitive area both environmentally and in terms of its position on the canal. The towpath in the area should and can be a tranquil city centre resource. In the summer months there is considerably more activity on the towpath and currently the area hardly manages to contain the noise and nuisance element.
- 1.2 There are many stakeholders currently competing for this precious space. The wildlife is fragile and the canal is an inner city wildlife centre and represents a corridor for birds, bats (bat nests only 100 metres away on the canal - the canal is a designated Bat Corridor), wildfowl (primarily swans, coots, moorhens and geese) and small wild mammals. This step-change intrusion in retail activity will be a tipping point for harm to the environment and other public nuisance as detailed below.

The other stakeholders include the local community comprising at least the following:

Noel Road residents  
 Crystal Wharf residents  
 Canal Cottages residents  
 Hanover School  
 the residents of The Bridgeside Lodge care home  
 the Islington Boat club  
 the Regents Canal canoe club  
 Islington Narrowboat Association  
 walkers and cyclists  
 fishing enthusiasts  
 the many canal boats parked both short term and long term and

canal boats passing through the lock throughout the day and evening.

Some of these residents and other stakeholders live or carry on their activities within yards of the site.

- 1.3 It will be seen that the immediate vicinity is not any ordinary public space. Rather it is a specially loved and much used resource without equal in the south of the borough. The immediate area of canal, towpath and water basin is teeming with community activity and the applicant's site unfortunately is at a bottle-neck situated as it is at the lock. Indeed in the summer months many people congregate on the canal side at City Road lock such that it is already from time to time an over-used space which has to be supervised by the authorities.
- 1.4 The site is close to Cumulative Impact Areas ("CIA's") both at the Angel and by City Road. There is a primary school and a Care Home and considerations similar to those involving CIA's should be in place for this canal site. Food and drink are already available during the proposed hours at the Plaquemine Lock bar, the Narrowboat, the Island Queen and the Earl of Essex, all within a minute of the site; in a further minute there is access to food and drink at the Charles Lamb and the Duke of Cambridge. What contrasts those establishments from the applicant's site is that they are all purpose-built sites with a long history of sale of alcohol. The applicant's site is a shed which cannot make a return on investment without having most of the customers outside by the canal.
- 1.5 At present the owners of the café have a small indoor seating area and no less than 24 seats (with tables) outside in front of the café and 24 seats with tables outside at the side of the café. This recent increase in covers is assumed to be what the applicants will wish to service with food and alcohol, presumably to make the new café/bistro viable. This is far too much use of the narrow tow path area which will lead to public nuisance in at least the following ways:
  - Overcrowding of the towpath at busy times (early and mid-evening Monday to Sunday from May to September).
  - Noise levels that are unacceptable to a broad range of local residents. There is a combination of walls (to reflect sound) and open water (to transmit sound). Evidence of nuisance noise is provided by a party held at the site in July which itself caused concern to us and other residents in noise terms. There have been other parties in the past with similar results. This is to be distinguished from the normal café day time opening hours which are acceptable to us provided no alcohol is served.
  - Noise at the end of the day (up to 8.30 pm after 30 minutes drinking up time) when people leave after eating and drinking. Many are likely to congregate around the lock even after the bistro is closed. Because this application appears to be for a mainly al fresco bistro there will be little the management



will be able to do to control the noise. We understand the management of the existing café have been asked on a number of occasions to reduce noise and of course the noise levels from up to 48 people eating and drinking outside up to 8.30 pm (including drinking up time) 7 days a week must be significantly greater.

- Noise and pollution from waiting taxis on the bridge at Danbury street.
- Noise from putting out and collection of bottles and refuse and storing all outside furniture. It appears that at present there is no formal arrangement for waste collection which is left in plastic bags by the sheds for collection by Islington Council when emptying the litter bin on the canal. At present these plastic bags are from time to time thrown into the canal by vandals.
- Deliveries to the existing café appear to be taken by hand onto the canal towpath at out of business hours causing disturbance to residents. This is likely to get worse.
- Smells from cooked food up to 14 hours per day.
- Smoking on the canalside as bistro guests dine al fresco from 11am to 8pm plus drinking up time. There is already litter from cigarette ends and this alone will be much increased.
- Because of noise levels local residents on both sides of the canal will need to keep their windows closed on hot summer nights. This commercial application is literally "in the face" of the local community and of the values inspired by Crystal Hale (whose garden, ironically backs on to the canal a few yards from the applicant's site).
- It is not clear whether the bistro will have enough toilets to service a fully booked customer requirement of 50 or more people and insufficient facilities will tend to mean that the nearby nooks and crannies will be used.

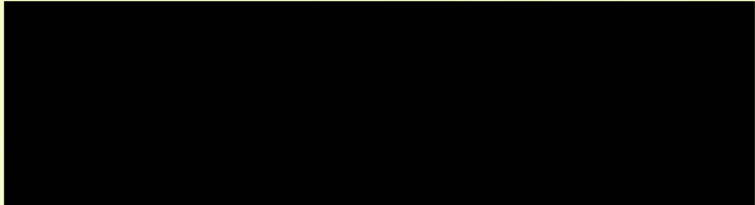
## 2. Public Safety

There are large gas cylinders unprotected in the side seating area. We would question whether this is safe.

## 3. No doubt the Council will check whether the current permitted opening hours for the site are extended to 20:00 under this proposal, without applying separately for permission to extend.

- In summary the proposed application is for a use too far for a fragile canal environment and should be rejected.
- There is no recent history of retail on the canal, at least in this area.

- The canal area here is fully used by local non-commercial community interests (school, care home, charity water activities, fishing, walking, jogging and residential) and it is wrong in principle and incompatible with these community activities to allow this step-change commercial development of outdoor dining, which should be kept in purpose-built premises in a restaurant area. The application is therefore mis-placed.



15 August 2017

Dear Licensing,

please see the below objection to the premises license application for the cafe on the canal towpath, which is in my ward. The application worries me, in that the area is quite tranquil, and a full-blown drinking establishment in this location doesn't seem entirely appropriate to me. I am also concerned that the applicant appears to be applying for longer hours than he has planning permission for, which is obviously an issue. And there is also something of a history of nuisance arising from various events held at the premises under TENs, which suggest that the applicant is not particularly good at managing the premises.

I would ask that you, and/or whichever committee members hear this application take the trouble to visit the site in the early evening, and see for yourselves how the premises are situated, and try and gauge the likely impact of the hours and permission being sought. And also, please check the planning situation.

Many thanks in advance for your attention to this particular application. Please feel free to call me if you wish to discuss this further.

Kind regards,

Martin

Cllr Martin Klute

Labour member for St Peters Ward

Chair: Health and Care Scrutiny Committee

Chair: Planning Sub-Committee A

Vice-chair: Joint Overview Health Scrutiny committee for North Central London

twitter: @martinklute

blog: <http://cllrmartinklute.blogspot.co.uk/>

## **Appendix 3**

### **Conditions of approval as per operating schedule**

1. Alcohol will only be sold to customers who are eating food purchased at the premises.
2. Staff will be trained before making sales of alcohol in their responsibilities under the Licensing Act 2003. Training will be documented & made available to the Police & authorised officers of the council upon reasonable request.
3. A CCTV system will be in operation at the premises and recorded images shall be retained for a period of 31 days. CCTV images will be provided to the police and other responsible authorities as soon as practicable and in any case within 48 hours of a request for such images, subject of the provisions of the DPA.
4. A register of refusals of alcohol will be maintained at the premises. The register shall be examined on a regular basis by the duty manager/ DPS and the date and time of each examination will be endorsed in the register. The register will be made available for inspection by the Police and other authorised officers of the council upon reasonable request.
5. An incident register will be maintained at the premises and made available to the authorities on request.
6. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
7. Refuse such as bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.
8. The outside areas will be continuously monitored by staff for any nuisance or noise. Any person who may be the cause of disturbance to local residents will be dealt with appropriately by staff and an entry will be made in the incident register.
9. The outside seating areas will be closed to customers from 2145 hours.
10. The premises will adopt a 'Challenge 25' policy. This means that if a customer purchasing alcohol appears to be under the age of 25 they will be asked for proof of their age, to prove that they are 18 years or older.
11. The only forms of identification that will be accepted at the premises are a passport, UK photo-card driving licences, & cards bearing the 'PASS' hologram.

### **Conditions of approval as suggested by Council's Noise Team**

12. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
13. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
14. Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating entertainment is taking place i.e. live and recorded music or amplified voice.
15. Bottling out from the premises is prohibited between 20:00 hours and 08:00 hours
16. No vertical drinking
17. In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
18. The delivery of licensable goods shall be restricted to the hours between 09:00 and 19:00 Monday-Saturday. No deliveries shall be made on a Sunday or Bank Holiday.

1. 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.
2. Noise from plant machinery shall not cause nuisance to the occupants of any properties in the vicinity.
3. Exterior lighting shall be directed away from residential properties.
4. Alcohol shall not be sold or supplied on the premises otherwise than to persons taking table meals there and for consumption by such a person as an ancillary to his/her meal with the exception of up to 6 persons in a designated area waiting to be seated
5. No drinks shall be permitted outside on the terraces after 19:30. After that time a maximum of 6 smokers shall be permitted to step onto a designated smoking area on one of the terraces.









Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 September 2017		Tollington

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION  
HOPSMITHS, 29 CROUCH HILL, LONDON N4 4AP**

### 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:
  - I. Supply alcohol for consumption on or off the premises, from 11:00 until 23:00 Monday to Wednesday, 11:00 to 00:00 Thursday to Saturday and from 12:00 until 22:30 on Sunday;
  - II. Recorded music and Performance of Dance from 11:00 until 23:00 Monday to Wednesday, 11:00 to 00:00 Thursday to Saturday and from 12:00 until 22:30 on Sunday;
  - III. Late Night Refreshment from 23:00 to 00:00 Thursday to Saturday;
  - IV. Opening hours of the premises from 11:00 to 23:30 Monday to Wednesday, from 11:00 to 00:30 Friday and Saturday and 12:00 to 23:00 on Sunday.

### 2. Relevant Representations

Licensing Authority	No
Metropolitan Police	Yes – Conditions Proposed

Noise	Yes – Conditions Proposed
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes – 1 resident
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 premises is currently unlicensed.

