



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

AGENDA FOR THE LICENSING SUB COMMITTEE B

Members of Licensing Sub Committee B are summoned to a meeting, which will be held by Zoom on **20 July 2021 at 6.30 pm.**

Link to meeting: <https://weareislington.zoom.us/j/94081090333>

Enquiries to : Jackie Tunstall
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Despatched : 12 July 2021

Membership

Councillor Phil Graham (Chair)
Councillor Valerie Bossman-Quarshie (Vice-Chair)
Councillor Marian Spall

Substitute

All other members of the Licensing committee

Quorum: is 3 Councillors

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



A. Formal matters

Page

1. Introductions and procedure
2. Apologies for absence
3. Declarations of substitute members
4. Declarations of interest

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

B.	Items for Decision	Page
1.	Gorilla's Technologies, 95 Farringdon Road, EC1R 3BT - New premises licence	13 - 44
2.	Neza Bar Cafe, 296 Holloway Road, N7 6NJ - New premises licence	45 - 90
3.	Alternative Supermarket, 360 Essex Road, N1 - Premises licence variation	91 -118
4.	Crystals Pizza and Fried Chicken, 4 York Way, N1 9AA - New premises licence	119-142

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 B - 25 May 2021

Minutes of the meeting of the Licensing Sub Committee B held by Zoom on 25 May 2021 at 6.30 pm.

Present: Councillors: Phil Graham (Chair), Gary Poole and Marian Spall
Also Present Councillors: Valerie Bossman-Quarshie

Councillor Phil Graham in the Chair

236 INTRODUCTIONS AND PROCEDURE (Item A1)

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

237 APOLOGIES FOR ABSENCE (Item A2)

Apologies for absence were received from Councillor Valerie Bossman-Quarshie as a member of the Sub-Committee. However, Councillor Bossman-Quarshie was present at the meeting as an observer for training purposes.

238 DECLARATIONS OF SUBSTITUTE MEMBERS (Item A3)

Councillor Gary Poole substituted for Councillor Bossman-Quarshie.

239 DECLARATIONS OF INTEREST (Item A4)

There were no declarations of interest.

240 ORDER OF BUSINESS (Item A5)

The order of business would be as the agenda.

241 MINUTES OF PREVIOUS MEETING (Item A6)

RESOLVED:

That the minutes of the meeting held on 30 March 2021 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

242 THE MALL, 359 UPPER STREET, N1 0PD - NEW PREMISES LICENCE (Item B1)

The licensing officer stated that there was no further information to be added to that contained within the report.

The licensing authority stated that she was satisfied with the conditions put forward in the papers.

The applicant's representative stated that the written submission was detailed on pages 55 – 65 of the report. All 32 conditions had been agreed as detailed at pages

166-169 of the report. Photographs of the storefront were also included in the report, a statement from Amazon and evidence from an expert witness who had visited two other Amazon stores and had stated that the grant of the licence was unlikely to add to the cumulative impact. The store would be situated in a fine building, alcohol would be displayed in no more of 10% of the floor area and restricted to the area hatched in red on the plan detailed at page 39. Planning consent had been granted. Planning and Licensing were separate regimes although regard could be given to their view. The grant of the licence was unlikely to add to the cumulative impact and this application fell within the recognised exceptions. There would be a small display area and would allow customers to purchase alcohol to have with their dinner. Hours were restricted to framework hours. All customers would be registered through technology, the alcohol display was always supervised allowing age verification to the alcohol area which would be a major deterrent to troublesome drinkers. The premises were not alcohol led and had an alcohol display area of no more than 10%, customers would already be in the area and should the application be refused, a licence could go to a less regulated applicant. The premises did not sell tobacco or super strength alcohol and would therefore be unattractive to a problem drinker. Hours were limited to 11pm and the exception was engaged. There were 32 proposed conditions. The police and environmental health had not objected. The licensing authority did not call for refusal. Objections were from interested parties and the ward councillor.

In response to questions, it was noted the alcohol range was generally laid out similarly to Tesco/Sainsbury stores. If they wished to display more alcohol they would need to apply for a licence variation. There would be a minimum of three members of staff on duty. The expert witness stated that customers would need an account. The alcohol was in a separate area which was supervised by a member of staff and was in a very controlled environment upholding the licensing objective, the protection of children from harm. Anyone could download the app for free with a registered credit/debit card. All members of staff had to pass a Challenge 25 exam online and this was followed by practical training on site.

RESOLVED

1) That the application for a new premises licence in respect of The Mall, 359 Upper Street, N1 be granted:-

- a) To allow the sale of alcohol, off supplies only, Monday to Sunday from 8am until 11pm.
- b) The premises to be open to the public, Monday to Sunday from 7am to 11pm.

2) Conditions detailed on pages 166 - 169 of the agenda shall be applied to the licence.

REASONS FOR DECISION

This meeting was facilitated by Zoom.

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 Angel and Upper Street 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.

The Sub-Committee took into consideration Licensing Policy 4. The Council has adopted a special policy relating to cumulative impact in relation to shops and other premises selling alcohol for consumption off the premises. Licensing policy 4 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 or subject to certain limitations, 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.

Objections were received from seven local residents and one ward councillor. Objections from the police and the noise team had been withdrawn following the acceptance of proposed conditions by the applicant. At the hearing the Licensing Authority submitted that it was satisfied with the conditions put forward.

The Sub-Committee noted that the hours sought for the sale of alcohol were within the framework hours specified in licensing policy 6.

The Sub-Committee noted the submissions from residents and the ward councillor and was satisfied that the applicant had addressed the concerns raised.

The Sub-Committee was satisfied that there would be no negative cumulative impact on the licensing objectives. The Sub-Committee noted that the proposed licence fell within one of the possible exceptions to the Angel and Upper Street cumulative impact policy in that the premises would not be alcohol led and the operation was consistent with framework hours. The Sub-Committee also noted the measures proposed by the applicant that would deter street drinkers from attending the premises and would protect children through the use of Challenge 25 and the security arrangements within the alcohol area of the premises. The Sub-Committee was therefore satisfied in accordance with licensing policy 4 that the application should be treated as an exception to the cumulative impact policy for off sales.

The Sub-Committee concluded that the granting of the licence with the agreed conditions would promote the licensing objectives. The Sub-Committee was satisfied that the operating schedule demonstrated high standards of management and that the proposed use, with the extensive conditions agreed, meant that the premises would not add to the cumulative impact.

The Sub-Committee was satisfied that granting the premises licence was proportionate and appropriate to the promotion of the licensing objectives.

243

CITY GAMING - CALEDONIAN ROAD, N1 1BB - NEW PREMISES LICENCE (GAMBLING ACT) 2005 (Item B2)

The licensing officer reported that four document bundles, a skeleton argument and policies and procedures had been circulated following agenda publication.

The licensing authority noted the condition offered by the applicant which made provision for two floor staff to be on duty for the first three months and this to be reviewed with input by the licensing authority and the police. A condition regarding engagement with community groups was also noted. She had not withdrawn the representation and stated that this was an area of high deprivation with high crime levels and was the second highest in the Borough and the third highest in London. She raised concerns regarding the lone working policy and drew attention to the procedure on page 221 of the circulated documentation which stated that staff would be alone until another trained person arrived and they would need to ask for help. There were benefits in having two staff dealing with a situation. She also noted that people suffering from addictions had been omitted from the safeguarding policy statement. She raised concerns that the Licensing Consultant had visited the Adult Gaming Centre (AGC) in Chapel Market during the day when there is a busy shopping area outside. He had not attended in the evening or at a vulnerable time for staff. She said that the Sub-Committee should make their decision based on the applicant submissions and the concerns of residents and councillors.

In response to questions, the Licensing Authority stated that the premises could be attractive to offenders released from prison and was concerned that the applicants had not taken into account vulnerable adults with addictions. This was a high crime area. She considered that there should be no lone working as there was a duty of care to staff and this had not been addressed in the documentation. Staff should work in pairs in order to tackle aggressive people.

The local resident stated that the premises would not protect vulnerable people from harm and would be a hub for anti-social behaviour. Residents were seriously concerned about the destructive effect of gambling. There was a primary school and adventure playground nearby and the premises normalised gambling behaviour. The Caledonian Road area was a local shopping area with a high level of deprivation with high numbers using local food banks or street drinking. The presence of an AGC would negatively affect these residents and was believed to be a source of crime and disorder and gang related harm.

The ward councillor, Paul Convery, stated that he wished to speak to the large number of documents circulated on Friday and stated that the assertions contained within these documents were untrue. He stated that this part of the Borough had one of the highest numbers of crime and disorder and disadvantage. He stated that the evidence detailed on page 28, paragraph 23, from the Licensing Consultant was

incorrect. He had looked at the data and had seen that this part of Caledonian Road around premises No. 310 had a high level of crime. The Licensing Consultant had visited during the day. He did not see drinkers at 5pm, drug deliveries and had not seen evidence of gang related activity. Visiting in the daylight did not give you a full history of the neighbourhood. This was one of the areas of very high deprivation, with a highly vulnerable population. There was a cluster of three gambling premises within 100 metres. He stated that the Sub-Committee should reject the application. The applicant had not secured planning permission. There was a deficient risk assessment. The applicant had changed evidence to recognise the foodbanks in the area but had made no change to the assessment of those risks.

Further residents stated that the proposal contravened the licensing objectives of prevention of crime and disorder and protection of children from harm. There was a steady stream of undesirable activity, loitering and this would be a hub for illegal activity. The introduction of an AGC would reinforce these behaviours. On the applicant's own risk assessment the operating hours served to perpetuate this behaviour. When looking at other witness statements by the Licensing Consultant they had noted that he had supported six other applications and the statements had all been similar.

The applicant's representative stated that in addition to the mandatory conditions required for AGCs, additional conditions had been proposed in response to comments made by the responsible authorities. AGCs had never been subject to a review or had been a regulatory concern. The bundle circulated to parties pointed to his clients record with 54 other premises and he stated that the premises would not add to the crime and disorder in Caledonian Road. In respect of crime and disorder the police had not objected. He stated that AGCs rarely generated crime and disorder, alcohol was not permitted, there was no loitering, ATMs would not be permitted, no sports screens, high quality CCTV and staff on the shop floor interacted with customers. Lone working was not unusual in this situation, Challenge 25 was operated on the trading floor and customers entered a controlled environment. Vulnerable persons had been considered throughout the papers. Training was given regarding responsible gambling messaging, conflict management and signs of vulnerability. It was acknowledged that every High Street was frequented by the vulnerable but the risk assessment and the best practice measures detailed in the Gambling Policy had produced a list of conditions. The applicant's representative stated that he was happy to consider other conditions and to involve the Licensing Authority in staff training.

In response to questions, the applicant's representative stated that there would be two staff on duty at all times for the first three months of trading. There would then be a further risk assessment which would take into account the number of customers. There may be periods of time in the morning where there were no customers in the premises. They took lone working seriously and would risk assess with this in mind. The applicant's representative stated that the legislation had been put in place to aim to permit the licence but the applicant had to demonstrate that it had responded to the risks. He stated that the AGC provided a more transitory/passive activity with a greater relationship with staff. Staff welcomed

customers and got to know local clientele. Betting offices tended to not engage with customers and vulnerability concerns tended to be higher for betting offices than for AGCs. Online betting had no supervision. He stated that betting offices had large peaks of clientele watching the screens and loitering. In an AGC there were usually 1 – 5 people with usually a maximum of 8. There was no seating area and clients usually came alone or in couples. The police had no interest in Adult Gaming Centres as they caused no issues. He invited the Sub-Committee to visit an Adult Gaming Centre to see customer experience. There were 27 Gaming Centres across London and this area was ranked 7th in terms of deprivation. The police had not put in a representation and they had experience of the area. There was no evidence that prisoners had presented issues in the Gaming Centres. If there was a risk this would be something that would be considered when reviewing the risk assessment. It was noted that Pentonville prison had not been consulted on the application. It was irrelevant under Statue as to what the AGC brought to the area although there was a removal of unlimited stake and prize gambling in this case as there were three betting offices and now there would be two betting offices and one AGC. This would broaden the mix. A betting office tended to have a longer dwell time for customers. An AGC had a shorter dwell time of 15 minutes. Customers tended not to loiter. Staff would take it seriously if customers stood around in groups although this did not tend to occur in AGCs.

In summary, the Licensing Authority stated that this was a highly sensitive area. She had visited quite a few AGCs and they had always been lone working.

The ward councillor stated that this had a representation against the application from the Licensing Authority. The AGC in Chapel Market was not a comparator. He considered that the evidence was erroneous and misrepresented the Caledonian ward. The prison risk had not been measured. Every location was unique and this was a high risk area with vulnerable young people and the application was contrary to policy. A local resident raised concerns regarding the inducements given to parents and the children seeing the effects of gambling.

The applicant stated, as detailed on page 349 at 5.31 of the bundle, that licensing authorities should not turn down applications where objections could be dealt with by conditions and as stated at 5.34 should not base their decision on moral or ethical grounds. The Sub-Committee must base their evidence on the evidence. There were 32 conditions that comprehensively answered objections and the Sub-Committee had a primary obligation to grant. The applicant's representative submitted that the statutory test set out on page 350 had been met for points A-D. The applicant's representative asked the Sub-Committee to grant the application.

RESOLVED

- 1) That the application for a premises licence, in respect of City Gaming Limited, 310-312 Caledonian Road, for use as an adult gaming centre under the Gambling Act 2005 be granted.
- 2) Conditions detailed on pages 41 to 44 of the hearing bundle circulated separately shall be applied to the licence.

REASONS FOR DECISION

This meeting was facilitated by Zoom.

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 Gambling Act 2005 and its regulations, the Code of Practice and guidance issued by the Gambling Commission and the Council's Gambling Policy.

The Sub-Committee noted submissions from the Licensing Authority, local residents and the ward councillor regarding high levels of deprivation and crime in the vicinity of the premises. The Sub-Committee noted that the police had not made a representation.

The Sub-Committee noted the conditions that the applicant had agreed with the licensing authority and was satisfied that these would address concerns raised regarding lone working at the premises. The conditions also addressed the licensing objectives and the Council's Gambling policy in respect of crime and disorder and protection of children and vulnerable persons.

The Sub-Committee concluded that the test in Section 153 of the Gambling Act had been met. The applicant had offered an extensive list of individual licence conditions and had demonstrated that it operated all of the protection measures set out in the Council's Gambling Policy. The applicant had carried out a full risk assessment and engaged with the police and licensing authority and it was of note that there was no objection from the police.

The Sub-Committee noted that the Council's Gambling Policy provided that applicants are recommended to have been granted planning permission for the intended use before making an application for a premises licence. It was also noted that Section 210 of the Gambling Act provided that the Licensing Authority shall not have regard to whether the applicant is likely to be permitted planning permission. The Sub-Committee therefore concluded that, the fact that the applicant did not have planning permission, was not a ground on which this matter could be determined.

The Sub-Committee concluded that the premises would be subject to regulatory controls through mandatory conditions and the additional conditions offered by the applicant. The Sub-Committee concluded that it was therefore appropriate to grant the licence sought.

244

**EKACHIA, UNIT 2, 66 YORK WAY, N1 9AG - NEW PREMISES LICENCE
(Item B3)**

A local resident was concerned that the application extended the hours of operation and also that alcohol could be sold off the premises without a substantial meal. He requested that the applicant consider a minimum spend of £15 for food which he considered may remove this concern to residents.

The applicant had been in the restaurant business for thirty years. He was in a dispute with the previous licensee who had not transferred the licence as promised. He stated that it was never his intention to change the business and did contact residents inviting them to discuss the application. It was likely that they would close at 10.30pm and had applied for extra hours due to the pandemic in the hope of recouping losses. He proposed to only have the additional hour on Thursday to Saturday and would seriously consider the £15 minimum spend. They would follow all police and noise proposed conditions, would train staff to remind customers not to disturb residents. He noted that he did not have the correct planning permission.

In response to questions he stated that they used Deliveroo. They had good relations with them and they did not park outside the premises. He stated that he could be happy to have a minimum order value of £15.

In summary, the resident stated that, if the applicant took up the suggestion of the minimum order, he would be happy to remove his objection. His fears were related to the consumption of alcohol.

The applicant thanked the resident for his suggestion. The Licensing officer confirmed that the hours proposed would be midnight on Thursday – Saturday.

RESOLVED

1) That the application for a new premises licence in respect of Ekachia, Unit 2, 66 York Way, N1 be granted:-

- a) To allow the sale of alcohol, on and off supplies only, from 11am to 11pm Sunday to Wednesday, 11am until midnight Thursday to Saturday.
- b) The provision of late night refreshment from 11 pm until midnight Thursday to Saturday.
- c) The premises to be open to the public, Sunday to Wednesday from 11am until 11.30 and on Thursday to Saturday from 11am until half past midnight.

2) Conditions detailed on pages 251-254 of the agenda shall be applied to the licence with the following amendment to condition 24.

Alcohol shall not be sold or supplied, via delivery from the premises or take away, otherwise than to persons purchasing food to a minimum value of £15 and is ancillary to their meal.

