



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

AGENDA FOR THE LICENSING SUB COMMITTEE D

Members of Licensing Sub Committee D are summoned to a meeting, which will be held on Zoom. The link to the Zoom meeting is below. If you prefer to join the meeting by phone please dial 0203 481 5237 and enter meeting ID : 842 6600 3262 when prompted. on, **21 July 2022 at 6.30 pm.**

Join the meeting via this link:

<https://weareislington.zoom.us/j/84266003262?pwd=dDBCvjl0bG1MSzZH0WVyMmZ4WUQ3dz09>

Enquiries to : Jackie Tunstall
Tel : 020 7527 3068
E-mail : democracy@islington.gov.uk
Despatched : 13 July 2022

Membership

Councillor Angelo Weekes (Chair)
Councillor Asima Shaikh (Vice-Chair)
Councillor Joseph Croft
Councillor Praful Nargund

Substitute

All other members of the Licensing committee

Quorum: is 3 Councillors

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



A.	Formal matters	Page
1.	Introductions and procedure	
2.	Apologies for absence	
3.	Declarations of substitute members	
4.	Declarations of interest	
	<p>If you have a Disclosable Pecuniary Interest* in an item of business:</p> <ul style="list-style-type: none"> ▪ 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. <p>In both the above cases, you must leave the room without participating in discussion of the item.</p> <p>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.</p> <p>*(a)Employment, etc - Any employment, office, trade, profession or vocation carried on for profit or gain.</p> <p>(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.</p> <p>(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.</p> <p>(d)Land - Any beneficial interest in land which is within the council's area.</p> <p>(e) Licences- Any licence to occupy land in the council's area for a month or longer.</p> <p>(f) Corporate tenancies - Any tenancy between the council and a body in which you or your partner have a beneficial interest.</p> <p>(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.</p> <p>This applies to all members present at the meeting.</p>	
5.	Order of Business	
6.	Minutes of Previous Meeting	1 - 10
B.	Items for Decision	Page

1. KFC, GROUND FLOOR, 241 UPPER STREET, LONDON N1 1RU -
PREMISES LICENCE NEW APPLICATION

11 - 46

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.

ISLINGTON LICENSING SUB-COMMITTEES -

PROCEDURE FOR HEARING LICENSING REVIEW 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) **The applicant (interested party or responsible authority)** 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 applicant (interested party or responsible authority) on matters arising from their submission.

6) **Other representatives (interested party or responsible authority)** 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 other representatives (interested party or responsible authority) on matters arising from their submission.

8) **The licensee** 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) **Applicant**

13) **Other representatives**

14) **Licensee**

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.

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London Borough of Islington

Licensing Sub Committee D - 3 May 2022

Minutes of the meeting of the Licensing Sub Committee D held by Zoom on 3 May 2022 at 6.30 pm.

Present: **Councillors:** Phil Graham, Angela Picknell and Gary Poole

Councillor Phil Graham in the Chair

147 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.

148 APOLOGIES FOR ABSENCE (Item A2)

Apologies for absence were received from Councillor Matt Nathan.

149 DECLARATIONS OF SUBSTITUTE MEMBERS (Item A3)

Councillor Phil Graham substituted for Councillor Matt Nathan.

150 DECLARATIONS OF INTEREST (Item A4)

There were no declarations of interest.

151 ORDER OF BUSINESS (Item A5)

The order of business would be as the agenda.

152 MINUTES OF PREVIOUS MEETING (Item A6)

RESOLVED:

That the minutes of the meeting held on 10 March 2022 be confirmed as an accurate record of proceedings and the Chair be authorised to sign them.

153 ALWYNE CASTLE, 83 ST PAUL'S ROAD, N1 2LT (Item B1)

The licensing officer introduced all parties to the application. She stated that the applicant had agreed conditions with the police and the noise team and those representations had therefore been withdrawn. Updated conditions had been circulated to the Sub-Committee. The Licensing Authority had maintained their objection.

The Licensing Authority stated that she was in agreement with the football conditions proposed. She considered that the issues were in relation to the large garden area and the supervision of it other than on match days. The site had three

entrances and an external bar which was proposed to be open until 11.30pm. There was the possibility of anti-social behaviour where customers could not get to the toilets inside. This had happened in the past. There had been no complaints received in the last couple of years. Consideration should be given on how customers would be controlled, the extra security required in managing the exits and numbers outside. It was an area that could be used all year round and more care was required to ensure it was well supervised.

In response to questions, the Licensing Authority considered that there would be an increase of about 20% in space at the side and the rear of the premises and it would look more attractive with decking and umbrellas to cover the site. The Licensing Authority was concerned about the lack of toilet provision. This had caused issues in the past but was not something that the Licensing Authority could realistically control. There was a general policy of 1 SIA supervisor per hundred people but the number of exits/entrances available would need to be a consideration. With a football crowd there would need to be a larger number. The premises had reported that they had been moving customers to the front patio area of the garden by 10.30 pm to reduce noise disturbance to residents. It was quite unusual for a garden to be open until 11.30pm. Others in the area were closed by 10pm or 10.30pm. It was noted that the external area was closed by 10.30pm apart from the area immediately in front of the premises. It was believed that railings were to be installed around the garden.

One resident stated that they'd had problems with noise and anti-social behaviour over many years. Customers used the far gate to urinate, smoke and drink. Many complaints had been made but she had only been invited to one resident meeting. Another resident stated that there had been no communication with residents. Resident meetings were not advertised outside the pub. It was considered that these meetings be minuted and an action plan drawn up. The premises made a large amount of revenue with large crowds but staff were inadequately trained to deal with them. She considered that the beer garden should not be open so late. The fencing was welcome but she had doubts that this would work. She considered that the need for the premises to make money had led them to forget residents and the licensing objective of the prevention of public nuisance.