### **4. Planning Implications**

4.1 No adverse observations have been received from Planning regarding this new application.

### **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 4)
- ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 4)

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

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



**Background papers:**

The Council's Statement of Licensing Policy

Licensing Act 2003

Secretary of States Guidance

**Final Report Clearance**

**Signed by**

  
Service Director – Public Protection

**Date**

31/8/17

**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)

KEYSTONE LAW

**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 Carouse London 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 Hopsmiths, 29 Crouch Hill,			
Post town	London	Postcode	N4 4AP
Telephone number at premises (if any)		N/A	
Non-domestic rateable value of premises		£17,250	

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as

Please tick as appropriate

- |  |                                     |                             |
|--|-------------------------------------|-----------------------------|
| a) an individual or individuals *                    | <input type="checkbox"/>            | please complete section (A) |
| b) a person other than an individual *               |                                     |                             |
| i as a limited company/limited liability partnership | <input checked="" type="checkbox"/> | please complete section (B) |
| ii as a partnership (other than limited liability)   | <input type="checkbox"/>            | please complete section (B) |
| iii as an unincorporated association or              | <input type="checkbox"/>            | please complete section (B) |
| iv other (for example a statutory corporation)       | <input type="checkbox"/>            | please complete section (B) |
| c) a recognised club                                 | <input type="checkbox"/>            | please complete section (B) |
| d) a charity   | <input type="checkbox"/>            | please complete section (B) |
| e) the proprietor of an educational establishment    | <input type="checkbox"/>            | please complete section (B) |
| f) a health service body                             | <input type="checkbox"/>            | please complete section (B) |

- g) a person who is registered under Part 2 of the Care Standards Act 2000 (c14) in respect of an independent hospital in Wales ☐ please complete section (B)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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		
Date of birth		I am 18 years old or over		<input type="checkbox"/> Please tick yes	
Nationality					
Current residential 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		
Date of birth		I am 18 years old or over		<input type="checkbox"/> Please tick yes	

<b>Nationality</b>			
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.

<b>Name</b> Carouse London LTD
<b>Address</b> Unit 3 Gateway Mews Ringway N11 2UT
<b>Registered number (where applicable)</b> 08925723
<b>Description of applicant (for example, partnership, company, unincorporated association etc.)</b> Company
<b>Telephone number (if any)</b>
<b>E-mail address (optional)</b>

#### Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
08	08	2017

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)

Public House

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

<b>Plays</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of a play take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	
			Indoors	<input type="checkbox"/>
			Outdoors	<input type="checkbox"/>
			Both	<input type="checkbox"/>
Day	Start	Finish	<b>Please give further details here</b> (please read guidance note 4)	
Mon				
Tue				
			<b>State any seasonal variations for performing plays</b> (please read guidance note 5)	
Wed				
Thur				
			<b>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</b> (please read guidance note 6)	
Fri				
Sat				
Sun				

B

Films Standard days and timings (please read guidance note 7)			Will the exhibition of films take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue			State any seasonal variations for the exhibition of films (please read guidance note 5)		
Wed			Non standard timings. Where you intend to use the premises for the exhibition of films at different times to those listed in the column on the left, please list (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

C

Indoor sporting events Standard days and timings (please read guidance note 7)			Please give further details (please read guidance note 4)
Day	Start	Finish	
Mon			
			State any seasonal variations for indoor sporting events (please read guidance note 5)
Tue			
Wed			Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list (please read guidance note 6)
Thur			
Fri			
Sat			
Sun			



D

<b>Boxing or wrestling entertainments</b> Standard days and timings (please read guidance note 7)			<b><u>Will the boxing or wrestling entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon					
			<b><u>State any seasonal variations for boxing or wrestling entertainment</u></b> (please read guidance note 5)		
Tue					
			<b><u>Non standard timings. Where you intend to use the premises for boxing or wrestling entertainment at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Wed					
Thur					
Fri					
Sat					
Sun					

E

Live music Standard days and timings (please read guidance note 7)			<u>Will the performance of live music take place indoors or outdoors or both – please tick</u> (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue			<u>State any seasonal variations for the performance of live music</u> (please read guidance note 5)		
Wed			<u>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</u> (please read guidance note 6)		
Thur					
Fri					
Sat					
Sun					

F

<b>Recorded music</b> Standard days and timings (please read guidance note 7)			<b><u>Will the playing of recorded music take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00			
			<b><u>State any seasonal variations for the playing of recorded music</u></b> (please read guidance note 5)		
Thur	11:00	00:00			
Fri	11:00	00:00			
			<b><u>Non standard timings. Where you intend to use the premises for the playing of recorded music at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sat	11:00	00:00			
			All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sun	12:00	22:30			

G

<b>Performances of dance</b> Standard days and timings (please read guidance note 7)			<b>Will the performance of dance take place indoors or outdoors or both – please tick</b> (please read guidance note 3)	Indoors	<input checked="" type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<b><u>Please give further details here</u></b> (please read guidance note 4)		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00			
			<b><u>State any seasonal variations for the performance of dance</u></b> (please read guidance note 5)		
Thur	11:00	00:00			
Fri	11:00	00:00			
			<b><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></b> (please read guidance note 6)		
Sat	11:00	00:00			
			All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sun	12:00	22:30			

H

<b>Anything of a similar description to that falling within (e), (f) or (g)</b> Standard days and timings (please read guidance note 7)			Please give a description of the type of entertainment you will be providing		
Day	Start	Finish	<b><u>Will this entertainment take place indoors or outdoors or both – please tick</u></b> (please read guidance note 3)	Indoors	<input type="checkbox"/>
Mon				Outdoors	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Tue			<b><u>Please give further details here</u></b> (please read guidance note 4)		
Wed					
Thur			<b><u>State any seasonal variations for entertainment of a similar description to that falling within (e), (f) or (g)</u></b> (please read guidance note 5)		
Fri					
Sat			<b><u>Non standard timings. Where you intend to use the premises for the entertainment of a similar description to that falling within (e), (f) or (g) at different times to those listed in the column on the left, please list</u></b> (please read guidance note 6)		
Sun					

Late night refreshment Standard days and timings (please read guidance note 7)			Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)	Indoors	<input type="checkbox"/>
				Outdoors	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed			<u>State any seasonal variations for the provision of late night refreshment</u> (please read guidance note 5)		
Thur	23:00	00:00			
Fri	23:00	00:00	<u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u> (please read guidance note 6)  All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sat	23:00	00:00			
Sun					

J

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input checked="" type="checkbox"/>
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00			
Thur	11:00	00:00			
Fri	11:00	00:00	<b>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</b> (please read guidance note 6)  All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.		
Sat	11:00	00:00			
Sun	12:00	22:30			

State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):

Name Christopher Hurd	
Date of birth	
Address	
Postcode	
Personal licence number (if known)	
Issuing licensing authority (if known)	

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 9).**

N/A

L

<b>Hours premises are open to the public</b> Standard days and timings (please read guidance note 7)			<b><u>State any seasonal variations</u></b> (please read guidance note 5)
Day	Start	Finish	
Mon	11:00	23:30	
Tue	11:00	23:30	
Wed	11:00	23:30	
Thur	11:00	00:30	
Fri	11:00	00:30	
Sat	11:00	00:30	
Sun	12:00	23:00	

**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 6)

All licensable activities shall be extended from the end of permitted hours on New Year's Eve to the start of permitted hours on New Year's Day.

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



**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

Please see presentation and conditions attached.

**b) The prevention of crime and disorder**

Please see presentation and conditions attached.

**c) Public safety**

Please see presentation and conditions attached.

**d) The prevention of public nuisance**

Please see presentation and conditions attached.

**e) The protection of children from harm**

Please see presentation and conditions attached.

**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. ☒
- ☐  
[Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).


**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures (please read guidance note 11)**

**Signature of applicant or applicant's solicitor or other duly authorised agent (see guidance note 12). If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"><li>• [Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li><li>• The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof</li></ul>
--------------------	---

	of entitlement to work, if appropriate (please see note 15)
Signature	Keystone Law Ltd 
Date	10/07/2017
Capacity	Solicitors on behalf of applicant

For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). 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 14) Andrew Wong Keystone Law 48 Chancery Lane			
Post town	London	Postcode	WC2A 1JF
Telephone number (if any)			
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			

#### Notes for Guidance

- 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.
- In terms of specific regulated entertainments please note that:
  - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
  - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
  - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
  - Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined

## Hopsmiths – Proposed Conditions

1. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition permitted hours means the authorised hours specified on this licence for the sale by retail of alcohol. This restriction does not prohibit:
  - a. during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
  - b. during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
  - c. during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
  - d. consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
  - e. the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
  - f. the sale of alcohol to a trader or club for the purposes of the trade or club;
  - g. the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
  - h. the taking of alcohol from the premises by a person residing there; or
  - i. the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
  - j. the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
2. No person under fourteen shall be in the bar of the licensed premises during the permitted hours for the sale by retail of alcohol unless one of the following applies:
  - a. He is the child of the holder of the premises licence.
  - b. He resides in the premises, but is not employed there.
  - c. He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
  - d. The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.

3. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:

Children and Young Persons Act 1933  
Cinematograph (Safety) Regulations 1955  
Sporting Events (Control of Alcohol Etc) Act 1985

4. Any customer suspected of possessing or using drugs on the premises will be immediately removed from the premises by the DPS, barred from entering the premises again and shall be reported to the Police. Notices to this effect shall be prominently displayed on the premises.
5. The premises shall raise awareness of safer drinking and travel at night by use of the premises in house display boards, these board shall also prominently display local licence mini cab numbers.
6. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents; to use the toilet facilities prior to leaving the premises; and to leave the premises and the area quietly.
7. The premises shall enforce a proof of age scheme, which is approved by the authorised officer of the Council and by the local Police.
8. No unaccompanied children will be allowed in the premises at any time. Children accompanied by an adult will vacate the premises by 20.00.

## ***Carouse London Ltd – Proposal for the Hopsmiths 29 Crouch Hill N4 4AP***



### ***Introduction***

In the spring of 2014 Carouse London Ltd was formed with the initial motivation of converting the Torriano, a small under loved pub in Kentish Town, North London into a thriving public house serving the community a diverse range of craft beers from all around the country, further afield and most importantly to showcase the wealth of craft breweries that have sprung up in the city over the past 7 years whose products we were noticing were in considerable growth around the capital.