REASONS FOR DECISION

This meeting was facilitated by Zoom.

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 Kings Cross 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.

Eight local resident objections had been received. The Sub-Committee noted that conditions had been agreed with the police and the noise team.

The Sub-Committee noted that the local resident present at the hearing was willing to remove his objection if there was a £15 minimum for the sale of food connected to any off sale from the premises. The applicant indicated that he was agreeable to this condition.

The Sub-Committee noted that the applicant had taken over an ongoing business and with the proposed conditions was satisfied that there would be no negative cumulative impact on one or more of the licensing objectives.

The Sub-Committee considered the applicants amended application for extended hours on Thursday, Friday and Saturday. The Sub-Committee noted that the applicant would require planning permission to operate during these hours but was satisfied, in accordance with licensing policy 6, that the licensing objectives would be promoted.

The Sub-Committee concluded that the granting of the licence with the agreed conditions would promote the licensing objectives. The Sub-Committee was satisfied that the operating schedule demonstrated high standards of management and that the proposed use, with the conditions agreed, meant that the premises would not add to the cumulative impact.

The Sub-Committee was satisfied that granting the premises licence was proportionate and appropriate to the promotion of the licensing objectives.

245 I TRE BARILI, 139 HOLLOWAY ROAD, N7 8LX - NEW PREMISES LICENCE (Item B4)

The licensing officer reported that additional papers had been circulated following the publication of the agenda.

A local resident raised concerns regarding the toilet access with entry to it via a private space in the rear courtyard area, noise from music emanating from the mezzanine level which had been built in the premises and the cumulative impact which had not been addressed with concern about street drinking in the area.

The applicant stated that this was a father/daughter business. The access to the WC was to be covered by CCTV and had a security keypad. There was no regulated entertainment with only background music and no licence for this was required.

There would be 20-23 covers available in the cafe. A mobile telephone number and an email address could be provided for any issues. Conditions proposed on pages 284-286 limited the operation of the premises which would have to operate as a delicatessen/café. Restrictions would make it unattractive to street drinkers. Other off licences would sell alcohol at a higher price point. Alcohol would be served ancillary to food, dispersal would be quiet and safe. Records of incidents would be kept including action taken. A condition stated that no noise could emanate from the premises. It was not a bar.

In response to questions it was stated that conditions had been agreed with the police and the noise team. This was a small operation, alcohol was served with food and customers would be seated with waiter/waitress service and the applicant considered this to be an exception to the cumulative impact policy. There had been no representation from the licensing authority which indicated that they were satisfied with the application. The applicant stated that she would be closing at around 11pm to allow customers to finish their food. In response to a question about the noise emanating from the mezzanine level it was stated that condition 15 would mean that any noise issue, if considered a nuisance, would need to be addressed. The toilet was external to the premises and a member of staff would show the customers to it. Deliveries of alcohol were not planned and the applicant agreed to a condition that did not permit deliveries of alcohol.

In summary the local resident stated that she welcomed the responses but concerns regarding the toilet still remained and considered that a door from the premises straight through to the toilet would be more sensible.

The applicant asked that the Sub-Committee agreed the application and stated that if they could come up with a solution regarding the toilet they would. They considered that CCTV and the keypad would be sufficient control.

RESOLVED

1) That the application for a new premises licence in respect of I Tre Barili, 139 Holloway Road, N7 be granted;

- a) To allow the sale of alcohol, on and off supplies only, Monday to Sunday from 10am until 10pm.
- b) The premises to be open to the public, Monday to Sunday from 10am to 11pm.

2) Conditions detailed on pages 284 to 286 of the agenda shall be applied to the licence with the additional condition:-

- There be no off sale deliveries of alcohol.

REASONS FOR DECISION

This meeting was facilitated by Zoom.

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 Holloway Road and Finsbury Park 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.

Three local resident objections had been received. The Sub-Committee noted that conditions had been agreed with the police and the noise team.

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

The Sub-Committee heard evidence from a local resident regarding toilet access from the premises, concern regarding noise nuisance from the mezzanine level and the failure of the applicant to address the cumulative impact area.

The Sub-Committee heard from the applicant that security regarding access to the toilet was to be implemented, conditions regarding noise would protect residents and any future issue regarding the mezzanine level would be addressed. The applicant submitted that the premises would not add to the cumulative impact as they were small, sale of alcohol was linked to food and there would be waitress service at the premises. The applicant further submitted that neither the police nor the licensing authority had raised any concerns regarding street drinking or crime and disorder.

The Sub-Committee noted that the applicant was not proposing to provide any off sale of alcohol by delivery and therefore added a condition to reflect this.

The Sub-Committee concluded that the granting of the licence with the agreed conditions would promote the licensing objectives. The Sub-Committee noted that the hours sought were within the hours specified in licensing policy 5 and 6. The Sub-Committee was satisfied that the operating schedule demonstrated high standards of management and with the conditions, meant that the premises would not add to the cumulative impact.

The Sub-Committee was satisfied that granting the premises licence was proportionate and appropriate to the promotion of the licensing objectives.

The meeting ended at 9.45 pm

CHAIR

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Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - B	20/07/2021	Clerkenwell

	Exempt	Non-exempt
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SUBJECT: PREMISES LICENCE NEW APPLICATION
RE: GORILLA'S TECHNOLOGIES, 95 FARRINGDON ROAD, LONDON EC1R 3BT

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 off sales of alcohol, from 08:00 until midnight, Monday to Sunday
 - The opening hours of the premises, from 08:00 until midnight Monday to Sunday

2. Relevant Representations

Licensing Authority	No
Metropolitan Police	No: Conditions Agreed
Noise	No: Conditions Agreed
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No

London Fire Brigade	No
Local residents	Yes: Six local residents
Other bodies	Yes: One residents Association

3. Background

- 3.1 This property was licensed until October 2014 when the premises licence was surrendered. The premises was the site of Yo Sushi and was licensed for the sale of alcohol from 10:00 until midnight. The property falls within the Clerkenwell cumulative impact zone.
- 3.2 An application for a new premises licence was submitted on 1st June 2021.
- 3.3 The Licensing Authority also received representations from the Metropolitan Police and Islington's Noise Service, however, the applicant accepted their conditions and they withdrew their representations.

4. Planning Implications

- 4.1 The Planning and Development Section have the following comments to make in relation to the above application;
- 4.2 The property is not a statutory listed building but it is located within the Clerkenwell Green Conservation Area.
- 4.3 Planning permission was granted on 24 February 2000 for the use of parts of the ground floor (currently with permitted Class A3 restaurant use) for Class A1 retail and Class B1 office purposes and installation of a shopfront (P000009).
- 4.4 There are no relevant planning conditions in this permission relating to the proposed use in the license application.
- 4.5 Providing the unit is within the B1 element of the building and the change of use occurs before 31 July 2021, then planning permission would not be required.
- 4.6 There are no planning enforcement cases open in relation to the property.

5. Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 3); and
 - ii. any conditions deemed appropriate by the Committee to promote the four licensing objectives.(see appendix 3)

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: suggested conditions and map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



Jan Hart

Service Director – Public Protection

Date 08/07/21

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

* required information

Section 1 of 21

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

System reference

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

Your reference

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

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

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

Applicant Business

Is the applicant's business registered in the UK with Companies House?

Yes No

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

Registration number

Business name

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

VAT number

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

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

Agent Business

Is your business registered in the UK with Companies House? Yes No

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

Is your business registered outside the UK? Yes No

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Business Address

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

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

- Address OS map reference Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

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

Continued from previous page...

Address

Building number or name	<input type="text" value="We Work Hoxton Senna Building"/>
Street	<input type="text" value="Gorsuch Place"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="E2 8JF"/>
Country	<input type="text" value="United Kingdom"/>

Contact Details

E-mail	<input type="text" value="[REDACTED]"/>
Telephone number	<input type="text"/>
Other telephone number	<input type="text"/>
* Date of birth	<input type="text" value=""/> / <input type="text" value=""/> / <input type="text" value=""/> dd mm yyyy
* Nationality	<input type="text"/> Documents that demonstrate entitlement to work in the UK

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?	<input type="text" value="30"/> / <input type="text" value="06"/> / <input type="text" value="2021"/> dd mm yyyy
If you wish the licence to be valid only for a limited period, when do you want it to end	<input type="text"/> / <input type="text"/> / <input type="text"/> dd mm yyyy

Provide a general description of the premises

For example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off- supplies you must include a description of where the place will be and its proximity to the premises.

Online grocery store delivering food and drink including alcohol to homes and offices of customers by e-bike
The public are not admitted to the premises

Continued from previous page...

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will you be providing recorded music?

- Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Continued from previous page...

Section 13 of 21

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

[See guidance on regulated entertainment](#)

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

- Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

- Yes No

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

Will the sale of alcohol be for consumption:

- On the premises Off the premises Both

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

State any seasonal variations

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

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

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

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

Name

First name

Family name

Date of birth / /
dd mm yyyy

Continued from previous page...

Enter the contact's address

Building number or name	<input type="text"/>
<input type="text"/>	<input type="text"/>
Personal Licence number (if known)	<input type="text" value="PERS/2021/0031"/>
Issuing licensing authority (if known)	<input type="text" value="Hackney"/>

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

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

Reference number for consent form (if known)

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

Section 16 of 21

ADULT ENTERTAINMENT

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

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

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

WEDNESDAY

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

THURSDAY

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

FRIDAY

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

SATURDAY

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

SUNDAY

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

State any seasonal variations

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

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

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

Section 18 of 21

LICENSING OBJECTIVES

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

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

Continued from previous page...

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

The person taking the order and /or making the delivery must ensure that the recipient is 18 years of age. If they appear under 25 years of age, photographic ID will be required before the alcohol is handed over. Acceptable identification for the purpose of this condition:

Current passport or an equivalent form of identification such as a national identity card with a photograph and date of birth; Current photographic driving licence or provisional licence with date of birth
Military identification Card with a photograph and date of birth; and
A Proof of Age Standards Scheme (PASS) approved age card.

- a) Staff making the deliveries of alcohol must be at least 18 years of age
- b) Alcohol can only be delivered to a residential or business address not a public place
- c) Delivery staff will not deliver to any person anywhere other than a residential/business address given when the order was placed
- d) Any deliveries containing alcohol where the recipient is unable to provide identification and proof of age will be terminated.

b) The prevention of crime and disorder

see box a

c) Public safety

see box a

d) The prevention of public nuisance

see box a

e) The protection of children from harm

see box a

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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

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

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

* Full name

* 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/apply-1> to upload this file and continue with your application.

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

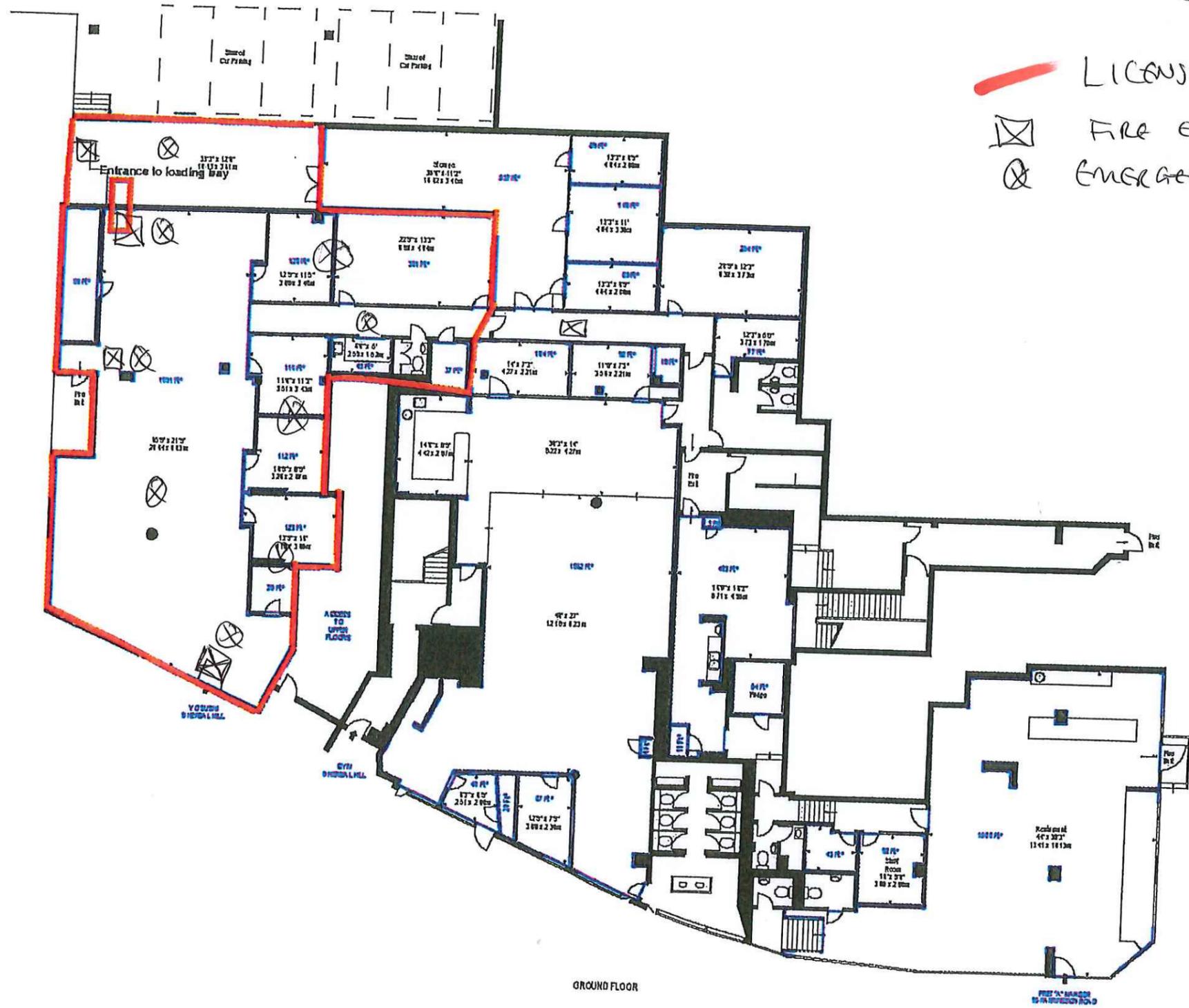
IT IS AN OFFENCE LIABLE TO SUMMARY CONVICTION TO A FINE OF ANY AMOUNT UNDER SECTION 158 OF THE LICENSING ACT 2003, TO MAKE A FALSE STATEMENT IN OR IN CONNECTION WITH THIS APPLICATION

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

GORILLAS - 95 Farringdon Rd
EC1

1:100 @ A3

-  LICENSED AREA
-  FIRE EXIT
-  EMERGENCY LIGHTING



Rep 1

From:

Sent: 25 June 2021 16:47

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

Subject: GORILLAS WK/200007 1421

[External]

GORILLAS TECHNOLOGIES UK LTD, GROUND FLOOR, 95 FARRINGDON ROAD, LONDON, EC1R 3BT

Ref: WK/20007 1421

New Premises License application,

Application is for off sales Mon-Sun 08:00-00:00.

I object to the above license application as follows:

CRIME, DISORDER, NUISANSE, PUBLIC SAFTEY:

It would not be desirable to have 'sale of alcohol to be consumed off the premises' (off-sales) after the usual closing time of Public Houses in the same area, this would attract undesirable (possibly already intoxicated) persons late at night. The Road junction (Clerkenwell Road/Farringdon Road) has been the scene of fatal traffic accidents. People seeking alcohol, after the public houses have closed, may have impaired judgement, putting them at increased risk of injury. Off-sales should cease before nearby hostelrys close.

PROTECTION OF CHILDREN:

It would not be desirable to residents for persons to be attracted to the area for alcohol purchase on weekend mornings, particularly Sunday.

NUISANCE (Noise):

As a result of recent changes, it is no longer necessary for live and/or recorded music played through an amplifier between 8am and 11pm. or any unamplified music between the same hours, in alcohol licensed premises, to have an entertainment licence.

The premises adjoin Herbal Hill Gardens, a development of 60 residential apartments, including families with small children.

Should this license be granted there would be no control on the level of amplified noise from the licensed premises. The hand on the volume control is beyond legislation. Noise has been an issue in the past with the adjacent licensed premises.

Rep 2

From:

Sent: 24 June 2021 11:55

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

Cc:

Subject: Re: License: Gorillaz Technologies at EC1R 3BT

[External]

Dear Islington Licensing

I'd like to submit an objection to the licensing application referenced below, being for Gorillaz Technologies at 95 Farringdon Road.

