



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

AGENDA FOR THE LICENSING SUB COMMITTEE D

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 - Islington Town Hall on, **3 December 2019 at 6.30 pm.**

Enquiries to : Jackie Tunstall
Tel : 020 7527 3068
E-mail : democracy@islington.gov.uk
Despatched : 25 November 2019

Membership

Councillor Nick Wayne (Chair)
Councillor Paul Convery (Vice-Chair)
Councillor Joe Caluori
Councillor Phil Graham

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

If you have a **Disclosable Pecuniary Interest*** in an item of business:

- if it is not yet on the council's register, you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent;
- you may **choose** to declare a Disclosable Pecuniary Interest that is already in the register in the interests of openness and transparency.

In both the above cases, you **must** leave the room without participating in discussion of the item.

If you have a **personal** interest in an item of business **and** you intend to speak or vote on the item you **must** declare both the existence and details of it at the start of the meeting or when it becomes apparent but you **may** participate in the discussion and vote on the item.

***(a)Employment, etc** - Any employment, office, trade, profession or vocation carried on for profit or gain.

(b) Sponsorship - 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.

(c) Contracts - 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.

(d) Land - Any beneficial interest in land which is within the council's area.

(e) Licences- Any licence to occupy land in the council's area for a month or longer.

(f) Corporate tenancies - Any tenancy between the council and a body in which you or your partner have a beneficial interest.

(g) Securities - 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.

This applies to **all** members present at the meeting.

5. Order of Business
6. Minutes of Previous Meeting

1 - 6

B. Items for Decision **Page**

1. Hotel Chocolat, 14 Upper Street, N1 0PQ - New premises licence 7 - 46
2. Cubana, 61-63 Charterhouse Street, EC1M 6HA - Premises licence variation 47 - 78

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 - 10 October 2019

Minutes of the meeting of the Licensing Sub Committee D held at Committee Room 4, Town Hall, Upper Street, N1 2UD on 10 October 2019 at 6.30 pm.

Present: **Councillors:** Joe Caluori, Paul Convery and Kadeema Woodbyrne.

Councillor Paul Convery in the Chair

69 INTRODUCTIONS AND PROCEDURE (Item A1)

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

70 APOLOGIES FOR ABSENCE (Item A2)

Apologies for absence were received from Councillor Nick Wayne.

71 DECLARATIONS OF SUBSTITUTE MEMBERS (Item A3)

Councillor Kadeema Woodbyrne substituted for Councillor Nick Wayne.

72 DECLARATIONS OF INTEREST (Item A4)

There were no declarations of interest.

73 ORDER OF BUSINESS (Item A5)

The order of business would be as the agenda.

74 MINUTES OF PREVIOUS MEETING (Item A6)

RESOLVED:

That the minutes of the meetings held on 1 and 6 August 2019 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

**75 WILMINGTON ARMS, 69 ROSEBERY AVENUE, EC1R 4RL - PREMISES
LICENCE VARIATION (Item B1)**

The licensing officer reported that the applicant had emailed additional conditions in response to the interested parties. These were tabled and would be interleaved with the agenda.

The interested parties raised concerns that the rooms proposed to be licensed would be next to the bedrooms on adjacent buildings, that the outside space would not be able to support an additional number of people in the smoking area and also that the waste area in Yardley Street was frequently overloaded. Concerns regarding the use of the roof area were also raised and residents stated that a plan of the proposal was not available so residents were unable to obtain an idea of numbers and the number of toilets available to patrons. It was considered that noise from the roof area would carry to neighbouring properties.

The applicant stated that the flat roof was not going to be used and the rear of the building would not be accessible to patrons. Their waste was not disposed of in Yardley Street and the overflowing rubbish did not belong to them. There would be two rooms on the first floor set out in the middle of the premises and not adjacent to residential properties. There would be no change to the hours or the licensable activities and additional conditions had been proposed in addition to those detailed in the report. Previously, the premises had been a live music venue which had caused nuisance to residents but it was now a gastropub with a 45% drink and 55% food sales ratio. On the ground floor there were 80 seats available for dining and 70 standing on a very busy night. Customers were managed as best as possible with 3 to 7 staff on duty on a Friday. The hours of 5 to 7pm were the busiest with 2 or 3 staff dedicated to the outside space at this time. If any customer had been caught urinating outside the premises they would be barred. The rooms were to be used as a private dining facility with some daytime use for management meetings. The dining room could hold 14 people and it was expected that there would only ever be one event between the two rooms except at Christmas. When two rooms were used it was expected that one room would be used for pre and post drinks. This was not an overspill for the public house and it was expected that existing patrons would be those making bookings for the upstairs facility. There would be a modest increase in capacity. Conditions put forward by the noise team and trading standards had been agreed. They would not have DJs and live music would be limited to 1 or 2 musicians and would likely be just a few times a year. Management plans would be drawn up for the first floor rooms and the outside area. Dining was limited to 14 persons. Customers were not permitted to use the rear of the building. Most food bookings would end at 10pm but the applicants would prefer the flexibility of later hours. There was a very small area for vertical drinking. The applicant referred to the Home Office guidance which stated in paragraph 14.44 that a small restaurant may not add to the cumulative impact and the grant of the application would not undermine the licensing objectives.

In response to questions it was noted that all windows had keys and would be locked from 7pm. The bedroom next to the dining room was used by an employee. There would be 14 people dining on one table and the second room would be for pre and post drinks. If the dining room was used for meetings during the day, the second room could be used for a break out area. 40 people upstairs would be the maximum. It was considered that the reality would be that the rooms would be used for dining and pre-greet. Room 1 could hold 20 people and Room 2 had a fixed dining table which could hold 15 or 16. The maximum numbers would be, for example, a canapé party in Room 1 with a full dining room in Room 2. The Sub-Committee noted that core hours were less than those hours proposed. Tables and chairs outside the premises were on their own curtilage.

In summary the resident stated that outdoor furniture was loose and did block the pavement.

The applicant agreed to a maximum 28 capacity in the upstairs rooms and hours in line with the licensing policy core hours:- to 11pm Monday – Thursday, midnight Friday and Saturday and on Sunday to 10.15/10.30pm. It was noted that there would be a management plan for the outside space and there would be no live music amplification for these rooms.

RESOLVED

- 1) That the application for a new premises licence, in respect of Wilmington Arms, 69 Rosebery Avenue, EC1R 4RL be granted to allow:-

Licensing Sub Committee D - 10 October 2019

- a) To add a function and dining area to the first floor area with the following hours.
 - The provision of films, live music and recorded music from 8pm until 11pm Monday to Thursday, from 8pm until midnight Fridays and Saturdays and from 12 noon until 10.30pm on Sundays.
 - Late night refreshment from 11pm until midnight on Fridays and Saturdays.
 - The sale by retail of alcohol for consumption on and off the premises from 8am until to 11pm on Monday to Thursday, from 8am to midnight on Friday and Saturday and from 10am until 10.30pm on Sunday.
 - Amplified live music to be excluded from the provision on the first floor.
- 2) That conditions detailed on page 61 of the agenda shall be applied to the licence with the following additional conditions as tabled at the meeting.
 - a) The management will draw up and implement a private dining room policy (the policy) for the first floor rooms. The policy will include reference to any conditions on the premises licence that relate to the use of the first floor dining rooms and any management procedures to be implemented to ensure compliance. Copies of the policy will be retained on site and available for inspection to the responsible authorities on request.
 - b) The management will draw up and implement an outside area management plan (the plan). The plan will include reference to any conditions on the premises licence that relate to the use of the external area and management of customers outside. Copies of the plan will be retained on site and available for inspection to the responsible authorities on request.
 - c) The first floor rooms will be used solely for pre-booked functions requiring a paid deposit.
 - d) With the exception of 1 November to 1 January, bookings will only be permitted for a single party to use the first floor at any one time.
 - e) Between the 2 January and 31 October there will be no more than 20 guests permitted to use the first floor rooms at any one time. Between 1 November to 1 January, the maximum capacity for guests of the first floor will be 28.
 - f) Customers will not be permitted access to the rear of the building (unless in an emergency) and will not be able to use the first floor roof (unless in an emergency). Emergency doors will be alarmed.
 - g) When in use the first floor rooms will be serviced by a dedicated member of staff overseen by a manager.

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 took into consideration Licensing Policies 2 & 3. The premises fall within the Clerkenwell cumulative impact area. Licensing policy 3 creates a rebuttable

presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

Nine local resident objections had been received. There had been no representations made by the responsible authorities.

The Sub-Committee heard from the interested parties that the public house was in a residential area. They raised concerns that the rooms which were proposed to be licensed were next to bedrooms in adjacent buildings. The outside space would not be able to support the additional patrons and that waste in Yardley Street was frequently overflowing. They also raised concerns regarding the use of the roof.

The Sub-Committee noted that the hours requested were outside core hours and the applicant agreed to bring them in line with the core hours detailed in licensing policy 6.

The Sub-Committee heard evidence from the applicant that the flat roof was not going to be used. The proposal was to licence two small rooms upstairs. The most common use proposed was to use one as a dining room which would hold 14 patrons seating and the other to be used for pre-drinks or post drinks for those diners. The applicant accepted a 28 maximum capacity in response to concerns raised rather than the 40 maximum proposed. The applicant also stated that it was proposed that there would be a management plan to manage the outside space and that the rubbish in Yardley Street was not the area that their rubbish was kept.

The Sub-Committee was satisfied that the licensing objectives would be promoted and concluded that with the reduction in hours and with the additional conditions proposed, it was proportionate and reasonable to grant the application.

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THE GOOD OLD DAYS, 37/39 EXMOUTH MARKET, EC1R 4QL - NEW LICENCE APPLICATION (Item B2)

The licensing officer reported that an email had been received from the applicant which stated that there were no plans to place tables outside the premises. It was intended to place two two-person benches outside with a maximum of 10 people standing outside.

A local resident raised concerns regarding the cumulative impact. He stated that three out of nine premises would be bars. In terms of planning use, the ground floor was A3 with A4 at the basement. He was concerned about the planning situation for the outside space. He stated that microbreweries had been granted B2 planning use in other areas and this application did state that the premises was a brewery. When patrons stood outside, residents had to walk in the road and many cyclists used the road. The resident was concerned that the benches outside would not leave room for pedestrians and stated that there should be conditions to manage the outside area if the application was granted.

The applicant stated that the premises were too small for a brewery and in terms of planning use they would not be distributing any alcohol and were therefore not viewed as a factory. They expected their clientele to be older people. There would be no tables but would have two x two person benches outside to accommodate smokers. They expected patrons to focus on their experience. At their other branch they had door staff on Friday and Saturday until half an hour after close. Conditions had been agreed with the police and noise teams. Challenge 25 would be implemented.