Carouse London Ltd comprises Ben Caudell, Theo Caudell & Chris Hurd.

By Summer of the same year we had bought the lease on the premises, completely upgraded the décor, dispense system, sourced a whole range of bespoke products and some fantastic staff to serve them. On July 23<sup>rd</sup> 2014 The Rose & Crown was born, re acquainted with its original name, ready to serve the public.





The pub's previous guise had lost its way and was no longer a part of the broader community, we wanted to re-open the business to all sections of the area's population so that the pub could be used as a community hub.

The Rose & Crown provides a quality product range across the board including showcasing the best breweries across London & further afield. A bespoke wine and spirit range to compliment. Our food offer showcases the best in London Street food, operating pop up kitchens on a 3-6 month rotation. Giving Local business a platform from which to grow & springboard. An example of this is [www.coqfighter.com](http://www.coqfighter.com) who operated their first long term pop up kitchen at the Rose & Crown and have since moved on to operate two restaurants, one in Croydon boxpark and one in Shoreditch.

The opening and subsequent operation of the Rose & Crown has not gone unnoticed, winning best pub in Kentish town & Tufnell park 2014 and 2015 <http://www.timeout.com/london/things-to-do/kentish-town-a-locals-guide>





also appeared in the top ten new openings of 2014 in the Kentish town area  
<http://www.kentishtowner.co.uk/2014/12/19/top-10-new-openings-2014-revealed/>

### ***Key personal & company directors***



The key personnel and founders of Carouse London Ltd are from Left to right Ben Caudell, Christopher Hurd and Theo Caudell.

### ***Christopher Hurd (Operations Manager)***

Chris has been running the operational side of venues for fifteen years, ranging from niche drinking establishments to high footfall nightclubs.

After working within a number of different businesses he discovered his niche running high foot-fall, multi-faceted businesses, putting structured operational foundations into practice, thus increasing the productivity and profitability of independent venues.

Since joining The Colombo Group in 2008 he made the transition from Assistant Manager of one site to Operations Manager of three, showing consistency and efficiency across the running of this diverse group of businesses.

Since the creation of Carouse London Ltd and the Rose & Crown Chris has been running the operational side of the business. Ensuring systems are in place for the provision of health & safety, fire safety, HR to ensure smooth succession in the event of expansion. Chris takes responsibility for all licensing adherence and liaison with all agencies including fire department, police, Environmental health and neighbourhood watch to ensure that the long term health of the business is good. Chris will work across both sites moving forward ensuring healthy relationships with licensing, nearby residents and all associated agencies to ensure the long term viability of the business.

#### ***Ben Caudell (Finance manager)***

Since the inception of Carouse Ben has been responsible for the companies finances and all associated activities, keeping the companies finances healthy, working with our bookkeeper Sam, Ben ensures organization of payments of suppliers and services and that cash flow has stayed healthy and that VAT payments are provided for ect. Moving forward Ben would look after the financial and administrative side of both sites

#### ***Theo Caudell (Purchasing manager)***

For the past six years Theo has been working for Barmetrix as a consultant in the bar/pub/club industry with clients spread all over London. As part of his job specification, Theo has been studying and analysing the sales quantities for itemized products.

Theo spearheads the companies purchasing in terms of new products. With an ever-growing number of breweries in the uk, spread across London and more further afield. Theo keeps us ahead of the game in terms of our beer list which will bring custom from a further flung audience seeking out rare and hard to find examples of beers from artisan breweries near and far

#### ***The Hopsmiths***

The Hopsmiths (formally known as the Nobel) has been vacant now for around 9 months. In its latest incarnation whilst introducing a diverse beer list to the small cornerstone pub it failed to impress the community with its shortfalls in terms of comfort and product range. Being part of a company that operated number of other venues alongside a small brewery the collapse of the brewery in mid 2016 led to the liquidation of Hopsmiths and the unfortunate expiration of its license.

Following an extensive period of research on the surrounding area, investigating historic reviews and forum comments relating to the pub we believe we have the perfect formula to provide the area with a new community hub that we feel can serve the inhabitants of crouch hill with a quality product in terms of comfort, drinks, food, ambiance and atmosphere.

As well as providing a new personality and offer for the pub and completely repositioning the venue in the marketplace we will also go to great lengths to ensure that the new incarnation of the pub and its management, led by myself, goes to great lengths to align with the community and work alongside agencies to ensure the long term health of the business and position within its locality

Look forward to hearing from you

Many thanks

*Christopher Hurd*  
*Carouse London Ltd*

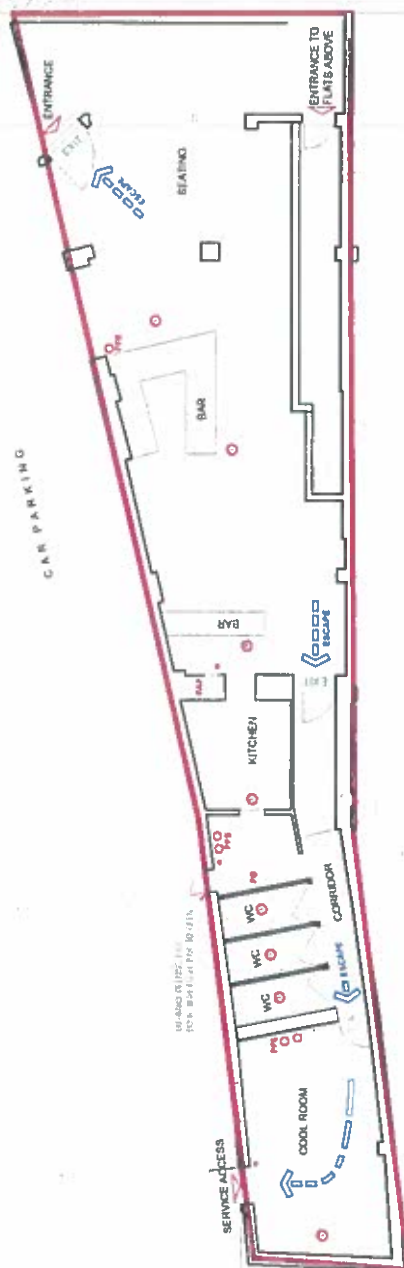
**IMPORTANT:** Licensable activities can take place anywhere within the red line. The position of floor furniture and equipment is shown for diagrammatic purposes only. Any lighting equipment is indicated but may be moved subject to the fire alarm system being carried out under the regulatory scheme (see also Part 3003 of the agreement with the fire officer).

- KEY**
- FIRE ALARM BREAK GLASS UNIT
  - ILLUMINATED EXIT SIGN (ABOVE DOOR)
  - FIRE ALARM PANEL
  - FIRE BLANKET
  - SMOKE DETECTOR (CEILING MOUNTED)
  - PORTABLE FIRE EXTINGUISHER (CO<sub>2</sub> + FOAM)

CROUCH HILL

CAR PARKING

SPARSHOLT ROAD



CAROUSE LONDON LTD	
THE HOPSMITH PUBLIC HOUSE 29 CROUCH HILL LONDON N4 4AF	
GROUND FLOOR FIRE PLAN LAYOUT	
LEASE PLAN	
1100 @ 1 APRIL 2017	ICA
ICA/****	(A) ***



ISLINGTON

**Islington Licensing Authority  
Licensing Act 2003**

**REPRESENTATION FORM FROM RESPONSIBLE AUTHORITIES**

Responsible Authority Environmental Protection

<b>Your Name</b>	Anne Brothers	
<b>Job Title</b>	Noise Liaison Officer	
<b>Postal and email address</b>	222 Upper Street, London N1 1XR anne.brothers@islington.gov.uk	
<b>Contact telephone number</b>	020 7527 3047	
<b>Name of the premises you are making a representation about</b>	Hopsmiths	
<b>Address of the premises you are making a representation about</b>	29 Crouch Hill, London N4 4AP	
<b>Which of the four licensing Objectives does your representation relate to?</b>	<b>Yes Or No</b>	<b>Please detail the evidence supporting your representation. Or the reason for your representation. Please use separate sheets if necessary</b>
To prevent public nuisance	Yes	There is some history of noise nuisance from amplified sound to structurally adjoining dwellings. The premises is in a residential area.
<b>Suggested conditions that could be added to the licence to remedy your representation or other suggestions you would like the Licensing Sub Committee to take into account. Please use separate sheets where necessary and refer to checklist.</b>	See attached sheet	

Signed: Anne Brothers Date: 21 July 2017

Please return this form along with any additional sheets to: Licensing Support Team, Public Protection, 222 Upper Street, London N1 1XR or email to [licensing@islington.gov.uk](mailto:licensing@islington.gov.uk)

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

### **Suggested Noise Conditions for Hopsmiths, 29 Crouch Hill**

- Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
- The beer garden/outside drinking area shall be cleared of drinking customers by 22:00. After that time up to 6 customers shall be permitted to smoke on the frontage. No drinks shall be taken outside after 22:00
- Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
- The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to survey locally in order to come to agreements with the council regarding maximum levels of amplified sound. This will include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme of noise control shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment. Agreed levels of sound shall be expressed on the premises licence.
- All pre-recorded music played through the in-house music system shall be controlled by an automatic electronic noise limiting device which restricts the sound system output to below pre-set threshold levels. All music from live bands, or DJs utilising their own amplification equipment, shall be controlled by a continual music noise level monitoring device which cuts the power supply to the sound system if a pre-set threshold is exceeded.
- The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the levels approved by the Council, are not exceeded.
- The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
- Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.
- Bottling out from the premises is prohibited between 23:00 hours and 08:00 hours.
- In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
- The delivery of licensable goods shall be restricted to the hours between 09:00 and 19:00 Monday-Saturday. No deliveries shall be made on a Sunday or Bank Holiday.
- There shall be no collections of refuse or bottles between the hours of 23:00 and 08:00.
- Exterior lighting shall be directed away from residential properties.
- Any off sales shall be limited to drinks in sealed containers for customers to take away and consume at home.