In response to questions, the residents considered that there would be problems on the first sunny day. They had received assurances in the past but nothing had happened and they should not have to complain at 11pm at night. There were problems with customers gathering at the far gate and customers stood drinking and making noise. This area needed to be supervised. Match days were supervised but non match days with large crowds could be a problem.

The applicant stated that the area was being refurbished and elevated. It was a large area which could already be used. Management had taken on board concerns from residents. The plan was to reduce three gates to a central gate to allow access, to lock the gates at the far end and use the noise management plan. They had discussed matchday conditions with the police. They had considered the toilet issue but it was not possible to build another toilet block and they considered that

the car park barrier was the problem. The bar was to be moved so that supervision and sight of the area would be better. The need for door supervisors would be maintained by risk assessment. She had concerns about conditioning a minimum number of security staff on quieter nights. Moving customers to the front of the premises seemed to be working. This was not a review of the licence and they had received no complaints so this would suggest the measures were working. Management of the beer garden had been taken over since July 2021 and had improved. Resident meetings should be alerted through email addresses and condition 7 could be amended to include this. It was accepted that communication with residents had to improve.

In response to questions, it was clarified that a list of email addresses would be compiled and notices on the premises and letter drops would be made for resident meetings. Residents would be invited in good time and management was approachable if residents required. There was a British standard for toilet capacity but this was an old pub and extending the premises was not an option. They considered that the issue was having one point of exit/entrance where customers could be supervised and enclosed. The use of portable toilets had been considered but was believed to be a worse option. The area would be covered by CCTV which could be tracked and the area would be well managed. The telephone number of the duty manager to be issued to residents was conditioned and there would be an email back up if there was no immediate response. The applicant had spoken to the police regarding the security provision and with a 10% increase in covers, the police had not considered extra security was necessary. Hot sunny days were considered to be a problem and they would be risk assessed. It was expected that the enclosed nature of the garden would make it easier for management to handle customers and react accordingly. Match day conditions had been agreed with the police.

In summary, the Licensing Authority were concerned about supervision of the area on days other than matchdays. It was considered that the number of toilets provided were inadequate and she asked that consideration be given to more permanent security for hot sunny days or events when the premises was busy. The residents stated that they had not received leaflets about resident meetings. One resident had complained over twenty times and a 10% increase was a large number of customers when you were already looking at numbers in the 100s. A second resident stated that greater consideration needed to be given to non-match days and did not see why numbers could not be included in the risk assessment. Both residents and staff managing customers needed to be considered. The applicant's representative stated that the premises already had an external bar. The closing in of the area would mean customers would be easier to control. The police had agreed conditions and were happy to leave issues with the Licensing Authority. The door staff issue would be covered in the risk assessment and if any complaints received and substantiated the licence could be reviewed. The needs of residents and the business had been balanced and conditions agreed.

RESOLVED

- 1) That the application for a premises licence variation in respect of Alwyne Castle, 83 St Paul's Road, N1 2LT, be granted:-
 - a) To vary the layout of the premises in accordance with the plans submitted by the applicant.
 - b) To remove/update/amend/add the existing conditions of the premises licence.
 - c) All licensable activities, permitted hours and opening hours to remain as existing.
- 2) That conditions outlined in the appendix tabled at the meeting shall be applied to the licence.

REASONS FOR DECISION

This meeting was facilitated by Zoom.

This was an application for a variation of premises licence for an internal refurbishment, to vary the layout of the licensed area according to the plan on appendix 4 and repositioning of the bar outside. A minor variation had been rejected, so a full variation application had been made.

The Sub-Committee read all the material and considered the oral submissions made by the Applicant, residents and the Licensing Authority. Conditions had been agreed with Trading Standards, Noise Team and Police Conditions on match days had been agreed. These responsible authorities had therefore withdrawn their representations.

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.

Licensing Policy 8

The Policy requires that 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
- can explain how they will brief staff on crime scene preservation Where there is a history of non-compliance associated with the management of the premises the Licensing Authority is unlikely to grant a new or variation application, or permit premises to continue to operate without further restrictions on review, unless there is evidence of significant improvement in management standards.

Licensing Policy 14

The Licensing Authority expects licensees to operate to the highest standards of management and to cooperate with the responsible authorities to prevent...alcohol induced crime, disorder and anti-social behaviour inside, outside and in the near vicinity of the premises, and street drinking in the local vicinity.

Licensing Policy 21

The Licensing Authority is committed to preventing public nuisance by protecting the amenity of residents in the vicinity of licensed premises. The Licensing Authority expects premises licensed holders to implement measures to minimise public nuisance associated with noise, outside drinking and urinating in public.

Licensing Policy 22

The Licensing Authority will seek to balance the protection of residents from undue disturbance against noise and the activity that is the natural by-product of people going about their business, entertainment and leisure.

The Sub-Committee was disturbed to hear the evidence of residents concerning anti-social behaviour in their back gardens and in the street. Further, it appeared the residents made numerous complaints in the past but had not had an adequate response from management. They had been unable to get through on the telephone number contact provided as a requirement under the existing conditions. They had not been notified of quarterly meetings as notices of these meetings were only displayed inside the public house. An existing condition required holding quarterly meetings. In particular, the sub-committee questioned the applicant on whether toilet provision was adequate within the premises.