Please see below the reasons for my objection:

- Background
 - The license application is made at 95 Farringdon Road, which is contained within Herbal Hill Gardens - a block that contains 61 flat, with 120-150 residents, of which many are very young children
 - The proposed license is at a venue which is surrounded by residential flats, with narrow streets
- The prevention of crime & disorder
 - The applicant has proven themselves to be a disorderly public citizen, and is likely to contribute to a substantial increase in disorder in the building and in the area
 - In recent weeks, the applicant has commenced extremely noisy building works multiple times between 0600-0700 despite clear council guidance that such works should not commence until 0800 and despite complaints from residents. They've woken many residents, including young children. These have been reported to the council, wasting precious local resources.
 - The applicant has more generally shown themselves to be poor neighbours who are unwilling to work with local communities. Given complaints in other locations they have commented: *"They've got it and they're going to have to deal with it."* Please see this article: <https://www.islingtoncitizen.co.uk/2021/04/01/residents-complain-of-noise-nuisance-from-dark-store-warehouse-on-pedestrianised-alley/>. The applicant is clearly disorderly.
- The prevention of public nuisance
 - This locality is a heritage site, with the Italian church nearby, and Herbal Hill is one of the oldest streets in Clerkenwell. The annual Italian parade passes through Herbal Hill. It would create a public nuisance to turn this into a delivery site.
 - The council has already taken a strict position on licensing in this local Clerkenwell Green area, for example, restricting licenses for venues in and around the area. There is a precedent for rejecting a license in this location.
 - The applicant has already proven themselves to be a noisy operator - during the construction phase and during the operating phase, both explained above - and is likely to lead to a substantial number of complaints from residents, wasting council resources and time in the future.
- Public safety
 -
 - Similar local operators, such as Getir, who operate a few streets away have shown the challenges of such a local operator
 - The road is often blocked by Getir delivery vehicles, making it dangerous for other vehicles and pedestrians
 - There are also large delivery vehicles which often block the road

- The pavements in this location are essentially unpassable, and in Herbal Hill this problem will be even more acute.
 - There is a residents car park accessed via the proposed licensed site which will be inaccessible with bikes parked in the way.
- The protection of children from harm
 - Herbal Hill is a one way street which only a few years ago was placed on the cycle superhighway and repaved. The road is narrow, with no passing points.
 - There are many local children, both in the building but also in the local ballet school
 - The proposal to substantially improve traffic on this narrow road with many young children poses an unacceptable risk that the council should not countenance

It is my opinion, shared by many neighbours that given the above, that the license application should not be granted. Should the council nevertheless be minded to grant the application, any such license must be conditional on strict adherence to the council's own guidance, including but not limited to:

- The applicant must install sound proofing and provide evidence to the satisfaction of the Herbal Hill Gardens Leaseholders' Association to ensure there is no additional noise from the trolleys & delivery mechanism installed
- The applicant must restrict licensed deliveries to 0900-1600 weekdays and 1000-1600 weekends, in line with a precedence already set by Islington Council
- The applicant must only use fully-quiet delivery vehicles, such as bikes with no motorised vehicles
- The applicant must ensure there are no large deliveries (e.g. via trucks) outside the above hours.
- The applicant must install improved security to the residents' car park, which is behind the access point they plan to use. This includes (i) creating a clear, marked vehicle path to the residents car park, (ii) ensuring this path is kept clear of delivery vehicles and other rubbish at all times.

Could you please confirm receipt of this objection?

Rep 3

From:

Sent: 28 June 2021 12:44

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

Subject: Licensing application on behalf of Gorillaz Technologies

[External]

Dear Sir or Madam,

I write as a resident of Herbal Hill gardens for which a licensing application on behalf of Gorillaz Technologies at 95 Farringdon road for the ground floor has been made.

The building comprises 61 flats at ground and upper levels together with at ground and basement levels commercial premises including the premises which the Applicant is currently fitting out having been granted a Lease by the building's freeholder who use Daniel

Watney as their Managing Agents. The occupants of the flats include families with young children.

The purpose of this submission is to OBJECT to the granting of the application.

The Applicant wishes to operate from premises which are surrounded by residential flats (not just at Herbal Hill Gardens), with narrow streets (Herbal Hill) likely to be heavily used by the Applicant for deliveries where noise is a particular issue. This access is directly below my flat and has already caused a large degree of distress with noise at all times and the blocking of access to my car parking space in the basement, The granting of this license will only increase traffic in an already unsuitable area.

It goes some way to demonstrating the Applicant's lack of concern over how its operations affect the locality that no approach has been made by the Applicant to residents living literally in the same building as they propose to operate from to explain how they intend to operate in a manner that would not be to the detriment of their immediate neighbours.

Addressing each of the Licensing Objectives in turn:

The prevention of crime & disorder

Based upon press reports of the Applicant's activities elsewhere, including within Islington, the Applicant's operations have been shown to cause an increase in disruption and distress to local residents. Please see this article by way of example: <https://www.islingtoncitizen.co.uk/2021/04/01/residents-complain-of-noise-nuisance-from-dark-store-warehouse-on-pedestrianised-alley/>.

In recent weeks, the applicant's contractors have commenced extremely noisy building works multiple times between 0600-0700 despite clear council guidance that such works should not commence until 0800 and despite complaints from residents. They've woken many residents, including young children. These have been reported to the council, wasting precious local resources and suggest the Applicant is unaccustomed to operating in a co-operative manner or in accordance with Islington's Environmental protections.

The prevention of public nuisance

This locality is a sensitive, very densely urbanised heritage area which includes the Italian church which organises an annual parade which passes through Herbal Hill.

Islington Council has recognised the sensitivities in this area which relate in particular to the night time economy by, for example, restricting licenses for venues in and around the area. There is a precedent for rejecting a license in this location.

We have carefully considered the nature of the nuisance at issue in this Application in view of the fact that this Application is not for the operation of a pub (ie no on sales, and off sales only for delivery to customers at their addresses). We are influenced by the press coverage already referred to and recognise that the deliveries to customers are said to be via e-bikes which might operate silently and without causing pollution.

Hence, the concerns are the frequency of deliveries in and out of the premises (which we assume is via the gated entrance into Herbal Hill exiting the underground car park). Herbal Hill is one way only northbound within a narrow canyon-like road. Any noise is amplified (for example the opening and closing of the gates out of the premises). There may be a greater risk of accidents involving pedestrians, especially if the e-bikes move silently, as implied. For returning couriers the route will include a risky right turn from Clerkenwell Road Westbound into Herbal Hill. This road is a very busy through route, hence the risk to the courier.

As the access area is at the top of a tall hill I am also concerned that this as per their business plan time sensitive delivery of alcohol will result in illegal maneuvers by cyclists on a one way street when deliveries have to be made in a Southernly direction from this depot. Alternately they may choke narrow pavements by taking bikes on pavements and wheeling them up Herbal Hill forcing pedestrians and prams onto the roads.

The "warehouse" facility will need to be restocked periodically. We think it most unlikely that the re-stocking will be by e-bike. The Applicant has not addressed how restocking of the facility will be handled. We believe that there will be additional traffic for restocking using I.C.E. vehicles which will be noisy and cause pollution. We are concerned that loading/unloading and waste disposal will also contribute to the increased activity and we believe that these activities would need to be controlled effectively to mitigate nuisance. The Applicant has not addressed this issue.

Public safety

Similar local operators, such as Getir, who operate a few streets away have shown the challenges of such a local operator. The road is often blocked by Getir delivery vehicles, making it dangerous for other vehicles and pedestrians. There are also large delivery vehicles which often block the road and the pavements in this location are essentially unpassable, and in Herbal Hill this problem will be even more acute.

The access for the Applicant's vehicles is the same as that used by the residents for their car park who need to have unimpeded access at all times. There is a concern that the Applicant's vehicles will interfere with the right of access for residents.

The protection of children from harm

Herbal Hill is a one way street which only a few years ago was placed on the cycle superhighway and repaved. The road is a narrow one-way street with no passing points and very narrow pavements.

There are many local children, both in the building but also in the local ballet school. The delivery area opening is also adjacent to St. Peter's Italian Catholic church playground and Sunday school area.

The proposal will foreseeably substantially increase traffic levels on this road and with many young children poses an unacceptable risk to their safety.

Generally

If Islington is minded not to refuse the Application we request that conditions are imposed to ensure strict adherence to the council's own guidance, including but not limited to the following:

- The Applicant must undertake to the RA that there will be no additional noise from the operations of the Applicant (eg by the use of e-bikes, trolleys & delivery mechanisms) or in the alternative must take all reasonable steps to mitigate any noise by the use of sound-proofing and other appropriate means.
- The applicant must restrict licensed deliveries to 0900-1600 weekdays and 1000-1600 weekends, in line with a precedent already set by Islington Council
- The applicant must only use fully-quiet delivery vehicles, such as bikes with no motorised vehicles
- The applicant must ensure there are no large deliveries (e.g. via trucks) outside the above hours.

- The applicant must install improved security to the residents' car park, which is behind the access point they plan to use. This includes (i) creating a clear, marked vehicle path to the residents car park, (ii) ensuring this path is kept clear of delivery vehicles and other rubbish at all times.

Could you please confirm receipt of this objection?

Rep 4

From:

Sent: 24 June 2021 12:39

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

Subject: Gorrillas food / drink delivery 95 Farringdon Road

[External]

Please see below the reasons for my objection:

- Background
 - The license application is made at 95 Farringdon Road, which is contained within Herbal Hill Gardens - a block that contains 61 flat, with 120-150 residents, of which many are very young children
 - The proposed license is at a venue which is surrounded by residential flats, with narrow streets
- The prevention of crime & disorder
 - The applicant has proven themselves to be a disorderly public citizen, and is likely to contribute to a substantial increase in disorder in the building and in the area
 - In recent weeks, the applicant has commenced extremely noisy building works multiple times between 0600-0700 despite clear council guidance that such works should not commence until 0800 and despite complaints from residents. They've woken many residents, including young children. These have been reported to the council, wasting precious local resources.
 - The applicant has more generally shown themselves to be poor neighbours who are unwilling to work with local communities. Given complaints in other locations they have commented: "*They've got it and they're going to have to deal with it.*" Please see this article: <https://www.islingtoncitizen.co.uk/2021/04/01/residents-complain-of-noise-nuisance-from-dark-store-warehouse-on-pedestrianised-alley/>. The applicant is clearly disorderly.
- The prevention of public nuisance
 - This locality is a heritage site, with the Italian church nearby, and Herbal Hill is one of the oldest streets in Clerkenwell. The annual Italian parade passes through Herbal Hill. It would create a public nuisance to turn this into a delivery site.
 - The council has already taken a strict position on licensing in this local Clerkenwell Green area, for example, restricting licenses for venues in and around the area. There is a precedent for rejecting a license in this location.
 - The applicant has already proven themselves to be a noisy operator - during the construction phase and during the operating phase, both explained above - and is likely to lead to a substantial number of complaints from residents, wasting council resources and time in the future.
- Public safety
 -
 - Similar local operators, such as Getir, who operate a few streets away have shown the challenges of such a local operator

- The road is often blocked by Getir delivery vehicles, making it dangerous for other vehicles and pedestrians
 - There are also large delivery vehicles which often block the road
 - The pavements in this location are essentially unpassable, and in Herbal Hill this problem will be even more acute.
 - There is a residents car park accessed via the proposed licensed site which will be inaccessible with bikes parked in the way.
- The protection of children from harm
 - Herbal Hill is a one way street which only a few years ago was placed on the cycle superhighway and repaved. The road is narrow, with no passing points.
 - There are many local children, both in the building but also in the local ballet school
 - The proposal to substantially improve traffic on this narrow road with many young children poses an unacceptable risk that the council should not countenance

It is my opinion, shared by many neighbours that given the above, that the license application should not be granted. Should the council nevertheless be minded to grant the application, any such license must be conditional on strict adherence to the council's own guidance, including but not limited to:

- The applicant must install sound proofing and provide evidence to the satisfaction of the Herbal Hill Gardens Leaseholders' Association to ensure there is no additional noise from the trolleys & delivery mechanism installed
- The applicant must restrict licensed deliveries to 0900-1600 weekdays and 1000-1600 weekends, in line with a precedence already set by Islington Council
- The applicant must only use fully-quiet delivery vehicles, such as bikes with no motorised vehicles
- The applicant must ensure there are no large deliveries (e.g. via trucks) outside the above hours.
- The applicant must install improved security to the residents' car park, which is behind the access point they plan to use. This includes (i) creating a clear, marked vehicle path to the residents car park, (ii) ensuring this path is kept clear of delivery vehicles and other rubbish at all times.

Could you please confirm receipt of this objection?

Rep 5

From:

Sent: 24 June 2021 12:36

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

Subject: Objection for premises licence application 95 Farringdon road EC1R 3BT Gorillas Technologies Uk Ltd

[External]

Dear Islington Licensing

I'd like to submit an objection to the licensing application referenced below, being for Gorillaz Technologies at 95 Farringdon Road.

Please see below the reasons for my objection:

- Background

- The license application is made at 95 Farringdon Road, which is contained within Herbal Hill Gardens - a block that contains 61 flat, with 120-150 residents, of which many are very young children
- The proposed license is at a venue which is surrounded by residential flats, with narrow streets
- The prevention of crime & disorder
 - The applicant has proven themselves to be a disorderly public citizen, and is likely to contribute to a substantial increase in disorder in the building and in the area
 - In recent weeks, the applicant has commenced extremely noisy building works multiple times between 0600-0700 despite clear council guidance that such works should not commence until 0800 and despite complaints from residents. They've woken many residents, including young children. These have been reported to the council, wasting precious local resources.
 - The applicant has more generally shown themselves to be poor neighbours who are unwilling to work with local communities. Given complaints in other locations they have commented: *"They've got it and they're going to have to deal with it."* Please see this article: <https://www.islingtoncitizen.co.uk/2021/04/01/residents-complain-of-noise-nuisance-from-dark-store-warehouse-on-pedestrianised-alley/>. The applicant is clearly disorderly.
- The prevention of public nuisance
 - This locality is a heritage site, with the Italian church nearby, and Herbal Hill is one of the oldest streets in Clerkenwell. The annual Italian parade passes through Herbal Hill. It would create a public nuisance to turn this into a delivery site.
 - The council has already taken a strict position on licensing in this local Clerkenwell Green area, for example, restricting licenses for venues in and around the area. There is a precedent for rejecting a license in this location.
 - The applicant has already proven themselves to be a noisy operator - during the construction phase and during the operating phase, both explained above - and is likely to lead to a substantial number of complaints from residents, wasting council resources and time in the future.
- Public safety
 - Similar local operators, such as Getir, who operate a few streets away have shown the challenges of such a local operator
 - The road is often blocked by Getir delivery vehicles, making it dangerous for other vehicles and pedestrians
 - There are also large delivery vehicles which often block the road
 - The pavements in this location are essentially unpassable, and in Herbal Hill this problem will be even more acute.
 - There is a residents car park accessed via the proposed licensed site which will be inaccessible with bikes parked in the way.
- The protection of children from harm
 - Herbal Hill is a one way street which only a few years ago was placed on the cycle superhighway and repaved. The road is narrow, with no passing points.
 - There are many local children, both in the building but also in the local ballet school

- The proposal to substantially improve traffic on this narrow road with many young children poses an unacceptable risk that the council should not countenance

It is my opinion, shared by many neighbours that given the above, that the license application should not be granted. Should the council nevertheless be minded to grant the application, any such license must be conditional on strict adherence to the council's own guidance, including but not limited to:

- The applicant must install sound proofing and provide evidence to the satisfaction of the Herbal Hill Gardens Leaseholders' Association to ensure there is no additional noise from the trolleys & delivery mechanism installed
- The applicant must restrict licensed deliveries to 0900-1600 weekdays and 1000-1600 weekends, in line with a precedence already set by Islington Council
- The applicant must only use fully-quiet delivery vehicles, such as bikes with no motorised vehicles
- The applicant must ensure there are no large deliveries (e.g. via trucks) outside the above hours.
- The applicant must install improved security to the residents' car park, which is behind the access point they plan to use. This includes (i) creating a clear, marked vehicle path to the residents car park, (ii) ensuring this path is kept clear of delivery vehicles and other rubbish at all times.

Rep 6

From:

Sent: 26 June 2021 08:58

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

Subject: Application by Gorillaz Technologies at 95 Farringdon Road, Clerkenwell

[External]

Dear Licensing Team,

I write as Chairman on behalf of the Herbal Hill Gardens Long Leaseholders' Association ("the RA") which represents the Long Leaseholders of the building at the address which is the subject of the above Application on behalf of Gorillaz Technologies.

The building comprises 61 flats at ground and upper levels together with at ground and basement levels commercial premises including the premises which the Applicant is currently fitting out having been granted a Lease by the building's freeholder who use Daniel Watney as their Managing Agents. The occupants of the flats include families with young children.

The purpose of this submission is to OBJECT to the granting of the application.

The Applicant wishes to operate from premises which are surrounded by residential flats (not just at Herbal Hill Gardens), with narrow streets (Herbal Hill) likely to be heavily used by the Applicant for deliveries where noise is a particular issue.

It goes some way to demonstrating the Applicant's lack of concern over how its operations affect the locality that no approach has been made by the Applicant to residents living literally in the same building as they propose to operate from to explain how they intend to operate in a manner that would not be to the detriment of their immediate neighbours.