Your New License Application

Our Licensing/NI

Date: 03/08/2017



New Licenses Application

Hopsmiths

29 Crouch Hill  
London  
N4 4AP

**METROPOLITAN POLICE  
SERVICE**  
Islington Police Licensing Team  
Islington Police Station  
2 Tolpuddle Street  
London  
N1 0YY

Telephone: 07799133204  
Email:  
licensingpolice@islington.gov.uk

Date 3rd August 2017

Dear Sir

**Re: Premises License New: HOPSMITHS 29 CROUCH HILL LONDON N4 4AP**

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application to vary the License as it is our belief that if granted the application would undermine the Licensing Objective, The prevention of Crime & Disorder.

Upon receipt of the above application I emailed the applicants agent on 25/07/2017 putting forward suggested conditions concerning the use of CCTV and the reporting of serious assaults, both conditions aimed at assisting in the prevention of crime and disorder. I also asked a question about what form the proposed off sales would take. I requested a response within 7 days to allow me to fully process the application. At the time of writing this representation I have still not had a response from neither the applicant nor their agent. I am disappointed at this lack of response as it does not bode well for future communication with the venue if a license was to be granted.

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

If the Committee is minded to grant the license then I would put forward the following.

**No off sales, unless the applicant can give a full and detailed explanation as to what form these sales will take and how they will be controlled.**

**CCTV:**

- CCTV shall be installed, operated and maintained, at all times that the premises is open for licensable activities, so as to comply with the following criteria:
- The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request;
- One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
- The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
- The system shall record in real time and recordings will be date and time stamped;

- **Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to Police or authorised Council officers on request (subject to the Data Protection Act 1998) within 24 hours of any request; &**
- **At all times, there will be a person on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request and to supply a copy of footage immediately to Police to assist with the immediate investigation of an offence.**

**Serious Assaults:**

- **In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:**
- **The police (and, where appropriate, the London Ambulance Service) are called without delay;**
- **All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;**
- **The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and**
- **Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.**

Should you wish to discuss the matter further please contact us on Mobile 07799133204 or via email, [Licensingpolice@islington.gov.uk](mailto:Licensingpolice@islington.gov.uk)

Yours sincerely  
Islington Police Licensing Team  
Steven Harrington Pc 2425CN  
Ed Joseph Ps 259CN  
Petros Loizou Pc 3757CN



**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:

Hopsmiths, 29 Crouch Hill, Islington, London, N4 4AP

Your Name:

[REDACTED]

Interest:

RESIDENT

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

Your Address:

[REDACTED]

Email:

[REDACTED]

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. This premises is on the corner of a quiet residential street. It has open-air areas both front and back. When it was open before, the noise from these areas was sometimes very disturbing, with drinkers thick on the pavement. I can accept this in an established place - within reason - but would object very strongly to the opening hours being extended at night.

Crime and Disorder

**Protection of Children from Harm**

**Public Safety**

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

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

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

Signature: 

Date: 28.07.17

**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)

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

1. Alcohol shall not be sold, supplied, consumed in or taken from the premises except during permitted hours. In this condition permitted hours means the authorised hours specified on this licence for the sale by retail of alcohol. This restriction does not prohibit:
  - a) during the first twenty minutes after the above hours the consumption of the alcohol on the premises;
  - b) during the first twenty minutes after the above hours, the taking of the alcohol from the premises unless the alcohol is supplied or taken in an open vessel;
  - c) during the first thirty minutes after the above hours the consumption of the alcohol on the premises by persons taking meals there if the alcohol was supplied for consumption as ancillary to the meals;
  - d) consumption of the alcohol on the premises or the taking of sale or supply of alcohol to any person residing in the licensed premises;
  - e) the ordering of alcohol to be consumed off the premises, or the despatch by the vendor of the alcohol so ordered;
  - f) the sale of alcohol to a trader or club for the purposes of the trade or club;
  - g) the sale or supply of alcohol to any canteen or mess, being a canteen in which the sale or supply of alcohol is carried out under the authority of the Secretary of State or an authorised mess of members of Her Majesty's naval, military or air forces;
  - h) the taking of alcohol from the premises by a person residing there; or
  - i) the supply of alcohol for consumption on the premises to any private friends of a person residing there who are bona fide entertained by him at his own expense, or the consumption of alcohol by persons so supplied; or
  - j) the supply of alcohol for consumption on the premises to persons employed there for the purposes of the business carried on by the holder of the licence, or the consumption of liquor so supplied, if the liquor is supplied at the expense of their employer or of the person carrying on or in charge of the business on the premises.
  
2. No person under fourteen shall be in the bar of the licensed premises during the permitted hours for the sale by retail of alcohol unless one of the following applies:
  - a) He is the child of the holder of the premises licence.
  - b) He resides in the premises, but is not employed there.
  - c) He is in the bar solely for the purpose of passing to or from some part of the premises which is not a bar and to or from which there is no other convenient means of access or egress.
  - d) The bar is in railway refreshment rooms or other premises constructed, fitted and intended to be used bona fide for any purpose to which the holding of the licence is ancillary.

In this condition "bar" includes any place exclusively or mainly used for the consumption of intoxicating liquor. But an area is not a bar when it is usual for it to be, and it is, set apart for the service of table meals and alcohol is only sold or supplied to persons as an ancillary to their table meals.
  
3. This licence is subject to such further conditions as are consistent with any restrictions imposed on the use of the premises for the existing licensable activities under the licence by virtue of the enactments hereinafter set out:

Children and Young Persons Act 1933

Cinematograph (Safety) Regulations 1955

Sporting Events (Control of Alcohol Etc) Act 1985

4. Any customer suspected of possessing or using drugs on the premises will be immediately removed from the premises by the DPS, barred from entering the premises again and shall be reported to the Police. Notices to this effect shall be prominently displayed on the premises.
5. The premises shall raise awareness of safer drinking and travel at night by use of the premises in house display boards, these board shall also prominently display local licence mini cab numbers.
6. Notices will be prominently displayed at exits requesting the public to respect the needs of local residents; to use the toilet facilities prior to leaving the premises; and to leave the premises and the area quietly.
7. The premises shall enforce a proof of age scheme, which is approved by the authorised officer of the Council and by the Local Police.
8. No unaccompanied children will be allowed in the premises at any time. Children accompanied by an adult will vacate the premises by 20.00.
9. The licensee shall adopt the Challenge 25 and the BII National Standards Proof of Age Scheme

**Suggested conditions of approval suggested by the Police**

10. CCTV shall be installed, operated and maintained, at all times that the premises is open for licensable activities, so as to comply with the following criteria:
  - a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct. A record of these checks, showing the date and name of the person checking, shall be kept and made available to Police or authorised Council officers on request;
  - b. The Police must be informed if the system will not be operating for longer than one day of business for any reason;
  - c. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
  - d. The system will provide coverage of any exterior part of the premises accessible to the public;
  - e. The system shall record in real time and recordings will be date and time stamped;
  - f. Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to Police or authorised Council officers on request (subject to the Data Protection Act 1998) within 24 hours of any request; &
  - g. At all times, there will be a person on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
11. In the event that a serious assault is committed on the premises (or appears to have been committed) the management will immediately ensure that:
  - a. The police (and, where appropriate, the London Ambulance Service) are called without delay;
  - b. All measures that are reasonably practicable are taken to apprehend any suspects pending the arrival of the police;
  - c. The crime scene is preserved so as to enable a full forensic investigation to be carried out by the police; and
  - d. Such other measures are taken (as appropriate) to fully protect the safety of all persons present on the premises.

**Suggested conditions of approval suggested by the Pollution Team**

12. Noise and vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
13. The beer garden/outside drinking area shall be cleared of drinking customers by 22:00. After that time up to 6 customers shall be permitted to smoke on the frontage. No drinks shall be taken outside after 22:00

- 14 Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
- 15 The licensee shall appoint a noise consultant registered with the Institute of Acoustics or Association of Noise Consultants to survey locally in order to come to agreements with the council regarding maximum levels of amplified sound. This will include the installation of a noise limiting device, to prevent persons in the neighbourhood from being unreasonably disturbed by noise of music from the premises. The scheme of noise control shall be submitted for approval by the Council, and the approved scheme fully implemented to the satisfaction of the Council and the licensee notified in writing accordingly, prior to the premises being used for regulated entertainment. Agreed levels of sound shall be expressed on the premises licence.
- 16 All pre-recorded music played through the in-house music system shall be controlled by an automatic electronic noise limiting device which restricts the sound system output to below pre-set threshold levels. All music from live bands, or DJs utilising their own amplification equipment, shall be controlled by a continual music noise level monitoring device which cuts the power supply to the sound system if a pre-set threshold is exceeded.
- 17 The entertainment noise control system shall be monitored, checked and calibrated as necessary, so that the levels approved by the Council, are not exceeded.
- 18 The controls for the entertainment noise control system shall be located in a secure, lockable cupboard or similar location. The entertainment noise control system is to be independent of control by persons other than the licensee. Access to the entertainment noise control system is to be restricted to the Licensee or a designated manager.
- 19 •Doors and windows to the premises will be kept closed, so far as practicable, at all times when noise generating regulated entertainment is taking place i.e. live and recorded music.
- 20 Bottling out from the premises is prohibited between 23:00 hours and 08:00 hours.
- 21 In the event of a noise complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
- 22 The delivery of licensable goods shall be restricted to the hours between 09:00 and 19:00 Monday-Saturday. No deliveries shall be made on a Sunday or Bank Holiday.
- 23 There shall be no collections of refuse or bottles between the hours of 23:00 and 08:00.
- 24 •Exterior lighting shall be directed away from residential properties.
- 25 Any off sales shall be limited to drinks in sealed containers for customers to take away and consume at home.



Printed By:  
RO RO

Printed At:  
30-08-2017



Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 September 2017		St Mary's

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE NEW APPLICATION  
167 UPPER STREET, LONDON N1 1US**

### 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 allow:
  - the on sales of alcohol from 11:00 until 23:00 Sunday to Thursday and from 11:00 until 00:00 Friday and Saturday.
  - the provision of late night refreshment from 23:00 until 00:00 Friday and Saturday
  - opening hours from 07:00 until 23:30 Monday to Thursday, from 07:00 until 00:30 Friday and Saturday and from 09:00 until 23:30 on Sundays.