The Applicant said that because this was an old building the latest regulations on toilet provisions did not apply. It was not feasible for them to build a new toilet block. They had considered using Portacabins outside but believed that these might create more nuisance through smell.

Although the Police had agreed conditions on management and the use of door supervisors in connection with match days, residents were concerned that there should be effective supervision on other days, particularly hot and sunny days when large numbers of people will be likely to attend. The solicitor for the applicant referred to the noise management plan. They would implement risk assessments on other occasions as appropriate.

The Solicitor for the applicant pointed out that the overall area would not be increased by the proposed variation. There might be an increase in 10 per cent of covers. She considered that management of the problems was key. There were at present three exits and entrances. It was proposed that the garden should be fenced off and the vehicular gate closed off. The anti social behaviour reported by residents appeared to be taking place in bushes near the vehicular access and the residents had complained that people were able to enter and leave unsupervised. The bar would now be placed at a point where staff would have clear sight of the outside area. Before closing time people would be moved from the garden towards the front and this was already being implemented. This seemed to have improved the situation with late night noise. A new manager had been appointed in the Summer 2021 and he was committed to improving communication with residents. An email list of residents would be made and an email contact would be given. Staff carried mobile devices on them at all times, and would see that an email had been received, even if, for any reason there was unable to respond to a telephone call immediately.

The Sub-Committee accepted that this was a refurbishment and it would not be appropriate to cut down the existing hours. The provision of fencing and removal of the vehicle access and the moving the patrons to the front might alleviate the existing problems. An improvement in management standards was apparent.

The Sub-Committee accordingly determined that it was appropriate to the promotions of the licensing objectives, proportionate and in the public interest to grant the variation application with conditions.

154 THE BIG HOUSE, 151 ENGLEFIELD ROAD, N1 3LH (Item B2)

The licensing officer introduced the residents and the applicant. It was noted that amended conditions had been circulated. The noise team had agreed one amended condition and had withdrawn their representation.

The Licensing Authority stated that the applicant had a previous licence which had been surrendered as they had found it difficult to comply with the conditions around the outside area. They had since been found selling alcohol without a licence. The premises mainly has runs of plays a couple of times a year. The main noise nuisance was from people outside in the courtyard and they asked that this area be managed quickly, quietly and no drinks be allowed outside.

In response to questions, it was noted that the noise officer had replaced two conditions in the original report with three conditions numbered 48-50 on the tabled appendix. A noise condition had been proposed, agreed by the applicant, that no more than 10 patrons smoke outside. The Licensing Authority proposed that this number be five patrons. The Licensing Authority stated that she had received no communication from the applicant.

One resident stated that she had concerns regarding the noise management of the outside space. After leaving the premises, patrons gathered and were noisy. The exit was in the courtyard and there had not been a show where staff/patrons had not gathered outside speaking loudly and swearing. The end time of 10pm was far too late. Another resident stated that their bedroom window was only five metres away from a shared courtyard. Half of the space belonged to the pub next door. The area acted as an acoustic echo chamber and even whispering was amplified. The Englefield pub garden closed at 9pm for this reason. The pub garden was not problematic but the Big House premises caused issues. Soundproofing in the premises was rendered useless as doors were kept open. It was considered that the management had disregarded residents. Alcohol was not allowed to be sold but had been without a licence. He did not think that conditions would not be adhered to.

The applicant stated that this was a theatre company and small charity that worked with young people. The sale of alcohol was ancillary to their main work. They had surrendered their licence due to covid and the concern about patrons mixing indoors. Regarding the noise management she had been in discussion with the noise team and had agreed to hold audience members inside the building after 9pm with no drinks allowed outside. Theatre shows could not always be guaranteed a finish time but would finish by 10pm and audiences and staff would quickly leave. They had agreed to stop the sale of alcohol to encourage orderly egress. Holding people inside would work to manage the noise. An additional sound corridor. They had opened windows and doors during covid to allow for ventilation. Having a 9pm close of the courtyard except for smoking was in line with the pub. They encouraged people to move away and were actively trying to improve on their noise management. They had a contact number for residents and would also respond to emails and would work with residents. With the conditions they would manage the noise as much as possible.

In response to questions, it was noted that their planning permission would require doors and windows to remain closed. The applicant stated that there was a period of time, during covid restrictions, where premises could open for a small audience. As a small charity, not putting on theatre productions would have a detrimental effect to their financial stability. The young people understood that noise levels needed to be kept down and moved on when requested. They did not have issues with their behaviour. They considered that they would have been able to manage their previous licence. They had a duty manager who was aware of the procedures and plans and were aware of the expectations. They had tried to adhere to the conditions on the licence although it had now been surrendered. The applicant stated that she thought she had contacted the Licensing Authority through the licensing officer. They had been given direction that they could run a donation bar but the licensing team had later informed them that this was not possible. All staff would be Challenge 25 trained, CCTV had been installed and would assist with risk management. They had a refusals book in place. The Sub-Committee considered that the applicant should cultivate a better relationship with the licensing team in the future.

In summary, the Licensing Authority stated that the issues were around the courtyard area and staff were required to manage the process of exiting and clearing the courtyard.

The residents asked that the end hour be earlier than 10pm. There was a concern regarding noise from smokers and they considered that smokers be moved out of the courtyard area. The second resident stated that the courtyard was an acoustic chamber and his main concern was loitering after 9pm and audiences and staff should leave as early as possible.

The applicant stated that there was a robust noise management plan in place which was in line with the neighbouring public house. No open drinks would be taken outside and neighbours would be respected.