In response to questions, particularly regarding cumulative impact, it was noted that the premises would sell 20 different beers in small sizes. The applicant stated they were bringing a different concept to the area. They were not a classic pub or restaurant but a premises offering tasting experiences. They had a rotating menu of beers. Staff would be fully trained and customers would not be making a nuisance on the streets. CCTV had been installed to monitor the outside area. A water drinking station was installed in the premises. Beer enthusiasts would travel the world to experience the Mikkeller brand. There were a number of tables and seating within the venue and most customers sat down. Customers walked in and would know the Mikkeller brand. They had tried to work with the community and taken the essence of the area to make their concept fit and to benefit the area. They would be offering danish open sandwiches and coffee. This would be a place where people could work.

The applicant agreed a commencement hour of 11am.

In summary, the resident was concerned that they had not undertaken market research with the community. Their measures such as CCTV only recorded issues after the event and residents should not have to be inconvenienced. This would add to the cumulative impact and 3 out of 9 premises would be licenced.

The applicant stated that they had been considering the area for about a year.

RESOLVED

- 1) That the application for a new premises licence, in respect of The Good Old Days, 37/39 Exmouth Market, EC1R 4QL be granted to allow:-
 - a) The provision of films from 11am to 11pm Monday to Wednesday and from 1pm until 10pm Thursdays to Sundays.
 - b) The provision of live music from 11am until 10pm Monday to Sunday.
 - c) The provision of recorded music from 11am until 11pm Monday to Thursday and from 11am until midnight Friday to Sunday.
 - d) The on and off sales of alcohol from 11am until 11pm Monday to Thursday, from 11am until midnight Friday and Saturday and from 11am until 10pm on Sunday.
- 2) That conditions detailed on pages 140-142 of the agenda shall be applied to the licence.

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 took into consideration Licensing Policies 2 & 3. The premises fall within the Clerkenwell cumulative impact area. Licensing policy 3 creates a rebuttable presumption that applications for the grant or variation of premises licences which are likely to add to the existing cumulative impact will normally be refused following the receipt of representations, unless the applicant can demonstrate in the operation schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

Five local resident objections had been received. There had been no representations made by the responsible authorities.

The Sub-Committee noted that the hours sought were within the hours specified in licensing policy 6.

The Sub-Committee heard concerns from the interested party regarding the cumulative impact. He stated that if this licence was granted there would be three bars in a stretch of nine properties. He also raised concerns regarding patrons outside the premises spilling out into the road and general public nuisance.

The Sub-Committee heard evidence from the applicant there were no plans to place any tables outside the premises other than two x two person benches and it was not expected that there would be more than 10 people standing outside at any given time. They considered they would be bringing a different concept to the area with small servings of beer in a speciality venue. This was not a classic pub or restaurant but was a premises that offered patrons tasting experiences with different beers. Staff would be fully trained and CCTV would be installed. The Mikkeller brand was internationally acclaimed. There would be a number of tables and seats in the venue and most patrons sat down in their venues to enjoy the experience. It was not a vertical drinking experience. Food and a drinking water station would be available at the premises for patrons as well as a coffee machine.

The Sub-Committee took into account licensing policy 2 and the views of the responsible authorities, the proposed hours of operation, the type of customer likely to attend the premises and the potential impact on residents living in close proximity to the premises. The Sub-Committee was satisfied that the applicant had rebutted the presumption against granting the licence by demonstrating that, with the additional conditions agreed with the responsible authorities, there would be no negative cumulative impact on the licensing objectives through the grant of the licence. It was appropriate to the licensing objectives, proportionate and in the public interest to grant the premises licence.

The meeting ended at 8.00 pm

CHAIR

Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - D	03/12/2019	St. Mary's

		Non-exempt
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SUBJECT: PREMISES LICENCE NEW APPLICATION
RE: Hotel Chocolat, 14 Upper Street, Islington, London, N1 0PQ.

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 sale by retail of alcohol, on & off supplies, Mondays to Saturdays from 08:00 until 22:00 and Sundays from 10:00 until 19:00; and
 - The premises to be open to the public, Mondays to Saturdays from 08:00 until 22:15 and Sundays from 10:00 until 19:15.

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No: Conditions agreed
Noise	No: Conditions agreed
Health and Safety	No
Trading Standards	No: Conditions agreed
Public Health	No

Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes: Three from local residents
Other bodies	No:

3. Background

3.1 Brief application history:

- 7th October 2019, new premises licence application received;
- 6th November 2019, applicant response to representations sent for their consideration, see appendix 3 for details;
- 21st November 2019, no further correspondence received from the representors to date.

4. Planning Implications

3.1 Comments from planning:

The property was previously in use as a bank under use Class A2 of the Use Classes Order 1987 (as amended). Planning permission is not required to change the use from Class A2 to Class A1. This is permitted development by virtue of Schedule 2, Part 3, Class E of the Town and Country Planning (General Permitted Development) Order 2015 (as amended).

Permitted development is a term used to describe change of uses that do not require planning permission.

The use described would appear to be an ancillary function to the new Class A1 use. Providing this remains so and the primary use remains as retail, there is no objection to the license application.

There is no planning enforcement investigations currently ongoing.

5. Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 These premises are located in the Angel and Upper Street Cumulative Impact Area therefore the Licensing Committee will need to consider Licensing Policy 3, which states that there is a presumption of refusal unless the Committee is satisfied that there will be no adverse cumulative impact on the licensing objectives.

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

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

6. 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.

Appendices:

- Appendix 1: application form;
Appendix 2: representations;
Appendix 3: responses sent to local resident representors;
Appendix 4: suggested conditions and map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



21/11/19

Service Director – Public Protection

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

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

PLEASE READ THE FOLLOWING INSTRUCTIONS FIRST

We HOTEL CHOCOLAT RETAIL 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			
HOTEL CHOCOLAT			
14 UPPER STREET			
ISLINGTON			
Post town	LONDON	Postcode	N1 0PQ

Telephone number at premises (if any)	T.B.A.
Non-domestic rateable value of premises	£ no rateable value set

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 | <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 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				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
Nationality			
Current residential 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 HOTEL CHOCOLAT RETAIL LIMITED
Address MINT HOUSE NEWARK CLOSE ROYSTON HERTFORDSHIRE SG8 5HL
Registered number (where applicable) 06868820
Description of applicant (for example, partnership, company, unincorporated association etc.) LIMITED COMPANY
Telephone number (if any) 01763 257700
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"/>

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"/>

Please give a general description of the premises (please read guidance note 1)
HOTEL CHOCOLAT RETAIL VERY GOOD QUALITY CHOCOLATE ALONG WITH ICE CREAM AND ALCOHOL BASED DRINKS.

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

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

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

X

In all cases complete boxes K, L and M

A

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

B

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

C

Indoor sporting events Standard days and timings (please read guidance note 7)			<u>Please give further details</u> (please read guidance note 4)
Day	Start	Finish	
Mon			

Tue			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)

Wed			

Thur			<u>Non standard timings. Where you intend to use the premises for indoor sporting events at different times to those listed in the column on the left, please list</u> (please read guidance note 6)

Fri			

Sat			

Sun			

D

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

E

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

F

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

G

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

H

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

I

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 type="checkbox"/>
Day	Start	Finish	Please give further details here (please read guidance note 4)		
Mon					
Tue					
Wed			State any seasonal variations for the provision of late night refreshment (please read guidance note 5)		
Thur					
Fri					
Sat			Non standard timings. Where you intend to use the premises for the provision of late night refreshment at different times, to those listed in the column on the left, please list (please read guidance note 6)		
Sun					

J

Supply of alcohol Standard days and timings (please read guidance note 7)			Will the supply of alcohol be for consumption – please tick (please read guidance note 8)	On the premises	<input type="checkbox"/>	
				Off the premises	<input type="checkbox"/>	
Day	Start	Finish		Both	X	
Mon	08.00	22.00	State any seasonal variations for the supply of alcohol (please read guidance note 5) LATE NIGHT OPENING DURING CHRISTMAS AND NEW YEAR IN LINE WITH OTHER STORES WITHIN THE AREA			
Tue	08.00	22.00				
Wed	08.00	22.00				
Thur	08.00	22.00		Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list (please read guidance note 6) AS ABOVE		
Fri	08.00	22.00				
Sat	08.00	22.00				
Sun	10.00	19.00				

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):

COLIN STEELE	
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).

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	08.00	22.15	

Tue	08.00	22.15	

Wed	08.00	22.15	

Thur	08.00	22.15	<u>Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list</u> (please read guidance note 6)

Fri	08.00	22.15	

Sat	08.00	22.15	

Sun	10.00	19.15	

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)

The only alcohol sold at the premises shall be wine, port, champagne, and chocolate liqueurs, prosecco, spiced rum, gin infused with chocolate, chocolate flavoured beer, and other chocolate based spirits and products.

Please see the attached report reference the Councils Communitive Impact Zone

b) The prevention of crime and disorder

An incident log shall be kept at the premises and made available on request to an authorised officer of the Council or the Police, which will record 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) any faults in the CCTV system
- (f) any refusal of the sale of alcohol
- (g) any visit by a relevant or emergency service

c) Public safety

The premises shall install and maintain a comprehensive CCTV system. All entry and exit points will be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises are open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum of 31 days with date and time stamping. Viewing of recordings shall be made available immediately upon request of Police or authorised officer throughout the preceding 31 day period. 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 are open. This staff member must be able to provide to the Police or authorised council officer copies of recent CCTV images or data with the absolute minimum of delay when requested.

d) The prevention of public nuisance

No more than 15% of the sales area to be used at any one time for the sale, exposure for sale, or display of alcohol in pre-packaged hampers.

e) The protection of children from harm

A Challenge 21 proof of age scheme shall be operated at the premises where the only acceptable forms of identification are recognised photographic identification cards, such as a driving Licence, passport or proof of age card with the PASS Hologram
The sale of alcohol shall be ancillary to the provision of chocolate and related food items.

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. X
- 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.**

Declaration	<ul style="list-style-type: none"> [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)
Signature	Andrew D McGrath
Date	4TH OCTOBER 2019
Capacity	APPLICANTS AGENT

For joint applications, signature of 2nd applicant or 2nd 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 D McGRATH TOTAL LICENSING SOLUTIONS 2 STOCKING GREEN CLOSE HANSLOPE			
Post town	MILTON KEYNES	Postcode	MK19 7NH
Telephone number (if any)	01908 511863 or 07988 773830		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional) tismk@hotmail.co.uk			

Notes for Guidance

1. Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
2. 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:
 - a performance of unamplified live music between 08.00 and 23.00 on any day, on any premises.
 - 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.
 - 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.
 - 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.
 - 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:
 - 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.
 - 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.
- 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.
- 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:
 - any entertainment taking place on the premises of the local authority where the entertainment is provided by or on behalf of the local authority;
 - 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;
 - any entertainment taking place on the premises of the school where the entertainment is provided by or on behalf of the school proprietor; and
 - 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.
3. Where taking place in a building or other structure please tick as appropriate (indoors may include a tent).
 4. For example the type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.
 5. For example (but not exclusively), where the activity will occur on additional days during the summer months.
 6. For example (but not exclusively), where you wish the activity to go on longer on a particular day e.g. Christmas Eve.
 7. Please give timings in 24 hour clock (e.g. 16.00) and only give details for the days of the week when you intend the premises to be used for the activity.
 8. If you wish people to be able to consume alcohol on the premises, please tick 'on the premises'. If you wish people to be able to purchase alcohol to consume away from the premises, please tick 'off the premises'. If you wish people to be able to do both, please tick 'both'.
 9. Please give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups or the presence of gaming machines.
 10. Please list here steps you will take to promote all four licensing objectives together.
 11. The application form must be signed.
 12. An applicant's agent (for example solicitor) may sign the form on their behalf provided that they have actual authority to do so.
 13. Where there is more than one applicant, each of the applicants or their respective agent must sign the application form.
 14. This is the address which we shall use to correspond with you about this application.