**Note:** The application requested on and off sales of alcohol. However, following correspondence with Islington's Noise Service, the applicant has agreed to remove off sales of alcohol from the application.

### 2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No



Noise	No – Conditions Agreed
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: One residential representation
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 These premises are located in the Upper Street and Angel Cumulative Impact, 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.

#### 3.3 Licensing Policy 2.4, 2.5 and 2.6 which states that the special policy is not absolute and if it can be demonstrated that the application would not contribute to the existing impact of an area, the policy can be departed from in exceptional circumstances. One of the exception circumstances listed is that the premises is not alcohol led.

#### 3.3 Two representations were received in respect of this application. One from Islington's Noise Service and one from a resident. Both representations are based on the prevention of crime and disorder. The Noise Service have subsequently agreed conditions with the applicant and has since withdrawn their representation. Therefore, only one representation remains to this application.

### 4. Planning Implications

#### 4.1 The planning department state their records indicate that planning permission was granted on 30 May 2013 for A3 use class as a restaurant.

#### 4.2 The planning department state that the hours for use are between 0700 until 2300 Monday to Saturday and 0900 to 2230 Sunday and bank holidays and have therefore requested that the applicant either amend the hours of their premises licence application or apply to extend the planning permission.



- 4.3 The planning department confirm that there are currently no enforcement investigations affecting these premises.

**5. Recommendations**

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3)
  - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.

**5 Conclusion and reasons for recommendations**

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

**Background papers:**

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

**Final Report Clearance**

**Signed by**



Service Director – Public Protection

**Date**

31 August 2017

**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)

**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 JAMON & HEALTH LIMITED**

*(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 167 UPPER STREET,			
<b>Post town</b>	LONDON	<b>Postcode</b>	N1 1US
<b>Telephone number at premises (if any)</b>			
<b>Non-domestic rateable value of premises</b>		£ 47,500	

**Part 2 - Applicant details**

Please state whether you are applying for a premises licence as      Please tick as appropriate

- |  |                          |                             |
|--|--------------------------|-----------------------------|
| a) an individual or individuals *                    | <input type="checkbox"/> | please complete section (A) |
| b) a person other than an individual *               |                          |                             |
| i as a limited company/limited liability partnership | X                        | please complete section (B) |
| ii as a partnership (other than limited liability)   | <input type="checkbox"/> | please complete section (B) |
| iii as an unincorporated association or              | <input type="checkbox"/> | please complete section (B) |
| iv other (for example a statutory corporation)       | <input type="checkbox"/> | please complete section (B) |
| c) a recognised club                                 | <input type="checkbox"/> | 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)
- ga) a person who is registered under Chapter 2 of Part 1 of the Health and Social Care Act 2008 (within the meaning of that Part) in an independent hospital in England ☐ please complete section (B)
- h) the chief officer of police of a police force in England and Wales ☐ please complete section (B)

\* If you are applying as a person described in (a) or (b) please confirm (by ticking yes to one box below):

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

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		
Date of birth over		I am 18 years old or		<input type="checkbox"/> Please tick yes	
Nationality					
Current residential 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		
Date of birth over			I am 18 years old or <input type="checkbox"/> Please tick yes		
Nationality					
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 Jamon and Health Limited
Address [REDACTED]
Registered number (where applicable) [REDACTED]
Description of applicant (for example, partnership, company, unincorporated association etc.) Private 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			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD		MM		YYYY			
<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>	<input type="text"/>

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

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

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

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

Provision of regulated entertainment (please read guidance note 2)

Please tick all that apply

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

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

X

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

X

**In all cases complete boxes K, L and M**

# I

<b>Late night refreshment</b> Standard days and timings (please read guidance note 7)			<b>Will the provision of late night refreshment take place indoors or outdoors or both – please tick (please read guidance note 3)</b>		Indoors	<input checked="checked" type="checkbox"/>
					Outdoors	<input type="checkbox"/>
					Both	<input type="checkbox"/>
Day	Start	Finish				
Mon			<b><u>Please give further details here</u></b> (please read guidance note 4)			
Tue						
Wed			<b><u>State any seasonal variations for the provision of late night refreshment</u></b> (please read guidance note 5)			
Thur						
Fri	23:00	00:00	<b><u>Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list</u></b> (please read guidance note 6)			
Sat	23:00	00:00	From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day			
Sun						

**J**

<b>Supply of alcohol</b> Standard days and timings (please read guidance note 7)			<b>Will the supply of alcohol be for consumption – please tick</b> (please read guidance note 8)	On the premises	<input type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	X
Day	Start	Finish	<b>State any seasonal variations for the supply of alcohol</b> (please read guidance note 5)		
Mon	11:00	23:00			
Tue	11:00	23:00			
Wed	11:00	23:00			
Thur	11:00	23:00			
Fri	11:00	00:00			
Sat	11:00	00:00			
Sun	11:00	23:00			

**State the name and details of the individual whom you wish to specify on the licence as designated premises supervisor (Please see declaration about the entitlement to work in the checklist at the end of the form):**

Name CARLOS TORRES SOSA	
Date of birth [REDACTED]	
Address  [REDACTED]	
Postcode	[REDACTED]
Personal licence number (if known) [REDACTED]	
Issuing licensing authority (if known) [REDACTED]	



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 9).**

NONE

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			<u>State any seasonal variations</u> (please read guidance note 5)	
Day	Start	Finish		
Mon	07:00	23:30		
Tue	07:00	23:30		
Wed	07:00	23:30		
Thur	07:00	23:30		<b><u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u></b> (please read guidance note 6) From the end of permitted hours on New Year's Eve until the start of permitted hours on New Year's Day
Fri	07:00	00:30		
Sat	07:00	00:30		
Sun	09:00	23:30		

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

**a) General – all four licensing objectives (b, c, d and e) (please read guidance note 10)**

PLEASE SEE ANNEX A

**b) The prevention of crime and disorder**

PLEASE SEE ANNEX A

**c) Public safety**

PLEASE SEE ANNEX A

**d) The prevention of public nuisance**

PLEASE SEE ANNEX A

**e) The protection of children from harm**

PLEASE SEE ANNEX A

**Checklist:**

**Please tick to indicate agreement**


- I have made or enclosed payment of the fee. X
- I have enclosed the plan of the premises. X
- 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. X
- I understand that I must now advertise my application. X
- I understand that if I do not comply with the above requirements my application will be rejected. X
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15). ☐

**IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

**IT IS AN OFFENCE UNDER SECTION 24B OF THE IMMIGRATION ACT 1971 FOR A PERSON TO WORK WHEN THEY KNOW, OR HAVE REASONABLE CAUSE TO BELIEVE, THAT THEY ARE DISQUALIFIED FROM DOING SO BY REASON OF THEIR IMMIGRATION STATUS. THOSE WHO EMPLOY AN ADULT WITHOUT LEAVE OR WHO IS SUBJECT TO CONDITIONS AS TO EMPLOYMENT WILL BE LIABLE TO A CIVIL PENALTY UNDER SECTION 15 OF THE IMMIGRATION, ASYLUM AND NATIONALITY ACT 2006 AND PURSUANT TO SECTION 21 OF THE SAME ACT, WILL BE COMMITTING AN OFFENCE WHERE THEY DO SO IN THE KNOWLEDGE, OR WITH REASONABLE CAUSE TO BELIEVE, THAT THE EMPLOYEE IS DISQUALIFIED.**

**Part 4 – Signatures** (please read guidance note 11)

**Signature of applicant or applicant's solicitor or other duly authorised agent** (see guidance note 12). **If signing on behalf of the applicant, please state in what capacity.**

<b>Declaration</b>	<ul style="list-style-type: none"> <li>[Applicable to individual applicants only, including those in a partnership which is not a limited liability partnership] I understand I am not entitled to be issued with a licence if I do not have the entitlement to live and work in the UK (or if I am subject to a condition preventing me from doing work relating to the carrying on of a licensable activity) and that my licence will become invalid if I cease to be entitled to live and work in the UK (please read guidance note 15).</li> <li>The DPS named in this application form is entitled to work in the UK (and is not subject to conditions preventing him or her from doing work relating to a licensable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)</li> </ul>
<b>Signature</b>	
<b>Date</b>	26 JUNE 2017
<b>Capacity</b>	Joelson JD LLP Solicitors for and on behalf of the applicant.

**For joint applications, signature of 2<sup>nd</sup> applicant or 2<sup>nd</sup> applicant's solicitor or other authorised agent (please read guidance note 13). If signing on behalf of the applicant, please state in what capacity.**

<b>Signature</b>	
<b>Date</b>	
<b>Capacity</b>	

Contact name (where not previously given) and postal address for correspondence associated with this application (please read guidance note 14) CORINNE HOLLOWAY JOELSON JD LLP SOLICITORS 30 PORTLAND PLACE			
<b>Post town</b>	LONDON	<b>Postcode</b>	W1B 1LZ
<b>Telephone number (if any)</b>		020 7580 5721	
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) corinne.h@joelsonlaw.com			

#### Notes for Guidance

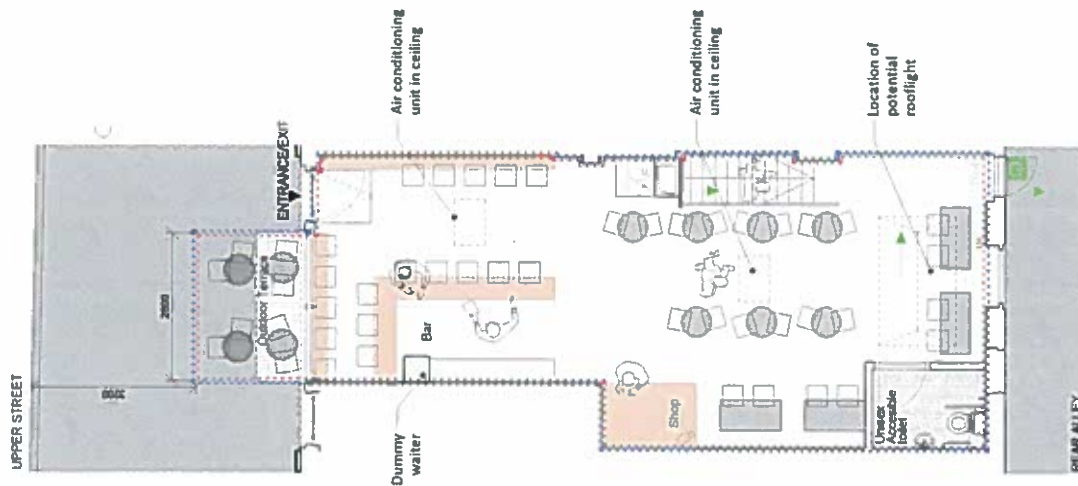
1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for