Addressing each of the Licensing Objectives in turn:

The prevention of crime & disorder

Based upon press reports of the Applicant's activities elsewhere, including within Islington, the Applicant's operations have been shown to cause an increase in disruption and distress to local residents. Please see this article by way of

example: [https://www.islingtoncitizen.co.uk/2021/04/01/residents-complain-of-noise-
nuisance-from-dark-store-warehouse-on-pedestrianised-alley/](https://www.islingtoncitizen.co.uk/2021/04/01/residents-complain-of-noise-nuisance-from-dark-store-warehouse-on-pedestrianised-alley/).

In recent weeks, the applicant's contractors have commenced extremely noisy building works multiple times between 0600-0700 despite clear council guidance that such works should not commence until 0800 and despite complaints from residents. They've woken many residents, including young children. These have been reported to the council, wasting precious local resources and suggest the Applicant is unaccustomed to operating in a co-operative manner or in accordance with Islington's Environmental protections.

The prevention of public nuisance

This locality is a sensitive, very densely urbanised heritage area which includes the Italian church which organises an annual parade which passes through Herbal Hill.

Islington Council has recognised the sensitivities in this area which relate in particular to the night time economy by, for example, restricting licenses for venues in and around the area. There is a precedent for rejecting a license in this location.

We have carefully considered the nature of the nuisance at issue in this Application in view of the fact that this Application is not for the operation of a pub (ie no on sales, and off sales only for delivery to customers at their addresses). We are influenced by the press coverage already referred to and recognise that the deliveries to customers are said to be via e-bikes which might operate silently and without causing pollution.

Hence, the concerns are the frequency of deliveries in and out of the premises (which we assume is via the gated entrance into Herbal Hill exiting the underground car park). Herbal Hill is one way only northbound within a narrow canyon-like road. Any noise is amplified (for example the opening and closing of the gates in and out of the premises). There may be a greater risk of accidents involving pedestrians, especially if the e-bikes move silently, as implied. For returning couriers the route will include a risky right turn from Clerkenwell Road Westbound into Herbal Hill. This road is a very busy through route, hence the risk to the couriers.

The "warehouse" facility will need to be restocked periodically. We think it most unlikely that the re-stocking will be by e-bike. The Applicant has not addressed how restocking of the facility will be handled. We believe that there will be additional traffic for restocking using I.C.E. vehicles which will be noisy and cause pollution. We are concerned that loading/unloading and waste disposal will also contribute to the increased activity and we believe that these activities would need to be controlled effectively to mitigate nuisance. The Applicant has not addressed these issues.

Public safety

Similar local operators, such as Getir, who operate a few streets away have shown the challenges of such a local operator. The road is often blocked by Getir delivery vehicles, making it dangerous for other vehicles and pedestrians. There are also large delivery

vehicles which often block the road and the pavements in this location are essentially unpassable. In Herbal Hill this problem will be even more acute.

The access for the Applicant's vehicles is shared with the residents for their car park who need to have unimpeded access at all times. There is a concern that the Applicant's vehicles will interfere with the right of access for residents.

The protection of children from harm

Herbal Hill is a one way street which only a few years ago was placed on the cycle superhighway and repaved. The road is a narrow one-way street with no passing points and very narrow pavements.

There are many local children, both in the building but also in the local ballet school.

The proposal will foreseeably substantially increase traffic levels on this road and with many young children poses an unacceptable risk to their safety.

Generally

If Islington is minded not to refuse the Application we request that conditions are imposed to ensure strict adherence to the council's own guidance, including but not limited to the following:

- The Applicant must undertake to the RA that there will be no additional noise from the operations of the Applicant (eg by the use of e-bikes, trolleys & delivery mechanisms) or in the alternative must take all reasonable steps to mitigate any noise by the use of sound-proofing and other appropriate means.
- The applicant must restrict licensed deliveries to 0900-1600 weekdays and 1000-1600 weekends, in line with a precedent already set by Islington Council
- The applicant must only use fully-quiet delivery vehicles, such as bikes with no motorised vehicles
- The applicant must ensure there are no large deliveries (e.g. via trucks) outside the above hours.
- The applicant must install improved security to the residents' car park, which is behind the access point they plan to use. This includes (i) creating a clear, marked vehicle path to the residents car park, (ii) ensuring this path is kept clear of delivery vehicles and other rubbish at all times.

Could you please confirm receipt of this objection.

David Graves on behalf of the Herbal Hill Gardens Long Leaseholders' Association

Rep 7

From:

Sent: 24 June 2021 16:46

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

Subject: Islington Licensing - 95 Farringdon Rd - Objection

[External]

Dear Islington Licensing,

I'd like to submit an objection to the licensing application for Gorillaz Technologies at 95 Farringdon Road.

The license application is made at 95 Farringdon Road, which is contained within Herbal Hill Gardens - a residential block that contains over 60 flats. More than that, the proposed license is at a venue which is on a very narrow, one-way street which also serves as an entry point to the residents' car park.

With that in mind, I am extremely concerned about a. congestion on Herbal Hill - a rival company, Getir, operates only a few streets away and that road is constantly blocked by their delivery vehicles and drivers. The addition of Gorillaz' bikes will make the whole area essentially unpassable, not to mention rowdy.

I am also really worried about the safety + access to the parking lot, where my vehicle is parked. The proposed licensed site would make the entry to the car park difficult at best with bikes parked in the way. More importantly, the security of the car park itself, which is behind the access point Gorillaz plan to use, would be heavily jeopardized with so many vehicles leaving and entering the area.

It is therefore my opinion, that the license application should not be granted. Should the council decide to do so, however, the applicant must, at the very least, install improved security to the residents' car park, which is behind the access point Gorillaz plan to use. This includes (i) creating a clear, marked vehicle path to the residents car park, (ii) ensuring this path is kept clear of delivery vehicles and other rubbish at all times.

The applicant must also restrict activity to e.g. 0900-1600 weekdays and 1000-1600 weekends, in line with a precedent already set by Islington Council, and use only fully-quiet delivery vehicles, such as bikes with no motorised vehicles. The applicant must also ensure there are no large deliveries (e.g. via trucks) outside the above hours

Could you please confirm receipt of this objection?

1. The person taking the order and/or making the delivery must ensure that the recipient is 18 years of age. If they appear under 25 years of age, photographic ID will be required before the alcohol is handed over.

Acceptable identification for the purpose of this condition:

Current passport or an equivalent form of identification such as a national identity card with a photograph and date of birth; Current photographic driving licence or provisional licence with date of birth, Military identification Card with a photograph and date of birth; and A Proof of Age Standards Scheme (PASS) approved age card.

2. Staff making the deliveries of alcohol must be at least 18 years of age.
3. Alcohol can only be delivered to a residential or business address not a public place.
4. Delivery staff will not deliver to any person anywhere other than a residential/business address given when the order was placed.
5. Any deliveries containing alcohol where the recipient is unable to provide identification and proof of age will be terminated.

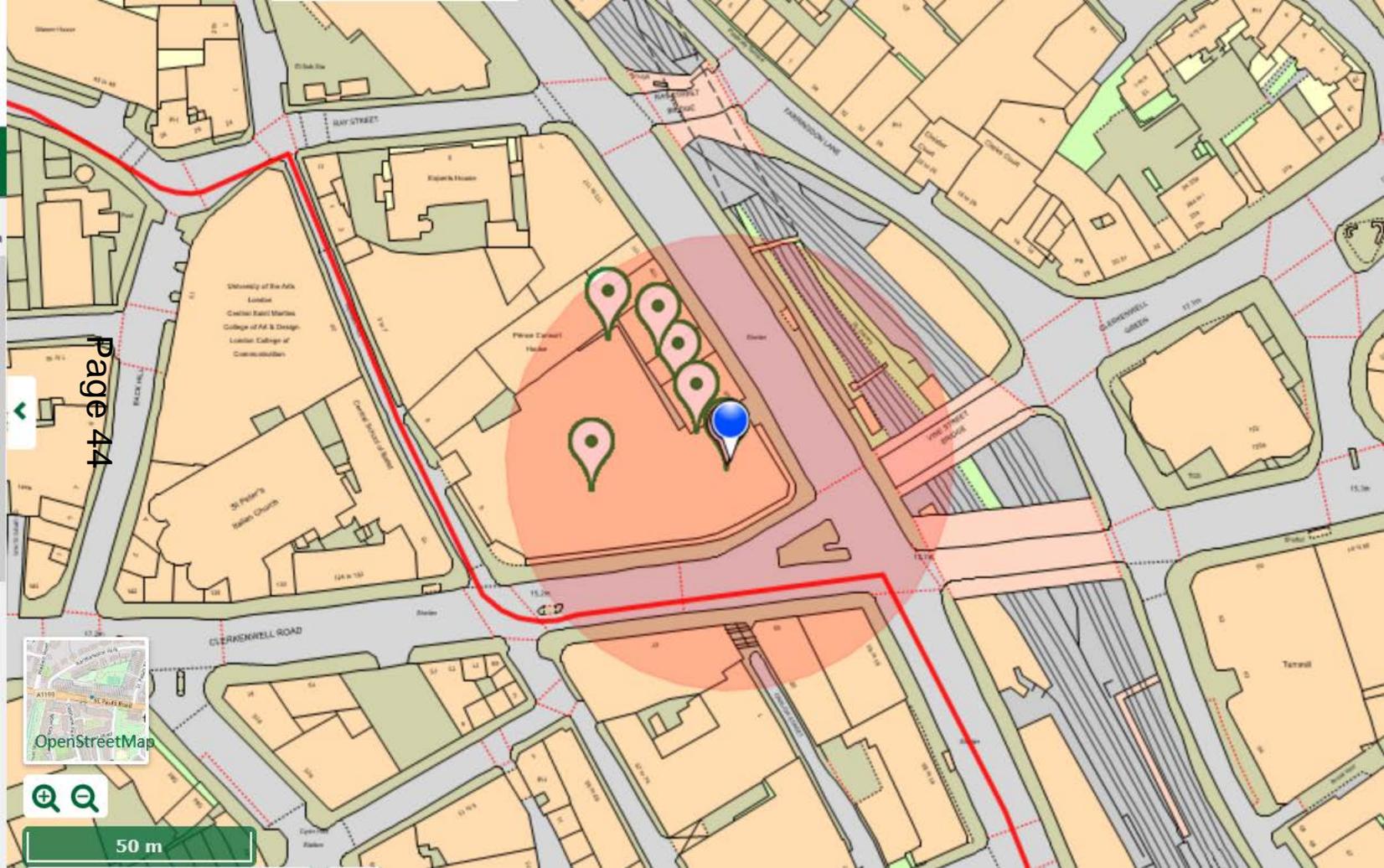
Conditions agreed with the Police

1. All sales of alcohol arising from a [telephone/App/website] order for delivery must be paid for by debit or credit card. An alcohol verification sticker shall be applied to the delivery package so that alcohol can be easily retrieved by the delivery person to prevent an illegal sale. Details of the order (including the type, amount of alcohol, name, and address of the customer) must be included with the order. The details shall be shown on the printout receipt dispatched with the order. All delivery drivers and riders must allow any Police Constable or Local Authority Officer to inspect any alcohol or order details on request.
2. The premises will operate as a delivery only business. The premises will not open to the public and will be used for the dispatch of alcohol and other goods only. There shall be no collection of alcohol by the public from the premises.
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) The system will record in real time and recordings will be date and time stamped;
 - (e) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act requirements) within 24 hours of any request.
4. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, will record:
 - (a) Any faults in the CCTV system;
 - (b) Any visit by a relevant authority or emergency service and
 - (c) Any refusal of the sale of alcohol.
 5. A 'Challenge 25' Policy as shall be in force at the point of delivery of the alcohol. No delivery shall be made if the person seeking to accept delivery appears under 25 and is unable to provide proof of age. Examples of appropriate ID include a passport; photographic driving licence; military ID; biometric residents permit and the Proof of Age Standards Scheme (PASS) approved age cards.
 6. The website shall reference the Challenge 25 age verification policy.
 7. All staff that sale and/or deliver alcohol (including any outside delivery service, if used) shall receive appropriate training in relation to undertaking appropriate age checks, sales to a person who is drunk, obtaining alcohol for a child.
 8. Staff training records shall be available for inspection by authorised officers of the licensing authority, officers of the trading standards service and officers of the Police.
 9. Alcohol deliveries shall only to be made to business and/or private residences and not to any public/open spaces.
 10. The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities . In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints procedure will be maintained in order that local residents have a means of contact if necessary. A direct telephone number for the manager at the premises shall be publically available at the times the premises is open. The telephone number is to be made available to residents and businesses in the vicinity.

Conditions agreed with Islington's Noise Service

1. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
2. 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.
3. Prominent, clear and legible notices must be displayed at all exits requesting staff and couriers to respect the needs of local residents and to leave the premises and the area quietly.
4. The collection of refuse shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No waste collections shall be made on a Sunday or Bank Holiday.
5. The delivery of licensable goods to the premises shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries to the premises shall be made on a Sunday or Bank Holiday.
6. The outside frontage shall be swept and cleared of any rubbish and smoking litter associated with the business daily.
7. Exterior lighting shall be directed away from residential properties.
8. No internal combustion engine vehicles will be used for deliveries from the premises.





Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - B	20/07/2021	Finsbury Park

	Exempt	Non-exempt
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SUBJECT: PREMISES LICENCE NEW APPLICATION

RE: NEZA Bar Café Restaurant, 296 Holloway road, London, N7 6NJ

1. Synopsis

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

1.2 The new application is to allow:

- The sale of alcohol for on sale only from Monday to Saturday from 11:00 until 23:00, and from 12:00 to 23:00 on Sunday.
- The opening hours of the premises shall be Monday to Saturday 06:00 to 23:30, and Sunday 08:00 to 23:30.

2. Relevant Representations

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

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

3. Background

- 3.1 This is a new application submitted on the 4th May 2021. The application was subject of representations from the Police, the Council's Noise Pollution Team, the Licensing Authority and 2 local residents.
- 3.2 The applicant has agreed conditions with the Police and Pollution Team. This included an amendment to the opening hours being sought for the sale of alcohol after discussion with the Police.
- 3.3 The applicant's representative has also written to the two residents and the Licensing Authority. Copies of this correspondence and the responses from the residents are attached at Appendix 3.

4. Planning Implications

- 4.1 There are no planning implications for this application.

5. Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 These premises are located in the Holloway Road and Finsbury Park Cumulative Impact Area therefore the Licensing Committee will need to consider Licensing Policy 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: representations;
Appendix 3: Letter to residents and responses;
Appendix 4: suggested conditions and map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



Jan Hart

Service Director – Public Protection

Date 09/07/21

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

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

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

- I am carrying on or proposing to carry on a business which involves the use of the premises for licensable activities; or
- 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 checked="" type="checkbox"/>	Mrs <input type="checkbox"/>	Miss <input type="checkbox"/>	Ms <input type="checkbox"/>	Other Title (for example, Rev)	
Surname Prushi			First names Kujtim		
Date of birth [REDACTED]		I am 18 years old or over <input checked="" type="checkbox"/>		Please tick yes	
Nationality British					
Current residential address if different from premises address		[REDACTED]			
Post town	[REDACTED]	Postcode	[REDACTED]		
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 postal address if different from premises address			
Post town		Postcode	
Daytime contact telephone number			
E-mail address (optional)			

(B) OTHER APPLICANTS

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

Name
Address
Registered number (where applicable)
Description of applicant (for example, partnership, company, unincorporated association etc.)
Telephone number (if any)
E-mail address (optional)

Part 3 Operating Schedule

When do you want the premises licence to start?

DD	MM	YYYY
<input type="text"/>	<input type="text"/>	<input type="text"/>

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

DD	MM	YYYY

Please give a general description of the premises (please read guidance note 1)
Restaurant/Coffee Shop

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 L)

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

In all cases complete boxes K, L and M

A

Plays Standard days and timings (please read guidance note 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"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>Please give further details here</u> (please read guidance note 4)		
Mon					
Tue					
Wed					
Thur					
Fri					
Sat					
Sun					
			<u>State any seasonal variations for performing plays</u> (please read guidance note 5)		
			<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)		

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"/>
				Both	<input type="checkbox"/>
Day	Start	Finish			
Mon			<u>Please give further details here</u> (please read guidance note 4)		
Tue					
Wed			<u>State any seasonal variations for the exhibition of films</u> (please read guidance note 5)		
Thur					
Fri			<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)		
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			<u>State any seasonal variations for indoor sporting events</u> (please read guidance note 5)
Tue			
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"/>
Day	Start	Finish		Outdoors	<input type="checkbox"/>
				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 boxing or wrestling entertainment</u> (please read guidance note 5)		
Thur					
Fri			<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)		
Sat					
Sun					

E

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

J

Supply of alcohol Standard days and timings (please read guidance note 7)			<u>Will the supply of alcohol be for consumption – please tick</u> (please read guidance note 8)	On the premises	<input checked="" type="checkbox"/>
				Off the premises	<input type="checkbox"/>
				Both	<input type="checkbox"/>
Day	Start	Finish	<u>State any seasonal variations for the supply of alcohol</u> (please read guidance note 5)		
Mon	08:00	23:00			
Tue	08:00	23:00			
Wed	08:00	23:00			
Thur	08:00	23:00			
Fri	08:00	23:00			
Sat	08:00	23:00			
Sun	08:00	23:00			
			<u>Non standard timings. Where you intend to use the premises for the supply of alcohol at different times to those listed in the column on the left, please list</u> (please read guidance note 6)		

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

Name ██████████	
Date of birth ██████████	
Address ██████████ ██████████	
Postcode	██████████
Personal ██████████ ██████████	
Issuing licensing authority (if known) ██████████	

K

Please highlight any adult entertainment or services, activities, other entertainment or matters ancillary to the use of the premises that may give rise to concern in respect of children (please read guidance note 9).