15. 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.
- 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.

Supporting Statement for New Premises Licence Application for Hotel Chocolat premises in Upper Street.

This application is for a new premises licence within the Cumulative Impact Zone. It is understood that this application must demonstrate it is exceptional and will not contribute to the problems identified in the area that can be generated by alcohol licensed premises. We believe this application is exceptional, in that the **sale of alcohol is not the primary activity**, it is more akin to a specialist retailer, it will contribute to the diverse and vibrant evening economy in the area. The **business is a small premises** with a capacity far less than 50 persons

Hotel Chocolat is an established business with many other outlets in the UK. Experience of operating units in other authorities with cumulative impact policies have helped to shape this application

As an upmarket chocolatier, chocolate gifts are the primary business of this premises. The business also provides bottles of champagne, chocolate infused gins and other chocolate inspired spirits and beers. These are bought as gifts and taken away from the premises for consumption outside the immediate area for generally special occasions. These alcohol sales are not considered the type to be used to pre-load, to drink on the street or to get drunk and encourage poor behaviour. The alcohol sales are not the main part of the business, rather an additional gift to be purchased alongside chocolate. Alcohol is certainly ancillary to the main business and priced to a level that would make it unattractive to people intending to 'pre-load' or 'binge drinking'. All staff will be trained to the levels required in the best practise conditions. As an off licenced premises, staff will be trained in respect of age checks and proxy sales, however we do not think this is a typical premises where underage people will attempt to obtain alcohol.

The provision of on sales is to allow for a more diverse and unique chocolate tasting experience. On certain nights the premises would be open to an exclusive small number of guests to experience a bespoke chocolate tasting event with chocolate based alcohol drinks for sale on the premises. Tickets would be sold to a limited number usually about 10 people who would be guided through the evening with a experienced staff member. The event is effectively a private function and is centred around tasting and experiencing chocolate in a unique environment. This type of event is well practised and has been provided by a number of other stores successfully across the nation. The event is in a safe and secure location and is generally attended by majority female or mixed sex group.

We feel this adds a more diverse nature of venue into the area, attracting small groups of people to an event that is not alcohol based. The terminal hour for these events is 10pm and the events could be considered akin to a very small café. All the on sales will be made by waiter/ waitress service. The

The applied for hours are within the framework hours identified in the Licensing Policy.

We do not believe that the premises will contribute to the cumulative impact, and will positively act to counter the problems in the area by attracting a diverse clientele and not one that will contribute to problems.

Additional conditions for the operating Schedule:

- No drinking vessels for on consumption events will be permitted outside the building
- All staff receives training in respect of the age verification policy, licensing legislation, proxy sales. Additionally staff will be made aware of the potential impact of the premises on the cumulative impact area and the measures taken by the authorities in Operation Nightsafe to make Islington safer; records of all training will be recorded and available for inspection

LIGHTING & ELECTRICAL LEGEND	
SYMBOL	SYMBOL DESCRIPTION
	NEW PENDANT LIGHTS OVER UNIT.
	LOBBY LIGHT WITH EMERGENCY PACK
	LED STRIP LIGHT TO BANQUET SEATING
	LIGHT SWITCH PANEL
	WALL/CEILING MOUNTED MUSIC SPEAKER.
	BUG ZAPPER
	CAT SE
	ANALOGUE PHONE POINT
	DATA POINT
	ROLLER SHUTTER CONTROL SWITCH
	MANUAL WIND MECHANISM FOR ROLLER SHUTTER
	13A TWIN POWER SOCKET BSS FINISH FOR RETAIL SPACE
	13A TWIN POWER SOCKET AT HIGH LEVEL
	13A SINGLE FUSED POWER SUPPLY POINT.
	SPUR SOCKET
	13A FLOOR SOCKET WITH SIS COVER PLATE.
	3AMP POWER FOR UNITARY LIGHTING
	FUSED DOUBLE POLE KEY SWITCH
	KEY SWITCH TO CONTROL ALL LIGHTING, AIRCON AND HEATERS (LAST MAN OUT SWITCH)
	EMERGENCY LIGHTING TEST SWITCH
	A/C CASSETTE UNIT - ALL TO A/C CONTRACTOR DETAIL.
	WALL MOUNTED A/C CASSETTE UNIT - ALL TO A/C CONTRACTOR DETAIL.
	AIR CURTAIN
	A/C CONTROL PANELS
	CEILING ACCESS PANEL. TO BE CONCEALED FRAMELESS TYPE.
	DATA CABINET
	DOOR ACCESS CONTROL KEY PAD.
	DOOR ACCESS GREEN OVERRIDE BUTTON LINKED TO FIRE ALARM SYSTEM.
	IPAD POWER POINT LOCATION
	BUZZER SOUNDER LINKED TO CALL POINT IN DISABLED WC.
	DISABLED WC ALARM CALL POINT LINKED TO BUZZER LOCATED ABOVE WC DOOR.
	SINGLE/MULTI POINT WATER HEATER
	HOT AIR, HAND DRIER
	SPRINKLER HEAD ABOVE AND BELOW CEILING.
	MUSIC CONTROLS
	DISTRIBUTION FUSE BOARDS.
	DOOR RELEASE BUTTON SWITCH.
	INCOMING ELECTRICAL MAINMETER.

- 1 NEW OVERDOOR AIR CURTAIN WITH REGULATOR CONTROLS. TO BE SUSPENDED FROM CEILING VIA DROP RODS.
- 2 EXISTING PLASTERBOARD CEILING TO BE RETAINED, PREPARED AND DECORATED WHITE RAL 9010.
- 3 LINE OF STOCK RACKING BELOW/INCLUDE FOR REDUCING HEIGHT OF STOCK RACKING BAYS WHICH ARE BELOW NEW, WALL MOUNTED A/C UNITS.
- 4 NEW PENDANT LIGHT OVER MID-FLOOR UNIT.
- 5 A/C & DOOR CURTAIN CONTROLS. REFER TO AC DRAWINGS.
- 6 POSITION OF FIRE ALARM PANEL. ALL FIRE ALARM DETAILS AND EMERGENCY LIGHTING PROVISIONS ARE INDICATED IN RED ALL TO COMPLY WITH BS 5839 AND BS 5266
- 7 INCLUDE FOR NEW POWER SUPPLY SOCKETS POSITIONED @ 450mm AFFL, LOCATED BEHIND WALL BASE UNIT.
- 8 CEILING MOUNTED AC CASSETTE UNIT. REFER TO AC DRAWINGS.
- 9 LINE OF MERCHANDISE UNITS/FURNITURE ETC.
- 10 OFF-SALES DOOR TO BE FITTED WITH KEY PAD OPERATED ELECTRONIC LOCKING MECHANISM WITH GREEN OVERRIDE SWITCH POINT

- 11 INDICATES POSITION OF NEW GREASE TRAP TO BE INSTALLED BY SPECIALIST CONTRACTOR.
- 12 BSS DOUBLE SOCKET AT LOW LEVEL FOR CLEANING.
- 13 POWER TO ILLUMINATED SIGN BOX & WIRE BACK TO TIME CLOCK.
- 14 FUSED SPUR FOR MUSIC SYSTEM. 4 No. DSSOs IN DADO HT. TRUNKING SET AT 1000mm AFFL.
- 15 FUSED SPUR FOR 10 LITRE HEATRAE SADJA WATER HEATER.
- 16 IPAD POWER POINT LOCATION. CONTRACTOR TO SUPPLY 2M APPLE CABLE WITH LIGHTNING PLUG & IPAD CHARGER SOCKET.
- 17 INDICATES NEW INTERNALLY ILLUMINATED FASCIA SIGN PROVIDE POWER & WIRE BACK TO TIME CLOCK.
- 18 POSITION OF CASH DESK. SEE SPECIALIST CONTRACTOR'S DETAIL DRAWING OF UNIT FOR POSITIONS OF PRE-WIRED ELECTRICS, DATA POINTS AND SPECIFICATIONS.
- 19 PROVIDE VENTILATION TO AREAS, AS REQUIRED BY BUILDING REGS.
- 20 WALL MOUNTED AC CASSETTE UNIT. REFER TO AC DRAWINGS. POSITIONS TO BE AGREED. STOCK RACKING TO BE ADJUSTED TO SUIT POSITIONS OF UNITS.

- 21 PROVIDE POWER FOR NEW SIGN FITTED ABOVE WALL OF CHOCOLATE UNIT.
- 22 ICE CREAM MACHINE AND 32amp POWER SUPPLY
- 23 FOR LIGHTING LAYOUT SEE AURORA DRAWING FOR FURTHER INFORMATION.
- 24 WALL/CEILING MOUNTED MUSIC SPEAKERS.
- 25 INTERNALLY ILLUMINATED SIGN BOX ABOVE CASH DESK - PROVIDE POWER.
- 26 FLOOR MOUNTED POWER SOCKET TO WATERFALL DISPLAY UNIT.
- 27 SUPPLY & FIT EMERGENCY BUZZER CALL POINT (RED CORD) LINKED TO SOUNDER. INC. FOR ALARM RE-SET SWITCH. SUPPLY & FIT FLASHING BEACON/SOUNDER LINKED TO FIRE ALARM SYSTEM. ALL AS ADM BUILDING REGS 2004.
- 28 EXISTING LOCATION OF INCOMING ELECTRICAL SUPPLY. INCLUDE FOR UPDATING/REPLACING CONSUMER/DISTRIBUTION BOARDS ETC AS NECESSARY.
- 29 INSTALL NEW MULTI POINT HOT WATER FITTING. PLUMB IN TO EX-SERVICES. SEE DRAINAGE DRAWING 008.
- 30 INDICATES NEW INTERNALLY ILLUMINATED PROJECTING SIGN. PROVIDE POWER & WIRE BACK TO TIME CLOCK.

- 31 INCLUDE FOR NEW FALSEWORK TO CREATE RING BEAM - FOR ROUTING A/C PIPEWORK & POWER CABLES ETC.
- 32 POSITION OF DATA CABINET TO BE AGREED ON SITE.
- 33 ASSUMED POSITION OF LL POSITIONED BT DISTRIBUTION POINT. TBC ON SITE.
- 34 ASSUMED POSITION OF CABLE TRAY FITTED TIGHT TO US OF CEILING & BEAM - FOR ROUTING BT CABLE TO DATA CABINET. ALL TBA ON SITE.
- 35 CONCEALED LED STRIP LIGHTING TO BANQUET SEATING - ALL TO HC DETAIL.
- 36 LOCATION OF FLY ZAPPER. PROVIDE POWER.
- 37 INDICATED POSITION OF NEW, ELECTRICALLY OPERATED AWNING AND BOX.
- 38 INDICATES EXISTING VENTILATION DUCTING TO ROOF. NOTE- A/C CONDENSOR UNITS TO BE POSITIONED ON EX-FLAT ROOF AREA.
- 39 REPAIR/OVERCLAD EXISTING HOUSING TO ROOF ACCESS.