ANNEX A  
167 UPPER STREET, LONDON, N1 1US

1. Substantial food and suitable beverages other than intoxicating liquor shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
2. Save for up to a maximum of 8 persons in the bar area, the supply of alcohol at the premises shall only be to a person taking a table meal and for the consumption by such a person as ancillary to their meal.
3. Save for in the bar area, the supply of alcohol shall be by waiter or waitress service only.
4. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
5. Refuse, including bottles, is to be taken and placed into receptacles outside the premises at times which will minimise the disturbance to nearby premises.
6. Noxious smells are not to be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated.
7. Where the sale or supply of alcohol is taking place employees of the premises may request sight of evidence of the age of any person appearing to be under 25. Such evidence may include a driving licence or passport.
8. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
9. 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 frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hrs 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.
10. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority.
11. The licence holder shall maintain an Incident Book at the premises to record the following: all crimes reported to the venue, all ejections of patrons, any complaints received, any incidents of disorder, seizures of drugs or offensive weapons and their location, any faults in the CCTV systems and any visit by a relevant authority or emergency service.
12. Off sales will only be permitted to those persons consuming alcohol seated in the outside area.



01 Site plan  
01 200



02 Ground Floor Plan  
01 200



03 Basement plan  
01 200

- KEY
- Extent of boundary
  - Locatable activities
  - Evacuation route
  - Access and egress point
  - Fired structures

FIRE SAFETY  
NOTE: The position of fire and safety equipment as shown on the plan or such other position as agreed from time to time in consultation with the fire authority.

- Emergency exit
- Emergency signage
- Emergency light
- Smoke detector
- Heat detector
- Extinguishers
- F Foam spray
- C Carbon dioxide
- Fire blanket
- Security Camera



<p>167 Upper Street London N1</p> <p>CLIENT Jamón y Salad</p>	<p>PROPOSED PLANS FOR NEW PREMISES LICENCES OPTION 1</p>	<p>DATE May 2017</p>	<p>SCALE AT A3 1:100</p>	<p>REV 1</p>
		<p>PROJECT 167 Upper Street London N1</p>	<p>DATE May 2017</p>	<p>SCALE AT A3 1:100</p>
		<p>CLIENT Jamón y Salad</p>	<p>DATE May 2017</p>	<p>SCALE AT A3 1:100</p>

**Whitton, Daniel**

---

**From:** [REDACTED]  
**Sent:** 22 July 2017 09:26  
**To:** Licensing  
**Subject:** Restaurant, 167 Upper Street

Dear Sir or Madam,

I live at [REDACTED] with my [REDACTED]  
Our bedroom has its windows at the back of the house.

We are mainly worried about noise emanating from the back of the property from either people or installations.

We would appreciate if it would be ensured that no noise gets through open windows at the back at night. Also, the currently installed ventilation pipe for Gluten Free bakery was quite noisy and sometimes operated late at night.

In addition, we are worried about rodents. We currently have a mice infestation. A pest control expert suspected there might also be mice at the back of the 167 property, based on the smell. Overall, the whole backyard is not salubrious, given the ongoing building work.

Kind regards,

--  
[REDACTED]

Whitton, Daniel

---

From: [REDACTED]  
Sent: 24 July 2017 11:25  
To: Licensing  
Subject: Restaurant license 167 Upper Street

[REDACTED]  
[REDACTED]  
[REDACTED]  
Phone: [REDACTED]

Dear Christophe,

I am worried about the extension of hours of operation into the night of the existing ventilation pipe at the back of the building. The pipe runs along the building back wall from the ground all the way up to the roof. Its noise represents a public nuisance.

I would therefore like to object to The provision of late night refreshment from 23:00 until 00:00 Friday & Saturday

Kind regards,

--  
[REDACTED]



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

1. Substantial food and suitable beverages other than intoxicating liquor shall be available during the whole of the permitted hours in all parts of the premises where intoxicating liquor is sold or supplied.
2. Save for up to a maximum of 8 persons in the bar area, the supply of alcohol at the premises shall only be to a person taking a table meal and for the consumption by such a person as ancillary to their meal.
3. Save for in the bar area, the supply of alcohol shall be by waiter or waitress service only.
4. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
5. Refuse, including bottles, is to be taken and placed into receptacles outside the premises at times which will minimise the disturbance to nearby premises.
6. Noxious smells are not to be permitted to cause a nuisance to nearby properties and the premises are to be properly ventilated.
7. Where the sale or supply of alcohol is taking place employees of the premises may request sight of evidence of the age of any person appearing to be under 25. Such evidence may include a driving licence or passport.
8. No noise shall emanate from the premises nor vibration be transmitted through the structure of the premises which gives rise to a nuisance.
9. 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 frontal head and shoulder image of everyone entering the premises and will operate in any light conditions within the premises. The system will cover the full exterior of the premises and shall record in real time, date and time stamped and will operate whilst the premises is open for licensable activities. The recordings will be kept for a minimum of 31 days and copies will be made available to an Authorised Officer or a Police Officer (subject to the Data Protection Act 1998) within 24 hrs 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.
10. The Designated Premises Supervisor shall ensure that all management staff are trained to use and maintain the Incident Book. The Incident Book shall be readily available for inspection by the Police or other statutory authority.
11. The licence holder shall maintain an Incident Book at the premises to record the following: all crimes reported to the venue, all ejections of patrons, any complaints received, any incidents of disorder, seizures of drugs or offensive weapons and their location, any faults in the CCTV systems and any visit by a relevant authority or emergency service.
12. Off sales will only be permitted to those persons consuming alcohol seated in the outside area.

**Conditions proposed by Islington's Noise Service – Accepted**

13. Off sales shall not be permitted.
14. External tables and chairs will be cleared by 23:00 every night.
15. Bottling out from the premises is prohibited between 23:00 and 08:00
16. In the event of a noise complaint substantiated by an authorised officer, the premises licence holder shall take appropriate measures in order to prevent any recurrence.
17. No vertical drinking save for a maximum of 8 persons waiting in the bar area to be seated.



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Report of: Service Director, Public Protection

Meeting of	Date	Agenda Item	Ward(s)
Licensing Sub-Committee	12 September 2017		Finsbury Park

Delete as appropriate		Non-exempt
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**Subject: PREMISES LICENCE VARIATION APPLICATION  
GUNAY SUPERMARKET, 231 SEVEN SISTERS ROAD, LONDON, N4 2DA**

### 1. Synopsis

- 1.1 This is an application for the variation of a premise licence under the Licensing Act 2003.
- 1.2 The application is to extend:
  - a) The permitted times for the sale of alcohol, for consumption off the premises on Sunday to Thursday 23:00 - 00:00 and Friday and Saturday from 00:00 – 01:00.
  - b) The opening hours to between 08:00 and 00:00, Sunday to Thursday, and between 08:00 and 01:00 on Friday and Saturday.
- 1.3 The premises is currently licensed to:
  - a) Sell alcohol, for consumption off the premises, between 11:00 and 23:00, Sunday to Saturday.
  - b) Opening hours between 08:00 and 00:00, Sunday to Saturday.

### 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
Planning	No
Local residents	No
Other bodies	No

### **3. Background**

3.1 Papers are attached as follows:-

Appendix 1: application form, including current licence;

Appendix 2: representations;

Appendix 3: map of premises location.

3.2 The licensee was first granted a licence for these premises by the Licensing Sub-Committee on 15 December 2011. There was a subsequent variation application for extension of hours refused by Licensing Sub- Committee on 10 March 2012.

3.3 The premise is located in the Finsbury Park Cumulative Impact Policy Area.

3.4 The applicant has proposed no additional measures in their operating schedule to promote the licensing objectives.

### **4. Planning Implications**

4.1 Planning has reported that they have no objections to the application.

### **5 Recommendations**

5.1 To determine the application for a variation of the premises licence under Section 34 of the Licensing Act 2003.

5.2 To consider that this address is in a Saturation or "Cumulative Impact Policy" of Islington. This special policy creates a rebuttable presumption that applications for new premises licences, club premises certificates, or variation applications that are likely to add to the existing cumulative impact will normally be refused, unless the applicant can demonstrate why the operation of the premises involved will not add to the cumulative impact or otherwise impact adversely on the promotion of the licensing objectives.

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

- i. conditions of the existing premises (see appendix 1).
- ii. any additional conditions deemed appropriate by the Committee to promote the four licensing objectives.

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

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

### **Background papers:**

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

### **Final Report Clearance**

**Signed by**

  
Service Director – Public Protection

Date 31 August 2017

**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)



\* required information

**Section 1 of 18**

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

Not Currently In Use

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

Your reference

Finsbury Supermarket

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

Mr Mustafa

\* Family name

Gunay

\* E-mail

licensing@narts.org.uk

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.



*Continued from previous page...*

### Address

* Building number or name	<input type="text"/>
* Street	<input type="text"/>
District	<input type="text"/>
* City or town	<input type="text"/>
County or administrative area	<input type="text"/>
* Postcode	<input type="text"/>
* Country	<input type="text"/>

### Agent Details

* First name	<input type="text" value="Ms Aysen"/>
* Family name	<input type="text" value="Ipek Kilic"/>
* E-mail	<input type="text" value="licensing@narts.org.uk"/>
Main telephone number	<input type="text" value="02072413636"/>
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? ☒ Yes ☐ No

Note: completing the Applicant Business section is optional in this form.

Registration number	<input type="text" value="10815398"/>
Business name	<input type="text" value="Narts Britain Limited"/>
VAT number	<input type="text" value="-"/> <input type="text" value="None"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="Licensing Consultant"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

Put "none" if you are not registered for VAT.

The country where the headquarters of your business is located.

*Continued from previous page...*

**Agent Registered Address**

Address registered with Companies House.