N/A

L

Hours premises are open to the public Standard days and timings (please read guidance note 7)			State any seasonal variations (please read guidance note 5)
Day	Start	Finish	
Mon	06:00	23:30	
Tue	06:00	23:30	
Wed	06:00	23:30	
Thur	06:00	23:30	
Fri	06:00	23:30	
Sat	06:00	23:30	
Sun	08:00	23:30	
Non standard timings. Where you intend the premises to be open to the public at different times from those listed in the column on the left, please list (please read guidance note 6)			

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 standard practices listed below will be maintained at all times. All reasonable steps will be taken to ensure that the premises will have a positive impact upon the local environment and its residents at all times.

The applicant will regularly provide appropriate training to their employees in connection with the sale/supply of alcohol including remedial retraining where required.

Appropriate staff will be properly trained on action to be taken when the fire alarm is activated.

b) The prevention of crime and disorder

All incidents will be recorded in an incident logbook kept at the premises. Additionally, any incidents of crime and disorder will be reported to the Police. CCTV to be maintained and correctly operated. Footage will be kept for 31 days.

Appropriate staff will be properly trained on action to be taken when the fire alarm is activated

c) Public safety

Appropriate fire safety procedures are in place including fire extinguishers (foam, H2O and CO2), fire blanket, internally illuminated fire exits signs, numerous smoke detectors and emergency lighting (see enclosed plan for details of locations). All appliances are inspected annually.

All emergency exits shall be kept free from obstruction at all times. All building work, and the operation of the premises will be carried out in accordance with appropriate legislation.

d) The prevention of public nuisance

The applicant will endeavour to reduce any effects of light/sound pollution from the premises.

Customers will be discouraged from congregating outside the premises.

Trade waste agreement to be maintained. Notices will be displayed at exits asking patrons to disperse quietly and respect neighbours.

Customers leaving the premise will comply with the company's dispersal policy.

e) The protection of children from harm

All refusals are to be entered into a refusals book, which is to be made available to the Police or Licensing Authority Council staff upon request.

The licensee & all employees shall request accredited proof of age cards for example, the Connexions card and Citizen Card, new type of driving licences with photographs, a passport, an official identity card issued by HM Forces or by an EU country, bearing the photography and date of birth of bearer.

A sign reminding customers that alcohol cannot be served to persons under the age of 18 shall be displayed on the premises.

Checklist:

Please tick to indicate agreement

- I have made or enclosed payment of the fee.
- I have enclosed the plan of the premises.
- I have sent copies of this application and the plan to responsible authorities and others where applicable.
- I have enclosed the consent form completed by the individual I wish to be designated premises supervisor, if applicable.
- I understand that I must now advertise my application.
- I understand that if I do not comply with the above requirements my application will be rejected.
- [Applicable to all individual applicants, including those in a partnership which is not a limited liability partnership, but not companies or limited liability partnerships] I have included documents demonstrating my entitlement to work in the United Kingdom (please read note 15).

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

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

Part 4 – Signatures (please read guidance note 11)

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

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
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	relating to a licesable activity) and I have seen a copy of his or her proof of entitlement to work, if appropriate (please see note 15)
Signature	FSL Business Consultants
Date	28/04/2021
Capacity	Authorised 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)			
[REDACTED]			
[REDACTED]			
Post town	London	Postcode	[REDACTED]
Telephone number (if any)	[REDACTED]		
If you would prefer us to correspond with you by e-mail, your e-mail address (optional)			
licensing@fslconsultants.com			

Notes for Guidance

- Describe the premises, for example the type of premises, its general situation and layout and any other information which could be relevant to the licensing objectives. Where your application includes off-supplies of alcohol and you intend to provide a place for consumption of these off-supplies, you must include a description of where the place will be and its proximity to the premises.
- In terms of specific regulated entertainments please note that:
 - Plays: no licence is required for performances between 08:00 and 23.00 on any day, provided that the audience does not exceed 500.
 - Films: no licence is required for 'not-for-profit' film exhibition held in community premises between 08.00 and 23.00 on any day provided that the audience does not exceed 500 and the organiser (a) gets consent to the screening from a person who is responsible for the premises; and (b) ensures that each such screening abides by age classification ratings.
 - Indoor sporting events: no licence is required for performances between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000.

- Boxing or Wrestling Entertainment: no licence is required for a contest, exhibition or display of Greco-Roman wrestling, or freestyle wrestling between 08.00 and 23.00 on any day, provided that the audience does not exceed 1000. Combined 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.

Appendix 2

Licensing Authority Representation

Licensing Act 2003

Application for a new premises licence in respect of:

Restaurant/coffee shop, 296 Holloway Road N7 6NJ

Licensable activities and timings applied for are the sale of alcohol, for consumption on the premises, from 0800 to 2300 each day.

The grounds for the representation are:

Public nuisance

Public Safety

Licensing Policy Considerations

Licensing Policies 2 and 3 Location, cumulative impact and saturation

Licensing Policy 8 Standards of Management

Licensing Policy 22 Noise Associated with Licensable Activities

Issues of Concern

It is not clear from the application if the applicant has considered the Licensing Policy 2018 to 2022 in preparing the application.

The premises is located in the Holloway and Finsbury Park cumulative impact area, with a high number of alcohol outlets and so there is a presumption that the application should be refused, the applicant has not referenced this within the application and has therefore submitted little detail on why the granting of this application would not undermine the licensing objectives.

When assessing the applicant's or licensee's ability to demonstrate a commitment to high standards of management the Licensing Authority will take into account whether the applicant or licensee:

- can demonstrate comprehensive knowledge of best practice
- has sought advice from the responsible authorities
- has implemented any advice that been given by the responsible authorities
- is able to understand verbal and written advice and legal requirements
- can demonstrate knowledge of the licensing objectives, relevant parts of the Licensing Policy and their responsibilities under the Licensing Act 2003
- is able to run their businesses lawfully and in accordance with good business practices
- can demonstrate a track record of compliance with legal requirements

The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. The Licensing Authority will seek to impose appropriate restrictions and controls on the premises licence to prevent public nuisance and undue disturbance to local residents from licensed premises.

The premises plans submitted with the application are insufficient, as they do not show the required position of any fire safety equipment, emergency lighting or any fixtures or fittings. The plan must be rectified before the application can be determined.

The plan includes the basement as an additional seating area. The basement must be risk assessed to determine how many customers could safely use the basement, as there is no additional means of escape and no capacity given for the premises. It is also noted there is only one WC marked "Disabled Toilet".

Officers have noticed advertising on the premises for "Private Hire" and the showing of live sports, which would be a contradiction of the application, which states "Restaurant/Coffee Shop". The applicant should clarify the activities to be provided at the premises.

Recommendations

The Licensing Authority recommends that if the Licensing Sub Committee is minded to grant the application, it should be subject to any conditions recommended by the Council's Pollution Team and the Police and the suggested conditions below:

- 1) All staff shall be trained on the provision of alcohol under the Licensing Act 2003 and records shall be kept on the premises and be produced on request to an authorised officer.
- 2) All customers must be seated and alcohol shall only be supplied to seated customers purchasing a main meal.
- 3) Customers must not consume food or drinks outside or in the vicinity of the premises and signage must be displayed to this effect.
- 4) On match and event days at the Emirates Stadium, all cold drinks shall be decanted into plastic containers from at least 4 hours before the start and up to one hour afterwards.

Terrie Lane

Licensing Manager

Public Protection Division

0207 527 3031

licensing@islington.gov.uk

27/05/2021

Rep 1

To whom it make concern,

I would like to express concern about the above application for licensing for 296 Holloway Road ref WK/200067746 based on:

Disorder :

I am worried about an increase in disorder in the street at closing time, and noise from customers leaving the premises. Overall there will be an increase in people who have been drinking leaving the premises as late as 23.30 every day of the week. As this is in the cumulative impact area of Islington any additional and extended licensing hours are a big concern. How will the applicant demonstrate that this premises will not further contribute to problems of disorder?

Public Nuisance:

Licensed premises in the area over the years have often been associated with very loud drunken shouting, swearing and fighting both during the day and the night along Holloway Road. I am concerned that the proposed licensing will further this problem for local residents going about their business in the vicinity. As this is in the cumulative impact area of Islington any additional and extended licensing hours are a big concern. How will the applicant demonstrate that this premises will not further contribute to problems of public nuisance?

Given this licence is not assuming that alcohol is to be only consumed upon the purchase of food the proposal is basically just another bar with all the problems that will entail for local residents.

All the best

Rep 2

To Licensing Service, Islington

I am contacting you regarding the licencing of the new restaurant, named TBC(296 Holloway road, N7 6NJ). I would like to express my objection to the issue.

On behalf of the tenants living at Holloway Road, [REDACTED], I would like to protest against the licence application.

There are already a high number of licenced restaurants on Holloway road and this new restaurant will further increase the noise and late night drinking in front of the flat. We have been living here for 6 years and we have already successfully objected to a previous alcohol licence application under the same premises in 2015.

We are already having problems with the smell from the restaurant at 292 as they have put their chimney [REDACTED] and are doing live music at least two nights per

week. Now our flat would be [REDACTED] two restaurants open late every night. The long opening hours Monday -Sunday 06.00-23.30 and the alcohol licence will definitely cause more noise and disturbance for us, since we are living on the [REDACTED] floor with [REDACTED] heading to the street. We live the closest to the restaurant and we are both professionals starting early in the morning and I am afraid that people leaving the restaurant late would not only be extremely disturbing during the night and it could increase disorder in the area threatening the public and our safety.

Since they have started the refurbishment of the restaurant at 296 a couple of months ago they have caused a lot of disturbance by starting the work very early on weekends and bank holidays, preventing us from being able to sleep properly and have quiet weekends. We have asked them to be more mindful of the neighbourhood multiple times but they continued. Their lack of cooperation during the refurbishment is also the reason I'm concerned that when they open they wouldn't respect the neighbors living above the restaurant.

Hope you will be able to take these concerns into account when you make the final decision.

Yours sincerely,



NEZA Bar Café Restaurant Ltd
296 Holloway Road
London
N7 6NJ

Dear Neighbours,

We are happy to announce that your newly renovated restaurant/coffee shop is almost ready for your pleasure. We are eager to treat you and your family to a unique and encompassing experience.

You may be aware that we are a new business to the area. The primary function of our business is providing our products in a calm warm ambiance with friendly courteous service; we want to provide a sanctuary in which our customers are offered a comprehensive range of the highest quality foods, coffees and desserts/sweets from around the world.

We feel that this would be a good opportunity for the residents in the area to be introduced to our business and for us to get to know each other, and enjoy the area where we live & work. Please take this letter as a general introduction/invite to come into the premises and try any of our products/items.

We would like to offer you the opportunity to put forward your views as we value the opinions and suggests made by any residents/customers.

We have been told about various anti-social and crime related issues which have occurred in the area in the past and we feel that having a premise such as our improves the vicinity and helps to attract a higher calibre of clientele to the area, not those types which descend on the area in order to become completely intoxicated or act in a manner which could be described as anti-social. This move away from these types of places will help improve the entire the area creates a turning point against all the problems of the past.

Please take the time to come into the premises or give us a call/email. We feel that together can help improve the area for its residents and businesses. If there are any issues/problems please feel free to contact me, at any time.

Yours sincerely

██████████
████████████████████
██████████



NEZA Bar Café Restaurant Ltd
296 Holloway Road
London
N7 6NJ

Dear [REDACTED]

As you know we are a new business to the area. The primary function of our business is providing our products in a calm warm ambiance with friendly courteous service; we want to provide a sanctuary in which our customers are offered a comprehensive range of the highest quality foods, coffees and desserts/sweets from around the world.

The issues raised in your letter to the council about our application have come as an absolute shock. As new members of the community we do not wish to add to the problems within the area. As we are part of the community we wish to help alleviate the problems that surround the area and wish to join/support any group or association dealing with the issues. The initial noise issue (resulting from the building works in the first two weeks of the redecoration/renovation) occurred at our premises, we would also like to add that the most recent building works has been occurring at the neighboring commercial premises.

We would just like to provide reassurance to you on the points raise in your letter. Firstly we wish to apologize for the disturbance which you/your family experienced, upon our initial interaction we told our builder to undertake all the noisy working between 10am – 12pm and 2pm – 4:30pm.

To give you an update on the licence application we have agreed a number of conditions the following responsible authorities:

- Trading Standards
- Police Authority
- Environmental Health/Pollution Control

Trading Standards Conditions:

1. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters.
2. 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.

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.

3. 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.

Police Authority Conditions:

- 1) 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;
 - (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;
 - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.

- 2) An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
 - (a) Any and all allegations of crime 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 refusal of the sale of alcohol

- 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 tables or 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) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
 - (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 2018) within 24 hours of any request .

- 4) The premises will operate the 'Challenge 25' proof of age scheme. (a) All staff will be fully trained in its operation.
 - (b) Only suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme cards, will be accepted.

- 5) The licensee shall ensure that all staff are trained on relevant matters, including the conditions of the premises licence, age restricted products and [if they are ever left in charge of the premises] the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep written records of training and instructions given to each member of staff , detailing the areas covered to include the Licensing Objectives , identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict & responsible alcohol retailing. Staff shall sign to confirm that they have received and understood the training .All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request.

6) The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints procedure will be maintained in order that local residents have a means of contact if necessary. A direct telephone number for the manager at the premises shall be publically available at the times the premises is open. The telephone number is to be made available to residents and businesses in the vicinity.

7) The supply of alcohol shall be ancillary to a table meal and shall be supplied to seated customers at table by waiter/waitress. There shall be no vertical drinking at the premises at any time.

Environment Health/Pollution Control Conditions:

1. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
2. Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause a nuisance to the occupants of any properties in the vicinity. Any filters, ducting and extract fan shall be cleaned and serviced regularly.
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. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
5. The delivery of licensable goods to the premises shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries to the premises shall be made on a Sunday or Bank Holiday.
6. The outside frontage shall be swept and cleared of any rubbish and smoking litter associated with the business at the end of trade each evening.
7. Any music shall be restricted to ambient background levels of sound.
8. Alcohol may only be consumed on the premises while being seated at a table.
9. Exterior lighting shall be directed away from residential properties.
10. Customers will not be allowed or encouraged to congregate in the entrance/exit of the premises except in an emergency.
11. No more than 5 patrons, at any one time, shall use the frontage of the premises to smoke after 21:00hrs until closing. Signage shall be displayed to advise customers of this.
12. No refuse will be placed on the street more than 30 minutes before collection.

Having a premise such as our improves the vicinity and helps to attract a higher calibre of clientele to the area, not those types which descend on the area in order to become completely intoxicated or act in a manner which could be described as anti-social. This move away from these types of places will help improve the entire the area creates a turning point against all the problems of the past.

We would like to offer you the opportunity to put forward your issues as we value the opinion and suggests made by any resident on problems and resolutions. Please take the time to come into the coffee shop or give us a call/email. We feel that together can help improve the area for its residents and businesses. If there are any issues/problems please feel free to contact me, at any time.

Yours sincerely

██████████
████████████████████
██████████

Dear Terri

Following on from your objection against the above premises application and the four suggested conditions for the premises licence

- 1) All staff shall be trained on the provision of alcohol under the Licensing Act 2003 and records shall be kept on the premises and be produced on request to an authorised officer.*
- 2) All customers must be seated and alcohol shall only be supplied to seated customers purchasing a main meal.*
- 3) Customers must not consume food or drinks outside or in the vicinity of the premises and signage must be displayed to this effect.*
- 4) On match and event days at the Emirates Stadium, all cold drinks shall be decanted into plastic containers from at least 4 hours before the start and up to one hour afterwards.*

Of the 4 conditions suggested in your objection the applicant is willing to accept/agree to these conditions #1, 2 & 4 and to give you an update on the licence application we have agreed a number of conditions with the following responsible authorities:

- Trading Standards
- Police Authority
- Environmental Health/Pollution Control

The proposed sale of alcohol timing for the premises has been reduced from 8am to now universal time of 11am from Monday to Sunday.

The conditions agreed with the above responsible authorities cover the conditions suggested in your objection with the exception of your suggested condition number 3 -

- 3) Customers must not consume food or drinks outside or in the vicinity of the premises and signage must be displayed to this effect.*

Which would essentially forbid any takeaway sales of cakes, teas, coffees, cold drinks or simple snack items/products on sale at the premises.