RESOLVED

- 3) That the application for a new premises licence, in respect of The Big House, 151 Englefield Road, N1 3LH, be granted to allow:-
 - a) The provision of plays from 16:00 until 22:00 Monday to Friday and from 12:00 until 22:00 on Saturdays;
 - b) The provision of films, recorded music, live music and dancing from 16:00 until 21:30 Monday to Friday and from 12:00 until 21:30;
 - c) The sale of alcohol on and off the premises from 12:00 until 21:45 Monday to Saturday.
 - d) Opening hours from 09:30 until 22:00 Monday to Saturday
- 4) That conditions as tabled at the meeting subject to the deletion of number 48 be applied to the licence.

REASONS FOR DECISION

This meeting was facilitated by Zoom.

This was an application for a new premises licence. The Licensing Authority explained that the application had been made at their invitation in order to regularise the arrangements after Licensing Officers had reported the sale of alcohol without a licence. The Applicant said that this was a misunderstanding on their part on how to run a donation bar. She accepted that in hindsight she should have sought advice from the Licensing Authority beforehand. A previous licence had been granted but was then surrendered in circumstances which were unclear at the start of the meeting.

The Sub-Committee read all the material and considered the oral submissions made by the Applicant, residents and the Licensing Authority. Conditions had been agreed with the Police and been accepted and at a late stage with the Noise Team. Representations had therefore been withdrawn by all responsible authorities apart from the Licensing Authority.

The application related to a project run by a charity helping young people from the care system. It ran drop-in workshops, and open house projects, offering mentoring and pastoral support. It was not proposed that alcohol should be consumed or sold in relation to these. Alcohol would be sold at the theatrical events which only

took place at certain times of the year, for about eight weeks, from April to May and November to December.

The residents complained about noise from excited young people outside late into the evening. Some bedrooms were five meters from the outside area and children's sleep was affected. The outside area acted as an echo chamber so that any noise was amplified. They also complained about the use of bad language that could be overheard by children. A number of complaints were made about the use of the premises during the Covid-19 Lockdown and under the previous licence. Although the premises had some degree of insulation under the Noise Management Plan, windows and doors had been kept open allowing noise to escape. Residents suggested that the applicant was playing a game of cat and mouse.

The Applicant referred to the Noise Management Plan and the conditions that had been agreed. During Covid-19 they had continued to operate with "bubbles" of six people, socially distanced. In those circumstances, it has been necessary to open windows and use the outdoors but this no longer applied and their inability to keep to the conditions then was the reason for the surrender of the original Premises Licence. Although the premises could only be exited or entered through the courtyard this would be supervised by a member of staff. Under planning requirements the area had to be cleared by 10pm. Theatrical productions finished before 10pm.

The Sub-Committee noted that a certain number of smokers would be allowed outside, but limited them to five. They were satisfied that the Applicant understood the requirements for training and that volunteers would not be allowed to sell alcohol. The Applicant was aware that there had to be a Refusals Book and the importance of ensuring that alcohol was not sold to underage people. The Sub-Committee considered that it was appropriate under the licensing objectives and proportionate and in the public interest to grant the Premises Licence.

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.

155 BEBOP, UNIT 10, 8 HORNSEY STREET, LONDON, N7 8EG. (Item B3)

The Sub-Committee noted that the applicant had accepted the conditions from all Responsible Authorities so all representations had been withdrawn.

156 VOTE OF THANKS

The Chair of the Sub-Committee thanked Councillors Gary Poole and Angela Picknell for their services to the Sub-Committee as this was their last meeting for Islington Council. In turn, Councillor Gary Poole thanked the Chair for being an excellent Chair of the Licensing Committee and also thanked all officers for all of their work in relation to Licensing.

The meeting ended at 9.05 pm

CHAIR

Public Protection/Licensing
222 Upper Street, London
N1 1XR

Report of: Director of Public Protection

Meeting of: Licensing Sub-Committee

Date: 21/07/2022

Ward(s): Laycock

Subject:

PREMISES LICENCE NEW APPLICATION

Re:

KFC, GROUND FLOOR, 241 UPPER STREET,
LONDON, N1 1RU

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, Sundays to Thursdays from 23:00 until 00:00 and Fridays & Saturdays from 23:00 until 01:00 the following day; and
 - The premises to be open to the public, Sundays to Thursdays from 10:00 until 00:00 and Fridays & Saturdays from 10:00 until 01:00 the following day

1.3. 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	No:

2. Recommendations

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

3. Background

- 3.1. This new premises licence application was received by the Council's licensing service on 31st May 2022.

- 3.2. The Metropolitan Police licensing team and the Council's Noise service submitted representations in response to the application however, these were withdrawn after conditions of approval were agreed. These conditions can be found at Appendix 3 of this report.
- 3.3. There were 6 outstanding representations at the end of the consultation period, these can be found at Appendix 2 of this report.

4. Implications

4.1. Financial Implications

- 4.1.1. The Head of Finance reports that the applicant has paid the application fee of £315.00. Should the application be refused, the fee is not refundable.

4.2. Legal Implications

- 4.2.1. The legal implications are set out in Paragraph 2.
- 4.2.2. Legal advice will be provided at the meeting of the Licensing Sub-Committee as necessary.

4.3. Environmental Implications and contribution to achieving a net zero carbon Islington by 2030

- 4.3.1. The Licensing Sub-Committee need to consider the impacts that that proposals will have on the environment. An impact is defined as any change to the environment, whether positive or negative, wholly or partially resulting from Council activities. Almost all human activity has some impact on the environment, and it is very unlikely that any activity will not have any implications.