Building number or name	<input type="text" value="NARTS"/>
Street	<input type="text" value="53 Stoke Newington High Street"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="N16 8EL"/>
Country	<input type="text" value="United Kingdom"/>

**Section 2 of 18**

**APPLICATION DETAILS**

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

I/we, as named in section 1, being the premises licence holder, apply to vary a premises licence under section 34 of the Licensing Act 2003 for the premises described in section 2 below.

\* Premises Licence Number

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	<input type="text" value="Finsbury Supermarket"/>
Street	<input type="text" value="231 Seven Sisters 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="N4 2DA"/>
Country	<input type="text" value="United Kingdom"/>

**Premises Contact Details**

Telephone number	<input type="text"/>
Non-domestic rateable value of premises (£)	<input type="text" value="17,000"/>

**Section 3 of 18**

**VARIATION**

Continued from previous page...

Do you want the proposed variation to have effect as soon as possible?

☒ Yes ☐ No

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

☐ Yes ☒ No

You do not have to pay a fee if the only purpose of the variation for which you are applying is to avoid becoming liable to the late night levy.

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

#### Describe Briefly The Nature Of The Proposed Variation

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.

Extend the hours of the supply of alcohol consumption off the premises.

### Section 4 of 18

#### PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

☐ Yes ☒ No

### Section 5 of 18

#### PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

☐ Yes ☒ No

### Section 6 of 18

#### PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

*Continued from previous page...*

Will the schedule to provide indoor sporting events be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 7 of 18

### PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will the schedule to provide boxing or wrestling entertainments be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 8 of 18

### PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide live music be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 9 of 18

### PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 10 of 18

### PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 11 of 18

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

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 12 of 18

### PROVISION OF LATE NIGHT REFRESHMENT

*Continued from previous page...*

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

☐ Yes ☒ No

## Section 13 of 18

### SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

☒ Yes ☐ No

#### Standard Days And Timings

##### MONDAY

Start

End

Start

End

Provide 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

Continued from previous page...

Will the sale of alcohol be for consumption?

☐ On the premises      ☒ Off the premises      ☐ Both

If the sale of alcohol is for consumption on the premises select on, if the sale of alcohol is for consumption away from the premises select off. If the sale of alcohol is for consumption on the premises and away from the premises select both.

State any seasonal variations.

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

N/A

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

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

N/A

Section 14 of 18

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.

Provide 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.

N/A

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start 08:00

End 00:00

Start

End

Provide 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 08:00

End 00:00

Start

End

*Continued from previous page...*

WEDNESDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="08:00"/>	End	<input type="text" value="00:00"/>
Start	<input type="text"/>	End	<input type="text"/>

State any seasonal variations.

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

N/A

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

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

N/A

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

N/A

☐ I have enclosed the premises licence

*Continued from previous page...*

☐ I have enclosed the relevant part of the premises licence

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

The summary of the licence is on display and other parts of the licence has been lost, please contact us for the payment on 02072413636.

## Section 16 of 18

### 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.

Nothing additional to the existing ones.

b) The prevention of crime and disorder

c) Public safety

d) The prevention of public nuisance

e) The protection of children from harm

## Section 17 of 18

### NOTES ON REGULATED ENTERTAINMENT



*Continued from previous page...*

In terms of specific **regulated entertainments** please note that:

- Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
- Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
- Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.
- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined fighting sports – defined as a contest, exhibition or display which combines boxing or wrestling with one or more martial arts – are licensable as a boxing or wrestling entertainment rather than an indoor sporting event.
- Live music: no licence permission is required for:
  - o a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a workplace that is not licensed to sell alcohol on those premises, provided that the audience does not exceed 500.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o a performance of amplified live music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school or (iii) the health care provider for the hospital.
- Recorded Music: no licence permission is required for:
  - o any playing of recorded music between 08.00 and 23.00 on any day on premises authorised to sell alcohol for consumption on those premises, provided that the audience does not exceed 500.
  - o any playing of recorded music between 08.00 and 23.00 on any day, in a church hall, village hall, community hall, or other similar community premises, that is not licensed by a premises licence to sell alcohol, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance from a person who is responsible for the premises.
  - o any playing of recorded music between 08.00 and 23.00 on any day, at the non-residential premises of (i) a local authority, or (ii) a school, or (iii) a hospital, provided that (a) the audience does not exceed 500, and (b) the organiser gets consent for the performance on the relevant premises from: (i) the local authority concerned, or (ii) the school proprietor or (iii) the health care provider for the hospital.

*Continued from previous page...*

- Dance: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 500. However, a performance which amounts to adult entertainment remains licensable.
- Cross activity exemptions: no licence is required between 08.00 and 23.00 on any day, with no limit on audience size for:
  - o any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
  - o any entertainment taking place on the hospital premises of the health care provider where the entertainment is provided by or on behalf of the health care provider;
  - o any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
  - o any entertainment (excluding films and a boxing or wrestling entertainment) taking place at a travelling circus, provided that (a) it takes place within a moveable structure that accommodates the audience, and (b) that the travelling circus has not been located on the same site for more than 28 consecutive days.

## Section 18 of 18

### 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.

Variation 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

If you own a large premise 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

\* Fee amount (£)

190.00

### DECLARATION

IT IS AN OFFENCE, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.

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

*Continued from previous page...*

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/change-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, UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION. THOSE WHO MAKE A FALSE STATEMENT MAY BE LIABLE ON SUMMARY CONVICTION TO A FINE OF ANY AMOUNT.**

#### OFFICE USE ONLY

Applicant reference number

Fee paid

Payment provider reference

ELMS Payment Reference

Payment status

Payment authorisation code

Payment authorisation date

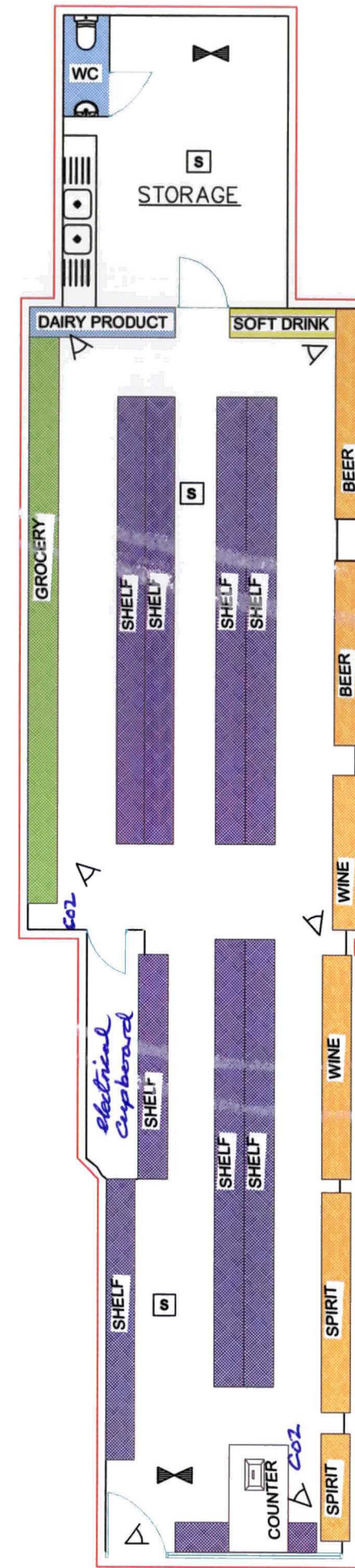
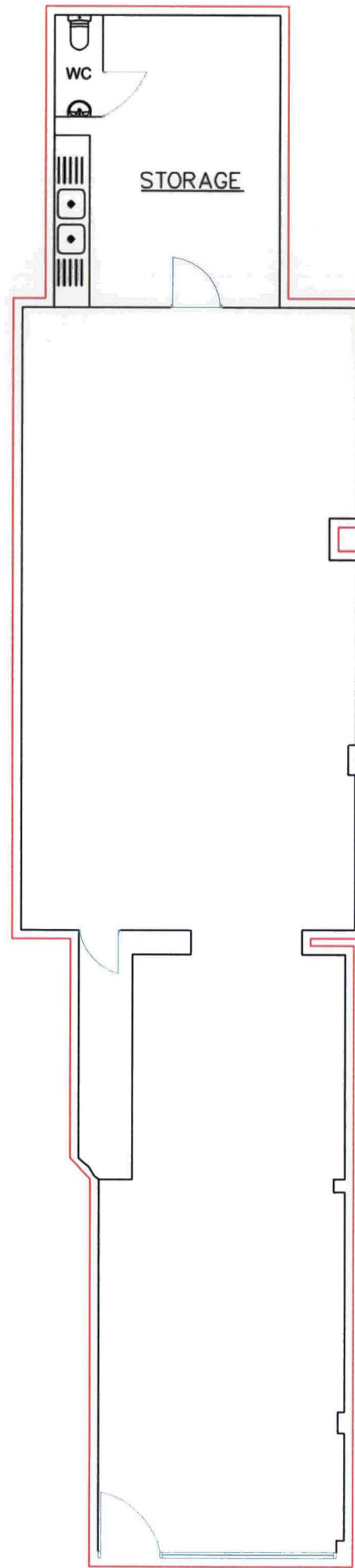
Date and time submitted

Approval deadline

Error message

Is Digitally signed ☐

[< Previous](#) [1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [Next >](#)



# LEGEND

- SHELF
- WC AREA
- ALCOHOL FRIDGES
- SOFT DRINK
- GROCERY
- DAIRY PRODUCT
- AMBIT OF LICENSED PREMISES
- SAFETY LIGHTS
- SMOKE DETECTOR
- CCTV

231  
SEVEN SISTER ROAD  
N4 2DA  
FINSBURY PARK

## PROPOSED GROUND FLOOR

SCALE : 1/100@A3      DATE : 7/10/2011

REF. NO : E190410

**ACT 2003**  
55 Stoke Newington  
High Street  
LONDON  
Tel : 020 8090 0376  
www.narts.org.uk



## Premises Licence Summary

### Licensing Act 2003

Premises licence number	LN/13425-020317	Date of original grant*	15 December 2011
-------------------------	-----------------	-------------------------	------------------

*\*An annual fee associated with this licence is to be paid on the anniversary of the original grant date.*