NEZA Bar Café Restaurant Ltd
296 Holloway Road
London
N7 6NJ

Dear [REDACTED]

As you know we are a new business to the area. The primary function of our business is providing our products in a calm warm ambiance with friendly courteous service; we want to provide a sanctuary in which our customers are offered a comprehensive range of the highest quality foods, coffees and desserts/sweets from around the world.

The issues raised in your letter to the council about the general area and the current licensed premises who have operated in the vicinity over a number of years is very shocking and we have been in discussion with the relevant responsible authorities in relation to our application. As new members of the community we do not wish to add to the problems within the area. As we are part of the community we wish to help alleviate the problems that surround the area by ensuring that our business operates in the required manner and sets an example/bench mark on the operational standards required in the area and we wish to join/support any group or association dealing with the issues. We would like to assure you that this premises will not be another vertical drinking establishment where the primary function is to fill customers up with excessive amounts of drink/alcohol and send them into the area to cause anti-social and public nuisance issues.

To give you an update on the licence application we have agreed a number of conditions with the following responsible authorities:

- Trading Standards
- Police Authority
- Environmental Health/Pollution Control

Trading Standards Conditions:

1. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters.
2. 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.

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.

3. 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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 - (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;
 - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.

- 2) An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
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- 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:
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 - (e) The system will provide full coverage of the interior of the premises and any tables or 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) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
 - (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 2018) within 24 hours of any request .

- 4) The premises will operate the 'Challenge 25' proof of age scheme. (a) All staff will be fully trained in its operation.
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6) The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints procedure will be maintained in order that local residents have a means of contact if necessary. A direct telephone number for the manager at the premises shall be publically available at the times the premises is open. The telephone number is to be made available to residents and businesses in the vicinity.

7) The supply of alcohol shall be ancillary to a table meal and shall be supplied to seated customers at table by waiter/waitress. There shall be no vertical drinking at the premises at any time.

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1. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
2. Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause a nuisance to the occupants of any properties in the vicinity. Any filters, ducting and extract fan shall be cleaned and serviced regularly.
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. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
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6. The outside frontage shall be swept and cleared of any rubbish and smoking litter associated with the business at the end of trade each evening.
7. Any music shall be restricted to ambient background levels of sound.
8. Alcohol may only be consumed on the premises while being seated at a table.
9. Exterior lighting shall be directed away from residential properties.
10. Customers will not be allowed or encouraged to congregate in the entrance/exit of the premises except in an emergency.
11. No more than 5 patrons, at any one time, shall use the frontage of the premises to smoke after 21:00hrs until closing. Signage shall be displayed to advise customers of this.
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We would like to offer you the opportunity to put forward your issues as we value the opinion and suggests made by any resident on problems and resolutions. Please take the time to come into the coffee shop or give us a call/email. We feel that together can help improve the area for its residents and businesses. If there are any issues/problems please feel free to contact me, at any time.

Yours sincerely

██████████
████████████████████
██████████

Rep 1 (response to residents letter)

Hi Niall,

Having read the stipulations that:

Police Authority Condition 7) The supply of alcohol shall be ancillary to a table meal and shall be supplied to seated customers at table by waiter/waitress. There shall be no vertical drinking at the premises at any time.

And:

Environmental Health 8) Alcohol may only be consumed on the premises while being seated at a table.

..we feel much less worried about this business being granted a license.

All the best

Rep 2 (response to residents letter)

Hi Niall,

Thank you for your email. I'm sorry for the delayed reply, your email went into spam. I hope you can still consider my reply.

Although we appreciate the owners' letter, (we've also received a copy), it doesn't answer any of our concerns, as it's just a copy paste of the trading conditions and includes vague promises against anti-social behaviour.

These promises are not very reassuring since they haven't been cooperative and mindful of the local residents when they were doing the renovation works either. They always started drilling at 8am every morning even on weekends and bank holidays, and sometimes past 11 at night. We asked them multiple times to start the work a bit later, so we don't have to wake up for the drilling that was shaking the walls, but unfortunately they didn't accommodate our request.

For the above mentioned reasons, we are still concerned about the following issues:

- **Noise control:** The late opening times (7 days a week until 11.30pm) with alcohol licence; this could lead to increased noise levels in front of our flat. Since we live on the [REDACTED] with [REDACTED] facing the street, it could be very disturbing when guests after a couple of drinks leave the place and congregate [REDACTED] window. If they would also have outside seating areas this would be even more disturbing for all residents. (The restaurant [REDACTED] already has outside seating and leaving guests are often loud and we can't sleep until late at night). We would like to be assured that delivery of goods doesn't happen before 8.00am in the morning or after 10.00pm at night.

- **Litter and kitchen waste:** The bin and the collection area for rubbish is in front of our flat too and we are concerned that the increased amount of rubbish would attract more foxes and rats to our doorstep.
- **Ventilation and Odour control:** We would like the owners to make sure that ventilation and extraction facility is not causing noise nuisance and it's designed in a way that it's not discharging fumes under our windows, but goes as high as reasonable and takes wind into consideration. (we already had issues with the other Greek restaurant that put the extractor [REDACTED] windows and it took months to get it changed)

It would be helpful to measure current noise levels and set requirements to not exceed that when the restaurant/bar opens. We really like this area, we have been living here for 6 years now and we don't want to jeopardise any new businesses. However this part of Holloway road is already very busy with restaurants and bars on top of each other, so we would welcome a solution that helps mitigate the current noise levels and doesn't add to the pollution levels for the residents.

We really appreciate your support in advance, please let me know if you need any further information from us.

We look forward to hearing from you,

Kind regards,

Suggested conditions of approval consistent with the operating schedule

1. The licensee shall adopt a 'Challenge 25' policy and promote it through the prominent display of posters. 2. 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. 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.
2. 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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4. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
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9. The supply of alcohol shall be ancillary to a table meal and shall be supplied to seated customers at table by waiter/waitress.
10. There shall be no vertical drinking at the premises at any time. Environment Health/Pollution Control Conditions.
11. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.

12. Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause a nuisance to the occupants of any properties in the vicinity. Any filters, ducting and extract fan shall be cleaned and serviced regularly.
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19. Alcohol may only be consumed on the premises while being seated at a table.
20. Exterior lighting shall be directed away from residential properties.
21. Customers will not be allowed or encouraged to congregate in the entrance/exit of the premises except in an emergency.
22. No more than 5 patrons, at any one time, shall use the frontage of the premises to smoke after 21:00hrs until closing. Signage shall be displayed to advise customers of this.
23. No refuse will be placed on the street more than 30 minutes before collection
24. All staff shall be trained on the provision of alcohol under the Licensing Act 2003 and records shall be kept on the premises and be produced on request to an authorised officer.
25. All customers must be seated and alcohol shall only be supplied to seated customers purchasing a main meal.
26. Customers must not consume food or drinks outside or in the vicinity of the premises and signage must be displayed to this effect.
27. On match and event days at the Emirates Stadium, all cold drinks shall be decanted into plastic containers from at least 4 hours before the start and up to one hour afterwards.

Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - B	20/07/2021	Canonbury

	Non-exempt
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SUBJECT: PREMISES LICENCE VARIATION APPLICATION RE: ALTERNATIVE SUPERMARKET, 360 ESSEX ROAD N1

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 sale by retail of alcohol for consumption off the premises from 07:00 until 23:00 Monday to Sunday.

1.3 The variation is for the following;

- To extend the sale of off sales of alcohol from the premises until 01:00 Monday to Sunday.
- To remove/amend the following Annex 3 conditions;

Amend Annex 3, Condition 1

No beers lagers or ciders of above 6% abv shall be sold on the premises;

To be replaced with

No beers lagers or ciders of above 6% abv shall be sold on the premises, save for premium bottled beers agreed in advance with the police or licensing authority

Remove Annex 3, Condition 2

No spirit miniatures or other bottles at or below 33cl shall be sold from the premises at any time.

Remove Annex 3, Condition 3

Single cans of beer shall not be sold.

The applicant has advised that this condition is losing the applicant business, as customers can go three shops down and purchase single cans. Similarly, they point out that regular respectable customers like to purchase single cans and that this conditions does not solve the problem of street drinking.

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	Yes
Noise	No
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No
London Fire Brigade	No
Local residents	Yes - One representation in opposition and one representation supporting from local residents.
Other bodies	No

3. Background

- 3.1 The current premises licence has been in place since November last year, when a new application was applied for and granted.
- 3.2 There have been no complaints made in relation to this premises since it opened.
- 3.3 The variation application is subject to three representations in opposition to the application from the Licensing Authority, Licensing Police and one local resident. The application has also received a representation from a local resident in support of the application.

4. Planning Implications

- 4.1 The Planning Authority have advised that there is no relevant planning history or conditions that limit opening times in relation to this application and no open enforcement cases in relation to the 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 not located in any Cumulative Impact Areas.
- 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: representations
- Appendix 4: map of premises location

Background papers:

None.

Final report clearance

Signed by:



Service Director – Public Protection

Date 24/06/2021

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 the applicant would prefer not to be contacted by telephone

Is the applicant:

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

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

Applicant Business

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

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

Registration number

Business name

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

VAT number

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

Legal status

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

Your Address

Address official correspondence should be sent to.

* Building number or name

* Street

District

* City or town

County or administrative area

* Postcode

* Country

Continued from previous page...

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

Non-domestic rateable value of premises (£)

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.

Continued from previous page...

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.

The premises trades as a convenience store, and is seeking to extend the trading hours, and remove some of the conditions on the existing licence, after a number of months of trouble free trading.

Section 4 of 18

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will the schedule to provide plays be subject to change if this application to vary is successful?

- Yes No

Section 5 of 18

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will the schedule to provide films be subject to change if this application to vary is successful?

- Yes No

Section 6 of 18

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

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

Will the schedule to provide live music be subject to change if this application to vary is successful?

- Yes
- No

Section 9 of 18

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Will the schedule to provide recorded music be subject to change if this application to vary is successful?

- Yes
- No

Section 10 of 18

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will the schedule to provide performances of dance be subject to change if this application to vary is successful?

- Yes
- No

Section 11 of 18

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

[See guidance on regulated entertainment](#)

Will the schedule to provide anything similar to live music, recorded music or performances of dance be subject to change if this application to vary is successful?

- Yes
- No

Section 12 of 18

PROVISION OF LATE NIGHT REFRESHMENT

Will the schedule to provide late night refreshment be subject to change if this application to vary is successful?

- Yes
- No

Section 13 of 18

SUPPLY OF ALCOHOL

Will the schedule to supply alcohol be subject to change if this application to vary is successful?

- Yes
- No

Standard Days And Timings

MONDAY

Start

End

Start

End

Provide timings in 24 hour clock (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

Continued from previous page...

TUESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

WEDNESDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

THURSDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

FRIDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SATURDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

SUNDAY

Start	<input type="text" value="07:00"/>	End	<input type="text" value="01:00"/>
Start	<input type="text"/>	End	<input type="text"/>

Will the sale of alcohol be for consumption?

- On the premises Off the premises Both

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

State any seasonal variations.

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

n/a

Non-standard timings. Where the premises will be used for the supply of alcohol at different times from those listed above, list below.

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

n/a

Continued from previous page...

Section 14 of 18

ADULT ENTERTAINMENT

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

Provide information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

n/a

Section 15 of 18

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

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

Continued from previous page...

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.

n/a

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

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

n/a

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

Annex 3

1: No beers lagers or ciders of above 6% abv shall be sold on the premises

To be replaced with: No beers lagers or ciders of above 6% abv shall be sold on the premises, save for premium bottled beers agreed in advance with the police or licensing authority

2. No spirit miniatures or other bottles at or below 33cl shall be sold from the premises at any time.

3. Single cans of beer shall not be sold.

this is losing the applicant business, as customers can go three shops down and purchase single cans. This condition does not solve the problem. Regular, respectable customers do like to purchase single cans.

I have enclosed the premises licence

I have enclosed the relevant part of the premises licence

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

The licence will be returned direct by the store.

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.

Continued from previous page...

Current conditions to remain, save for those requested to be removed.

b) The prevention of crime and disorder

Current conditions to remain, save for those requested to be removed.

c) Public safety

Current conditions to remain, save for those requested to be removed.

d) The prevention of public nuisance

Current conditions to remain, save for those requested to be removed.

e) The protection of children from harm

Current conditions to remain, save for those requested to be removed.

Section 17 of 18

NOTES ON REGULATED ENTERTAINMENT

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	<input type="text" value="Stewart Gibson"/>
* Capacity	<input type="text" value="Licence Agent"/>
* Date	<input type="text" value="13"/> / <input type="text" value="05"/> / <input type="text" value="2021"/>
	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	<input type="text" value="sgl:361"/>
Fee paid	<input type="text"/>
Payment provider reference	<input type="text"/>
ELMS Payment Reference	<input type="text"/>
Payment status	<input type="text"/>
Payment authorisation code	<input type="text"/>
Payment authorisation date	<input type="text"/>
Date and time submitted	<input type="text"/>
Approval deadline	<input type="text"/>
Error message	<input type="text"/>
Is Digitally signed	<input type="checkbox"/>

[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	LN20112-241120	Date of original grant*	24 November 2020
--------------------------------	-----------------------	--------------------------------	-------------------------

**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 ALTERNATIVE SUPERMARKET 360 ESSEX ROAD			
Post town	London	Post code	N1 3PD
Telephone number			

Where the licence is time limited the dates
Not Applicable

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

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>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>23:00</td></tr> <tr><td>Saturday</td><td>07:00</td><td>to</td><td>23:00</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	23:00	Saturday	07:00	to	23:00	Sunday	07:00	to	23:00
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Sunday	07:00	to	23:00																									

The opening hours of the premises:																												
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Saturday	07:00	to	23:00																									
Sunday	07:00	to	23:00																									

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

Off supplies

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

Alternative Supermarket Limited
360 Essex Road
London
N1 3PD

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

12872421

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

Mehmet Cokgezici

[Redacted address and telephone number]

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

[Redacted personal licence number and issuing authority]

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

Service Manager
Commercial & Residential

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. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
2. 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.
3. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises quietly.
4. No refuse will be placed on the street more than 30 minutes before collection.
5. The delivery of licensable goods shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries shall be made on a Sunday or Bank Holiday.#
6. The outside frontage shall be swept and cleared of any rubbish and smoking litter associated with the business at the end of trade each evening.
7. Any music shall be restricted to ambient background levels of sound.
8. The shutters to the front of the premises shall be maintained so as not to cause a noise nuisance when in operation to residential properties in close vicinity.
9. 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;
 - (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;
 - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.

10. An incident log shall be kept at the premises, and made available on request to the police or an authorised officer, which will record:
 - (a) Any and all allegations of crime 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 refusal of the sale of alcohol.
11. The refusals log part of the incident book shall be checked and signed monthly by the designated premises supervisor.
12. CCTV shall be installed, operated, and maintained, to function all times that the premises are open for licensable activities. This CCTV shall 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) At all times during operating hours, there will be at least 1 member of staff on the premises who can operate the system sufficiently to allow Police or authorised Council officers to view footage on request.
 - (h) Recordings will be kept for a minimum of 31 days and downloaded footage will be provided free of charge to the police or other authorised officers on request (subject to the Data Protection Act 1998) within 24 hours of any request.
13. The licensee shall ensure that all staff are trained on relevant matters, including the conditions of the premises licence, age restricted products and [if they are ever left in charge of the shop] the operation of the CCTV system and how to deal with visits from authorised officers. The licensee shall keep written records of training and instructions given to each member of staff, detailing the areas covered to include the Licensing Objectives, identifying persons under 25, making a challenge, acceptable proof of age & checking it, making & recording a refusal, avoiding conflict and responsible alcohol retailing. Staff shall sign to confirm that they have received and understood the training. All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request.
14. The premises will operate the 'Challenge 25' proof of age scheme.
 - (a) All staff will be fully trained in its operation;
 - (b) Only suitable forms of photographic identification, such as passport or UK driving licence, or a holographically marked PASS scheme cards, will be accepted.

15. The licence holder will at all times maintain adequate levels of staff and security. Such staff and security levels will be disclosed, on request, to the Licensing Authority and the Police.
16. The premises licence holder shall endeavour to eliminate or minimise any nuisance arising out of its licensable activities. In doing so the premises licence holder will work with enforcement authorities where any issues are identified. A complaints procedure will be maintained in order that local residents have a means of contact if necessary.
17. Ismail Kurt will take no part in the ownership or the day to day running of the premises or be employed there under this licence if granted.
18. All staff who work at the till will be trained for their role on induction and be given refresher training every six months. The written training records kept for each staff member will be produced to police & authorised council officers on request. The licence holder and staff will attend any offered Trading Standards training in the sale and supply of alcohol.
19. 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;
 - (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;
 - (d) Any and all appropriate measures are taken to fully protect the safety of all persons present on the premises at all times during operating hours.
20. Notices will be prominently displayed by the entry/ exit.
 - A) That CCTV is in use & a Challenge 25 proof of age policy is in operation;
 - B) Advising customers of the provisions of the licensing act regarding underage & proxy sales;
 - C) Of the permitted hours for licensable activities & the opening times of the premises;
 - D) Not to drink in the street;
21. A phone number for the premises shall be made available if required upon request to the police, any other responsible authority or any local resident to express any concerns caused by the operation of the premises. Any complaints and the outcome will be recorded in the incident book.
22. No alcoholic goods or tobacco products will ever be purchased or taken from sellers calling to the shop.
23. No spirits shall be purchased in a resealed box.
24. The licensee will immediately report to trading Standards any instance of a caller to the shop attempting to sell alcohol or tobacco products.
25. All off sales will be sold in sealed containers.
26. Customers will be reminded by way of a notice at the entrance/ exit door to please leave the premises quietly and have consideration for the neighbouring properties.