4.4. Equalities Impact Assessment

- 4.4.1. The council must, in the exercise of its functions, have due regard to the need to eliminate discrimination, harassment and victimisation, and to advance equality of opportunity, and foster good relations, between those who share a relevant protected characteristic and those who do not share it (section 149 Equality Act 2010). The council has a duty to have due regard to the need to remove or minimise disadvantages, take steps to meet needs, in particular steps to take account of disabled persons' disabilities, and encourage people to participate in public life. The council must have due regard to the need to tackle prejudice and promote understanding.

4.4.2. An Equalities Impact Assessment is not required in relation to this report, because this is a decision relating to a Premises Licence application under the Licensing Act 2003.

4.5. Planning implications

4.5.1. The property is not a listed building but it is located within the Upper Street North Conservation Area.

4.5.2. Planning permission was granted on 16 September 1985 for the retention of the use of ground floor as bakery, hot food take away and cafe and installation of extract duct at the rear (850116). This was subject to a condition as follows:

4.5.3. The use shall not operate except between the hours of 7.00am and 11.00pm on any day”.

4.5.4. It is not known when the bakery element ceased trading at the property. However, google street view does indicate that KFC have been located at the premises since at least July 2008. Therefore, this KFC restaurant/takeaway use would now be lawful having existed continuously in excess of 10 years.

On this basis, there is no planning control on the opening hours, as noted in the license.

4.5.5. There are no planning enforcement cases.

5. Conclusion and reasons for recommendations

5.1. That the Licensing Sub-Committee determines this application.

Appendices:

Appendix 1: application form and layout plan;


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 and Regulatory Services

Date: 13th July 2022

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	Not Currently In Use	This is the unique reference for this application generated by the system.
Your reference	Tafs Foods Ltd.	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	Tafs Foods Ltd.	
* Family name		
* E-mail	[REDACTED]	
Main telephone number	[REDACTED]	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	02716126	
Business name	Tafs Foods Ltd.	If the applicant's business is registered, use its registered name.
VAT number	GB 	Put "none" if the applicant is not registered for VAT.
Legal status	Private Limited Company	

Continued from previous page...

Applicant's position in the business

Home country

The country where the applicant's headquarters are.

Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Agent Details

* First name

* Family name

* E-mail

Main telephone number

Include country code.

Other telephone number

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

Are you:

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

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

Agent Business

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

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

Registration number

Business name

If your business is registered, use its registered name.

VAT number

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

Legal status

Continued from previous page...

Your position in the business

Home country

The country where the headquarters of your business is located.

Agent Registered Address

Address registered with Companies House.

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Section 2 of 21

PREMISES DETAILS

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

Premises Address

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

☒ Address ☐ OS map reference ☐ Description

Postal Address Of Premises

Building number or name

Street

District

City or town

County or administrative area

Postcode

Country

Further Details

Telephone number

Non-domestic rateable value of premises (£)

Section 3 of 21

APPLICATION DETAILS

In what capacity are you applying for the premises licence?

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

Confirm The Following

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

Section 4 of 21

NON INDIVIDUAL APPLICANTS

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

Non Individual Applicant's Name

Name

Details

Registered number (where applicable)

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

Continued from previous page...

Address

Building number or name	<input type="text" value="235"/>
Street	<input type="text" value="High Street"/>
District	<input type="text"/>
City or town	<input type="text" value="London"/>
County or administrative area	<input type="text"/>
Postcode	<input type="text" value="E15 2JA"/>
Country	<input type="text" value="United Kingdom"/>

Contact Details

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

Add another applicant

Section 5 of 21

OPERATING SCHEDULE

When do you want the premises licence to start?	<input type="text" value="29"/> / <input type="text" value="06"/> / <input type="text" value="2022"/>
	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.

KFC Restaurant

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

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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...

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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

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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

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

Continued from previous page...

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.

State any seasonal variations

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

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

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

Section 15 of 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
☐ 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

Continued from previous page...

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.

No such entertainment shall be provided

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HOURS PREMISES ARE OPEN TO THE PUBLIC

Standard Days And Timings

MONDAY

Start

End

Start

End

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

TUESDAY

Start

End

Start

End

WEDNESDAY

Start

End

Start

End

THURSDAY

Start

End

Start

End

FRIDAY

Start

End

Start

End

SATURDAY

Start

End

Start

End

SUNDAY

Start

End

Start

End

State any seasonal variations

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

Continued from previous page...

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)

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

‘By way of introduction to the application’

Tafs Foods Limited in conjunction with Tahir Group operates a number of restaurants on a franchise basis.

They have considerable experience of providing sit down and take-away meals in their premises and believe that they are taking every appropriate step to work in partnership with the other Parties to the Licensing Act 2003 in order to support fully the Licensing Objectives.

This site, has been operated as KFC restaurant for some time and the applicant applies for a Premises Licence to authorise the provision of Late Night Refreshment only.

The applicant has considered the local Statement of Licensing Policy and the factors outlined in relation to the Cumulative Impact Zone, particularly; noise nuisance at night; litter and waste; and, crime and disorder.

The applicant regards this application ‘low risk’ to the Licensing Objectives, for the following reasons:

Operating the site with a finish time of 23:00hrs has not presented serious problems to date;

Only Late Night Refreshment will be provided – No Sale of Alcohol or Regulated Entertainment;

A full consideration of the late night operation has already been completed during the development of the site;

A high specification CCTV system and alarm system will be installed at the premises; and,

Remote order kiosks and customer information systems are provided to reduce ordering and collection times - improving customer service and satisfaction.

b) The prevention of crime and disorder

Continued from previous page...