FIRE PRECAUTION NOTES:

- ALL DIFFUSERS FITTED TO LIGHTING UNITS ARE TO BE CLASS 1 SPREAD OF FLAME (BS 2782 PT 5 TESTED) & TO COMPLY WITH BS 4033, BS EN9059, BS 5226 & BS EN60911 PT 1
- NEW FIRE ALARM SYSTEM IS TO BE INSTALLED THROUGHOUT UNIT TO INTERFACE WITH MAIN BUILDING SYSTEM, CAUSING MINIMUM EFFECT TO THE LANDLORDS SYSTEM AND TO COMPLY WITH LOCAL AUTHORITIES.
- FIRE ALARM SYSTEM TO COMPLY WITH BS 5839 AND SMOKE ALARMS TO COMPLY WITH BS 5446 PT 1 2002 - A LAZULI INTERNAL / EXTERNAL EMERGENCY LIGHTING IS TO BE PROVIDED THROUGHOUT THE UNIT TO CONFORM TO BS 5266 - 2005 PT 1
- INTERNALLY ILLUMINATED "FIRE EXIT" SIGNS ARE TO BE IN ACCORDANCE WITH BS 5489, PT 1: 1990
- NOTE: EUROPEAN RUNNING-MAN SYMBOLS TO BE USED ON EXIT SIGNS.
- ALL AREAS SHALL BE PROVIDED WITH ESCAPE (EMERGENCY) LIGHTING TO BS 5266 - 2005 PT 1 GIVING A 3 HOUR MINIMUM OPERATION DURING MAINS FAILURE. EMERGENCY LIGHTING TEST CERTIFICATE TO BE SUPPLIED TO CLIENT ON FINAL COMPLETION / HANDOVER
- PROVIDE SUITABLE ACCESS PLATES / COVERS WHERE REQUIRED AS NECESSARY FOR THE MAINTENANCE AND REPAIR OF VALVES, MECHANICAL DAMPERS, TRANSFORMERS, MECHANICALLY OPERATED SMOKE CURTAINS, FIRE ROLLER SHUTTERS AND ANY OTHER MECHANICAL OR ELECTRICAL COMPONENT THAT MAY NEED MAINTAINING OR REPAIRING. LOCATION / CONSTRUCTION TO BE AGREED WITH DESIGN OFFICE PRIOR TO CONSTRUCTION.
- DISTRIBUTION BOARD AND METER TO BE 30 MINUTES UNLESS OTHERWISE REQUESTED BY FIRE RATED ENCLOSURE.
- FIRE ALARM (SMOKE DETECTION SYSTEM) SHALL BE IN ACCORDANCE WITH BS 5839 PT 1 2002. ANY EXISTING SYSTEM SHALL BE EXTENDED AS NECESSARY AND IN ACCORDANCE WITH THE ABOVE ENSURED THAT THE ALIABILITY ACHIEVES NO LESS THAN 95 DECBELS THROUGHOUT
- ADJACENT TO EACH FIRE ALARM CALL POINT A FIRE ACTION NOTICE IS TO BE PROVIDED. CALL POINTS TO BE PROVIDED AT ALL STOREY EXITS.
- FIRE EXTINGUISHERS WHERE INDICATED ARE TO BE POSITIONED ADJACENT TO FIRE ALARM CALL POINTS ON WALL BRACKETS.
- FIRE EXIT SIGNS TO MEET BS 5498.
- COMPARTMENT WALL, FLOOR PENETRATION OR FIRE ESCAPE CORRIDOR WALLS ARE TO HAVE APPROPRIATE FIRE STOPPING OR FIRE DAMPER.
- STEREO SYSTEMS IN FOH & BOH TO BE INTERFACED WITH FIRE ALARM. HARD WIRED TO AVOID MISUSE OF INTERFACE MAX POWER. STEREO SYSTEM TO SHUT DOWN ON ACTIVATION OF FIRE ALARM.
- FIRE ALARM TO BE TESTED ON COMPLETION OF WORKS TO ENSURE COMPLIANCE WITH BS 5839 PT 1. CERTIFICATES TO BE ISSUED TO THE CLIENT BEFORE HANDOVER.
- VISUAL AND AUDIBLE FIRE ALARM BEACON TO BE INCORPORATED INTO THE DISABLED WC (IF APPLICABLE).
- FIRE DAMPERS TO BE INSTALLED AT EACH ENTRANCE & EXIT TO SERVICE RISER WITH ACCESS PANELS. FIRE RESISTANCE TO MATCH THAT OF WALL / PARTITION OR DUCT IN WHICH IT IS POSITIONED.

ELECTRICAL NOTES:

- ALL ELECTRICAL WORK IS TO COMPLY WITH I.E.E. REQUIREMENTS AND ELECTRICAL CONTRACTOR TO BE NICEIC 17 EDITION BS 7671 OR OTHER APPROVED EDITION.
- ALL WALL POWER SOCKETS ARE TO F.O.H TO BE BRUSHED STAINLESS STEEL FINISH - ALL WALL POWER SOCKETS ARE TO B.O.H TO BE STANDARD WHITE PLASTIC FINISH
- ELECTRICAL EARTH BONDING IS TO BE CARRIED OUT TO ALL METAL EQUIPMENT INCLUDING CEILING GRID SYSTEM, METALLIC DOOR FRAMES, SINKS, WORKTOPS & EQUIPMENT, HOT & COLD WATER PIPEWORK (INCLUDING WASTES), HEATING PIPEWORK, METALIC TRUNKING / TRAYS, NEON LIGHTING SYSTEMS & EXTRANEIOUS METALWORK.
- THE ELECTRICAL INSTALLATION IS TO BE TESTED AND COMMISSIONED IN ACCORDANCE WITH BS 7671 (THE I.E.E WIRING REGULATIONS) AND AN ELECTRICAL FIRE TEST COMPLETION / INSPECTION CERTIFICATE TO BE PASSED TO THE CLIENT ON FINAL COMPLETION / HANDOVER.
- ELECTRICAL CONTROL BOARD TO HAVE SAFETY / SHOCK WARNING NOTICES INTERNALLY & DANGER ELECTRICAL SWITCHROOM - AUTHORIZED ENTRY ONLY NOTICE EXTERNALLY.
- WHERE CABLE TRUNKING PASSES THROUGH WALLS / FLOOR GLASS FROM ONE AREA TO ANOTHER FIREGLASSOR OTHER SUITABLE FIRE BARRIER SHOULD BE INSTALLED.
- LIGHTING SCHEME TO COMPLY WITH BUILDING REGULATION APPROVED DOCUMENT L2b.
- SWITCHES, OUTLETS AND CONTROLS ARE TO BE INSTALLED WITHIN THE ZONE OF 400MM AND 1200MM ABOVE F.F.L AS STATED IN APPROVED DOCUMENT M OF THE BUILDING REGULATIONS.
- DISABLED WC TO INCLUDE A PANIC ALARM WITH A PULL CORD AND RESET BUTTON WITHIN REACH OF THE TOILET PAN AND A VISUAL AND AUDIBLE INDICATOR LOCATED OUTSIDE THE WC COMPARTMENT (IF APPLICABLE).
- FLOOR POWER SOCKETS AND DATA POINTS TO BE FULLY RECESSED AND FLUSH WITH FLOOR FINISH
- ALL ELECTRICAL CABLEING IS TO BE ENHANCED LSF TYPE (TWIN & EARTH PVC CABLEING IS NOT ALLOWED)

POWER SUPPLY & LIGHTING NOTE

ALL POWER SOCKETS TO BE ON 24HR SUPPLY WITH LIGHTS CONTROLLED VIA 'LAST MAN OUT' SWITCH (LMO). CASH DESK LIGHTS/SIGN TO STAY ON AS THE DESK IS PLUGGED INTO THE POWER. THE WINDOW DISPLAY UNITS, FASCIA SIGN TO BE WIRED TO A TIMER CLOCK.



PROPOSED GROUND FLOOR RCP PLAN
Scale: 1:50

0 METRES 1 2 3 4 5

0.5 1.5 2.5 3.5 4.5

SCALE BAR @A1
Scale: 1:50

NO.	DESCRIPTION	QUANTITY	UNIT
1	13A TWIN POWER SOCKET BSS FINISH FOR RETAIL SPACE	14	SOCKET
2	13A TWIN POWER SOCKET AT HIGH LEVEL	14	SOCKET
3	13A SINGLE FUSED POWER SUPPLY POINT	14	POINT
4	SPUR SOCKET	14	SOCKET
5	13A FLOOR SOCKET WITH SIS COVER PLATE	14	SOCKET
6	3AMP POWER FOR UNITARY LIGHTING	14	POINT
7	FUSED DOUBLE POLE KEY SWITCH	14	SWITCH
8	KEY SWITCH TO CONTROL ALL LIGHTING, AIRCON AND HEATERS (LAST MAN OUT SWITCH)	14	SWITCH
9	EMERGENCY LIGHTING TEST SWITCH	14	SWITCH
10	A/C CASSETTE UNIT - ALL TO A/C CONTRACTOR DETAIL	14	UNIT
11	WALL MOUNTED A/C CASSETTE UNIT - ALL TO A/C CONTRACTOR DETAIL	14	UNIT
12	AIR CURTAIN	14	CURTAIN
13	A/C CONTROL PANELS	14	PANEL
14	CEILING ACCESS PANEL. TO BE CONCEALED FRAMELESS TYPE	14	PANEL
15	DATA CABINET	14	CABINET
16	DOOR ACCESS CONTROL KEY PAD	14	PAD
17	DOOR ACCESS GREEN OVERRIDE BUTTON LINKED TO FIRE ALARM SYSTEM	14	BUTTON
18	IPAD POWER POINT LOCATION	14	POINT
19	BUZZER SOUNDER LINKED TO CALL POINT IN DISABLED WC	14	BELL
20	DISABLED WC ALARM CALL POINT LINKED TO BUZZER LOCATED ABOVE WC DOOR	14	POINT
21	SINGLE/MULTI POINT WATER HEATER	14	HEATER
22	HOT AIR, HAND DRIER	14	DRIER
23	SPRINKLER HEAD ABOVE AND BELOW CEILING	14	HEAD
24	MUSIC CONTROLS	14	CONTROL
25	DISTRIBUTION FUSE BOARDS	14	BOARD
26	DOOR RELEASE BUTTON SWITCH	14	SWITCH
27	INCOMING ELECTRICAL MAINMETER	14	METER

FIRE SAFETY LEGEND	
	FOAM/WATER FIRE EXTINGUISHERS
	FIRE ALARM BREAK GLASS CALL POINT
	VISUAL FIRE ALARM BELL
	SMOKE DETECTOR REMOTE DETECT INDICATOR
	EMERGENCY BACK UP & OPAL DIFFUSER
	EMERGENCY EXIT SIGN NIM 3HR BATTERY
	SUSPENDED EMERGENCY EXIT SIGN NIM 3HR BATTERY
	2W LED EMERGENCY
	FIRE ALARM PANEL
	FLASHING BEACON LINKED TO FIRE ALARM SYSTEM

DESIGN
CLD

PREPARED BY DESIGN CLD
4 PETERSFOURTH ROAD
HARROW, MIDDLESEX
HA1 2BQ

TELEPHONE +44(0)20 84268250
MOBILE 07322 735492

EMAIL: peter@designcld.co.uk
WWW.DESIGNCLD.CO.UK

Revision Date Notes
A. 25-19: GENERAL REVISIONS FOLLOWING SITE MEETING.
B. 25-19: AURORA LIGHTING SCHEME ADDED.