Postal address of premises, or if none, ordnance survey map reference or description <b>FINSBURY SUPERMARKET 231 SEVEN SISTERS ROAD</b>			
Post town	London	Post code	N4 2DA
Telephone number			

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor
<ul style="list-style-type: none"><li>The sale by retail of alcohol</li></ul>

The times the licence authorises the carrying out of licensable activities				
<ul style="list-style-type: none"><li>The sale by retail of alcohol:</li></ul>				
Monday	08:00	to	23:00	
Tuesday	08:00	to	23:00	
Wednesday	08:00	to	23:00	
Thursday	08:00	to	23:00	
Friday	08:00	to	23:00	
Saturday	08:00	to	23:00	
Sunday	08:00	to	23:00	

Gaming Machine Provision:
Not applicable

The opening hours of the premises:				
Monday	08:00	to	00:00	
Tuesday	08:00	to	00:00	
Wednesday	08:00	to	00:00	
Thursday	08:00	to	00:00	
Friday	08:00	to	00:00	
Saturday	08:00	to	00:00	
Sunday	08:00	to	00:00	

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

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

Mustafa Gunay  
231 Seven Sisters Road  
London  
N4 2DA

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

Not applicable

**Name of designated premises supervisor where the premises licence authorises the supply of alcohol**

Mr Eyup Gunay

**State whether access to the premises by children is restricted or prohibited**

No restrictions

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



## **Annex 1 - Mandatory conditions**

1. No supply of alcohol may be made under the premises licence:
  - a) at a time when there is no designated premises supervisor in respect of the premises licence, or
  - b) at a time when the designated premises supervisor does not hold a personal licence or his personal licence is suspended.
2. Every supply of alcohol under the premises licence must be made or authorised by a person who holds a personal licence.
3. All door supervisors shall be licensed by the Security Industry Authority.
4. The admission of children to the exhibition of a film shall be restricted in accordance with the recommendation of a film classification body as defined in the Video Recordings Act 1984 or Islington Council acting as the licensing authority where it has given notice in section 20(3) of the Licensing Act 2003.

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

## **Annex 2 - Conditions consistent with the Operating Schedule**

1. CCTV system shall be installed and maintained inside and outside the premises, including a CCTV unit, which monitors the front of the premises. All cameras shall continually record whilst the premises are open to the public and the video recordings shall be kept available for a minimum of 30 days with time and date stamping. Tape recordings shall be made available to an authorised officer or a police officer (subject to the Data Protection Act 1998) within 24 hours of any request.
2. Appropriate fire safety procedures are in place along with appliances including the fire extinguishers (foam, CO2 and CO2), fire blankets, internally illuminated fire exit signs, a smoke detector and emergency lighting. All appliances are checked annually and comply with relevant British Standards.
3. All escape routes will be clearly marked and kept free from obstruction at all times.
4. All customers shall be reminded by way of signs displayed at the exit to leave the premises quietly.
5. The premises shall not be used under the licence until the requirements specified in the schedule dated 7 November 2011 have been completed and approved in writing by the responsible authority for health and public safety.
6. No deliveries will take place on Sundays or Bank holidays and between the hours of 10pm and 7am on other days of the week.
7. No rubbish including bottles will be moved removed or placed in outside areas on Sunday or Bank Holidays and between the hours of 10pm and 7am on other days of the week.
8. Customers of the premises shall encouraged by signs within the premises prominently displayed at the exit, to leave the premises quietly.
9. The sale of alcohol hours are reduced to 0800 - 2300 daily.
10. An Incident book will be maintained and checked and signed weekly by the DPS.
9. No alcoholic goods will ever be purchased from sellers calling to the shop.
10. The licensee will immediately report to Trading Standards any instance of a caller to the shop attempting to sell alcohol.

11. No spirits in re-sealed cases will be purchased.
12. Invoices (or copies) for all alcoholic goods on the premises will be kept at the shop and made available to officers from the council, police or HMRC upon request.
13. A stock control system will be introduced, so that the licensee can quickly identify where and when alcoholic goods have been purchased.
14. An ultra-violet light will be available at the premises for the purpose of checking the UK Duty Stamp on spirits as soon as practical after they have been purchased.
15. If any spirits bought by the company have UK Duty Stamps that do not fluoresce under ultra-violet light, or are otherwise suspicious, the licensee shall identify the supplier to Islington Trading Standards and HMRC as soon as possible.
16. The licensee shall adopt the Challenge 25, the Retail of Alcohol Standards Group's advice for off-licences.
17. The licensee shall ensure that staff are trained about age restricted products and ensure that they sign to confirm that they have understood the training. The licensee shall keep records of training and instruction given to staff.
18. The licensee shall put arrangements in place to ensure that before serving alcohol to young persons, staff ask to see accredited proof of age cards for example proof of age cards carrying the 'PASS' logo (and no others), a Passport, or UK Driving Licence bearing the photograph and date of birth of the bearer.
19. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be checked and signed monthly by the designated premises supervisor. The refusals log shall be made available for inspection by the licensing team, police or trading standards.

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

N/A

**Annex 4 – Plans**

Reference Number: E190410



## **Licensing Authority Representation: Licensing Act 2003**

### **Application: 231 Seven Sisters Road. N4 2DA**

I am submitting a representation on behalf of the Licensing Authority with respect to the variation application for the above premises to extend the hours for sales of alcohol off the premises:

- On Friday and Saturday until 01:00.

The grounds for the representation are:

- Public nuisance
- Crime and disorder

### **Licensing Policy Considerations**

*Licensing Policies 1 & 2*

*Location, cumulative impact and saturation*

*Licensing Policies 4*

*Off sales*

*Licensing Policies 7&8*

*Licensing Hours*

### **Issues of Concern**

1. The premises are located within the 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. There are a high number of licensed premises in the vicinity and it is our opinion that the proposed application will add to the cumulative impact.
2. The premises currently operate within the Council's framework hours. Extending these hours would add to the impact on the emergency services and local residents.
3. The licensing authority receives regular complaints from local residents and businesses about anti-social behaviour emanating from late night premises 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, for example through the successful introduction of the "reduce the strength" campaign. There is a specific concern about the impact of street drinking in the area.

### **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.

These premises are located in the Holloway 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.

Terrie lane

Licensing Manager

16 August 2017

**Your** License Variation

**Our** Licensing/NI

**Date:** 26/07/2017



**Premises License Variation**

Gunay Supermarket

231 SEVEN SISTERS ROAD  
LONDON  
N4 2DA

**METROPOLITAN POLICE  
SERVICE**

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

Telephone: 07799133204  
Email:  
Licensingpolice@islington.gov.uk

**Date 26th July 2017**

Dear Sir

**Re: Premises License Variation GUNAY SUPERMARKET 231 SEVEN SISTERS ROAD N4 2DA**

With reference to the above application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to this application to vary the License as it is our belief that if granted the application would undermine the Licensing Objectives, The prevention of Crime & Disorder & The prevention of Public Nuisance

The venue is situated in the 'Finsbury Park/Holloway Road Cumulative Impact Area' (CIA), a locality where this is traditionally high crime and disorder and there are concerns that this application will cause further policing problems in an already demanding area. Islington has almost double the national average of licensed premises per resident, and this is why the Police supported the implementation of the Council's Cumulative Impact Policy. This large number of licensed premises and the issues associated with these impacts greatly on the Police and all other emergency services resources.

The applied for hours fall outside of the Council's Licensing Policy 2013-2017 frame work hours.

Off-Licenses - Closing time 2300hrs.

The venue is currently licensed to sell alcohol from 0800hrs - 2300hrs and close at Midnight Monday – Sunday.

We cannot see how an extension of the current hours will fail to increase the cumulative impact in the area, yes there are other premises nearby that have later licenses but these licenses were in place before the cumulative Impact areas began and were one of the reasons the CIAs were put in place. Increasing the hours at this venue will not bring anything new or exceptional to this area apart from an increase of the availability of alcohol to persons who are out late at night. These persons frequently become the victims of crime due to the vulnerable state they are in or become the perpetrators of crime.

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

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

Yours sincerely  
Islington Police Licensing Team  
Steven Harrington Pc 2425CN  
Ed Joseph Ps 259CN  
Petros Loizou Pc 3757CN



**LLPG Points (Postal)\_Base Mapping [Total no of records: 37]**

Filter  On ALL LLPG Points (Pc)

UPRN	SAON	PAON	ORGA...	STREET	POST...	PARE...	BLPU...	POST...	EAST...	NORT...
10093113229		Ground Floor		164				FONTHILL ROAD	N4 3HP	
10093113228		First and Secon...		164				FONTHILL ROAD	N4 3HP	
10091005966		First Second an...		221				SEVEN SISTERS...	N4 2DA	
10091003568		Unit C		139 - 149		Parfleet Ltd		FONTHILL ROAD	N4 3HF	
10091003569		Unit D		139 - 149		Parfleet Ltd		FONTHILL ROAD	N4 3HF	
5300082076				221				SEVEN SISTERS...	N4 2DA	
5300082078				223				SEVEN SISTERS...	N4 2DA	
10008976587		FIRST SECOND...		223				SEVEN SISTERS...	N4 2DA	
10008977522		GROUND FLOO...		231				SEVEN SISTERS...	N4 2DA	
10023223957		FLAT A		231				SEVEN SISTERS...	N4 2DA	
10023223958		FLAT B		231				SEVEN SISTERS...	N4 2DA	

Go To Row:  Go

- Base Mapping
  - MASTERMAP
  - VECTORMAP LOCAL
    - ☐ Islington and surrounding Borough Boundaries
    - ☒ Islington Borough Boundary
    - ☒ LLPG Points (Postal)
    - ☐ LLPG Search
    - ☐ NLPG Points 100m Buffer to Islington (Postal)
    - ☐ LLPG Points (Non-postal and Postal)
- Borough Wide
- Parking
- Planning
- LBI Organisations
- Planning - Policies Map
- Planning - Other Constraints
- Historical Maps

**Area Search Tool** [X]

☐ Create Multipoint Line [0.00]

☐ Create Shape [0.00 sq.]

☐ Place Point

☒ Address 231 seven sisters road

Distance 50

Measure in Unit Metres ▼

☐ Use existing shape

Clear Area Confirm Area Apply Search