The premises shall install and maintain a comprehensive CCTV System. All entry and exit points shall be covered enabling frontal identification of every person entering in any light condition. The CCTV system shall continually record whilst the premises is open for licensable activities and during all times when customers remain on the premises. All recordings shall be stored for a minimum period of 31 days with date and time stampings. Viewing of recordings shall be made available upon request of the Police or authorised officer throughout the preceding 31 day period, subject to the general Data Protection Regulation and current Data Protection requirements.

An incident log shall be kept on the premises and made available on request to an authorised officer of the council, or the police which will record the following:-

All crimes reported to the venue

All ejections of patrons

Any complaints received concerning crime and disorder

Any incidents of disorder

All seizures of drugs or offensive weapons

Any faults in the CCTV system or searching equipment or scanning equipment

Any visit by a relevant authority or emergency service

An Alarm system shall be installed and maintained at the premises.

No glass or Breakable food containers or cups shall be in use at the premises.

c) Public safety

The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.

Separate 'Order' and 'Collect' points will be provided to assist with customer communication and flow

Licensing and conflict management training will be provided for staff at the site including awareness around women and young adults.

d) The prevention of public nuisance

All patrons shall be discouraged from socialising/loitering on the public highway at all times. Erect prominent, legible signage at both exits advising customers to leave the premises quietly and efficiently.

Background music only shall be provided.

Litter bin[s] will be provided.

Regular Litter pick by staff and cleaning of pavement upon closure of the restaurant.

e) The protection of children from harm

All management will be trained with regard to safeguarding issues.

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NOTES ON DEMONSTRATING ENTITLEMENT TO WORKING THE OK

Continued from previous page...

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

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

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

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

Applicants must demonstrate that they have an entitlement to work in the UK and are not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity. They do this in one of two ways: 1) by providing with this application copies or scanned copies of the documents listed below (which do not need to be certified), or 2) by providing their 'share code' to enable the licensing authority to carry out a check using the Home Office online right to work checking service (see below).

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 birth or adoption certificate issued 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 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.

Continued from previous page...

- 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 18(3) or 20(2) of the Immigration (European Economic Area) Regulations 2016, 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.

Continued from previous page...

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.

Home Office online right to work checking service

As an alternative to providing a copy of the documents listed above, applicants may demonstrate their right to work by allowing the licensing authority to carry out a check with the Home Office online right to work checking service.

To demonstrate their right to work via the Home Office online right to work checking service, applicants should include in this application their 9-digit share code (provided to them upon accessing the service at <https://www.gov.uk/prove-right-to-work>) which, along with the applicant's date of birth (provided within this application), will allow the licensing authority to carry out the check.

In order to establish the applicant's right to work, the check will need to indicate that the applicant is allowed to work in the United Kingdom and is not subject to a condition preventing them from doing work relating to the carrying on of a licensable activity.

An online check will not be possible in all circumstances because not all applicants will have an immigration status that can be checked online. The Home Office online right to work checking service sets out what information and/or documentation applicants will need in order to access the service. Applicants who are unable to obtain a share code from the service should submit copy documents as set out above.

Section 20 of 21

NOTES ON REGULATED ENTERTAINMENT

Continued from previous page...

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

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

Continued from previous page...

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

Section 21 of 21

PAYMENT DETAILS

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

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

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

Band A - No RV to £4300 £100.00

Band B - £4301 to £33000 £190.00

Band C - £33001 to £87000 £315.00

Band D - £87001 to £125000 £450.00*

Band E - £125001 and over £635.00*

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

Band D - £87001 to £125000 £900.00

Band E - £125001 and over £1,905.00

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

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

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

Capacity 5000-9999 £1,000.00

Capacity 10000 -14999 £2,000.00

Capacity 15000-19999 £4,000.00

Capacity 20000-29999 £8,000.00

Capacity 30000-39999 £16,000.00

Capacity 40000-49999 £24,000.00

Capacity 50000-59999 £32,000.00

Capacity 60000-69999 £40,000.00

Capacity 70000-79999 £48,000.00

Capacity 80000-89999 £56,000.00

Capacity 90000 and over £64,000.00

* Fee amount (£)

315.00

DECLARATION

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

OFFICE USE ONLY

Applicant reference number	<input type="text" value="Tafs Foods Ltd."/>
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"/>

FIRE EQUIPMENT SYMBOL	
	Foam fire extinguisher
	CO2 fire extinguisher
	Fire blanket
	Wet chemical fire extinguisher
	Fire Panel

	Licenced area
---	---------------

DO NOT SCALE FROM THIS DRAWING
EXCEPT FOR THE PURPOSES OF LOCAL
AUTHORITY PLANNING

rev	date	description
-----	------	-------------



**HONE
EDWARDS
ASSOCIATES**

Design Studio
Millars Three
Southmill Road
Bishop's Stortford
Herts, CM23 3DH
email: firstName.lastName@honeedwards.co.uk

Tel: 01279 758545
Fax: 01279 757730

address
HIGHBURY
241 UPPER STREET
LONDON
N1 1RU

drawing title
LICENSING PLAN

drawing no. 3347/G014		revision
drawn by AD	checked JE	
scale 1:50@A1	date DEC 2021	



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: KFC, Ground Floor, 241 Upper Street, Islington, London, N1 1RU

Your Name: [REDACTED]

Interest: Resident/ Owner

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

Your Address:

[REDACTED]
[REDACTED]
[REDACTED]

Email: [REDACTED]

Telephone: [REDACTED]

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

Public Nuisance Since 2010 we have been subjected to anti-social behaviour caused firstly by McDonalds' customers who would congregate in Hampton Court and Swanyard late at night, drunk and on the influence of drugs. The noise and disruption to residents on these two street has been almost too much to bear, we had meetings with local councillors, including Gary Poole, the police and our MP Emily Thornbury in an attempt to have McDonalds deal with the problem, we have also had the moped delivery drivers' ASB to deal with, again as a direct cosequence of fast food restaurants being in close proximity. We feel that allowing KFC to open late and worse all night, will be intolerable, please block this licence.