27. Sufficient litter bins will be provided to allow the customers to deposit their waste/ rubbish.
28. Challenge 25 shall be operated as the proof of age policy and only a valid passport, photo driving licence, HM forces photographic iID card or proof of age card with the PASS logo or hologram on it may be accepted as proof of age.
29. Prominent, clear and legible signage (in not less than 32 font bold) shall also be displayed at all entrances to the premises as well as at, at least one location behind any counter advertising the scheme.
30. A notice will be displayed at the till either electronically or physically to remind staff to ask for identification.
31. The Premises Licence Holder shall ensure that all staff members engaged or to be engaged, in selling alcohol at the premises shall receive the following induction training. This training will take place prior to the selling of such products: Refusing the sale of alcohol to a person who is drunk.
32. Further verbal reinforcement/refresher training covering the above will be carried out thereafter at intervals not to exceed six months, with the date and time of the verbal reinforcement/refresher training documented. All such training undertaken by staff members shall be fully documented and recorded. All training records will be kept at the premises and made available to officers of any responsible authority upon request.
33. The premises shall at all times maintain and operate refusals recording system (either in book or electronic form) which shall be reviewed by the Designated Premises Supervisor at intervals of no less than 4 weeks and feedback given to staff as relevant. This refusals book will be kept at the premises and made available to officers of any responsible authority upon request.

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

1. No beers, lagers or ciders of above 6% ABV shall be sold at the premises.
2. No spirit miniatures or other bottles at or below 33cl shall be sold from the premises at any time.
3. Single cans of beer shall not be sold.

Annex 4 – Plans

Reference Number: 20112-241120 Dated: 24 November 2020

Jones, Carol

From: [REDACTED]
Sent: 25 May 2021 12:59
To: Licensing
Subject: RE: ESSEX ALTERNATIVE SUPERMARKET, 360BESSEX ROAD, N1 3PD

Follow Up Flag: Follow up
Flag Status: Flagged

Hi,

I am writing on behalf of the occupants of [REDACTED] to the premises to express our support in this licensing application.

In reference to ii. The prevention of public nuisance, we feel this extension in opening time will reduce the chaotic rush at 11pm when bars normally close and allow a much more staggered approach for residents to purchase amenities on return home. In general, they've always been a very quiet and well managed establishment and we can only see benefit to nearby residents from this extension in opening hours.

Yours sincerely,
[REDACTED]

Licensing Authority Representation

Licensing Act 2003

Application for a variation of a premises licence in respect of:

Essex Alternative Supermarket, 360 Essex Road, N1 3PD

Licensable activities and timings applied for are to extend the operating hours by 2 hours to 1am, for the sale of alcohol, for consumption off the premises, from 0700 to 0100 each day.

The grounds for the representation are:

Public nuisance

Prevention of crime and disorder

Licensing Policy Considerations

Licensing Policy 4 Off sales of Alcohol from Shops and other premises

Licensing Policy 5 and 6 Licensing Hours

Issues of Concern

This premise has the benefit of a premises licence that allows off sales of alcohol from 0700 to 2300 each day. The Licensing Sub Committee only granted this licence in November 2020 after receiving several residents' representations.

Licensing Policy 4 - The Licensing Authority has adopted a special policy relating to cumulative impact in relation to shops and other premises selling alcohol for consumption off the premises. This special policy creates a rebuttable presumption that applications for the variation of premises licences, which are likely to add to the existing cumulative impact will normally be refused or subject to certain limitation, following the receipt of representations, unless the applicant can demonstrate in the operating schedule that there will be no negative cumulative impact on one or more of the licensing objectives.

The applicant has not put forward any mitigation or information in the operating schedule to demonstrate that this premises would not have a negative impact in an area saturated with outlets for alcohol.

The Licensing Authority's cumulative impact and framework hours' policies have been successful in reducing negative impacts associated with late night supplies of alcohol however; more needs to be done to deal with cumulative impacts arising from the supply of alcohol for consumption off the premises.

The number of off licences operating in the borough in most areas has reached the cumulative impact threshold and in areas where there is a successful evening and night time economy off sales of alcohol are contributing to cumulative impacts as result of preloading.

Licensing Policy 5 - Where representations are received from responsible authorities or other persons the Licensing Authority may seek to restrict hours of opening where it is appropriate to promote the licensing objectives.

Licensing Policy 6 - Licensing Hours- The hours applied for are outside of the recommended policy hours, in that the extension would mean extending the trading time by two hours from 11pm to 1am each day

The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises. The Licensing Authority will seek to impose appropriate restrictions and controls on the premises licence to prevent public nuisance and undue disturbance to local residents from licensed premises.

Recommendations

The Licensing Authority recommends that the Licensing Sub Committee consider the application and the lack of information in the operating schedule, the resident's representations, any conditions suggested by the Council's Pollution Team and the Police and Islington Council's Licensing Policy.

Terrie Lane

Licensing Manager

Public Protection Division

0207 527 3031

licensing@islington.gov.uk

09/06/2021



Terrie Lane
 Council Licensing Dept Manager
 Islington Council Licensing Team
 3rd Floor
 222 Upper Street
 Islington
 London N1 1XR

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

Your ref: WK/200068984

10th June 2021

Dear Terrie,

Re: Premises Licence Variation – Alternative Supermarket Ltd , 360 Essex Road ,
 Islington , London N1 3PD

Council worksheet ref WK/200068984

Last representations 10/06/2021

With reference to the above variation application, I am writing to inform you that the Metropolitan Police, as a Responsible Authority, will be objecting to the variation as it is our considered belief that if granted at present this application would undermine the Licensing Objectives in regard to prevention of crime and disorder.

The date of the original grant of the licence is 24/11/2020 [the 6 month anniversary is approaching]. The premises is applying to extend their terminal alcohol hours 7 days a week from 2300 hrs to 0100 hrs [2hrs a night and 14 hours a week] into the following morning outside of framework hours.

I checked with the Council Licensing Officer for the premises when the application was received to see if the agent or premises had contacted her and she stated no . No pre-application consultation appears to have been conducted with the Police either to see if any additional safeguarding could be offered that would meet relevant authority concern re this step or proposal and the application contains no offer of additional safeguarding when submitted in regard to this increase of hours and availability of alcohol in the area.

The premises is applying on the same variation to remove and amend safeguarding and off licence best practice conditions generally in use to help minimize crime and disorder attached after the application hearing re strength , miniature sales and single cans which I also find concerning

Under the application heading of Licensing Objectives in the spaces for the steps listed that the premises intend to take to promote the general and other four categories in regard to the application all the entries are identical and read 'Current conditions to remain , save for those requested to be removed.'

Police do not believe based on the quality of application that the premises would be able to meet the standards expected from a responsible licence holder to evidence that no increase in crime or disorder would follow from this variation if granted.

Yours sincerely,

Tim

Tim Livermore | Constable | Islington Borough – Licensing Team

Address Islington Police Station, 2 Tolpuddle Street , Islington , London N1 0YY

T07919547416 – Licensing Team mobile

Email Tim.J.Livermore@met.police.uk

Licensing Team mailbox - [Email CNMailbox-.IslingtonPoliceLicensingTeam@met.police.uk](mailto:CNMailbox-.IslingtonPoliceLicensingTeam@met.police.uk)

Protective Marking: Treat all mail as **OFFICIAL** unless otherwise stated



[Click here to see what we are doing for you @MPSIslington](#)

[Click here to find contact details for your local Neighbourhood Team](#)

Licensing Act 2003 representation pro-forma

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

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

Premises Name and address: Essex Alternative Supermarket, 360 Essex Road, Islington, London, N1 3PD

Your Name: [REDACTED]

Interest: RESIDENT

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

Your Address:

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

[REDACTED] relevant to your concerns or observations, you may also wish to include suggestions how your concerns could be addressed:

Public Nuisance

In the last two weeks, I have encountered two incidents of drunk and disorderly behaviour before 11pm.
On 30th May around 9pm, I came home to find a drunk man urinating against the wall next to the door of the building where I live.
On Thursday 3rd June or Friday 4th June, some people who had been drinking (they were holding alcohol) were having an aggressive argument in front of Essex Road News and Wine, which I could hear from my living room around 10.30pm. Extending the licence times will allow this behaviour to

Crime and Disorder

occur at even later hours, causing disruption and compromising the safety and security of local residents unnecessarily.

Protection of Children from Harm

Public Safety

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

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

[Empty box for explanation of anonymity request]

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

Signature:  Date: 09/06/21

Please ensure name and address details completed above

Return to:

Licensing Service
Licensing Team, Islington Council, 3rd Floor, 222 Upper St, London, N1 1XR.
Or by email to: licensing@islington.gov.uk



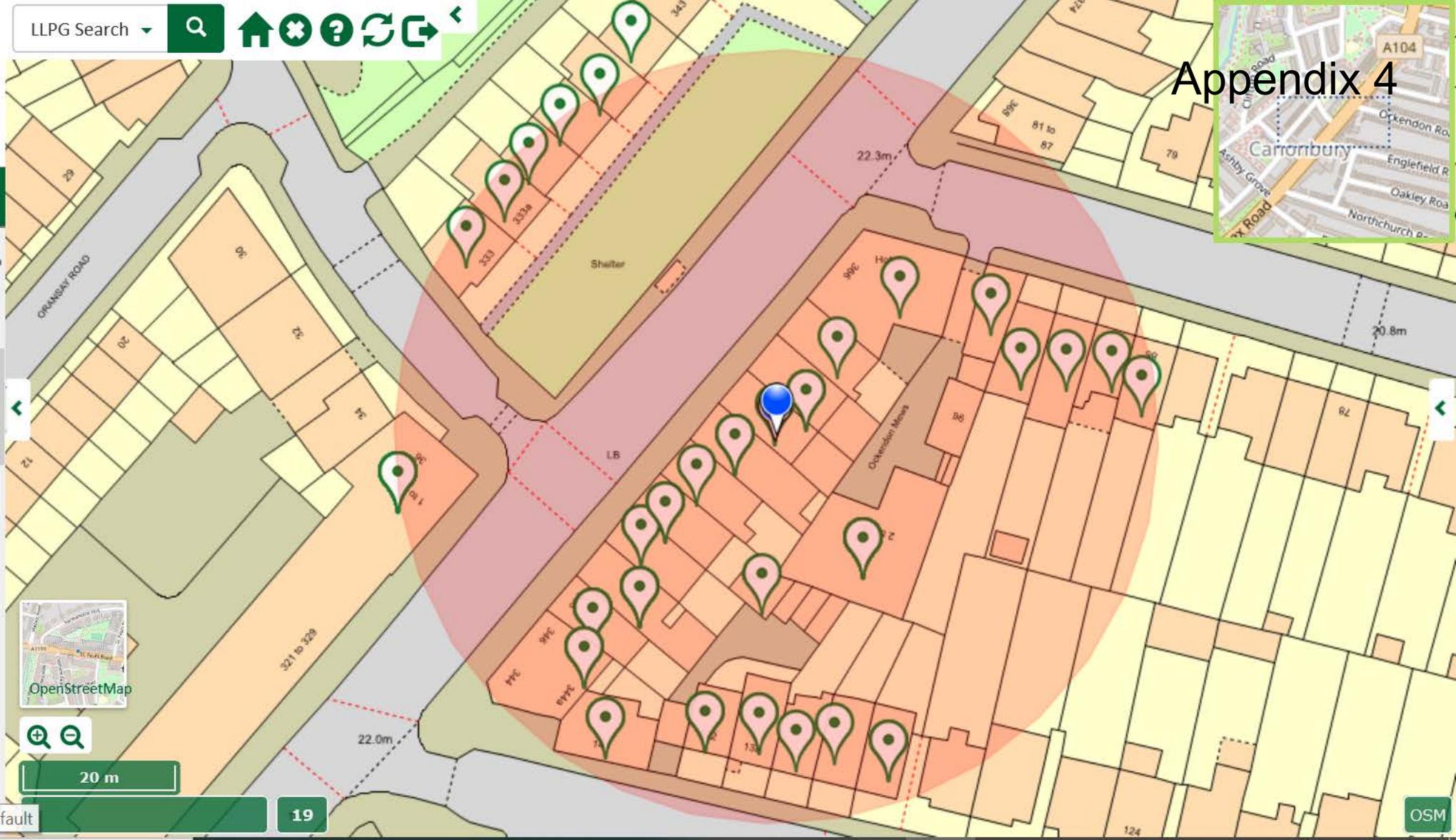
Appendix 4



SHOW LAYERS

- EDUCATION & LEARNING +
- FAIRER TOGETHER +
- ISLINGTON STREETS +
- LICENSING +
- RECREATION & LEISURE +
- TREES +
- WASTE +
- Cycle stands (General)

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Report of: Service Director, Public Protection

Meeting of:	Date:	Ward(s):
Licensing Sub-Committee - B	20/07/2021	Caledonian

	Exempt	Non-exempt
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SUBJECT: PREMISES LICENCE NEW APPLICATION
RE: CRYSTALS PIZZA & FRIED CHICKEN, 4 YORK WAY, LONDON N1 9AA

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 provision of late night refreshment, Monday to Sunday, from 23:00 to 05:00
- Opening hours, Monday to Sunday, from 10:00 to 05:00

2. Relevant Representations

Licensing Authority	Yes
Metropolitan Police	No: agreed conditions
Noise	No: agreed conditions
Health and Safety	No
Trading Standards	No
Public Health	No
Safeguarding Children	No

London Fire Brigade	No
Local residents	No:
Other bodies	No:

3. Background

- 3.1 This property has not previously been licensed. However, the applicant for this application owns the property at number 2B York Way, which has a licence for the provision of late night refreshments from 23:00 until 05:00 daily. No issues have been highlighted in relation to this premises.
- 3.2 An application for a new premises licence was submitted on 3 June 2021.
- 3.3 The Licensing Team also received representations from the Metropolitan Police and Islington's Noise Service, however, the applicant accepted their conditions and they withdrew their representations.
- 3.4 The applicants representative wrote a letter to the Licensing Authority outlining the the business, clarifying the planning position and addressing the Licensing policy. Note, there is a discrepancy in the planning advice, which I will seek to clarify for the hearing.
- 3.5 The premises fall within the Kings Cross Cumulative impact zone.

4. Planning Implications

- 4.1 The Planning & Development Section have the following comments to make in relation to the above license application.
- 4.2 The property is not a statutory listed building but it is located within the King's Cross Conservation Area.
- 4.3 There are no relevant planning applications or recent planning enforcement cases.
- 4.4 It is not clear from the licence application whether the proposed use will be primarily a hot food takeaway or a restaurant use. If it is a restaurant use then planning permission would not be required as the new use comes within Class E of the Town and Country Planning Use Classes Order 1987 (as amended).
- 4.5 However, if the primary use will be as a hot food takeaway, then planning permission will be required.

5. Recommendations

- 5.1 To determine the application for a new premises licence under Section 17 of the Licensing Act 2003.
- 5.2 If the Committee grants the application it should be subject to:
- i. conditions prepared by the Licensing Officer which are consistent with the Operating Schedule (see appendix 4); 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: representation from the Licensing Authority;
- Appendix 3: response from applicants legal representative;
- Appendix 4: suggested conditions and map of premises location.

Background papers:

None.

Final report clearance:

Signed by:



Jan Hart

Service Director – Public Protection

Date 08/07/21

Report author: Licensing Service

Tel: 020 75027 3031

E-mail: licensing@islington.gov.uk

* required information

Section 1 of 21

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

System reference

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

Your reference

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

Are you an agent acting on behalf of the applicant?

Yes No

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

Applicant Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Is the applicant:

- Applying as a business or organisation, including as a sole trader
- Applying as an individual

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

Continued from previous page...

Address

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

Agent Details

* First name	<input type="text" value="Mrs Aysen"/>
* Family name	<input type="text" value="Ipek Kilic"/>
* E-mail	<input type="text"/>
Main telephone number	<input type="text"/>
Other telephone number	<input type="text"/>

Include country code.

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

Are you:

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

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

Agent Business

Is your business registered in the UK with Companies House? Yes No

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

Registration number	<input type="text" value="10041572"/>
Business name	<input type="text" value="Narts Food and Leisure Limited"/>
VAT number	<input type="text" value="-"/>
Legal status	<input type="text" value="Private Limited Company"/>
Your position in the business	<input type="text" value="Licensing Consultant"/>
Home country	<input type="text" value="United Kingdom"/>

If your business is registered, use its registered name.