CONTRACTOR TO VERIFY ALL CRITICAL DIMENSIONS ON SITE PRIOR TO FABRICATION

IMPORTANT NOTE: ALL INTERNAL SURFACES TO BE CLASS 1

ALL SUBJECT TO FULL SITE SURVEY

*NOTE: FIRE DETECTION AND EMERGENCY LIGHTING POSITIONS ARE INDICATIVE ONLY AND ARE TO BE DESCRIBED AND INSTALLED BY NOMINATED ELECTRICAL CONTRACTOR. ALL TO BUILDING REGULATIONS APPROVAL.

*NOTE: ALL CCTV CAMERA POSITIONS ARE SUBJECT TO CONFIRMATION BY HOTEL CHOCOLAT. Email: case@hotelchocolat.com.

LIGHTING NOTES
FOR LIGHTING LAYOUT SEE AURORA DRAWING REF. 396017642 REV 1A ANY LIGHTING UPGRADES WILL BE USING LED LIGHTING.

Drawn **CLD**
Check
Scale **AS SHOWN @ A1**
Date **AUGUST 2019**

Job No. **HC-ISLINGTON-19**
Drawing No. **004**
Rev **B**

PROPOSED RCP LAYOUT PLAN

14 UPPER STREET LONDON N1 0PQ

From: [REDACTED]
To: [REDACTED]
Subject: Re: Premises Licence New: Hotel Chocolat, 13-14 Upper Street, Islington, London, N1 0PQ.
Date: 29 October 2019 23:06:28

Dear Sirs,

I write to object to the Application by Hotel Chocolat for an alcohol licence.

All the other Hotel Chocolat outlets I know just sell chocolates : why is it necessary to sell strong alcohol in addition to chocolates from the 13-14 Upper St.premises?

The premises are in the Upper St Cumulative Impact Zone and the Applicant has not provided any evidence to demonstrate to the Licensing Cttee that its application will not increase the cumulative impact in the area. A statement in the Application to the effect that no more than 15% of the sales area will stock alcohol is insufficient to rebut this presumption, particularly as no food is generally on sale to the public other than chocolates.

As is well known, the Upper St area has a surfeit of supermarkets, bars pubs and off licences selling alcohol, there is no demand or need for further outlets supplying strong alcohol particularly not from early morning to late evening and this Application for a licence should be rejected.

Yours sincerely

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: [REDACTED]
To: [Licensing](#)
Subject: Hotel Chocolat, 13/14 Upper Street, London N1 0PQ
Date: 31 October 2019 14:47:29

Rep 2

Application for a new licence-

Dear Sirs,

I wish to object to this application for a new alcohol licence on the following grounds:

1. This company has 173 branches and sell chocolates online. They should only be selling chocolates at this shop location. They can sell alcohol based chocolates online. A chocolate shop should be for the sale of chocolates not alcohol. Paul Young chocolate shop in Camden Passage has been trading for many years without the need for an alcohol licence.
2. There is a great problem here in Islington with antisocial behaviour in the streets and towpath due to alcohol.
3. The area in particular in Upper Street is saturated with licenced alcohol premises. It is not surprising that there is a problem of antisocial behaviour. This trend is increasing in Essex Road and also in Camden passage.
4. The ratio of alcohol licenced premises to shops is so great that it is higher than any other town in Greater London. It is a problem walking home late at night as it feels threatening with groups of youths congregating with alcohol in sight being loud and noisy etc.
5. Residents do not need any more alcohol licenced premises here.

Regards,

[REDACTED]

From: [REDACTED]
To: [Licensing](#)
Cc: [REDACTED]
Subject: Hotel Chocolat 13 - 14 Upper Street London London N1 0PQ
Date: 03 November 2019 11:18:13

03.11.19

Dear Sir,

I wish to object to the granting of a premises licence to Hotel Chocolat.

Surely the saturation point has been reached in the Angel Saturation Area.

Every time a retail outlet opens (nail bars, for example, which could scarcely be further from a drinking establishment) they seem to apply for and get a drinks licence. But now for a chocolate shop to apply for a drinks licence it just beggars belief. Chocolate connotes children and now seeing chocolate linked with alcohol gives the worse possible message.

Liqueur filled chocolates would be ok but not surely strong alcohol, wines and spirits.

Please call a halt to the booze rollercoaster.

Yours faithfully,

[REDACTED]

**TOTAL
LICENSING
SOLUTIONS**

One Stop Solution for
all your Licensing requirements



6th November 2019

Ref : Your Representation against Hotel Chocolat 14 Upper Street, Islington

Dear Madam

Whilst the need or desire for alcohol in this instance is not relevant under the licensing objectives, we acknowledge the need to positively support the cumulative impact policy. You can be assured that the product offered by hotel Chocolat is expensive and used primarily for 'gifting'. It is not a typical off licence and the alcohol sold would not be expected to be purchased and consumed outside the premises on the tow path or a street corner. The limit of 15% space for alcohol sales demonstrates that such sales will not form anywhere near the majority of sales made by the shop. Only 5% of sales are alcohol related. This is a chocolate shop that sells chocolate as a gift with an option to also purchase a gift of alcohol. Sales of alcohol alone are not at all common in other shops in this chain. All Hotel Chocolat stores in London are licensed to sell alcohol.

It may also be useful to note that the premises supports the cumulative impact policy in helping to provide a more diverse and welcoming nighttime economy option, in particular for women. The on sales events are primarily frequented by groups of women, ticketed, and offers something chocolate lead as opposed to an alcohol lead night out in a bar.

I would like to invite you to inspect the premises at your leisure to see first hand the standard of operation in the store.

Yours sincerely



Andrew D McGrath

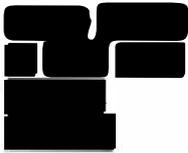
Licensing Consultant

2 Stocking Green Close, Hanslope, Milton Keynes. MK19 7NH
Tel : 01908 511863 Mobile: 07988 773830
Email: tismk@hotmail.co.uk

Rep 2 - Response from Applicant

TOTAL LICENSING SOLUTIONS

One Stop Solution for
all your Licensing requirements



6th November 2019

Ref : Your Representation against Hotel Chocolat 14 Upper Street, Islington

Dear [REDACTED]

Whilst the need or desire for alcohol in this instance is not relevant under the licensing objectives, we acknowledge the need to positively support the cumulative impact policy. You can be assured that the product offered by hotel Chocolat is expensive and used primarily for 'gifting'. It is not a typical off licence and the alcohol sold would not be expected to be purchased and consumed outside the premises on the tow path or a street corner. Many other Hotel Chocolat branches sell alcohol safely and responsibly and we are able to use that experience to ensure the same is done so in the Islington branch.

The cumulative impact policy does suggest there is a large number of alcohol outlets in the area. We would like to support the policy by offering a greater variation to the options for the nighttime economy in the area. Hotel Chocolat does not offer cheap alcohol and is not reliant on alcohol sales to turn a profit only 5% of sales are alcohol related. The shop is chocolat lead and not a typical off licence. It will not attract the type of customers more likely to contribute to problems in the area by the simple virtue the product is an expensive gift designed to be given to family and friends, not consumed with the intention to get drunk or pre-load prior to a night out.

I would like to invite you to inspect the premises at your leisure to see first hand the standard of operation in the store.

Yours sincerely

A handwritten signature in black ink, appearing to read 'Andrew D McGrath', written over a horizontal line.

Andrew D McGrath

Licensing Consultant

2 Stocking Green Close, Hanslope, Milton Keynes. MK19 7NH
Tel : 01908 511863 Mobile: 07988 773830
Email: tismk@hotmail.co.uk

Rep 3 - Response from Applicant

**TOTAL
LICENSING
SOLUTIONS**

One Stop Solution for
all your Licensing requirements

[REDACTED]
[REDACTED]
[REDACTED]
6th November 2019

Ref : Your Representation against Hotel Chocolat 14 Upper Street, Islington

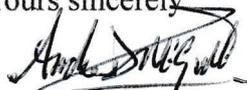
Dear [REDACTED]

Whilst the need or desire for alcohol in this instance is not relevant under the licensing objectives, we acknowledge the need to positively support the cumulative impact policy. You can be assured that the product offered by hotel Chocolat is expensive and used primarily for 'gifting'. It is not a typical off licence and the alcohol sold would not be expected to be purchased and consumed outside the premises on the tow path or a street corner. Many other Hotel Chocolat branches sell alcohol safely and responsibly and we are able to use that experience to ensure the same is done so in the Islington branch.

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Yours sincerely



Andrew D McGrath

Licensing Consultant

2 Stocking Green Close, Hanslope, Milton Keynes. MK19 7NH
Tel : 01908 511863 Mobile: 07988 773830
Email: tlsmk@hotmail.co.uk

Suggested conditions of approval consistent with the operating schedule

1. The only alcohol sold at the premises shall be Wine, Port, Champagne, Chocolate liqueurs, Prosecco, Spiced Rum, Gin infused with chocolate, Chocolate flavoured Beer and other chocolate based spirits and products.
2. No more than 15% of the sales area to be used at any one time for the sale, exposure for sale, or display of alcohol in pre-packaged hampers.

Conditions agreed with the Metropolitan Police

3. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will 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;
 - b. A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - c. The Police will be informed if the system will not be operating for longer than one day of business for any reason;
 - d. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - e. The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - f. The system will record in real time and recordings will be date and time stamped;
 - g. The system will be specified so as to operate satisfactorily regardless of lighting conditions;
 - h. During opening hours, at least 1 member of staff on duty will be able to operate the system sufficiently to allow Police or authorised Council officers to view footage on request;
 - i. Recordings will be kept for a minimum of 31 days; and
 - j. Footage will be provided free of charge to the police or other authorised officers upon request (subject to the Data Protection Act 1998) within 24 hours of any request.
4. An incident log shall be kept at the premises, and made available upon request to the police or an authorised officer, which will record:
 - a. Any and all allegations of crime and/or disorder reported at the venue;
 - b. Any and all complaints received by any party;
 - c. Any faults in the CCTV system;
 - d. Any visit by a relevant authority or emergency service;
 - e. Any and all ejections of patrons;
 - f. Any and all seizures of drugs or offensive weapons; and
 - g. Any refusal of the sale of alcohol.