Crime and Disorder We have deal with aggression from moped delivery drivers, and muggings and harrassment of residents as a direct consequence of McDonalds and Wetherspoons on the corner of Hampton Court, we really feel that we can do without another late night take away in this area.
If you spend any time at all on an evening at Highbury Corner, you can feel the aggression. Youths congregate to the take away shops, this area of Upper St Is now not a nice place to be, please do not allow late night opening of the KFC here which will only exacerbate the problem.

Protection of Children from Harm Fast food is the reason schoolchildren and youths are drawn to the take away shops at the top of Upper St and the corner of Hampton Court. Usually straight from school or college, they come and stand on what is a busy road at the top of Upper St. It is not safe from the traffic point of view and also from other youths who also come and stand there, if this restaurant stays open late the worry is they will come late and stay late, this is not a safe place for them to hang out, we ask that this licence is blocked on the basis of protecting children and youths from this environment.

Public Safety For all the reasons above, we implore this licence to be blocked. The real problem is this i a small area of Highbury Corner that already has too many establishments that draw in crowds of people who are drinking at the Wetherspoons pub, and then using the take-aways, McDonalds and KFC This leads to crowds and problems. We at Hampton Court and Swanyard have had our fair share of ASB and trouble, as people use the street as a place to congregate after hours, we have evidence of drinking, drugs and even sexual acts taking place in our street, please speak to local councillors and the police.

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:

We do not want to be victimised by any representative/s of KFC who may feel we are not in support of their application. We are part of a Residents Group who have had to deal with more than our fair share of problems in Hampton Court/ Swanyard including, Homlessness/ Drug taking/ Drinking after hours/ Sexual Acts/ Harrassment / ASB.

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: 27/06/22

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

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: KFC, Ground Floor, 241 Upper Street, Islington, London, N1 1RU

Your Name: [REDACTED]

Interest: OWNER / RESIDENT

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

Your Address: [REDACTED]

Email: [REDACTED]

Telephone: [REDACTED]

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

Public Nuisance FOR OVER 10 YEARS AS AN OWNER OF [REDACTED]
WE HAVE BEEN SUBJECTED TO ASB FROM DRUG TAKERS, LATE
NIGHT DRINKERS WHO GO TO WETHERSPOON, THEN McDONALDS FOR
TAKE AWAYS. THEN WE HAD MAFED DELIVERY DRIVERS WHO HARRASSED
RESIDENTS OF OUR STREET, WE HAVE HAD DRUG TAKING, DRINKING
DEFACATING + ASB. NO MORE LATE TAKE AWAY RESTAURANTS
ENDURANCE IS ENOUGH.

Crime and Disorder WE WERE IN MEETINGS WITH THE POLICE, OUR
LOCAL COUNCILLORS + MP - EMILY THORNHURST ABOUT ALL OF
THIS ASB. DRUGS AND SEXUAL ACTS HAVE BEEN COMMITTED
IN SWAN YARD + HAMMOND CRT. WE BELIEVE AN ALL NIGHT
TAKE AWAY IS TOO MUCH IN AN ALREADY SATURATED PART
OF ISLINGTON. PLEASE STOP THIS APPLICATION

THANK YOU!

Protection of Children from Harm WE ARE WORRIED ABOUT SCHOOLCHILDREN

AND TEENS CONGREGATING ON UPPER ST. THERE IS A TRAFFIC
ISSUE, BUT MORE IMPORTANTLY GROUPS OF YOUTHS WILL USE
THIS LATE NIGHT OPENING TO GROUP + CAUSE NOISE +
ASB.

Public Safety

THIS AREA OF UPPER STREET IS NOW BECOMING
NOT A GOOD PLACE. WE HAVE MORE DELIVERY DRIVERS
ON THE CORNER AND MCDONALDS AND WETHERSPOON.
THE AMOUNT OF ASB AND AGGRESSION IS ALREADY A PROBLEM
FOR PUBLIC SAFETY - WE DON'T NEED KFC OPENING LATE TO ADD TO

THIS!

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:

FEAR OF REPRISALS FROM KFC REPS.

PLEASE BLOCK THIS LICENCE.

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: 27/06/22

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

Whitton, Daniel

From: [REDACTED]
Sent: 11 June 2022 22:25
To: Licensing
Subject: Licensing application WK220016689

[External]

I'm writing to strongly object to the licensing application from KFC at 241 Upper Street to extend their operating hours. We have a huge problem with public disorder and nuisance in our area. Allowing fast food chains to extend their hours will only add to the existing problem. We regularly see people littering, drinking, taking drugs, and making a lot of noise late at night. We do not want any more of this. PLEASE DENY THIS APPLICATION.

Thank You,

Whitton, Daniel

From: [REDACTED]
Sent: 10 June 2022 15:33
To: Licensing
Subject: Re: KFC Licensing WK/220016689

[External]

On Fri, 10 Jun 2022 at 3:20 pm, Licensing <Licensing@islington.gov.uk> wrote:

Dear [REDACTED]

In order for your representation to be considered please provide me with your full address.