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

The country where the headquarters of your business is located.

Continued from previous page...

Agent Registered Address

Address registered with Companies House.

Building number or name	NARTS
Street	53 Stoke Newington High Street
District	
City or town	London
County or administrative area	
Postcode	N16 8EL
Country	United Kingdom

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

- Address OS map reference Description

Postal Address Of Premises

Building number or name	Crystal Pizza & Fried Chicken
Street	4 York Way
District	
City or town	London
County or administrative area	
Postcode	N1 9AA
Country	United Kingdom

Further Details

Telephone number	
Non-domestic rateable value of premises (£)	14,500

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 21

INDIVIDUAL APPLICANT DETAILS

Applicant Name

Is the name the same as (or similar to) the details given in section one?

- Yes No

If "Yes" is selected you can re-use the details from section one, or amend them as required. Select "No" to enter a completely new set of details.

First name

Family name

Is the applicant 18 years of age or older?

- Yes No

Continued from previous page...

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.

Pizza & Fried Chicken Shop. Mr Toprak runs the business under the same name on 2B York Way since 2011, We are applying the same hours as the existing business, they will be operating together.

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

Section 6 of 21

PROVISION OF PLAYS

[See guidance on regulated entertainment](#)

Will you be providing plays?

- Yes No

Section 7 of 21

PROVISION OF FILMS

[See guidance on regulated entertainment](#)

Will you be providing films?

- Yes No

Section 8 of 21

PROVISION OF INDOOR SPORTING EVENTS

[See guidance on regulated entertainment](#)

Will you be providing indoor sporting events?

- Yes No

Section 9 of 21

PROVISION OF BOXING OR WRESTLING ENTERTAINMENTS

[See guidance on regulated entertainment](#)

Will you be providing boxing or wrestling entertainments?

- Yes No

Section 10 of 21

PROVISION OF LIVE MUSIC

[See guidance on regulated entertainment](#)

Will you be providing live music?

- Yes No

Section 11 of 21

PROVISION OF RECORDED MUSIC

[See guidance on regulated entertainment](#)

Continued from previous page...

Will you be providing recorded music?

Yes No

Section 12 of 21

PROVISION OF PERFORMANCES OF DANCE

[See guidance on regulated entertainment](#)

Will you be providing performances of dance?

Yes No

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

[See guidance on regulated entertainment](#)

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

Yes No

Section 14 of 21

LATE NIGHT REFRESHMENT

Will you be providing late night refreshment?

Yes No

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock.
(e.g., 16:00) and only give details for the days
of the week when you intend the premises
to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

Continued from previous page...

SATURDAY

Start End

Start End

SUNDAY

Start End

Start End

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

- Indoors Outdoors Both

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

State type of activity to be authorised, if not already stated, and give relevant further details, for example (but not exclusively) whether or not music will be amplified or unamplified.

N/A

State any seasonal variations

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

N/A

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

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

N/A

Section 15 of 21

SUPPLY OF ALCOHOL

Will you be selling or supplying alcohol?

- Yes No

PROPOSED DESIGNATED PREMISES SUPERVISOR CONSENT

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

- Electronically, by the proposed designated premises supervisor

Continued from previous page...

As an attachment to this application

Reference number for consent form (if known)

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

Section 16 of 21

ADULT ENTERTAINMENT

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

Give information about anything intended to occur at the premises or ancillary to the use of the premises which may give rise to concern in respect of children, regardless of whether you intend children to have access to the premises, for example (but not exclusively) nudity or semi-nudity, films for restricted age groups etc gambling machines etc.

N/A

Section 17 of 21

HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

Give timings in 24 hour clock. (e.g., 16:00) and only give details for the days of the week when you intend the premises to be used for the activity.

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

Continued from previous page...

SUNDAY

Start

End

Start

End

State any seasonal variations

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

N/A

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

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

N/A

Section 18 of 21

LICENSING OBJECTIVES

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

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

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

Please see below

b) The prevention of crime and disorder

1) a) A cctv system covering the interior & exterior of the premises will be installed to current metropolitan police / Home office standards and shall be kept operational at all times the premises are open to the public.
b) It shall be capable of taking a head & shoulders shot of persons entering the premises, of recording images to an evidential standard in any light and be capable of storing images for a minimum of 31 days.
c) All staff who may work front of house shall be trained to operate the cctv system and download images.
d) At least one member of staff trained to operate the cctv system & download images shall be on duty at all times the premises are open to the public. Footage shall be shown to the police and screenshots provided to them on request. Copies of downloaded images shall be provided to the police on a usb stick, cd or other acceptable means as soon as possible and in any case within 24 hours of the request

2) An incident book shall be kept at the premises, and made available to the police or authorised council officers, which will record the following:

- A) All crimes reported,
- B) Lost property,
- C) All ejections of customers,
- D) Any complaints received,
- E) Any incidents of disorder,

Continued from previous page...

- F) Any seizure of drugs or offensive weapons,
- G) Any faults in the cctv,
- H) Any visit by a relevant authority or emergency service

- 3) Notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate) advising customers:
- A) That cctv in operation;
 - B) Of the permitted hours for licensable activities & the opening times of the premises;
 - D) To respect residents, leave quietly, not to loiter outside the premises or in the vicinity and to dispose of litter legally.

c) Public safety

A fire risk assessment and emergency plan will be prepared and regularly reviewed. All staff will receive appropriate fire safety training and refresher training.

d) The prevention of public nuisance

- 1) The front of the premises shall be kept tidy at all times and be swept at close.
- 2) Relevant notices will be prominently displayed by the entry/ exit door and point of sale (as appropriate)
- 3) No deliveries will be received or rubbish removed from the premises between 22.00 & 07.00.
- 4) Any music played will only be played at background level.
- 5) An incident book shall be kept at the premises and made available to the police or authorized council officers –see box b condition 5 for full details of the information to be recorded.
- 6) A phone number for the premises shall be made available if required upon request to the police, any other responsible authority or any local resident to express any concerns caused by the operation of the premises. Any complaints and the outcome will be recorded in the incident book.

e) The protection of children from harm

Section 19 of 21

NOTES ON DEMONSTRATING ENTITLEMENT TO WORK IN THE UK

Continued from previous page...

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

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

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

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

* Full name

* 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/apply-1> to upload this file and continue with your application.

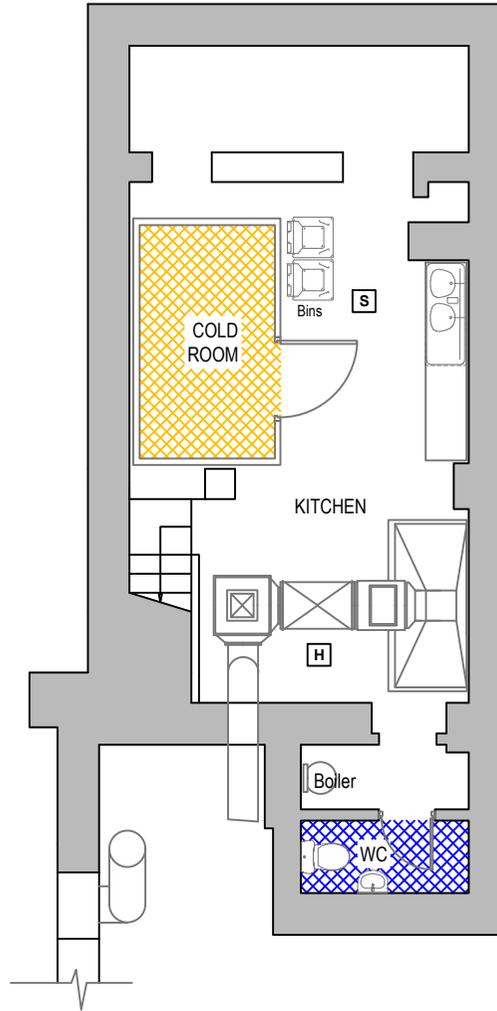
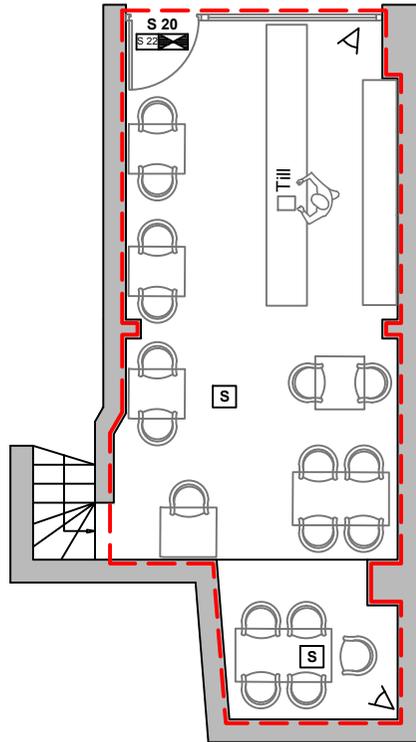
Don't forget to make sure you have all your supporting documentation to hand.

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

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

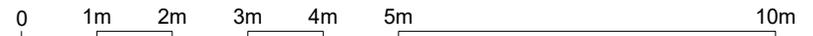
BASEMENT PLAN

GROUND FLOOR PLAN



LEGEND

-  WC AREA
-  FRIDGES
-  AMBIT OF LICENSED PREMISES
-  SAFETY LIGHTS
-  HEAT DETECTOR
-  SMOKE DETECTOR
-  CCTV
- S 20** FIRE ESCAPE KEEP CLEAR
-  INTERNALLY ILLUMINATED FIRE ESCAPE SIGN (BS 5266)



GENERAL NOTES:

ADDRESS	4 York Way N1 9AA	DRAWING DATE	28/05/2021	TOTAL AREA	ADD
DRAWING NAME:	Ground Floor and Basement Plan	SCALE:	1:100 @A4	SHEET:	1
		DRAWN BY:	OZ	CONTROL BY:	MHR

Licensing Authority Representation

Licensing Act 2003

Application for a new premises licence in respect of:

Crystal Pizza and Fried Chicken, 4 York Way N1 9AA

Licensable activities and timings applied for are to provide late night refreshment, on and off the premises from 2300 to 0500 each day.

The grounds for the representation are:

Public nuisance

Prevention of crime and disorder

Licensing Policy Considerations

Licensing Policy 6 - Licensing Hours

Licensing Policy 22 - Noise associated with licensable activities

Issues of Concern

The applicant has not put forward any mitigation or information in the operating schedule to demonstrate that these premises would not have a negative impact in an area saturated with outlets for take away and delivery of food.

Licensing Policy 6 - Licensing Hours- The hours applied for are outside of the recommended policy hours for premises selling hot food and drink supplied by takeaway and fast food premises, which is Sundays to Thursday 11pm to midnight and on Fridays and Saturdays 11pm to 1am.

Licensing Policy 22 - The Licensing Authority is committed to protecting the amenity of residents and businesses in the vicinity of licensed premises, particularly when late hours have been sought. Where relevant representations are received, the Licensing Authority will impose appropriate restrictions and controls on the premises licence to prevent public nuisance and undue disturbance to local residents from licensed premises

Recommendations

The Licensing Authority suggests that the Committee consider the effect of delivery drivers in the local area and ask that all deliveries be by non-motorised vehicles, and, that the management of the premises monitor the behaviour of the drivers and take action on any drivers causing anti-social behaviour.

The Licensing Authority recommends that the Licensing Sub Committee consider the application and the lack of information in the operating schedule, bearing in mind that the premises could attract customers from late night drinking premises in the area, who may loiter rather than leave the area. Consider any resident's representations, any conditions suggested by the Council's Pollution Team and the Police and Islington Council's Licensing Policy.

Terrie Lane

Licensing Manager

Public Protection Division

0207 527 3031

licensing@islington.gov.uk

23/06/2021

Appendix 3

Dear Terrie,

Regarding to your representation for Crystal Pizza and Fried Chicken, 4 York Way N1 9AA;

The Applicant is the owner of Crystal Kebab, next door of this premises (2B York Way), they are operating the same hours as we have applied. He is running this business for over 10 years with no complaints or any issues either with local authorities or residents. My client will be in charge of managing both premises. There will be a manager appointed for this place who has years of experience working with my client on the existing business, most of the staff will also be moving from existing business they will work and train the rest of the staff. My client is a very well experienced and responsible business person, he has a good knowledge of the area and very well aware of the customer profile. He will arrange the staff rotation and strategies himself.

Regarding to your concerns about delivery, my client is not providing any sort of home delivery service, either themselves or via third companies such as Deliveroo, UberEats, Just Eat etc... There are no deliveries coming for them either, he states that either himself or his brother does the buying and brings to shop themselves, this will continue as it is. I understand that you are trying to protect the residents in the area but as you already know there are no representations submitted by any residents, if this happens in the future you can always review this premises licence and drop the hours. I am aware that the hours we have requested are outside of the recommended policy hours but as I have explained there is already a premises operating this hours and we believe this second premise will not have any adverse impact on the existing level of public nuisance.

Regarding to Planning issue, We have applied for a planning permission and received the following email from your planning team;

Hi Mahir,

Further to our previous correspondence, the application has been reviewed by my managers today (24th May), which is in fact, the statutory expiry date.

Upon review, we have concluded that the works being proposed do not formally require planning permission. This is due to the fact that the extraction system would be internal only and no additional external development is being proposed. Furthermore, the latest changes to the GPDO (Sept 2020) now combine shops and restaurants into the same 'Class E' use class, meaning that an application for a change of use is no longer required between these uses.

*I'd therefore be grateful if you could please confirm the **withdrawal** of the latest application in this case. Apologies for the fact that this was not flagged up at an earlier stage.*

Will await to hear from you shortly.

*Kind Regards,
Marc*

Marc Davis | Planning Officer
Planning Applications Team
London Borough of Islington

Appendix 3

*Islington Town Hall
Upper Street
London N1 2UD*

E-Mail: marc.davis@islington.gov.uk

Tel: 020 7527 2000

Web: www.islington.gov.uk/planning

We have already agreed with the Police and the Noise Team and there are no other outstanding representation, other than yours.

We are happy to accept any conditions proposed by your team. Please let us know if there are any steps we can take for you to withdraw your representation.

Kind Regards

Aysen Ipek Kilic

Appendix 4

Conditions of approval consistent with the operating schedule and agreed with the Metropolitan Police

1. A phone number for the premises shall be made available if required upon request to the police, any other responsible authority or local resident to express any concerns caused by the operation of the premises. Any complaints and the outcome will be recorded in the incident book.
2. An incident log shall be maintained on the premises in paper or digital form and produced to Police or other authorised officers upon reasonable request. Every entry will be date and time stamped. Said log will record:
 - a) Any and all allegations of crime or disorder reported at the venue;
 - b) Any and all complaints received;
 - c) Any faults in the CCTV system;
 - d) Any visit by a relevant authority or emergency service
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 week 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 facial 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;
 - 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. 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 preserve any identified crime scene pending the arrival of police.
5. The licensee shall train and instruct the management and staff to prevent the admission of, and ensure the immediate and orderly departure of:
- a) any and all persons who appear to be drunk and/or disorderly
 - b) any and all persons displaying signs of other substance abuse.
6. There shall be clear and prominent signage at the venue displaying the following points:
- a) CCTV in Operation
 - b) Residential Area: Please leave quietly and be respectful of our neighbours.

Conditions agreed with the Council's Noise Service

- 7. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
- 8. Noise and/or Odour from any flue used for the dispersal of cooking smells serving the building shall not cause a nuisance to the occupants of any properties in the vicinity. Any filters, ducting and extract fan shall be cleaned and serviced regularly.
- 9. 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.
- 10. Prominent, clear and legible notices must be displayed at all exits requesting the public to respect the needs of local residents and to leave the premises and the area quietly.
- 11. The delivery of consumables to the premises shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No deliveries to the premises shall be made on a Sunday or Bank Holiday.
- 12. The collection of refuse shall be restricted to the hours between 07:00 and 23:00 Monday-Saturday. No waste collections shall be made on a Sunday or Bank Holiday.
- 13. The outside frontage shall be swept and cleared of any rubbish and smoking litter associated with the business at the end of trade each evening.
- 14. Any music shall be restricted to ambient background levels of sound.
- 15. Any solid fuels used for cooking purposes shall be of the type approved by DEFRA for use in smoke free zones i.e. compliant with BS3841. Appropriate documentation in relation to solid fuels in use shall be kept on site and available for inspection by authorised officers.
- 16. The licensee shall practice best endeavours to ensure that no internal combustion engine vehicles are used for deliveries from the premises.

17. If internal combustion engine vehicles are used for deliveries from the premises, the licensee shall ensure that drivers do not park or loiter in the vicinity of residential premises.
18. The premises will operate a no idling policy.
19. Delivery drivers will conduct the delivery in a manner that will not cause a noise disturbance to the occupiers of any residential properties surrounding the delivery address.



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