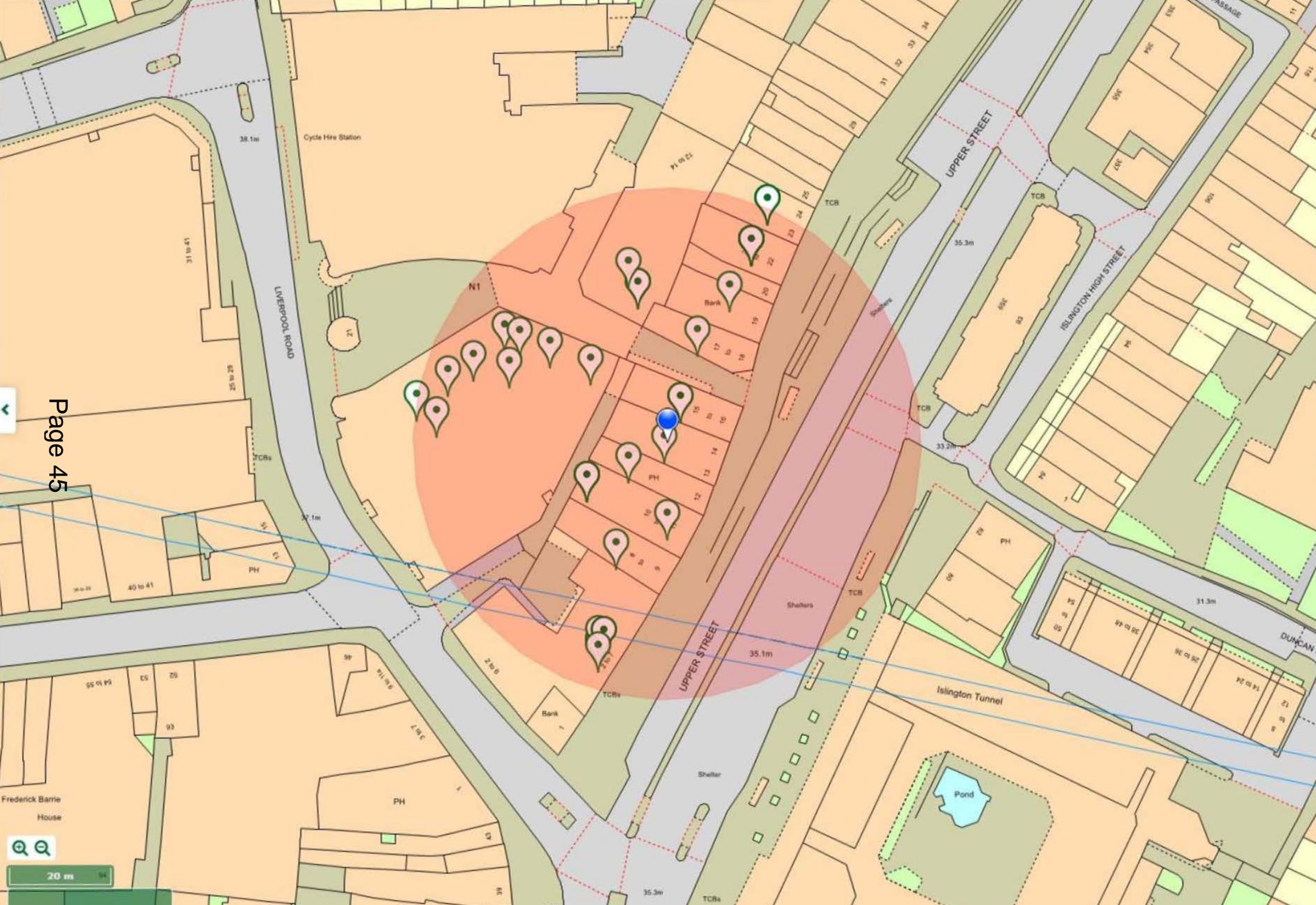
5. In the event that crime or serious disorder is, or appears to have been, committed on the premises, the management will immediately ensure that:
 - a. The police and, where appropriate, the London Ambulance Service, are called immediately;
 - b. As far as is safe and reasonable practicable, all measures will be taken to apprehend any identified suspects pending the arrival of the police; and
 - c. As far as is safe and reasonable practicable, all measures will be taken to preserve any identified crime scene pending the arrival of the police.
6. The premises licence holder shall ensure that all sales staff receive appropriate training in relation to managing conflict and health and safety of the public and staff. Training documents shall be signed and dated and will be held in a suitable hard-copy log, to be made available to a Police Officer or Council Officer upon request. Said records shall be retained for at least 12 months.
7. The licensee shall ensure that the management and staff prevent the admission of, and ensure the prompt departure from the premises of, any and all drunk and or disorderly people or other people displaying signs of other substance use, without causing any disorder.

Conditions agreed with the Council's Noise Service

8. The main activity will be the sale of specialist quality chocolate products.
9. On sales will be limited to special events such as bespoke tastings which shall be pre-booked and ticketed.
10. All on sales will be made by waiter/waitress service.
11. No alcohol shall be taken outside in open vessels for consumption outside the building.

Conditions agreed with the Council's Trading Standards Service

12. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters.
13. The licensee shall put arrangements in place to ensure that before serving alcohol to persons they believe to be less than 25, staff ask to see accredited proof of age: that is, 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.
14. 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 instructions given to staff, detailing the areas covered, and make them available for inspection upon request by the licensing team, police or trading standards.
15. The licensee shall require staff to note any refusals to sell to young people in a refusals log. The refusals log shall be made available for inspection upon request by the licensing team, police or trading standards.



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Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - D	03/12/2019	Clerkenwell

	Non-exempt
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SUBJECT: PREMISES LICENCE VARIATION APPLICATION
RE: CUBANA, 61-63 CHARTERHOUSE STREET, LONDON
EC1M 6HA

1. Synopsis

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

1.2 The premises currently hold a licence allowing the following;

- The On sales of alcohol from 12:00 until 23:00 Sunday to Thursday and from 12:00 until 00:00 Friday and Saturday.
- Late night refreshment from 23:00 until 00:00 Friday and Saturday.
- Opening hours from 07:00 until 23:00 Sunday to Thursday and from 07:00 until 00:00 Friday to Saturday.

1.3 The variation application is to:

- To add the provision of live music and recorded music from 19:00 until 03:00 Friday and Saturday;
- To extend the provision of Late Night Refreshment until 03:00 Friday and Saturday;
- To extend the provision of on sales of alcohol until 03:00 Friday and Saturday.
- To extend the terminal hour until 03:00 on Friday and Saturday.

Note: The application originally requested the removal of the condition which prevents vertical drinking, however, this part of the application has now been withdrawn.

2. Relevant Representations

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

3. Background

- 3.1 The current premises licence has been in place since at May 2014 when a new premises licence was granted. Cubana (Smithfield) Limited has been the premises licence holder since January 2016. Maria Rangel has been the Designated Premises Supervisor since March 2016.
- 3.2 The application is subject to two representations from the Licensing Authority and Public Health. Islington's Noise and Pollution Team and the Metropolitan Police have agreed conditions with the applicant. The Police initially made a representation to the application as they were concerned that removing the condition which prevented vertical drinking. However, upon confirmation that this part of the application was withdrawn, the Police were happy to withdraw their representation.
- 3.3 On receipt of the representations, the applicants' legal representative wrote to the representors to discuss the representations and describe the nature of the business. At the time of writing the report, no response has been received by either the Licensing Authority or Public Health.

4. Planning Implications

- 4.1 The Planning Department have confirmed that there are no issues relating to planning, and that there is no conflict in terms of established use or conditions. Planning have also confirmed that there are no current planning enforcement cases open relating to this property.

5. Recommendations

- 5.1 To determine the application to vary the premises licence under Section 34 of the Licensing Act 2003.

5.2 These premises are located in the Clerkenwell Cumulative Impact Area therefore the Licensing Committee will need to consider Licensing Policy 3, which states that there is a presumption of refusal unless the Committee is satisfied that there will be no adverse cumulative impact on the licensing objectives.

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

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

6. 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.

Appendices:

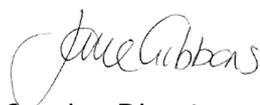
- Appendix 1: application form;
Appendix 2: current premises licence
Appendix 3: representation;
Appendix 4: police initial representation and their withdrawal
Appendix 5: suggested conditions and map of premises location

Background papers:

None.

Final report clearance:

Signed by:



Service Director – Public Protection

21/11/19

Date

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: 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

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 you would prefer not to be contacted by telephone

Are you:

 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 you are applying so you can be employed, or for some other personal reason, such as following a hobby.

Applicant 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.

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 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

Street

District

City or town

County or administrative area

Postcode

Country

Premises Contact Details

Telephone number

Continued from previous page...

Non-domestic rateable value of premises (£)

107,000

Section 3 of 18

VARIATION

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.

Cubana is an established small/medium bar restaurant covering 1,500 sq ft of customer area, a serving a good mix of food and drink. We prepare all of our own food freshly from free-range ingredients, bake our own bread, roast our own coffee and we are food led. The premises are on the ground floor and include a coffee shop, kitchen and bar restaurant area.

We are located in a business street opposite Smithfield market. There are no residential units close to us. The nearest residential units are behind us on the far side of the railway line where the new Crossrail will eventually run. We believe that we are a well run operation. We have recently submitted an updated noise plan.

We have never had a complaint from a member of the public, although we did have a case with licensing in 2017 which was dealt with and we have improved our operations to comply with licensing officers' suggestions. We are currently licensed to 12.00 midnight on Fridays and Saturdays but would like this to be extended to 3.00am on these days only to bring us into line with other premises in the area.

Currently we are at a major disadvantage compared to neighbouring premises. On Saturdays, in particular, Smithfield really only operates late and it is not worth us opening on Saturdays on our current license. The area is changing with new office developments as well as Crossrail and the Museum of London. We feel it reasonable to ask for the license extension on Fridays and Saturday only. We also currently have a vertical drinking restriction which is very onerous.

We are, as mentioned, very much food led but if people cannot buy a drink at the bar and drink it without sitting down, it does again put us at a severe disadvantage. We have no intention of being drink led, but we feel that these two changes would allow us to develop our business which is currently very marginal, at a very difficult time for our sector

Section 4 of 18

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Continued from previous page...

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](#)

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

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

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.

Continued from previous page...

WEDNESDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="19:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="19:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the performance of live music take place indoors or outdoors or both?

- Indoors Outdoors Both

Where taking place in a building or other structure select 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.

We generally use Cuban bands who play accoustically, but they are sometimes amplified - we do have a noise plan in operation and very good levels of soundproofing

State any seasonal variations for the performance of live music

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 performance of live music at different times from those listed, above below.

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

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

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

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 select 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.

amplified - see comments on noise plan

Continued from previous page...

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.

none

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

none

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

Will the schedule to provide late night refreshment 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.