Kind Regards

Kamarl James

Licensing Support Team

Technical Support Officer

Islington Council

Public Protection Division

[222 Upper Street](#)

[London N1 1XR](#)

From: [REDACTED]
Sent: 10 June 2022 13:19
To: Licensing <Licensing@islington.gov.uk>
Subject: KFC Licensing WK/220016689

[External]

I am a resident of Swan Yard, directly behind KFC. We strongly object to any extension of operating hours as is being requested.

The area already has a huge problem with public nuisance, noise, littering, urination and drugs. This is particularly problematic during late night hours.

We do NOT want more of this. Please DO NOT LET KFC extend its hours.

[REDACTED]

[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 27 June 2022 11:45
To: Licensing
Subject: Fwd: KFC Ground Floor, 241 Upper Street (WK/220016689)

[External]

Dear Sir/Madam,

I am writing to you to express my concerns with regards to the KFC located on Ground Floor of 241 Upper Street (WK/220016689).

My name is [REDACTED] and I am a concerned resident from the neighbouring address at [REDACTED]
[REDACTED]

The proposal of this KFC operating late night and overnight service will add to the already existing anti-social behaviour in the area and on my street specifically; We have had to deal with plenty of public nuisance and have had concerns about public safety in the area. The amount of issues caused with the late night partying by McDonald's and Whetherspoons customers, including urination, drugs, littering and disorder in the area and on my street is already a safety concern and we would like to prevent any further crime and disorder to ensure safety for our area and the children residing here.

We hope this matter is dealt with by considering the safety of the residents in the area,

Yours sincerely,

[REDACTED]

Whitton, Daniel

From: [REDACTED]
Sent: 27 June 2022 19:55
To: Licensing
Subject: KFC located on Ground Floor of 241 Upper Street (WK/220016689)

[External]

Dear Sir/Madam,

I am writing to you to express my concerns with regards to the KFC located on Ground Floor of 241 Upper Street (WK/220016689).

My name is [REDACTED] and I am a concerned resident from the neighbouring address at [REDACTED]
[REDACTED]

The proposal of this KFC operating late night and overnight service will add to the already existing anti-social behaviour in the area and on my street specifically; We have had to deal with plenty of public nuisance and have had concerns about public safety in the area. The amount of issues caused with the late night partying by McDonald's and Whetherspoons customers, including urination, drugs, littering and disorder in the area and on my street is already a safety concern and we would like to prevent any further crime and disorder to ensure safety for our area and the children residing here.

We hope this matter is dealt with by considering the safety of the residents in the area,

Yours sincerely,

[REDACTED]

Sent from my iPhone

Suggested conditions of approval consistent with the operating schedule

1. An Alarm system shall be installed and maintained at the premises.
2. No glass or Breakable food containers or cups shall be in use at the premises.
3. The means of escape provided for the premises shall be maintained unobstructed, free of trip hazards, be immediately available and clearly identified in accordance with the plans provided.
4. Separate 'Order' and 'Collect' points will be provided to assist with customer communication and flow.
5. Licensing and conflict management training will be provided for staff at the site including awareness around women and young adults.
6. All patrons shall be discouraged from socialising/loitering on the public highway at all times.
7. The licensee shall erect prominent, legible signage at both exits advising customers to leave the premises quietly and efficiently.
8. Background music only shall be provided.
9. Litter bin[s] will be provided.
10. Regular Litter pick by staff and cleaning of pavement upon closure of the restaurant.
11. All management will be trained with regard to safeguarding issues.

Conditions agreed the Metropolitan Police

12. 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.
13. 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; and
 - f. Any and all seizures of drugs or offensive weapons.

14. CCTV shall be installed, operated, and maintained, to function all times that the premises is open for licensable activities. Said CCTV will comply with the following criteria:
 - a. The licensee will ensure that the system is checked every two weeks to ensure that the system is working properly and that the date and time are correct;
 - b. A record of these checks, showing the date and name of the person checking, will be kept and made available to the police or other authorised officer on request;
 - c. The Police will be informed if the system will not be operating for longer than one day of business for any reason;
 - d. One camera will show a close-up of the entrance to the premises, to capture a clear, full length image of anyone entering;
 - e. The system will provide full coverage of the interior of the premises and any exterior part of the premises accessible to the public;
 - f. The system will record in real time and recordings will be date and time stamped;
 - g. 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; and
 - i. Signage stating that CCTV is in operation will be clearly and prominently displayed at the premises.
15. The licence holder will at all times maintain adequate levels of staff and security.
16. The premises licence holder shall ensure that all sales staff receive appropriate training in relation to managing conflict and the health and safety of the public and staff. Training documents shall be signed and dated and will be held in a suitable hard copy log , to be made available to a Police Officer or Council Officer upon request . Said records shall be retained for 12 month.
17. The premises shall work in partnership with all responsible authorities to ensure the promotion of the 4 licensing objectives and shall also seek to work with the local communities, in achieving a successful cohesion between their business operations and their neighbours.

Conditions agreed with the Council's Noise Service

18. Noise or vibration must not emanate from the premises so as to cause a nuisance to nearby properties.
19. 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.
20. 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.

21. The licensee shall practice best endeavours to ensure that no internal combustion engine vehicles are used for deliveries from the premises however, if internal combustion engine vehicles are used for deliveries:
 - a. The licensee shall ensure that drivers do not park or loiter in the vicinity of residential premises; and
 - b. The premises will operate a no idling policy.
22. Alcohol shall not be sold or supplied, via delivery from the premises.
23. 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.