Continued from previous page...

TUESDAY

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WEDNESDAY

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THURSDAY

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Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="19:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="19:00"/>	End	<input type="text" value="03:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text"/>	End	<input type="text"/>
Start	<input type="text"/>	End	<input type="text"/>

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 select 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.

We will also want to serve food during any extension granted

State any seasonal variations.

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

none

Continued from previous page...

Non standard timings. Where the premises will be used for the provision of late night refreshment 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.

none

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

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Start

End

SUNDAY

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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.

none

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.

none

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.

none

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

TUESDAY

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.

Continued from previous page...

WEDNESDAY

Start End
Start End

THURSDAY

Start End
Start End

FRIDAY

Start End
Start End

SATURDAY

Start End
Start End

SUNDAY

Start End
Start End

State any seasonal variations.

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

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 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.

noe

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

Vertical drinking

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.

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.

see below

b) The prevention of crime and disorder

We report any instances of crime etc to the police and have an incident book - we have not had to use this to date

Participation in relevant licensing schemes locally

Two registered door supervisors after 9pm when open - zero tolerance on substance abuse, drugs or drunkenness - the policy is proactively to prevent problems by not letting people we consider a risk to enter

We have cctv and the premises are well covered

Where relevant, we serve drinks in bioplastic cups

No outside drinking or taking drinks outside

No bringing alcohol or drugs into the premises

Clear safety and crime notices plus staff and SIA's told to keep a watch on suspect activities

Spot searches on entry for knives etc

c) Public safety

Full safety checks, logged

Fire exits checked and access unobstructed

Good disabled access and toilets

Proper lighting in non-window areas

Emergency and fire systems properly maintained

First aid equipment and water available

We try and have a first aider on duty when busy

No special effects lighting apart from low level spots

d) The prevention of public nuisance

We are noise insulated and have a noise plan - although we are a long way from residential premises, we take this very seriously

No outside music and doors/windows kept closed after 10.00pm

Notices requesting respect when people are leaving

We have a noise plan but we are happy to have a further plan submitted if needed

Controls on music systems to ensure limits are not exceeded

Notices informing people of public transport etc

Staff and SIAs told to ask people to minimise noise on leaving

No gathering of more than a few people outside when leaving

No drinks or bottles outside

Continued from previous page...

Bins away from where people will hear noise from bottles etc

e) The protection of children from harm

Challenge 25 and proof of age scheme

Staff and licensees properly trained about age restrictions

We ask for proper proof of age where relevant

Refusals log

We suggest that people do not bring children onto the premises after a certain time except for special occasions

Section 17 of 18

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...

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

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

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[1](#) [2](#) [3](#) [4](#) [5](#) [6](#) [7](#) [8](#) [9](#) [10](#) [11](#) [12](#) [13](#) [14](#) [15](#) [16](#) [17](#) [18](#) [Next >](#)



PREMISES LICENCE LICENSING ACT 2003

Premises licence number	LN [REDACTED]	Date of original grant*	15 th May 2016
--------------------------------	---------------	--------------------------------	---------------------------

**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			
CUBANA CAFÉ			
61 CHARTERHOUSE STREET			
Post town	London	Post code	EC1M 6HA
Telephone number	[REDACTED]		

Where the licence is time limited the dates
Not Applicable

Licensable activities authorised by the licence
Ground Floor
<ul style="list-style-type: none"> • The sale by retail of alcohol • The provision of late night refreshment

The times the licence authorises the carrying out of licensable activities																																				
<ul style="list-style-type: none"> • The sale by retail of alcohol: <table style="margin-left: 20px;"> <tr><td>Monday</td><td>12.00</td><td>to</td><td>23.00</td></tr> <tr><td>Tuesday</td><td>12.00</td><td>to</td><td>23.00</td></tr> <tr><td>Wednesday</td><td>12.00</td><td>to</td><td>23.00</td></tr> <tr><td>Thursday</td><td>12.00</td><td>to</td><td>23.00</td></tr> <tr><td>Friday</td><td>12.00</td><td>to</td><td>00.00</td></tr> <tr><td>Saturday</td><td>12.00</td><td>to</td><td>00.00</td></tr> <tr><td>Sunday</td><td>12.00</td><td>to</td><td>23.00</td></tr> </table> • The provision of late night refreshment: <table style="margin-left: 20px;"> <tr><td>Friday</td><td>23.00</td><td>to</td><td>00.00</td></tr> <tr><td>Saturday</td><td>23.00</td><td>to</td><td>00.00</td></tr> </table> 	Monday	12.00	to	23.00	Tuesday	12.00	to	23.00	Wednesday	12.00	to	23.00	Thursday	12.00	to	23.00	Friday	12.00	to	00.00	Saturday	12.00	to	00.00	Sunday	12.00	to	23.00	Friday	23.00	to	00.00	Saturday	23.00	to	00.00
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Sunday	12.00	to	23.00																																	
Friday	23.00	to	00.00																																	
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The opening hours of the premises:																												
<table style="margin-left: 20px;"> <tr><td>Monday</td><td>07.00</td><td>to</td><td>23.00</td></tr> <tr><td>Tuesday</td><td>07.00</td><td>to</td><td>23.00</td></tr> <tr><td>Wednesday</td><td>07.00</td><td>to</td><td>23.00</td></tr> <tr><td>Thursday</td><td>07.00</td><td>to</td><td>23.00</td></tr> <tr><td>Friday</td><td>07.00</td><td>to</td><td>00.00</td></tr> <tr><td>Saturday</td><td>07.00</td><td>to</td><td>00.00</td></tr> <tr><td>Sunday</td><td>07.00</td><td>to</td><td>23.00</td></tr> </table>	Monday	07.00	to	23.00	Tuesday	07.00	to	23.00	Wednesday	07.00	to	23.00	Thursday	07.00	to	23.00	Friday	07.00	to	00.00	Saturday	07.00	to	00.00	Sunday	07.00	to	23.00
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Friday	07.00	to	00.00																									
Saturday	07.00	to	00.00																									
Sunday	07.00	to	23.00																									

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

On supplies

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

Cubana (Smithfield) Limited

[Redacted]

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

[Redacted]

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

Maria Rangel,

[Redacted]

Personal licence number and issuing authority of personal licence held by designated premises supervisor where the premises licence authorises the supply of alcohol

[Redacted]

Islington Council
Public Protection Division
222 Upper Street
London
N1 1XR

T: 020 7527 3031

E: licensing@islington.gov.uk

Service Manager (Commercial)

Date of Issue

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. 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. No alcohol may be consumed outside.
2. Alcohol may only be consumed by seated customers.
3. Alcohol may only be sold at times when substantial food and fresh, non-alcoholic fruit drinks are available for purchase and promoted on the premises.
4. The premises shall operate Challenge 21.
5. Children will only be allowed on the premises under the supervision of adults.
6. All staff shall undergo licensing training, which shall include training concerning knowledge of licensing law and the social impacts of the sale of alcohol.
7. A maximum of three tables (12 seats) may be provided outside, but only under the authority of a pavement licence. Tables and chairs to the front of the premises shall be cleared and rendered unusable at, or before, 22:15 on each day of operation. Any moveable furniture will be fitted with rubber (or equivalent) feet.
8. Adequate notices shall be displayed to inform patrons of the time of removal of tables and chairs.
9. A designated smoking area and number of smokers outside the premises at any one time will be agreed with the Council's pollution team. Suitable receptacles will be provided for cigarette litter within that area.. The designated smoking area shall not be used for the consumption of drinks, unless patrons are seated in the tables and chairs area to the front of the premises.
10. Litter patrols shall be carried out throughout the hours of operation and once the final customers have left to ensure all litter associated with the premises has been cleared from the public highway.
11. 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 and correctly and a log kept and signed by a Supervisor to this effect. The system will provide an identifiable full head and shoulder system of everyone entering the premises and will operate in any light conditions within the premises. The system shall record in real time, date and time stamped and will 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 hours of every request. 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.

12. A scheme for noise insulation shall be agreed with the Council's pollution team.
13. Public transport information will be included on the premises' web-site and provided to customers.
14. There shall be erected and maintained in a prominent position at every exit a clear, conspicuous and legible notice requesting patrons to avoid causing noise nuisance to local occupants of any properties in the vicinity.
15. 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.
16. Music levels shall be monitored and kept lower towards the front of the premises.
17. There shall be no music played outside of the premises.
18. An assessment of the premises sound insulation shall be undertaken and appropriate improvement works carried out, so as to ensure that noise levels generated on the premises meet the Council's Technical Criteria; and, maximum music noise levels shall be agreed.
19. The improvement works and maximum music noise levels shall be approved in writing through the Council's Pollution Team.
20. The Premises Licence Holder or nominated person shall supervise and control levels of noise on the smoking area and advise patrons of the need to respect local occupants of any properties in the vicinity where appropriate.
21. The occupier of the first floor premises at 57-61 shall be fully consulted as to the specification and testing of sound insulation and the setting of music noise levels.

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

1. The designated premises supervisor shall work solely at the premises.

Annex 4 – Plans

Reference Number: CHS_L 101 – January 2013

Licensing Act 2003 - Licensing Authority Representation

Application for Variation to a Premises Licence

Cubana Café, 61-63 Charterhouse Street EC1

I am submitting a representation on behalf of the Licensing Authority with respect to the application submitted by **Phillip Oppenheim**

The application is seeking to:

- a) extend the hours for sale of alcohol, supply of hot food and regulated entertainments until 3am on the days following Friday and Saturday nights and.
- b) remove the condition that prevents vertical drinking

The grounds for the representation are:

- Prevention of Crime & Disorder; and
- Prevention of Public Nuisance.

Licensing Policy Considerations:

Licensing Policies 2 and 3 *Location, cumulative impact and saturation;*

Licensing Policy 5 and 6 *Licensing Hours*

Licensing Policy 7 *Operating Schedule*

Licensing Policy 25 *Dispersal Policies*

Issues of Concern

- The premises are situated within the Clerkenwell Cumulative Impact Area (CIA); therefore, the onus is on the applicant to demonstrate that the application will not add to the cumulative impact. The Licensing Authority therefore expects the applicant to consider **LP's 2 and 3** and acknowledge the CIA within the application and operating schedule.
- The terminal hour proposed by this application for Fridays and Saturdays, 03:00, is in excess of the suggested hours in the Licensing Policy for bars, restaurants and cafes, which is midnight on Fridays and Saturdays. **LP 5 and 6.**
- The Licensing Authority is concerned that the applicant has not recognised their responsibility in regards to the dispersal of their customers from the premises – **LP 25.** The proposed terminal hour for licensable activities is identical to their opening hours. The general principle is that the carrying on of licensable activities at a premises should cease some time before the end of the operational hours to allow for the premises to be cleared of patrons in a gradual and orderly manner. The applicant has made no reference within their operating schedule as to how this requirement will be satisfied or why the authorised hours should deviate from the general principle laid out in the policy.

- The Licensing Authority understands that the applicant has withdrawn the application to remove the condition preventing vertical drinking. However, the applicant has not demonstrated how this requirement will be enforced on a premises operating until 3am providing alcohol, live and recorded music and food. They admit they find the no vertical drinking restriction “onerous”.

Summary

The Licensing Authority recognises that there are several other premises within the vicinity of this premises with similar or longer hours than those applied for and, that the applicants feel at a disadvantage compared to their neighbours. We concur that there are no residents in the immediate vicinity and there have not been any complaints regarding noise.

Cumulative impact is concerned with the potential impact on the licensing objectives- crime, disorder, nuisance or anti-social behaviour caused by a significant number of licenced premises concentrated in the one area.

The Licensing Authority seeks to encourage the highest standards of management and control in licensed premises and it is for the Licensing Sub Committee to determine the application, taking into account our concerns, the operating schedule in the application and submissions made by the applicant.

Terrie Lane

Licensing Manager

Public Protection Division

Islington Council

0207 527 3031

15 November 2019

Esther Dickie
Public Health Strategist
Camden and Islington Public Health
0207 527 8766
Esther.dickie@islington.gov.uk

Licensing Act 2003

Representation from Camden and Islington Public Health department on behalf of health bodies providing services in Islington concerning:

Cubana Cafe, 61-63 Charterhouse Street, Islington, London, EC1M 6HA

We are submitting a representation following the variation for a licence to permit the sale of alcohol outside framework hours from the above premises. This representation is on behalf of Islington's Public Health Department, which is a responsible authority.

The impact of alcohol is particularly great in Islington with some of the greatest levels of alcohol-related problems in London¹, including:

- The highest rate of alcohol-related hospital admissions in London in 2017-18
- The fourth highest rate of alcohol-specific hospital admissions in London in 2017-18

The premises are located on Charterhouse Street, which is located in Clerkenwell ward. The location is within the Clerkenwell Cumulative Impact Area described in Islington's Licensing Policy 2018-2022. The area already experiences significant alcohol-related harm, as described below.

The grounds for the representation are:

- Public safety
- Crime and disorder

The relevant policies in Islington's Licensing Policy²

- Policy 3: Cumulative impact and saturation
- Policy 4: Shops selling alcohol
- Policy 6: Framework hours

We are concerned that if this application for extended hours is granted, it will increase the availability of alcohol for consumption on premises. This could lead to an increase in public nuisance, crime and disorder and impact adversely on health of both those buying and consuming the alcohol but also the health of others who come in contact with them.

Allowing additional hours on this alcohol licence would add to the impact in an area which already has high density of licensed premises. This density of on licenses in the Lower Super Output Area (a geographical area in which an average 1,500 residents live) within which this premises is located is 28.2 on-licenses per 1,000 residents – significantly higher than the Islington average; with 58 on-licensed premises open after midnight. The area already has sufficient premises to meet demand and extending

¹ LAPE Data <https://fingertips.phe.org.uk/profile/local-alcohol-profiles>

² Islington Licensing Policy 2018 <https://www.islington.gov.uk/business/licences-permits-registration/alcohol-and-entertainment-licences/islington-licensing-policy>

the current supply of alcohol will be detrimental to the local residents in terms of noise and disturbance, anti-social behaviour and crime.

Alcohol and health

Alcohol misuse imposes a major preventable burden to health and the effect of this in Islington is felt across all health services. There is a growing body of evidence that an increased number of alcohol outlets results in significant increases in both alcohol consumption³ and alcohol-related harm, including injury, violence and medical harm. Evidence from a number of countries indicates reducing alcohol outlet density can have an impact on reducing violence and problem drinking⁴. There is also evidence that changes in hours or days of trading can have a significant impact on volume of alcohol consumed and rates of alcohol related problems⁵.

Impact of alcohol on health in Islington

The impact of alcohol on health in Islington is particularly severe. Alcohol-specific hospital admissions are those which are wholly related to alcohol (e.g. alcoholic liver disease or alcohol overdose). Islington has the fourth highest rate in London for hospital admissions where alcohol is the specific cause of admission⁸. The rate is also significantly worse than England.

Harm from alcohol in the vicinity of 61-63 Charterhouse Street, Islington, London, EC1M 6HA

Ambulance callouts

The data on alcohol-related ambulance callouts reflect where the ambulance attended, not where the individual lives, and therefore includes people who live outside the borough but who come into Islington to work, socialise, etc. Alcohol related ambulance call-outs highlight the immediate harms of alcohol on health and thus the risk to physical safety that alcohol causes.

There were 70 alcohol related ambulance callouts within the Lower Super Output Area the premise is located between October 2017 and September 2018, a significantly higher rate than the Islington average. Of all alcohol-related ambulance callouts occurring between October 2017 and September 2018 64.5% were between 2300hrs and 0500hrs. This is in comparison to a borough average of 34.1% of alcohol related ambulance callouts occurring between 2300hrs and 0500hrs.

An alcohol-related ambulance call-out is an indicator that public safety has been compromised by alcohol and many are related to crime and disorder. Local analysis shows a general trend that ambulance callouts increase as the number of licensed premises increases.

Conclusion

Islington experiences some of the highest levels of alcohol-related harm in London and the cumulative availability of alcohol is one area that is likely to be impacting on this.

There is already good availability of alcohol in the area around 61-63 Charterhouse Street. There is evidence that increased availability of alcohol, both in terms of the time period in which alcohol is available (hours of sale) and number of premises from which alcohol is available, results in an increase in alcohol-related harm. One effect of this is increased pressure and costs to the NHS. The impacts are also felt across a range of groups including the council, policing and the community as a whole.

Recommendation

³ The Relationship Between Alcohol Availability and Injury and Crime

http://www.alcoholpolicymd.com/alcohol_and_health/alc_availability.htm

⁴ Change in alcohol outlet density and alcohol-related harm to population health

<https://bmcpublihealth.biomedcentral.com/articles/10.1186/1471-2458-12-428>

⁵ Uk institute of Alcohol Studies

https://www.ias.org.uk/uploads/pdf/IAS_reports/IAS_report_2014.pdf

Islington's Public Health Department recommends that the application to extend the sale of alcohol outside framework hours at 61-63 Charterhouse Street, Islington, London, EC1M 6HA is refused on the grounds that there is already sufficient supply in an area which already experiences high levels of alcohol-related harm.

Re: Cubana.
Our Ref: [REDACTED]
Date: 23 Oct 2019



METROPOLITAN POLICE SERVICE

Premises Variation Application.

Cubana,
59-63 Charterhouse St,
Islington,
EC1M 6HA

Contact:

[REDACTED]

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

[REDACTED]
adam.peace@met.police.uk

Dear Mr Oppenheim,

Many thanks for your variation application with regard to the above premises.

Please accept this, my initial representation.

As you know, police hold responsibility for ensuring that with any application the local authorities licensing objectives are adhered to, and that proposals do not invite any heightened risk or likelihood of crime, disorder or anti-social behaviour.

You will be aware that the venue in question lies at the heart of the Charterhouse St area, posing significant challenges with regard to crime and disorder in the night-time economy. I note that you are applying for an extension to your licensable hours and that you seek removal of the no-vertical-drinking condition currently stipulated.

In reviewing the application it is obviously incumbent on me to look at the specific issues posed in the immediate vicinity, and to consider the ways in which your operation might operate to the detriment or benefit of the area.

I feel that I could not support the removal of your no vertical drinking condition, safeguarding as it does your premises position as a food led venue in the midst of a number of late licensed bars and clubs.

On the other hand, I would suggest that extending your hours for late night refreshment and food-led alcohol sales could prove to be a benefit. Certainly the area needs well run premises offering food into the early hours. (To put it bluntly, it is to the benefit of all for persons who have had a drink to have access to food).

My position therefore is that I will not challenge an extension to your hours but I do enter a representation against the withdrawal of your no vertical drinking condition.

Please do get back to me as soon as possible with your agreement.

I would of course be very happy to discuss or clarify any queries or reservations you have by return e-mail.

This application is obviously time sensitive and a prompt response would be appreciated.
(Please bear in mind the date for last representations on this matter stands at 15/11/19).

Very best regards,

PC Adam Peace
Islington Police Licensing Officer

Environment & Regeneration
Islington Council
222 Upper Street, London, N1 1XR

Jones, Carol

From: Adam.Peace@met.police.uk
Sent: 28 October 2019 14:20
To: [REDACTED]; Jones, Carol; Lewis, Eleanor
Cc: CNMailbox-IslingtonPoliceLicensingTeam@met.police.uk; Lane, Terrie; Montanez-Dodson, Monty
Subject: RE: FW: Premises Licence Variation: Cubana Cafe, 61-63 Charterhouse Street, Islington, London, EC1M 6HA.

Phillip many thanks for your prompt response.

Carol, Eleanor.

Phillip withdraws his application to remove the no vertical drinking condition, which is to remain on the licence.

As per the attached representation my position is that an extension to opening hours for food-led business may prove to be a benefit in this locality and as such I offer no objection to the proposed extension to trading hours - **Police representations are withdrawn.**

Best regards all,
Ads

Adam Peace
PC 2533CN
Islington Police Licensing Team

3rd Floor
222 Upper St, Islington, N1

[REDACTED]
adam.peace@met.police.uk

From: Phillip Oppenheim [REDACTED]
Sent: 28 October 2019 12:26
To: Peace Adam - CN-CU <Adam.Peace@met.police.uk>
Subject: Re: FW: Premises Licence Variation: Cubana Cafe, 61-63 Charterhouse Street, Islington, London, EC1M 6HA.

Adam - confirmed - we are withdrawing our application to remove the vertical drinking condition, following our discussion last week

Please let me know if you need anything else from us

regards

Phillip

On Mon, 28 Oct 2019 at 12:06, <Adam.Peace@met.police.uk> wrote:

Suggested conditions of approval consistent with the operating schedule

As existing on the current premises licence.

Suggested conditions of approval consistent with the representation from Islington's Noise Service– Agreed

1. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
2. The sound insulation properties of the premises must be maintained and kept in good order.
3. In the event of a noise/nuisance complaint substantiated by an authorised officer, the licensee shall take appropriate measures in order to prevent any recurrence.
4. There shall be a Noise Management Plan at the premises. This will be reviewed and updated on an annual basis and a copy shall be provided to the Licensing Team.
5. All doors and windows including the retractable roof to be closed after 20:00
6. No more than 6 smokers will be permitted outside at any one time in an area designated for smoking.
7. After 20:00 managers will use best endeavours to ensure that doors are kept closed except for access and egress.
8. The documented closing down plan as stated on the Noise Management Plan will be applied after 23:00.
9. Staff will be subject to regular training in relation to noise control management. This shall be documented and available for inspection by authorised officers on request.
10. Managers will regularly check maximum levels of sound with a hand held sound level meter and ensure that sound levels do not exceed 90dB.
11. Refuse including bottles must be placed into receptacles outside the premises at times that will minimise the disturbance to nearby properties.



Farringdon

Holborn

Hosier Lane

Blackheath

Blackheath

The Courtyard

CHARTERHOUSE STREET

West Mark

Market

EAST POULTRY

20 m

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OSM

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